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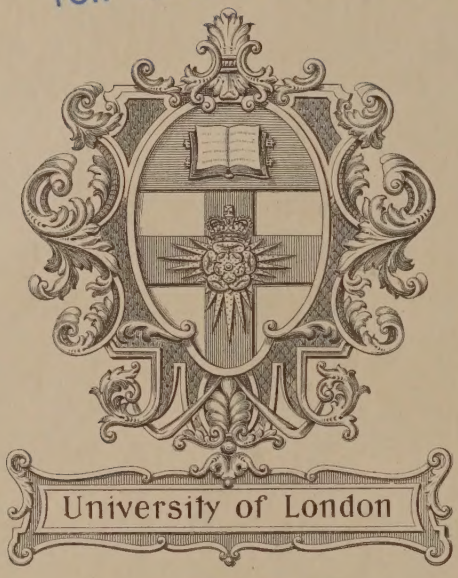

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REPORTS

FROM

COMMISSIONERS:

TWENTY-NINE VOLUMES.

—*(22.)*—

ELECTIONS—*continued.*

DUBLIN FREEMEN.

Session

8 *February* —— 10 *August* 1870.

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FROM

COMMISSIONERS:

TWENTY-NINE VOLUMES

—(22.)—

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TWENTY-NINE VOLUMES:—CONTENTS OF THE

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REPORT

OF THE

COMMISSIONERS

APPOINTED BY THE ACT OF THE 32ND AND 33RD VICTORIA, CAP. 65,

FOR THE

PURPOSE OF MAKING INQUIRY

INTO THE EXISTENCE OF

CORRUPT PRACTICES

AMONGST THE

FREEMEN ELECTORS

OF THE

CITY OF DUBLIN.

Presented to both Houses of Parliament by Command of Her Majesty.

DUBLIN:
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1870.

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DUBLIN FREEMEN ELECTORS COMMISSION, 1869.

REPORT.

TO THE QUEEN'S MOST EXCELLENT MAJESTY.

We, the Commissioners appointed by the statute passed in the session of Parliament held in the 32nd and 33rd years of your Majesty's reign, entitled "An Act for appointing Commissioners to inquire into the existence of corrupt practices amongst the freemen electors of the city of Dublin," and thereby empowered and directed to make inquiry into the existence, nature, and extent of such corrupt practices, and into the conduct of all persons aiding in or abetting such corrupt practices, humbly submit this our Report to your Majesty:—

We commenced our inquiry upon the 29th November, 1869, at the Court-house in Green-street, Dublin, where our sittings occupied forty-one days; the proceedings being conducted in all respects in the same manner as inquiries by Commissioners appointed under the provisions of the Act of the 15th and 16th years of your Majesty's reign, chapter 57.

At the outset of our inquiry we found considerable difficulty in obtaining any useful information; and this, coupled with a variety of circumstances, caused our investigation to be protracted to an extent which we did not at first anticipate. Our inquiry into the conduct of the freemen electors of Dublin involved an examination into the history of several Parliamentary elections in that city, and compelled us to seek out and ascertain the details of those proceedings. We were also frequently impeded and delayed by the difficulty of separating from the mass of general information received by us that which specially related to the freemen electors only, and of arranging under proper heads the facts and evidence peculiar to our province. At the commencement, too, of our inquiry we lost some days in an attempt to discover the extent of the corruption, in its grosser form, by tracing out the persons through whom certain railway tickets used as tokens had been obtained; and thus ascertaining, if possible, the number which ultimately came into the hands of freemen. We had, however, at that time, no reason to anticipate the disclosures which it afterwards appeared one of the persons engaged in thus bribing freemen at the last election was prepared to make; and it may be added that we were in some measure led to pursue this course of inquiry by information then supplied to us through our secretary, but which turned out to be nearly altogether valueless.

Our investigation in accordance with the provisions of the statute in this respect, was at first directed to the existence of corrupt practices amongst the freemen at the election of 1868; and the evidence before us having clearly proved that such prevailed on that occasion, we proceeded with the like result to inquire into the conduct of this class of electors at the election of 1865, and from thence back to the elections of 1859 and 1857, successively; ascertaining that on each of these several occasions, corrupt practices had more or less prevailed amongst the freemen. After a careful examination, however, into the election of 1852, we were unable to discover any trace of such corruption having been then practised; and, accordingly, in obedience to the provisions of the statute we did "not inquire concerning any previous election."

It is proper to observe that in 1867 Sir Arthur E. Guinness was returned, without any contest, to represent the city of Dublin, in the place of his father, then lately dead; and on this occasion, of course, no corruption took place. We were of opinion, however, that an unopposed return of that kind was not such an election as is contemplated by the enactment just referred to. And, the evidence having satisfied us that corrupt practices had prevailed amongst the freemen electors of the city of Dublin at the general election of 1868, we believed it to be our duty to inquire as to the existence of similar practices at previous contested elections.

Before we proceed to state the results of our inquiry into the circumstances of these several elections of 1868, 1865, 1859, and 1857, it seems desirable to call attention as briefly as we can to the nature and constitution of the freemen electors of the city of Dublin, and their relation to the general body of the citizens.

The Corporation of Dublin claims a title by prescription, and is at all events of great

antiquity. Its first charter is one of King Henry II., granting the city of Dublin "to "his men of Bristol to inhabit; strictly enjoining them to inhabit the same and hold it of "him and his heirs, with all liberties and free customs which the men of Bristol had at "Bristol and throughout all his realm." This was followed by a charter of John, when Earl of Morton and Lord of Ireland, confirming these rights to the citizens of Dublin "dwelling there as far as the metes of the city," and by a number of other charters from successive sovereigns, confirming the old and granting new privileges. It is sufficient to say that from the language of these ancient instruments, it would seem that here as in other places the freedom of the city was once enjoyed by all the resident and trading inhabitants who shared in the payment of local taxes and the performance of local duties. As far back, however, as usage can be traced, the right to be admitted as a freeman is found to have depended upon "birth," "marriage," or "service;" that is to say, the claimant must have been the son of a freeman, or have married the daughter of a freeman, or have served as apprentice to a freeman; all these being probably but so many modes of ascertaining the general condition of established residence. For the most part, too, admission to the freedom of the city was only to be obtained after admission into one of the guilds or brotherhoods of trades, which, in the middle ages, formed the general civic organization of Dublin as well as of other large towns. Still the governing body of the city, and the subordinate governing bodies of the guilds, seem from a very early period to have exercised an arbitrary control over the admission of freemen; and it became, after a time, more and more usual to admit persons by "grace "especial," that is, by the favour of the governing body, a practice which ultimately caused the privilege to be conferred, to a very large extent, upon non-residents.

In consequence of the peculiar legislation of the seventeenth and eighteenth centuries, the Corporation of Dublin and the several guilds also became composed exclusively of Protestants. After 1793, indeed (when the statute 33 Geo. III., chap. 21, was passed by the Irish Parliament), Roman Catholics were no longer debarred by law from the enjoyment of any corporate privileges; but, as we learn from the Report of the Commissioners on Municipal Corporations in Ireland, members of that Church continued even down to the year 1835 to be completely excluded, though the disability had been removed for more than forty years. Moreover, as the condition of society altered with the lapse of time, the freedom of the city ceased to carry with it a right to special privileges or immunities of trade; and for the great mass of the citizens who now no longer possessed it, it was without value for purely civic or commercial purposes.

Owing to this combination of circumstances the freemen of Dublin became in modern a very different body from what they probably were in ancient times. At the date of the Report of the Commissioners on Municipal Corporations in Ireland, they were merely a fraction of the inhabitants of Dublin, numbering in all about four thousand persons, of whom a large proportion were non-residents; and they were, as we have seen, all Protestants, and deeply imbued with strong Conservative principles. The freemen still continued to be admitted according to the ancient modes of election, subject, however, to such restrictions and innovations as had been introduced; and they contained amongst their ranks, with many wealthy and respectable persons, a large admixture of very poor citizens; but the body had long ceased really to represent the commonalty of Dublin, and had become in many respects a political organization of very decided views and tendencies.

General Report, p. 16, and Appendix (on Dublin) p. 19.

From an early period the freemen of Dublin had acquired the privilege of voting at the election of members to represent the city in Parliament. The Irish Reform Act of 1832 (Statute 2 & 3 William IV., cap. 88) while it created other franchises of a new and extensive kind preserved to the freemen this ancient privilege, though subject to some important qualifications. It required that in order to have the right to vote, freemen should be resident in the city, or within seven statute miles from the usual place of election; and excluded from the exercise of the Parliamentary franchise all merely honorary freemen admitted subsequent to the 30th of March, 1831, though it did not like the English Reform Act, exclude also persons admitted as freemen by right of "marriage" after a particular day. These provisions seem to have soon reduced considerably the number of non-resident, and honorary freemen; but they could not largely alter the general character of the body.

2 & 3 Gul. IV., c. 88. s. 9.

2 Gul. IV., c. 45. s. 32.

By the Act for the Regulation of Municipal Corporations in Ireland (Statute 3 & 4 Vict., cap. 108) the government of the city was entirely remodelled. Under the provisions of that Statute the municipal constituency ceased to consist of freemen as such; they being now entirely replaced by a new body termed "burgesses," whose qualification was made substantially to depend on the possession of certain property within the city and the payment of a due proportion of the local taxes. From this new constituency the different members of "the Council" to which the management of municipal affairs was intrusted by the Act had ultimately to come, and accordingly at

3 & 4 Vict. c. 108.

this period the freemen for all civic purposes wholly disappear. However, although their municipal functions were thus at an end, their Parliamentary franchise as reserved by the Reform Act was left untouched; and the Freemen now remained as merely a political organization, having in that respect distinct and peculiar privileges as compared with the great mass of the citizens. The old spirit, indeed, of sectarian exclusiveness being at last somewhat weakened, the names of Roman Catholics began to appear upon the "Freemen's Roll." But, after all, the number of Roman Catholics who have gained admission has been so inconsiderable as scarcely to affect, in any appreciable degree, the general political character of the body; and, under all the changes which have occurred, the Freemen, regarded as a peculiar class of electors, may be said to have remained and still to remain, politically speaking, much the same as of old. It is, perhaps, needless to add that, being so strong a body, and having no other functions left, they have continued to play an important part in the elections of representatives for the city.

According to the list supplied to us by the proper officer, the number of freemen at present entitled to the Parliamentary franchise appears to be 2,563; that of the rest of the constituency being 11,375. Of the freemen, so far as we can judge, about 60 were admitted by "grace especial" or as "honorary freemen" prior to the 30th of March, 1831; and, therefore, retain their franchise as not being within the disabling clause of the Reform Act already mentioned. The remaining 2,502 persons were admitted at different times in virtue of the general titles of "birth," "marriage," and "service," to which we have before adverted; and which, as we have said, have been from a very early period the ordinary recognised means of acquiring the freedom of the city. Here, however, we must remark that with respect to the titles by "birth" and "marriage" a very important modification has taken place, and one which has led to the admission of a considerable number of freemen. Anciently, as we have seen, and even in 1835, according to the Report of the Commissioners on Municipal Corporations in Ireland, the title by "birth" or "marriage" was confined to immediate descendants; that is to say, the claimant must have been the son of a freeman, or have married the daughter of a freeman. But at some time, which it is difficult to fix, these titles began to be extended to persons second in descent, and the grandsons of freemen, or those who had married the granddaughters of freemen, were allowed to claim admission. This title to admission by "grand-birth," as it is called, or by marriage of a granddaughter seems to be peculiar to Dublin, being as far as we can ascertain wholly unknown in any other city in England or Ireland. In Bristol, where we find that the freedom was formerly acquired by birth, marriage, apprenticeship, or purchase, admission by birth has always required that the claimant's father shall have been a freeman, and have been so admitted prior to the claimant's birth, as well as that the latter shall have been actually born within the city. In Dublin too there appears to be no trace of admission on such grounds as "grand-birth" or marriage of a granddaughter prior to the year 1796; and as long after that date we find instances of the freedom having been conferred on grandsons of freemen by "grace especial," it seems not improbable that the practice originating in that way, "grand-birth" and marriage of a granddaughter, were at last treated as real titles to admission when the "grace especial" could no longer be resorted to for the purpose. The practice, indeed, though on a case reserved for the Judges not held illegal, having regard to the statement of facts so submitted to them, has never been generally accepted as a rightful means of acquiring the freedom of the city; and it appears that as a matter of fact no admissions by this anomalous title have been effected since 1865.

General Report of Commissioners on Municipal Corporations in Ireland, p. 13.

Abbott's case, 6 Ir. Jur. (N. S.) 104; and see *Griffith's* case, 5 Ir. Jur. (N. S.) 313.

According to the statements of some of the witnesses examined by us it would seem that claims by virtue of this questionable right are liable to much abuse; and it must be admitted that the evidence adduced to sustain them is, and from their nature must be, frequently of an unsatisfactory character.

The freemen electors, admitted, from time to time, under the general heads of "birth" and "marriage," number at present 2,138; of whom not less certainly than 683, and probably more, derive under the titles of grand-birth, or marriage of a granddaughter.

The number of those deriving by right of "marriage" is in all 379. As to ten of these the dates of their admissions do not appear; but the remaining 369 have been admitted since the passing of the Irish Reform Act of 1832, and 351 of them since the passing of the Act for the Regulation of Municipal Corporations in Ireland.

The freemen electors admitted by right of "service" number only 364; and we think it likely that the comparatively few Roman Catholics who may be found in the entire body are included in this category. The prescribed service is apprenticeship to a freeman for a period of seven years.

The course of proceeding by which freemen are at present admitted deserves to be briefly noticed. The claimant fills up a short petition, technically called a "Beseech," which sets forth the grounds of his claim. This document, with a fee of eighteen shillings, is lodged with the city treasurer, and by him forwarded to the town clerk, whose duty it is to record the admissions. When a sufficient number of these applications have been

made, the Lord Mayor, to whom they are addressed, hears and adjudicates upon them at a court held for the purpose, either admitting or rejecting the candidates. The claims are sustained or opposed for the most part by agents of the Conservative and Liberal Registration Societies, who usually do all the preliminary business, filling up and furnishing the "Beseeches," and very generally paying the fees for the claimants. One of the chief duties indeed of these associations is to superintend and manage the admission of freemen; and on the part of the Conservatives, who have the principal interest in the matter, considerable funds are devoted to this purpose.

The number of admissions has of late years varied greatly, being, for example, in 1861, 540, whilst in 1866 it was only 31; and some evidence was given to us that, generally speaking, it was large when a Conservative and small when a Liberal Lord Mayor happened to be in office.

"Birth," "marriage," and "service" being, as we have said, the recognised modes of obtaining the freedom, the only further condition required to qualify a freeman for exercising the Parliamentary franchise is that his place of abode shall be within the city, or within seven statute miles from Green-street Court-house, the usual place of polling. With this slight exception the Parliamentary franchise is personal only; not being necessarily connected with any property in the city, nor dependent, as in the case of the municipal franchise, on the elector's bearing any portion of the local or other taxation. The result has naturally been to secure the Parliamentary franchise in many instances to a number of the very poorest class; and to extend it largely to persons resident beyond the precincts of the city, but within the seven miles limit, of whom a great proportion cannot, strictly speaking, be accounted citizens, whilst many of them would appear to have votes also for the county. The means, too, by which the qualification of freemen as regards residence is tested are not and, perhaps, cannot well be quite satisfactory; and more than one case was established before us in which freemen, living far beyond the statutory limit, succeeded in recording their votes.

The usual polling-place for the freemen electors is the Court-house in Green-street. They all poll there, unlike their fellow-citizens with different franchises, who vote in booths set up in the several wards which form the municipal divisions of the city. As we have intimated, a strong political and even sectarian feeling pervades the body for the most part, and is especially marked amongst the humbler members. It is not improbable that the fact that they all thus vote together may have contributed to the permanency of this sentiment; and it would certainly appear that the gathering of so large a body into one place of polling presents great facilities for corrupting and influencing their votes, as well as for other malpractices.

A considerable number of the freemen electors belong to the wealthy and respectable classes, and the body contains within its ranks some of the first citizens of Dublin. A considerable number also belong to the middle class; but there is a large residuum of the humbler class, many of them unquestionably poor and needy. We have not attempted to separate these classes, or to show of whom each may be supposed to consist, believing that such a course would be invidious and improper. From the evidence, however, of Mr. J. Fox Goodman and Mr. Stephen O'Shaughnessy, the Hon. Secretaries of the City Conservative and Liberal Registration Societies respectively, some information may be obtained on this subject.

General evidence was given to us that corrupt practices had more or less prevailed amongst the freemen in old times, and also at elections immediately preceding those which formed the special matter of our inquiry. We were informed that envelopes containing small sums had on several occasions been distributed amongst them in payment for their votes, and that treating to a certain extent had been common. It appears, too, from the evidence given before the Committee of the House of Commons in 1857, that the exceptional purity of the election of 1852 was regarded by many of the body with dissatisfaction.

We would not, however, lay much stress on these matters which did not fall within the scope of our investigation; but we must remark that, having regard to the evidence of several of the witnesses on both sides, it cannot be doubted that a considerable number of the freemen have always been open to corrupt influences at elections. This number was variously represented to us by the different witnesses as ranging from 200 to 800, and may, we think, be fairly taken to be about 500.

Having now glanced briefly at these preliminary matters, the first election to which we shall refer is that which took place in March, 1857. The representation of the city was then contested by Sir Edward (then Mr.) Grogan, and Mr. John Vance on the Conservative, and by Messrs. Francis William Brady and John Reynolds on the Liberal side. Mr. William Gibson acted as conducting agent for the Conservative and Messrs. Kernan and Tracey for the Liberal candidates. On this occasion Mr. Grogan and Mr. Vance were declared duly elected; the number of

votes recorded in their favour being 3,767 and 3,771 respectively, as against 3,405 and 3,348 in favour of their opponents. Of the freemen, 1,900 and 1,911 appear to have been polled by Mr. Grogan and Mr. Vance, and 383 and 345 for Mr. Brady and Mr. Reynolds respectively. The return of Messrs. Grogan and Vance was confirmed by a Committee of the House of Commons; an attempt to unseat them by petition, on the ground that some of the freemen had been corruptly dealt with, having proved ineffectual. The Committee resolved and reported to the House "that a certain portion of the free-"men had voted under the expectation that they would be paid for their votes, but that "it did not appear that any distinct promise to that effect was made." Also, "that "after the election hopes were held out to certain of the freemen that they would be "paid when the period for presenting petitions had expired; but that it did not appear "that this was done in a precise or definite manner, nor was it done with the cognizance "of the sitting members, or any duly authorized agent on their behalf." And further, "that a sum of £16 16*s.* was applied by the Treasurer of the Freemen Protestant Fel-"lowship Society in treating and in direct payment to voters, and that he applied to the "agent of the sitting members to reimburse the funds of the society for this payment; "that this transaction, however, was without the knowledge or authority of the sitting "members, and when the application for the repayment was made to their agent it was "declined." So far as we were able to ascertain there would not appear to have been any bribery of freemen at that election by agents or others assuming to act for the Conservative candidates; but a considerable sum of money was spent in purchasing the votes of free-men by persons in the interest of Messrs. Brady and Reynolds. The number of freemen polled for those gentlemen respectively was, as we have seen, 383 and 345; and it appears that a sum of from £700 to £800 was distributed for the purpose of obtaining freeman votes. Mr. Charles Kernan, solicitor, one of the conducting agents of Messrs. Brady and Reynolds, directed and controlled this operation, which we are satisfied was unknown to and unsanctioned by the candidates or either of them; and seems to have originated in Mr. Kernan's conviction, expressed to us, that "the election was hopeless for the Liberals unless they were prepared to bribe extensively." Mr. Kernan intrusted the abovementioned sum to a young man named James Dillon, since deceased, son of Mr. Thomas Dillon, to whom we shall presently have to refer in connexion with the elec-tion of 1859; and Mr. James Dillon, aided by some persons whose names we could not discover, appears to have distributed it, on the day of the election, among certain free-men, in or about Green-street and Halston-street, near the place of polling. A man named Patrick Nolan distributed about £70 (afterwards repaid to him by Mr. Kernan) in the same way and for the same purpose, in sums varying from £1 to £3 10*s.*; and a man named Christopher Ward, in concert with him, sent freemen with dockets to receive their share of this money. Mr. Nolan handed us documents containing the names of 28 freemen bribed by him in this way. An old man of the name of Cogan, since deceased, is stated to have attended some of the freemen to the poll, and to have assisted Nolan in paying them after they had voted. Of the £700 or £800 thus expended by Mr. Kernan, it is quite possible that some small portion was absorbed in paying for the rooms and other arrangements by means of which the bribery was carried on; but we have no doubt that with this deduction the entire of the money was expended in corruptly influencing the votes of freemen as originally designed. The number so influenced may, we think, be taken as nearly 300.

We have inserted in Schedule A to this Report, the names of such of the freemen bribed at the election of 1857, as the evidence has enabled us to identify.

In Schedule B will be found the names of the persons whom we have ascertained to have been guilty of bribing freemen at that election.

The next election for the city occurred in the beginning of May, 1859. On this occasion the Conservative candidates were Sir Edward Grogan and Mr. John Vance, the Liberals being Mr. Francis William Brady and Mr. Alexander M'Carthy. Sir Edward Grogan and Mr. Vance were elected, the votes for them being 4,251 and 4,224, and those for Mr. Brady and Mr. M'Carthy 3,976 and 3,881; the number of freemen who voted for the Conservative candidates being 1,921 and 1,910, whilst those polled for Mr. Brady were 461 and for Mr. M'Carthy 431. The conducting agents were the same as at the election of 1857—Mr. Gibson managing for the Conservative and Messrs. Kernan and Tracy for the Liberal candidates. No proof was given before us of any attempts made on the part of the Conservatives at this election to bribe the freemen, and we have no reason to suppose that such practices existed. On the Liberal side, however, there was much corruption as regards this class, which it seems to have been assumed would not to any appreciable extent vote for a Liberal candidate unless attracted by this influence. Mr. Charles Kernan was again the principal manager of the business. Yet, though Mr. Kernan was the conducting agent of Messrs. Brady and M'Carthy, we repeat our

conviction that in this as in the preceding instance neither of those gentlemen authorized or was cognizant of his acts in this particular province.

Mr. Kernan appears first to have intrusted a sum of £1,000, which was paid at the office of the Hibernian Bank in Dublin, to Mr. Thomas Dillon of Bachelor's-walk, father of James Dillon, employed in a similar way in 1857; and Mr. T. Dillon took care that this sum should reach the hands of agents to be distributed among the freemen. The associates he employed were John Lightfoot, James Donnelly, Thomas Burgess, and a man called M'Cabe, all of whom, with the exception of M'Cabe, who had died, were examined before us. Lightfoot deposed that he bribed from 20 to 30 freemen; Donnelly, as he states, 155 or 156; and Burgess about 95. Mr. Donnelly handed to us some voting cards of that election, on the backs of five of which appear the names of certain freemen written in pencil. These he stated were the freemen bribed by him; the writing being that of a person named John Flood, then a clerk in his employment, and through whom he paid the money to the voters, but who left this country about two years ago. The total number of names appearing on these cards does not come near to the 155 or 156 which Mr. Donnelly positively deposed to be the number of freemen whose votes he purchased on this occasion. As he states, however, that he distinctly remembers the number to have been that just mentioned, and no care appears to have been taken to preserve the cards containing the names, those produced to us being as he says forthcoming by mere accident, we think it probable that some other cards containing the rest of the names may have been lost, and that credence should be given to Mr. Donnelly's positive statement. Save as appears by these cards we have no means of ascertaining the names of the freemen who were bribed at this election. Several of the names too are no longer legible in consequence of the lapse of time, but we have been able to decipher a considerable number of them, and these will be found in Schedule C to this Report.

It is of course impossible to ascertain the number of freemen bribed by M'Cabe; but it cannot be doubted that the whole £1,000 were expended by the four persons employed by Mr. T. Dillon, or by other persons similarly employed in bribing freemen; and there is reason to suppose that the tariff for this purpose ranged at from £3 to £5 a head—the latter sum being the price towards the close of the poll. The first £1,000 having been spent in this manner, Mr. Kernan directed that a second sum of £1,000 should be given to Mr. T. Dillon for the same object; but as this last-mentioned sum did not reach Mr. Dillon until the afternoon of the day of the election, a small portion of it only, perhaps from £100 to £150, was laid out in bribing freemen.

In addition to these sums thus spent through Mr. Dillon, a man named Bernard Connell, an Inspector of freemen for the Liberal Registration Society, deposed to us that he bribed from 20 to 30 freemen; and stated that he received the money for the purpose from a gentleman whom he met in Sackville-street, opposite the establishment of Messrs. M'Swiney, Delany, & Co., to which place he had been directed by persons in the committee-rooms of the Liberal candidates.

Upon the whole, we think it certain that the number of freemen bribed upon the Liberal side at this election was considerably over 300.

We have inserted in Schedule D to this Report the names of the persons whom we have ascertained to have been engaged in bribing freemen at this election.

We pass on to the general election of 1865. At this conjuncture the candidates for the representation of the city were Sir Benjamin (then Mr.) Lee Guinness and Mr. John Vance in the Conservative and Mr. Jonathan Pim alone in the Liberal interest. Mr. Frederick Sutton and Mr. William Gibson acted in concert as conducting agents for the former; whilst Mr. Pim's interests were committed to the charge of Messrs. Molloy and Watson. Messrs. Guinness and Pim were declared duly elected; the votes for them being 4,739 and 4,653 respectively, and those for Mr. Vance 4,073. The freemen votes were as follows:—For Mr. Guinness, 1,875; for Mr. Pim, 650; and for Mr. Vance, 1,930. At this election there were corrupt practices amongst the freemen on both sides, though in different degrees; but we have reason to believe that none of the candidates took part in or authorized them. Indeed Mr. Guinness appears to have declared actively against them.

We shall first consider the nature and extent of corruption practised among the freemen by persons in the Conservative interest. It appears that a short time before the election an opinion prevailed among certain of the Conservative sub-agents that "some of the freemen were to get something;" and on the evening before the day of polling Mr. Thomas Henry Atkinson, who was then Assistant-secretary of the City Conservative Registration Society, gave directions to William John Campbell, then and long afterwards holding the office of inspector of the freemen, that a house should be hired for the purpose of paying some of this class of voters. Campbell accord-

ingly engaged a room in a house in Little Denmark-street, belonging to a man named Powell. And Mr. Atkinson, Mr. Henry Hopkins Foster, who then held a situation in the Registry of Deeds Office, Dublin, and who took a leading part in these and like proceedings at the last election, and a Mr. Herbert Purcell, then a very young man, were occupied during a part of the night in an upper room of the house in Westmoreland-street, in which the Conservative central committee-rooms were, in arranging the machinery for the intended purpose. Mr. Foster, who seems to have been the chief agent in the business, prepared and sealed about 300 envelopes, which Mr. Purcell directed to "Mr. Johnston". These on the morning of the election were given to Mr. Atkinson for distribution as vouchers among the freemen; and Mr. Atkinson declares that he distributed about forty or fifty of them, though Mr. Purcell puts the number at nineteen only. They were given by Mr. Atkinson to Campbell, to a man of the name of Robert M'Grath, and perhaps to some other persons, and by them were handed to freemen as they polled, with directions to go for payment to the house which had been hired in Denmark-street for the purpose. A certain number of freemen who had thus received the envelopes did go to Powell's house after voting: but they were disappointed in their expectation of finding money there, the intended arrangement for paying them having been frustrated in consequence, it was alleged, of a resolution expressed by Mr. Guinness that he would not lay out "sixpence" in such a matter.

The number of freemen thus dealt with is computed differently at from fifty to sixty and from thirty to forty; but it is unquestionable that a considerable number were sent to Powell's with an assurance that they would be paid, and were so incensed at finding their hopes disappointed that some of them threatened to pull down the house of Mr. Vance, one of the candidates. To keep them quiet refreshments were given them at Powell's on the order of Campbell, who had been sent by Mr. Atkinson to the place to see what could be done. And soon after the election was over a sum of from £60 to £90 was actually distributed at Powell's among certain of the freemen who had thus received envelopes; the money for the purpose having been received by Mr. Atkinson from a Mr. Falls. Mr. Atkinson had previously consulted Mr. William Gibson, the conducting agent of Mr. Vance, as to the expediency, and indeed urgency, of making the payment in order to save Mr. Vance's house from destruction. Mr. Gibson appears to have acquiesced in this view, "the election" (as he stated to us) "being over, and in order that there should be no row; feeling it would be indiscreet "and injudicious to have Mr. Vance's name brought forward in the matter in that "way." The money was at first repaid to Mr. Falls by Mr. Vance's brother, and ultimately to the latter by that gentleman himself on an assurance that it had been expended to save his house.

It is not possible for us to state with precision the number of freemen who were corruptly dealt with in the course of these transactions; but we think it may be safely taken as between forty and fifty persons. Having regard to all the circumstances, we do not impute to Mr. Gibson or to Mr. Vance any actual participation in the corruption which thus took place. Neither had any knowledge of the arrangement till after the election; and though Mr. Gibson sanctioned the payment of freemen in fulfilment of the promises made to them, he seems to have done so with no improper motive; whilst Mr. Vance, after several refusals, only repaid the money at last with great reluctance, and because he was shown that had it not been advanced to pacify the freemen his house would have been attacked.

The corruption of freemen on the Liberal side at this election, though more difficult to trace, was on a much larger scale. It appears that Mr. Pim became a candidate a few days only before the election; and this circumstance possibly accounts in some degree for the amount of influence brought to bear upon the freemen, or at least for the form which it assumed. Messrs. Molloy and Watson, the conducting agents of Mr. Pim, found at once that it would be necessary to hold out expectations to a certain number of the freemen; and the plan was then devised of issuing a very large number of cards, for the purpose of employing freemen as canvassers, upon a promise of remuneration. These canvassing cards accordingly were printed and distributed to an immense extent, their recipients being for the most part freemen, though some were obtained by other voters; and it cannot be doubted, upon a fair review of the evidence, that although in some instances *bona fide* canvassing work may have been done, and the voter may not have been improperly influenced, still, as a general rule, the employment was to procure the vote, and was in fact to be the price of it.

Several sub-agents were engaged in this business, which from the first was of a reprehensible character, and in fact, as we believe, a mere blind for corruption. A person named Richard Eustace, who had some business connexion with Mr. Pim, put himself in communication with a freeman named William Jones, in whose house

certain other freemen of very marked Conservative principles, were in the habit of meeting; hired a room in that house for the purpose of collecting freemen; and there a Mr. John Flint, then in Mr. Pim's employment, distributed about sixty or seventy cards, to so many freemen, who were to be paid as canvassers, at the rate of 10*s.*, and in a few instances £1 a day. Four persons, named Phillips (since dead), Joseph Moran, William Cornwall MacLean, and George Absalom Edwards, all, too, in the employment of Mr. Pim, seem, with Flint, and a person of the name of Fitzpatrick, to have been specially intrusted by Messrs. Molloy and Watson with the distribution of these canvassing cards; and undoubtedly they distributed several hundreds of them among the freemen. In addition, a man of the name of Edward F. Gillis, employed for the purpose by Phillips, deposed to having distributed about 200 among the same class; whilst Bernard Connell, to whom we have before referred, distributed a considerable number to freemen in a house in Meath-street, which had been hired with the express object of influencing this class of voters. Altogether, we believe that from 800 to 1,000 cards were thus distributed, and according to the evidence of Mr. Molloy, about two-thirds of them to freemen. It is certain that persons holding these canvassing cards were ultimately paid to the number of 748, and the sum of £1,523 is accordingly returned in Mr. Pim's election account as laid out in this way.

We were unable to ascertain how much (if any), of the canvassing vouched by these cards was real and legitimate; but it is quite clear, and indeed was openly avowed, that the issue of the cards was to a great extent a scheme to corrupt voters, and especially freemen; and, speaking generally, we believe the cards were really the emblems and vouchers of corruption. A room, too, was taken in Halston-street, close to the polling-place, for the express purpose of issuing these cards to freemen. There Messrs. MacLean and Phillips distributed them, and admittedly for a corrupt object. There is some evidence also that another room was used in the same manner; and it was proved before us that a very considerable number of cards was given to freemen on the day of polling, and in many instances not long before they actually voted. The cards usually represented that the holders had done so many days canvassing work. This, however, was merely an index of the amount of money that was agreed to be paid, at the rate of 10*s.* a day, or even more; and, accordingly, in many cases, the cards would appear to have been filled up as for a number of days antecedent to the date of issue, and in others to have been antedated, so as to entitle the holders to payment for a time during which they did not even pretend that they had rendered any service. These, of course, were cases in which the voters required a higher than the ordinary scale of payment, which was therefore generally secured by making the cards represent some extra days.

Two remarkable instances of this practice, which obviously was directly corrupt, and which, we have no doubt, widely prevailed, were proved before us at our inquiry. In one a freeman named William Henry Finlay, who holds a responsible situation in the Midland Great Western Railway Company, was given by Bernard Connell, soon before the close of the poll, a canvassing card marked at first for four or five, and afterwards for six days canvassing, though confessedly no canvassing whatever had been done, or even thought of; and the ultimate bargain being that £6 6*s.* were to be paid on the card, Finlay actually gave Connell £1 as commission for so arranging it. Finlay, however, did not, after all, receive the £6 6*s.*; but on presenting his card was offered by Messrs. Molloy and Watson £3 or £3 3*s.*, as payment in full, which he refused. In the other case, a freeman, named Richard Burgess, received cards first from Bernard Connell, and afterwards at the room at Halston-street, about half an hour before the close of the poll; and he was subsequently paid by Mr. Watson the sum of £3, as for six days canvassing, though, of course, he did not canvass at all, and the whole transaction was obviously a bribe.

We should add that a freeman named Andrew Savage, and five others, seem to have been directly bribed through these cards by a Mr. Walter Doolin, who was examined by us, and deposed to having thus purchased their votes. The sum, too, of £4 10*s.* appears in Mr. Pim's account as paid to Savage. We have little doubt, especially having regard to the testimony of Bernard Connell, and of Messrs. Joseph Moran and Robert Keating Clay that practices of this kind were very common, and we repeat our conviction that, in point of fact, these cards were, generally speaking, merely the tokens of bribery.

We insert in schedule E to this report the names of such of the freemen voters thus employed, and paid as canvassers, as the evidence supplied enables us to identify; and whilst it may be that in some cases, which, however, we have been unable to discover, the issue and receipt of these cards were not corrupt, we do not hesitate to record our opinion, that generally speaking, they were of this character, and that the whole transaction was most reprehensible.

In addition to the large number of instances of corruption on the Liberal side which fall under the above head, it appears further that at this same election a freeman named Michael Richard Steed was bribed by Mr. John Meyers, of Dawson-street. Steed represented to Mr. Meyers, who was exerting himself for Mr. Pim, that he could procure or influence a certain number of freemen votes; and thereupon Mr. Meyers agreed to pay Steed the sum of £6, and employed him as a canvasser and messenger. Steed voted at the election for Mr. Pim, and the sum of £6 was paid to him by Mr. Meyers, who was subsequently repaid this and a further sum of about £114, laid out in other election expenses, by Mr. Farrell a cashier of Mr. Pim. The sum of £120, representing this outlay, appears in a summary of Mr. Pim's election expenditure which was furnished to us.

We insert in Schedule F of this Report the names of those freemen proved to have been guilty of bribery in this grosser form, and whose cases we have just referred to.

In Schedule G will be found the names of the persons proved to have been aiding in or abetting any corrupt practices at the election of 1865, whether on the Conservative or Liberal side.

It deserves notice that the number of freemen who voted for Mr. Pim at this election was unprecedentedly great for a Liberal candidate, which, as we believe, was largely attributable to the influences we have described. It is, however, but right to add that Mr. Pim was then favourably regarded by the freemen as an extensive employer of labour, and that the political feelings of the great majority of the body do not appear to have been much excited on this occasion.

We have now reached the General Election of 1868, the polling day of which was Wednesday, the 18th November. On this occasion the city was contested by Sir Arthur E. Guinness, bart., and the Hon. David R. Plunket on the Conservative, and by Mr. Pim and Sir Dominic Corrigan, bart., on the Liberal side. Mr. Sutton was chief conducting agent for Sir A. Guinness, and Mr. Julian for the Hon. D. R. Plunket; Messrs. Molloy and Watson acting as agents for Mr. Pim, and Mr. David Fitzgerald for Sir Dominic Corrigan. Mr. Sutton, however, had as assistants Mr. John Malet Williamson and Mr. Thomas Fell White, both solicitors of experience, and who appear to have relieved Mr. Sutton of much of the labour and anxiety which his position involved. The contest was exceedingly close and severe, but Sir A. E. Guinness and Mr. Pim were returned as duly elected, the number of votes recorded in their favour being 5,587 and 5,586 respectively, and those in favour of the other candidates 5,452 and 5,379. The voting of the freemen was as follows: For Sir Arthur Guinness, 2,134; for Mr. Plunket, 2,123; for Mr. Pim, 306; and for Sir Dominic Corrigan, 285. Sir Arthur Guinness, however, as is well known, was afterwards unseated on petition, and Mr. Pim for the present remains the only actual representative of the city.

We believe that no corruption of the freemen was practised on the Liberal side at this election. Both the Liberal candidates, indeed, appear to have given very strict orders in this respect, which their agents, we believe, carried out; and a petition for alleged corruption presented against the return of Mr. Pim was withdrawn. On the Conservative side, however, corruption of the freemen was practised under the circumstances and in the manner to which we shall presently refer; though we are satisfied upon the evidence that neither Sir A. E. Guinness nor Mr. Plunket authorized it, or was even cognizant of its existence at the time.

We proceed to describe the nature and extent of these corrupt practices so far as we have been able to bring them to light. They may be said generally to fall under two heads, viz., acts of direct corruption, and a series of acts more or less of corrupt tendency, and which in a great number of cases amounted to actual corruption.

With respect to acts of direct corruption they may be divided into three classes; according as they consisted in—(1), the issuing of tickets to be exchanged for money in No. 76, Capel-street; in (2), contracts for money or employment; or in (3), the payment of travelling expenses to non-resident freemen.

In the conduct of the operation first referred to Mr. Henry Hopkins Foster, already mentioned in connexion with the bribery of freemen at the election of 1865, unquestionably took the most prominent part, though he was not without several active assistants. This gentleman who exerted himself very earnestly on the Conservative side before the election, and who about the time when the election petition was being tried by Mr. Justice Keogh, found it convenient to leave Ireland for France, where he still resides, did not, though summoned, appear at our inquiry. His proceedings, however, were described by several witnesses. A few days before the day of polling (Wednesday, the 18th November), he gave directions to James Forrest, a printer, residing and carrying on business at No. 76, Capel-street, to print placards or bills some with the words "Marcus' Office," and others the words "County District Committee-rooms" on

them; and on the evening of Tuesday, the 17th November, he hired from Forrest two rooms on the ground-floor of his house for the next day. On the morning of the polling Mr. Foster repaired to 76, Capel-street; and four men named Thomas Noblett, William Watkins, William Kemp, and John Crampton, acting under his directions, took up their station in one of the rooms, and were set down to work, as it was pretended, at the County Election Books. Meantime a press had been placed in the front room so as to form a screen and partially conceal the door leading into the back room; in which two persons whose names we have been unable to discover were stationed and duly supplied, no doubt by Mr. Foster, with a sufficient number of £5 notes. An aperture was made in one of the panels of the door of this back room, so as to admit a hand being put through; and placards with the words "Marcus' Office" were posted up to direct persons into the front room and behind the screen. A young man in Forrest's employment named George Hawkins was then placed in the hall; and in the course of the day, a number of freemen found their way to the house, and having presented tickets behind the screen, received in exchange envelopes containing each £5.

The character and extent of these transactions were made manifest by a large body of evidence. Mr. Foster who had been a member of what was called the Working Committee of the Inns-quay Ward, an organization specially devised and set apart for canvassing the freemen, and dealing with them, had arranged with a Mr. Henry George Hall, then a medical student, and whom he had before constituted superintendent of this Working Committee, to engage the services of some trusty agents for peculiar duty on the day of polling. Mr. (now Dr.) Hall, selected for the purpose five medical or college students who met at his house on the evening of the nomination day, and there received from him and Mr. Foster some instruction as to their duties. Mr. Foster also engaged two other young gentlemen, and having obtained the assistance of a solicitor, Mr. Edward Love Alma, the whole party met for an early breakfast at the Bilton Hotel, on the morning of the polling day. Mr. Foster soon afterwards intrusted two large packets of railway tickets to Mr. Hall, with instructions to distribute them among his associates in Green-street and Halston-street; and Mr. Alma also repaired to the polling-place, though it does not appear that any of the tickets actually came into his hands. The number of tickets given to Mr. Hall seems to have been about 800; and were as we believe upon the evidence, tickets of the Midland Great Western Railway Company, though we have not been able to ascertain by what means they reached Mr. Foster.

The party having arrived at the place of polling took up their respective positions; Mr. Hall occupying the upper end of Halston-street, opposite the place known as the Temperance Hall, in which were some of the freemen booths as well as the Conservative tally-rooms; whilst Mr. Alma's "beat" was lower down between that and the Court-house, where the majority of the freemen polled, and the seven young gentlemen under their command, each supplied with tickets by Mr. Hall, were distributed up and down the street. The polling having now begun, it would appear that these young gentlemen in some instances upon an intimation from Mr. Hall, and in others at their own discretion, gave tickets to a number of freemen whom they knew to have voted for the Conservative candidates, with directions to go to No. 76, Capel-street, to which the voters accordingly went and got their money.

It may seem strange that an arrangement of this character should have escaped observation at the time, but that is to be explained by the circumstance, that Mr. White and Mr. Williamson, Sir Arthur E. Guinness's subordinate agents, had secured the services of some 40 or 50 young gentlemen of precisely the same class as Mr. Foster's ticket issuers, all being alike college or medical students, to act as "special tally agents," and conduct freemen generally to their proper booths. It would appear too that Mr. White and Mr. Williamson were walking up and down the street the greater part of the day, though with less regularity and precision of "beat" than Mr. Alma and Mr. Hall, and thus we presume it was that no particular notice was attracted to either Mr. Hall or Mr. Alma, or to the seven young gentlemen under their command, the latter being undistinguishable from the 40 or 50 others under Mr. White and Mr. Williamson.

It is right to observe that Mr. Foster, Mr. Alma, Mr. White, and Mr. Williamson, were all intimate friends, and appear to have been associated at the conduct of elections for the county in former years. Mr. Hall, however, was not known to Mr. Williamson until the morning of the election, when soon after their arrival in Halston-street he was introduced to that gentleman by Mr. Foster. Mr. Foster still holding his situation in the Registry of Deeds Office, could not of course altogether absent himself from it, but he managed to return again to Halston-street twice before the close of the poll, besides calling several times at 76, Capel-street, to see how matters were being conducted there.

William John Campbell, to whom we have before referred, in speaking of the election of 1865, became aware at an early hour that bribing was going on, and in some instances received a commission from freemen who had been passed on to 76, Capel-street, by Mr. Hall and his associates. Campbell, however, did not know at first of the machinery by which the bribery was being effected; but, having asked Mr. Williamson to put him in the way of thus arranging with freemen for their votes, he was placed by that gentleman in communication with Mr. Hall, and thenceforward took an active part in the operation. Under these circumstances, too, we cannot avoid the conclusion, that Mr. Williamson was aware of the corruption that was being practised, and must be considered as assisting in it. Mr. Alma remained in Green-street or Halston-street while the polling was going on, and was fully aware of the distribution of tickets and of their object. Mr. Hall, too, was, of course, cognisant of the nature of these proceedings, and, in fact, the trusted agent of Mr. Foster throughout; but we are not fully satisfied that his seven companions had a guilty knowledge, though their hands actually distributed the tickets. They all denied on oath that they were privy to, or that they participated wilfully in, anything corrupt; and, as they were very young men, and may possibly have been ignorant of the real character of this business, we forbear mentioning their names. It is right, however, to add, that these young gentlemen received each £5 for their day's work, which was paid to them out of funds in Mr. Foster's hands. Noblett, Kemp, and Watkins, also—three of the persons actually in 76, Capel-street, that day—were paid £3 each, and Crampton £1, by Mr. Foster, who appears to have contrived and designed the whole arrangement, and, at all events, was the chief agent in the operation, and supplied, as we believe, the requisite funds.

According to the evidence of Mr. Hall and the young gentlemen associated with him, the number of tickets distributed in this way would be under 50, but we think they may fairly be taken as having been issued to, at least, the number of 45. All thus distributed were unquestionably given to freemen, and, except in some case of accident or mistake, were carried by them to No. 76, Capel-street, where they were exchanged for envelopes, containing each £5. After the election was over, Mr. Hall returned the surplus tickets to Mr. Foster, at his house in Mountjoy-street, when that gentleman, we are told, expressed his surprise that so few had been used.

We have been able to identify fourteen of the freemen who thus received tickets. Their names appear, amongst others, in Schedule H. to this report.

The acts of direct corruption, which form the second class, consisting in contracts for money or employment, were due to the exertions of a Mr. William Robinson and a Mr. Benjamin Warren. Mr. Robinson, who is the manager of a loan office in Swift's-row, had previously taken an interest in elections on the Liberal side, but at this last election transferred his support to the Conservatives. He appears to have been allowed by Mr. Goodman, the honorary secretary of the City Conservative Registration Society, to look over the names of the unpledged voters in the different wards; and on the evening of Tuesday, the 17th November, having previously intimated that he would be glad to see as many freemen as possible in Sackville-street, at the General Post Office, about eight o'clock, P.M., he met a number there, and directed them to follow him up to a large house near the top of the street, where the Conservative committee-rooms were, and in which a considerable body of voters—the great majority of whom were freemen—appear to have assembled. Mr. Robinson took down a list of certain freemen there present; and, having secured promises of their votes for the Conservative candidates, addressed them in language which clearly amounted to an assurance that they should be remunerated. The names of nineteen freemen appear on this list. Of these, two only—viz., William Walker and William Beckett—can be identified with the class of freemen bribed in 76, Capel-street; and as Mr. Robinson denied all knowledge of that place until long after the election, and there was evidence before us that the expectations he held out were to be satisfied elsewhere, we think that, with the exception of Walker and Beckett, all the freemen upon this list form an independent and separate set of persons subjected to corrupt influences, and are not to be included among the number bribed in Capel-street, or by means of the railway tickets.

It remains to speak of the contracts made by Mr. Benjamin Warren. This person was a canvasser for the Conservatives, and was proved on the evening of the same Tuesday, the 17th November, to have promised money to two freemen named James Hall and Richard Jesson (since deceased) at the house of the latter, arranging with them to meet him the next morning at an early hour. Accordingly next day, before the polling had commenced, Mr. Warren met Hall and Jesson, who had brought two other freemen with them named George Booth and Henry Bailey. Mr. Warren accompanied them all up to the place of polling, repeating as he went his assurances that they would receive their reward; and, as soon as they had voted, he is stated to have referred the party to a person named Foley, who sent some of them on to a house, No. 3, Smithfield,

where, however, nothing was paid. After the election Hall applied to Mr. Warren reminding him of his promises, but was informed that as a petition was threatened nothing could be done. These acts of corruption, as well as the last, were evidently quite unconnected with the issuing of tickets to be paid at 76, Capel-street; but Henry Bailey, besides the promise he received from Mr. Warren, was one of the persons actually bribed in that way also.

The third class of acts of direct corruption is connected with the payment of money for their travelling expenses to non-resident or out-voters, a body containing, in fact, a certain number of freemen, though, as we have seen, this is contrary to law; no freeman being entitled to vote if living at a distance of seven miles from the Green-street court-house. These proceedings, for the most part, belong to the general conduct of the election; but as some freemen were identified with them it is necessary to glance at them briefly. Here again Mr. Henry H. Foster was the principal agent, though Mr. Alma and other persons also gave their services. It would appear that Mr. Williamson and Mr. White, having considered the 12th section of the statute 31 & 32 Vic. cap. 49, arrived at the conclusion that though the payment of outvoters' travelling expenses to Dublin might be thus forbidden, there was nothing to prevent the payment of their expenses back from Dublin. Accordingly, seeing that a good deal of support might in that way be secured, Mr. Williamson engaged for the conduct of the operation a Mr. William Johnstone, a solicitor and relative of his own, who had managed something of this kind at a previous election for the county with which Mr. Williamson was connected, and told that gentleman to put himself in communication with Mr. Foster. Mr. Johnstone did so, and Mr. Foster having in the meantime sought and obtained the co-operation of his friend Mr. Davenport Crosthwaite, a room in a house in Eustace-street was hired in order to make the necessary preparations. Mr. Crosthwaite was stationed in this room, the rent of which was paid by Mr. Johnstone, and a liability for which was acknowledged to us by Mr. Williamson.

Mr. Foster, Mr. Johnstone, and Mr. Alma, now prepared a form of circular to out-voters admittedly holding out expectations that their travelling expenses would be paid, and bearing the fictitious signature, "J. Wilson Johnstone." This document Mr. Crosthwaite copied; and his copy being then lithographed, he was furnished with envelopes and other requisites, including a list of out-voters, with their addresses, and set to direct and forward the circulars. However, before any progress was made it was deemed prudent to remove the conduct of this department from Eustace-street; it being found that a gentleman acting for the Liberal candidates had an office in the same house. Rooms, accordingly, at the top of No. 24, Dame-street, being the house occupied by the County Conservative Registration Society, were obtained from that body; and at this stage of the proceeding Mr. Johnstone was withdrawn and replaced by Mr. Alma, who thenceforward, assisted by Mr. Crosthwaite, as secretary, managed the entire business. There can be no doubt that several hundreds of these circulars from the imaginary "J. Wilson Johnstone," and obviously of a corrupt character, were despatched, and a correspondence thus opened and kept up with the Conservative out-voters.

Meanwhile Mr. William Johnstone had been transferred by Mr. White, as it would appear, to No. 47, Dame-street, the central office of the conducting agents for Guinness and Plunket; and it is proper to add that this seems to have been done when Mr. Williamson and Mr. White had been apprised that the payment of any travelling expenses to out-voters was illegal. Mr. William Johnstone, however, when at 47, Dame-street, wrote a number of circular letters in his own name, and probably of an innocent kind, to out-voters; and thus a double correspondence—the one legitimate, the other corrupt—was carried on with the same class of persons.

Before the day of the election, telegrams also from both No. 24, and No. 47, Dame-street, were sent to out-voters urging them to come up; and, accordingly, a number of these persons came to Dublin and voted for the Conservative candidates on the faith of the promises so held out to them that they would be reimbursed. Mr. Crosthwaite, who had been supplied by Mr. Foster with a sum of from £150 to £200, discharged these obligations in his office at 24, Dame-street, for the most part by Post Office orders made payable to the out-voters; Mr. Alma still superintending and also giving a good deal of assistance. We have no means of ascertaining how many out-voters, nor how many freemen among them were paid in this way, nor even how many freemen received circulars as described; for although it was admitted that there had been accounts and papers from which this information might have been obtained, no such documents were forthcoming. The account of the expenditure had been accurately kept by Mr. Crosthwaite; but at the close of the transaction he, as it appears, placed this account with the answers to the "Wilson Johnstone" circulars and other papers in a box, and delivered it to Mr. Foster.

The extent, however, to which this practice was carried was unquestionably very

great. Mr. William Johnstone, and Mr. Rudolphus Mortimer, who was acting with him in 47, Dame-street, received an immense number of letters from out-voters; the latter gentleman having placed 650 of them in a box of which he still retained the key. That box, however, being carried over to the offices of the City Conservative Registration Society, was there broken open prior to the trial of the election petition, and the letters abstracted. Still Mr. Mortimer was able to speak positively as to the number so received by him; and thus, though no similar information was obtained from Mr. Alma or Mr. Crosthwaite with respect to the official correspondence of No. 24, we may form an idea of the extent to which all this dealing with out-voters was carried on. Besides what came to Mr. Mortimer's hands and those addressed to No. 24, other letters also from out-voters seem to have been received by William John Campbell. These, which were for the most part from freemen asking for the payment of expenses, had also disappeared. They had been placed by Campbell with other documents in his drawer, in the office of the City Conservative Registration Society; but that drawer too had been forced open and the documents removed. Again, a printed list of the freemen which Campbell had, and which, according to his evidence, had been corrected so as to show the non-resident freemen and their real addresses and abodes, appears to have been left in the same office, but to have now vanished.

It is thus impossible to ascertain how far this particular form of corruption prevailed amongst the freemen; but we find that about £100 or £150 were expended in making these illegal payments to out-voters generally, and we have identified two instances in which freemen out-voters thus received money as for their expenses. The first was that of a Dr. Murray, who, though entered on the registered list of freemen as resident at Ball's-bridge, near Dublin, really lives in Belfast; and who being induced to come up and vote for the Conservative candidates, was paid a sum of money by Mr. Alma and Mr. Crosthwaite, at No. 24, Dame-street. The second was that of a Mr. Richard Wharton, a freeman, whose ordinary residence is in London, to which address accordingly a telegram had been sent, urging him to come over to vote, and containing a suitable intimation as to his travelling expenses. He happened, however, to be then in Dublin on a visit, but having voted for Guinness and Plunket, and producing his telegram which had been forwarded to him from London, received a sum of £5 3*s.* 6*d.* for his expenses.

We have inserted in Schedule H to this Report, the names of such of the freemen guilty of acts of direct corruption under any of the three classes above referred to, as we have been able to identify from the materials within our reach.

In Schedule I will be found the names of persons shown to have aided in or abetted these corrupt practices.

It deserves notice that, besides the £150 or £200 which Mr. Foster supplied to Mr. Alma and Mr. Crosthwaite for payment of the out-voters, he seems to have been enabled to furnish a large sum of money for effecting the grosser bribery at Capel-street.

Mr. Foster does not appear to have had any private means, and his salary as a clerk in the Registry of Deeds Office was, we are informed, under £300 a year. It is manifest, therefore, that the funds which he had in his hands for election purposes must have been placed by other persons at his disposal. Who those persons are we have been unable to discover, and it seems not improbable that Mr. Foster's refusal to attend and give evidence before us was due not so much to any apprehension of the consequences to himself as to the fear of being thus obliged to implicate those by whom he had been intrusted with this secret service money. We are, however, perfectly satisfied that neither Sir Arthur Guinness nor Mr. Plunket, nor their chief conducting agents, Mr. Sutton or Mr. Julian, supplied any portion of this money, or, in fact, had any connexion whatever with the corrupt practices to which it was applied. But it is worthy of observation that on the 26th December, 1868, Mr. Foster lodged in the Royal Bank a sum of £2,000, and on the 2nd January, 1869, a further sum of £500; both which sums still remain in the bank as deposits. Besides this, and although dismissed from his clerkship in the Registry of Deeds Office, he was enabled to lodge to his credit on an account current on the 18th January, 1869, £100, and through his sister on the 12th February following £300, and the further sum of £200 on the 5th May. He has now been absent from Ireland more than a year, during which he has resided for the most part in Paris (Rue Castigleone, No. 9), but has found means also to travel about occasionally; and even spend part of the summer at such places as Spa and Wiesbaden.

We shall now describe the practices at this election which we have characterized as being of a corrupt tendency, and which unquestionably in many instances were actually corrupt. Before the election applications by voters for employment were made in great numbers to the agents of Sir A. Guinness and Mr. Plunket; and Mr. Mortimer, before referred to, deposed to us that 450 letters of this kind were put up by him in his box,

and, like the out-voters' letters, abstracted from it. Even if it were assumed that this was the entire number of written applications, it cannot be doubted that those urged in person were also very numerous. It would seem, too, extremely probable that the extensive distribution of canvassing cards by persons in Mr. Pim's interest at the preceding election greatly encouraged these applications. The practice pursued on that occasion could hardly fail to induce or to confirm the belief that employment was to be the means and the pretence for rewarding voters. As a matter of fact, too, a considerable number of freemen were actually employed on the side of Sir A. Guinness and Mr. Plunket at and before the election in different duties or offices connected with it, though we have not been able to ascertain the precise number.

As to employment given to voters, it is obvious that in many cases the real character of the arrangement cannot be satisfactorily determined. It must always be extremely difficult, and in some cases impossible, to ascertain whether the employment has not influenced the vote, and, in fact, been bribery, only in a covert form. To dispense, it would seem, with such inquiries, which, except in extreme cases were seldom successful, and effectually to prevent corruption being practised under this disguise, it was provided by the 8th section of "The Representation of the People (Ireland) Act, 1868," that "no "elector who within six months before or during any election" . . . . "shall "have been retained, hired, or employed for all or any of the purposes of the "election for reward, by or on behalf of any candidate," . . . . "shall be "entitled to vote at such election; and if he shall so vote he shall be guilty of a misde-"meanour." The agents of Sir Arthur Guinness and Mr. Plunket seem to have thought that, notwithstanding this enactment, voters might be extensively employed, and their votes secured and ultimately recorded for the Conservative candidates, provided only such voters renounced all claim to remuneration for their services, and did not actually receive payment. Accordingly, a short time before the election they determined to employ voters, making them, however, as a condition precedent, sign papers, which set out that their services were to be gratuitous; and besides the object of thus getting rid of the difficulty placed in their way by the statute, it is proper to add, that some of them seem to have thought that documents of this kind would also be useful to preclude the claims of persons making fictitious or exorbitant demands upon the candidates. The applicants for employment, still very numerous, readily complied with this condition, signed the gratuitous service papers, and were then freely employed in various duties more or less relating to the election, though they were voters, and notwithstanding the statute. Documents of this character, bearing the signature of 371 voters, were handed to us, and were represented as being the entire number so used. Of these 187 at least are the signatures of freemen. A specimen will be seen in the Appendix to the Minutes of Evidence, p. 1085.

These papers were sometimes signed at the Conservative central offices, No 47, Dame-street; but, as the election approached, they were widely distributed among the various ward committees and sub-agents; and, in fact, were commonly tendered for signature, and signed at all places where voters repaired to obtain employment. In some instances persons who signed these papers were of a respectable class, who perhaps did not seek reward, and would not have accepted it; but the great majority of the freemen who signed them were, as we believe, of an humble rank, and not beyond the reach of corrupt influences. It appears, indeed, that printed copies of the enactment above referred to were posted up in the different committee-rooms; and it was stated to us by several of the agents whom we examined that the voters, whether freemen or not, were informed when they signed the papers that their services were to be gratuitous; but this precaution seems to have been on some occasions omitted. As a matter of fact, however, with the exception of some of the clerks, whose case will be presently noticed, it does not appear that money was ever actually paid to freemen who signed these papers, whatever may have been their own expectations, or even the hopes held out to them.

It is not difficult, we think, to perceive the pernicious tendency of a transaction of this kind. We do not say that this proceeding was simply a scheme on the part of the agents of the Conservative candidates to evade the statute, to give employment largely with a universal understanding that it should be remunerated at some convenient time; nor do we believe that in all cases these gratuitous service papers were offered and signed upon an implied agreement that the work done was to be rewarded. We believe there may be several cases in which the papers thus signed do represent the real nature of the arrangement, the freemen voters so signing being fully aware that they debarred themselves thereby from any claim for compensation, and being willing to lend their services gratuitously. But we feel it is not the less true that the freemen voters generally, and especially those of the humbler class who signed these papers, did so in the full belief that such was merely a form, and that employment would be attended with its usual consequence, payment; and that in fact, whilst thus apparently renouncing a title to

reward, they were acquiring a real right to it. Nor was the circumstance, that in many instances, they were expressly informed that their services were to be gratuitous, sufficient to disabuse their minds of this belief, for they seem to have regarded statements of that kind as merely formal and illusory. Besides, as the warning was on some occasion omitted, as they were at times allowed and even encouraged to sign these papers without any explanation or notice as to their effect, it was but natural that the notion should be diffused among them, that if they were to be employed it was not to be for nothing. All the surrounding facts, the numerous applications which had been made for employment, the practices usual at elections, the precedent that had been set in 1865, and the great wealth of one of the Conservative candidates, would confirm this idea, and give it the force of conviction; and unquestionably a great number of these freemen voters, though they undertook to give their services gratuitously, and signed documents to that effect, were thoroughly persuaded that remuneration would follow. This belief was known to several in the Conservative interest, and indeed was notorious and almost evident; and thus, though there may have been no actual contract express, or perhaps even implied that the freemen so employed should be paid, they were permitted to remain under the impression that they would be remunerated, and brought up and polled for their employers notwithstanding. This, we think, was a corrupt practice on the part of the employees so voting, as well as on the part of those who knowing their expectations encouraged them to vote; the inevitable tendency being to produce the very mischief which the enactment just referred to was designed to prevent, viz., influence brought to bear upon voters through the medium of employment. While, therefore, we do not affirm that the design and use of these gratuitous service papers were necessarily corrupt, or that in every instance the transaction amounted to a corrupt practice, still we feel bound to express our opinion that the whole arrangement was reprehensible and mischievous.

In schedule K to this report will be found the names of all freemen whom we have been able to identify as having signed these documents.

In many instances the use of the gratuitous service papers was manifestly corrupt; the freemen signing them upon a clear understanding equivalent to an agreement that their employment would be paid for.

We have brought several of these cases to light, and cannot forbear observing that they illustrate the nature and tendency of the whole proceeding. The gratuitous service papers, as we have said, were distributed largely among the different ward committees. They were thus placed at the disposal of the subordinate agents and even canvassers. In one instance a Mr. Robert Eames, a solicitor, who had been engaged to take charge of the canvassing and other election work in the Royal Exchange Ward, having obtained the signatures of some forty-four voters, including twenty-two freemen, to gratuitous service papers, and thus apparently pledged them to work for nothing, returned their names immediately after the election to the central committee, adding a note in which he said, "A great many of these men stated positively to our "committee that they would not vote unless they were employed." It is plain upon the evidence that this was understood on both sides to mean employment for reward. Indeed Mr. Eames told us very candidly that he as well as the voters meant and expected that the services of the latter should be paid for; and avowed his own belief that the signing of these gratuitous service papers "was a humbug altogether." It is plain, therefore, that as regards all the persons who thus stipulated for employment as the price of their votes, the transaction was one of mere bribery, while as to any others on the list, there was an employment for reward in the strictest sense, notwithstanding which they were not only permitted but, we believe, brought up to vote in direct violation of the recent enactment; and this we cannot but regard as a corrupt practice on the part of all persons concerned in the matter. A copy of the document we have referred to as Mr. Eames' list will be found in the Appendix to the Minutes of Evidence, p. 1085.

In another case we find that a Mr. George Irwin wrote to a gentleman named Hill, the principal person at the committee-rooms for the Sandymount district, informing him that he had just seen a freeman named George Hodges who wished to be employed as a canvasser for the Conservative candidates; that the man had a large family, and was needy, and that unless something was done at once to save him or satisfy him, Mr. Pim would before the middle of the next day have him, and other votes which he could influence. This letter seems to have been forwarded to the Conservative agents, and almost immediately afterwards two young men, whom we were unable to identify, waited upon Hodges, got him to sign a gratuitous service paper, telling him that if he did so he would be paid afterwards for his loss of time, and by these means secured his vote. In this instance evidently the employment, though nominally gratuitous, was to be remunerated, and the transaction was mere bribery.

In another case a freeman named Robert Wheatley wrote to Sir Arthur Guinness be-

fore the election, soliciting assistance. He received afterwards an appointment as poll clerk together with other freemen at the Conservative committee-rooms in Sackville-street, and signed a gratuitous service paper. No notice seems to have been given him of the nature of the document, and he deposed that he considered it as a mere form, and still expected remuneration. Indeed he appears to have thought it a positive advantage to get leave to sign the paper; evidently regarding it as a sort of security for subsequent payment. Accordingly, after the election he wrote to Sir Arthur Guinness, asking for remuneration. In this case, therefore, we think it should be taken that there was an understanding, that though the gratuitous service paper was signed, the employment so sought for and given should be paid for.

Again, we find that a freeman named Robert Johnston wrote to one of the Conservative agents, evidently wanting money. He afterwards received an appointment at the Conservative committee-rooms in Dorset-street, and signed a gratuitous service paper. No explanation seems to have been given him of the meaning of this transaction; and he stated to us that though he read and signed the document, he really believed he was to be paid for his loss of time. Under these circumstances we think it should be taken that the employment was given and accepted with the understanding that it would be ultimately paid for.

In addition to these cases, in which we find there was an agreement expressed or implied to give employment to freemen for reward, and which, therefore, amounted to corrupt practices, either as being only a form of bribery; or when followed, as the arrangement always was, by the employee voting for his employers, as being a violation of the salutary enactment we have referred to, and a misdemeanor; there were various other cases of a very suspicious kind, in which it is difficult to avoid the conclusion that such corruption existed. We forbear, however, specifying them here; and only now refer to them as examples of the mischief attending this whole scheme of gratuitous service papers, and of the gross abuses to which it was necessarily liable.

Employment all know is paid for as a very general rule, to which certainly that given for the purposes of an election has not hitherto proved to be an exception; the only difference being that the payment is then on a more liberal, or, perhaps we should say, rather extravagant scale. Besides, it appears from the evidence before us that the freemen had always been in the habit of seeking and getting remunerative employment from the agents of the Conservative candidates as at least a compliment for their steady support at the hustings; whilst the lavish way in which employment for money was given by those acting for Mr. Pim in 1865 would only further excite the expectations of 1868. We are therefore fully satisfied that the employing of poor freemen on such an occasion must have led them to believe that they would be paid as usual; and that the merely obtaining from such persons a formal abnegation of a claim of this kind could not persuade them to the contrary. Accordingly, it was proved to us by various witnesses, and indeed admitted by some of the conducting agents themselves, that many of the poorer class of freemen who signed these papers did in fact expect payment; and as such persons voted with that belief and expectation in their minds we think such transactions, if not actually amounting to any of the corrupt practices specially forbidden by the law, are extremely reprehensible and mischievous.

Besides the instances in which employment for reward was agreed to be given, though gratuitous service papers were signed, there was a class of cases in which not only were freemen voters really employed for reward though nominally to work for nothing, but they were actually paid money on account of their employment. Here, of course, there was a palpable violation of the statute, so soon as the person thus employed and paid had been got to record his vote. This occurred with certain clerks belonging to the staff of the Conservative Registration Society who were transferred by Mr. Hodson from that office to the Conservative Agents' Central Office in 47, Dame-street, and employed there on work immediately connected with the election. They were told that they were not in future to be paid for their labour; but it is plain that this notice was not regarded by them as serious; and Mr. Hodson himself stated to us that he also believed they would all be paid at a future day. Accordingly on one occasion when the men wanted their weekly wages Mr. Hodson paid them on account a sum of £38 15*s.* which was obviously and indeed confessedly in return for their work; though the real nature of the transaction was sought to be concealed by making them go through the ceremony of giving I. O. Us. for the several amounts thus paid them, and which it is needless to say were never intended to be relied on as acknowledgments of debt. In these cases, therefore, there was clearly an employment of these freemen clerks for reward; and, as they all voted for the Conservative candidates, the illegality of the transaction is apparent. Probably, however, the arrangements vouched by the gratuitous service papers were often attended with more real corruption.

We insert in Schedule L to this Report the names of freemen who, in our judgment,

were guilty of corrupt practices at the last election, either as having stipulated for employment for reward as the consideration for their votes, although they may have signed gratuitous service papers, or as having been employed for reward for the purposes of the election, and subsequently voting for the candidates on whose behalf they were so employed.

In Schedule M will be found the names of the persons who have been shown by evidence to have aided in or abetted these corrupt practices.

It is right to state that a great number of applications for money was made by freemen to Sir Arthur Guinness as well after as before the election; and several letters of this kind were produced to us by him and Mr. Sutton. In no instance, however, would any such application appear to have been complied with.

In addition to the other corrupt practices which we have thus endeavoured to describe, we find that several absent freemen were personated at the last election. The persons guilty of this corrupt offence appear to have been for the most part clerks employed at the Conservative tally-rooms in the Temperance Hall, a house near the principal place of polling, and itself also partly occupied by booths for freemen.

William John Campbell, before referred to, assisted in this operation, and some thirty freemen appear to have been personated; one of the clerks, a man named Samuel Ryder, personating, as he admitted to us, about thirteen before three o'clock.

We insert in Schedule N to this Report the names of the persons whom we find to have been guilty of this criminal conduct.

It deserves notice that, as already mentioned, the freemen who voted for Mr. Pim at the last election, numbered only 306, and those for Sir Dominic Corrigan 285. How far this circumstance in marked contrast with what took place in 1865, is to be ascribed to the absence of corruption on the part of the Liberals, and to the corrupt practices which existed on the Conservative side must be left to conjecture; but it is right to observe that in 1868 the political feelings of the freemen, for the most part a very Conservative body, were strongly aroused.

Before concluding this Report, we think it right to notice some matters which challenged our attention during the progress of the inquiry. The expenditure on the part of Sir A. E. Guinness in 1868, vouched by his election accounts, was the very large sum of £10,174 6*s*., to which also must be added a sum of £2,841, paid by him, through the City Conservative Registration Society, for the purposes of the revision, in anticipation of his election, and a further sum of £100 given to the secretary of that society on a separate account to pay for the admission of freemen; his whole outlay connected with the election thus amounting to £13,015 6*s*. This indeed included the expenses of Sir Arthur's colleague, the Hon. David R. Plunket; but as he does not appear to have had any separate staff, save so far as the retaining Mr. Julian as his conducting agent may be so considered, no great allowance need be made on that account. It is, however, right to state that the large sum (£2,841) paid by Sir Arthur Guinness through the Registration Society may be to some extent accounted for by the difficulties attending the revision of 1868, which must no doubt, have greatly increased the expenses; though hardly, perhaps, explaining the fact that they seem to have risen to more than three times the amount of former years. Again, turning to the accounts of Mr. Pim's election in 1865, we find his expenditure then amounted to £8,600; and we cannot forbear remarking that the enormous sums thus expended by Sir A. Guinness at the last election, and by Mr. Pim in 1865, contrast very strikingly with the small outlay on the part of the Conservatives at the elections of 1859 and 1857, on which occasions the expenses of each candidate seem to have been only about £1,800. These figures are not without significance, though not immediately connected with the subject-matter of our inquiry.

We wish also to repeat that an immense quantity of documents and papers connected with the proceedings of the last election, on the Conservative side, were not forthcoming, though we applied for them. The absence of these papers, some of which had admittedly been destroyed, and some of which had otherwise vanished, was much to be regretted. We have already alluded to the disappearance from Mr. Mortimer's box of the answers from out-voters and applications for employment, and to the loss of the letters addressed to Campbell, and his list of non-resident freemen. It further appears that a very large mass of documents—estimated by Mr. Hodson to be nearly half a ton in weight—were destroyed and given away as waste paper by him immediately after the election, and before quitting No. 47, Dame-street. What remained were packed into a number of boxes, and removed to his own offices at No. 3; and there again a further destruction was effected when the time for the trial of the election petition approached. On this occasion all the canvassers' books or lists which had been kept by those so engaged, and returned to the committee with notes of the answers received from freemen and other voters, seem to have been made away with; and quantities

of the returns of "doubtful" voters and persons who required to be specially looked after, which are stated to have been sent in almost daily to the central office from the committees of the sixteen different wards, also disappeared. Two only indeed escaped, being folded up apparently with some other documents, and thus happened to be forthcoming for our inspection. They are both in the handwriting of one of the persons having charge in the North City Ward — one relating to rated occupiers, and the other to freemen. The latter will be found printed in the Appendix to the Minutes of Evidence, p. 1086, and will show how desirable it would have been to have had an opportunity of examining the rest. It cannot, indeed, be doubted that if all the documents we have referred to had been accessible to us, much further light would have been thrown upon the proceedings connected with our investigation.

We must remark, too, that during our inquiry a claim to professional privilege of a very extensive kind was made on the part of Mr. Williamson and Mr. White, the subordinate conducting agents of Sir A. Guinness. They claimed this privilege, not only in respect of matters which came to their knowledge as Sir Arthur's solicitors, engaged in his defence against the election petition, but also as solicitors retained by Mr. H. H. Foster, to defend him from any prosecution for bribery. Indeed Mr. Williamson and Mr. White appear to have been also similarly retained by Mr. Crosthwaite, acting under Mr. Foster's advice, and supplied by him with money for the purpose; and to have been even recommended by him to Dr. Hall in case he should find himself involved in any difficulty about his share in the Capel-street transaction. Having regard to all the circumstances, these gentlemen had no doubt placed themselves in a somewhat strange position; but we did not think it necessary to put their privilege to the test, as we found ourselves supplied with the required information from other sources. It is obvious, however, that a claim of this description, if allowable in any case, might be made the means of withholding testimony of the greatest importance. It is contended that the repeal of the 9th and 10th sections of the Act of 1852 (15 & 16 Vic., cap. 57), and the omission of any mention of privilege in the enactment by which these clauses are replaced (stat. 26 Vic., cap. 29, sec. 7) involves the admissibility of the claim. The question has not, so far as we are aware, been brought before any court for decision, and is, we believe, considered by some as doubtful. As this is an inconvenient state of the law, we think it right to direct attention to it.

It now only remains for us to report to Your Majesty what we find in reference to the matters into which it became our duty to inquire.

We find that corrupt practices extensively prevailed among the freemen electors of the city of Dublin at the election of 1857;

We find that corrupt practices extensively prevailed among the freemen electors of the city of Dublin at the election of 1859;

We find that corrupt practices extensively prevailed among the freemen electors of the city of Dublin at the election of 1865; and

We find that corrupt practices prevailed also to a very considerable extent among the freemen electors of the city of Dublin at the election of 1868, though not so extensively as at the preceding elections.

We have inserted in the several Schedules annexed to this Report the names, so far as we have been able to ascertain them, of the freemen electors guilty of corrupt practices at the several elections above referred to, and of the persons guilty of aiding in or abetting such corrupt practices.

We subjoin a full statement of the evidence taken by us, which we beg permission to place before Your Majesty as part of this our Report.

All which we humbly submit to Your Majesty's most gracious consideration.

HUGH LAW.

CHARLES HENRY TANDY.

WILLIAM O'CONNOR MORRIS.

Dublin, May 3, 1870.

SCHEDULES.

SCHEDULE A.

List of such of the Freemen bribed at the Election of 1857 as have been identified by the evidence.

1. Bias, John A.
2. Bigger, John.
3. Bridgman, ——.
4. Bridgman, William.
5. Brady, R.
6. Byrne, Patrick.
7. Coulter, Edward.
8. Ellis, James.
9. Farrell, Thomas.
10. Gibbs, John.
11. Glynn, Andrew.
12. Gregston, William.
13. Grier, William.
14. Hall, James.
15. Hassett, Joseph.
16. Jesson, Richard.
17. Magee, Henry.
18. M'Elwaine, John, sen.
19. M'Elwaine, John, jun.
20. M'Elwaine, Matthew.
21. M'Kee, Joseph.
22. Payne, George.
23. Payne, William.
24. Ryan, ——.
25. Savage, Andrew.
26. Smyth, Robert.
27. Stanley, Joseph.
28. Walker, Andrew.
29. Wright, Francis.

SCHEDULE B.

List of persons who at the Election of 1857 were guilty of corrupt practices by giving money or other valuable consideration to purchase or for the purpose of purchasing the votes of Freemen.

1. Cogan, —— (since deceased).
2. Dillon, James.
3. Kernan, Charles.
4. Nolan, Patrick.
5. Ward, Christopher.

SCHEDULE C.

List of such of the Freemen bribed at the Election of 1859 as have been identified by the evidence.

1. Anderson, James.
2. Anderson, Ralph.
3. Bridgman, Frederick.
4. Bridgman, Jeremiah.
5. Bridgman, William.
6. Bury, Richard.
7. Bury, William.
8. Byrne, John.
9. Cavanagh, John.
10. Carey, ——.
11. Carroll, Thomas.
12. Clarke, Laurence.
13. Cotton, Thomas.
14. Coyle, Malachi.
15. Crosby, William.
16. Deane, Simon.
17. Dockery, Thomas.
18. Doyle, James.
19. Duigan, Philip.
20. Durham, Francis.
21. Flood, John.
22. Goodwin, Henry.
23. Grier, James.
24. Hammond, William.
25. Hawkins, Richard.
26. Head, Michael.
27. Healy, Matthew.
28. Holmes, George.
29. Holmes, John.
30. Holmes, ——.
31. Hopkins, Thomas.
32. Jesson, Joseph.
33. Jesson, Richard.
34. Johnston, John.
35. Jones, Edward.
36. Jolly, Richard.
37. Kavanagh, James.
38. Kelly, John.
39. Kenny, James.
40. Kenny, William.
41. Knott, Samuel H.
42. Magan, James.
43. Magee, Henry.
44. Mason, Frederick.
45. Melvin, Robert.
46. Mooney, John.
47. Murphy, John.
48. M'Clean, John.
49. M'Cormick, ——.
50. M'Donnell, George.
51. M'Mahon, Thomas.
52. Murphy, James.
53. Newport, Denis.
54. O'Neill, R.
55. Page, Robert.
56. Palmer, Anthony.
57. Prettie, Thomas.
58. Rawlins, George.
59. Stafford, Patrick.
60. Supple, ——.
61. Swan, Francis.
62. Tiernan, Robert Alexander.
63. Twiford, John.
64. Ward, John.
65. Ward, John.
66. Wilson, James.
67. Wilson, John Williams.
68. Withers, Timothy.
69. Yeates, James A.

SCHEDULE D.

List of persons who at the Election of 1859 were guilty of corrupt practices by giving money or other valuable consideration to purchase or for the purpose of purchasing the votes of Freemen.

1. Burgess, Thomas.
2. Connell, Bernard.
3. Dillon, Thomas.
4. Donnelly, James.
5. Flood, John.
6. Kernan, Charles.
7. Lightfoot, John.
8. M'Cabe, ——.

SCHEDULE E.

List of such of the Freemen employed and paid as Canvassers at the Election of 1865 as can be identified; with the sums paid to them respectively.

	£	s.	d.
1. Abbott, J.	5	0	0
2. Anderson, John,	0	10	0
3. Anderson, Ralph,	3	0	0
4. Archibold, David,	2	0	0
5. Bagnell, William,	0	10	0
6. Baldwin, John,	1	10	0
7. Ball, Richard,	1	10	0
8. Barber, George,	1	10	0
9. Barden, James,	1	0	0
10. Barlow, John,	4	0	0
11. Barlow, Richard,	1	0	0
12. Barnaby, Robert,	1	10	0
13. Barnwell, George,	1	0	0
14. Bass, Joseph,	1	10	0
15. Benn, Mathew,	1	0	0
16. Bentley, Francis,	1	0	0
17. Bishop, Luke,	1	10	0
18. Bond, Patrick,	1	0	0
19. Booker, Robert,	3	0	0
20. Booth, John,	1	5	0
21. Booth, William,	0	10	0
22. Botts, Joseph,	0	10	0
23. Bourke, Patrick,	1	0	0
24. Bourke, William,	1	10	0
25. Brady, Robert,	1	0	0
26. Brady, Robert,	0	10	0
27. Bridgeman, Frederick,	1	0	0
28. Bridgeman, Henry,	0	10	0
29. Bridgeman, J.	1	10	0
30. Brien, John,	1	10	0
31. Brodie, Robert,	1	10	0
32. Brown, William,	1	0	0
33. Browne, James,	0	10	0
34. Buchanan, F.	1	0	0
35. Burnett, Francis,	1	10	0
36. Burnett, James,	1	10	0
37. Burgess, Richard,	3	0	0
38. Bury, Richard,	1	10	0
39. Bury, William,	0	10	0
40. Byrne, John,	0	10	0
	1	10	0
	2	0	0
	0	15	0
41. Byrne, Thomas,	1	0	0
42. Byrne, William,	1	0	0
43. Carey, James,	0	10	0
44. Campbell, James,	1	10	0
	7	10	0
45. Carolin, Philip,	0	10	0
46. Carroll, John,	0	10	0
	0	10	0
	2	10	0
47. Carroll, Thomas,	1	10	0
48. Carpenter, Thomas,	3	0	0
49. Carr, James,	1	15	0
50. Chase, William,	2	10	0
51. Clarke, James,	1	10	0
52. Clarke, William,	2	10	0
53. Clinton, John,	0	15	0
54. Coffey, John,	5	0	0
55. Connolly, Edward,	1	0	0
56. Connor, George,	1	10	0
57. Connor, Patrick,	1	10	0
58. Conway, George,	0	10	0
59. Corbett, Thomas,	1	10	0
60. Corcoran, A.	1	0	0
61. Cotton, Thomas,	1	0	0
62. Coyle, Malachi,	0	10	0
63. Cowley, Walter,	0	10	0
64. Crosby, William,	1	10	0
	2	1	0
65. Crowly, Charles,	1	10	0
66. Crowley, John,	1	0	0
67. Cunningham, Dennis,	1	0	0
68. Cunningham, Michael,	1	0	0
69. Curtis, Joseph,	1	0	0
70. Curtis, Stephen,	1	15	0
71. Danaher, James,	2	10	0
72. Darling, G. T. B.	2	10	0
73. Davis, John,	1	10	0
74. Deane, Simon,	1	0	0
	1	0	0
75. De Groot, Cornelius,	1	10	0
76. Develin, John,	1	10	0
77. Develin, William,	1	0	0
78. Devine, John,	3	0	0
79. Doyle, James,	0	10	0
	1	0	0
	1	10	0
80. Dumas, William,	5	5	0
81. Dunne, William,	1	10	0
	0	10	0
82. Durham, Francis,	1	10	0
83. Eades, Joseph,	1	10	0
84. Evans, Andrew,	1	10	0
85. Evans, George,	8	0	0
86. Fagan, Edward,	1	0	0
87. Farrell, James,	1	15	0
88. Farrell, Patrick,	1	10	0
89. Farrell, William,	0	10	0
90. Ferns, Henry,	1	10	0
91. Field, William,	1	10	0
92. Finnamore, Richard,	1	10	0
	1	15	0
93. Flood, George,	1	10	0
	2	10	0
94. Flood, John,	0	10	0
95. Fogarty, James,	2	0	0

SCHEDULE E—*continued.*

List of such of the Freemen employed and paid as Canvassers at the Election of 1865 as can be identified; with the sums paid to them respectively—*continued.*

	£	s.	d.
96. Francis, William,	1	10	0
97. Franklin, James,	0	10	0
98. Gilligan, William,	1	10	0
99. Glennon, John,	0	10	0
100. Glynn, Andrew,	1	10	0
101. Gordon, John,	2	0	0
102. Graham, William,	1	10	0
103. Greene, Samuel Plant,	1	10	0
104. Gresham, Thomas M.	0	10	0
105. Hanbridge, William,	1	0	0
106. Hand, William,	1	10	0
107. Harrison, Francis,	1	16	0
108. Harrison, William,	1	10	0
109. Haughton, John,	1	10	0
110. Hayes, John,	3	0	0
111. Healy, Mathew,	2	0	0
112. Hearne, William,	1	0	0
113. Heffernan, Michael,	2	0	0
114. Hemmingway, Andrew,	0	10	0
115. Hemmingway, Thomas,	0	10	0
	0	10	0
116. Hendrick, Patrick,	0	15	0
117. Higgins, John,	1	10	0
118. Higgins, Richard,	1	0	0
119. Hodges, George,	5	0	0
	1	0	0
120. Hoey, James,	1	15	0
121. Holland, W. R.	3	0	0
122. Holmes, George,	1	0	0
123. Holmes, John,	1	10	0
124. Holmes, Peter,	1	0	0
125. Holles, George,	0	15	0
126. Houghton, George,	1	5	0
127. Howard, James,	0	10	0
128. Hulbert, Daniel,	1	10	0
129. Hughes, James,	0	10	0
	0	15	0
130. Hunt, Richard L.	2	0	0
131. Hutchinson, John,	1	10	0
132. Hutchinson, Patrick,	3	0	0
133. Hutchinson, Michael,	1	10	0
134. Jesson, Joseph,	0	10	0
135. Jesson, Richard,	1	0	0
136. Johnson, Jeremiah,	1	0	0
137. Johnston, John,	1	0	0
138. Johnston, Samuel,	1	10	0
139. Jones, George,	1	10	0
140. Jones, Henry,	10	10	0
141. Jones, William,	4	0	0
142. Keane, Thomas,	1	0	0
143. Keary, Richard,	1	10	0
144. Keating, David,	0	15	0
145. Keegan, Simon,	0	15	0
146. Kelly, James,	0	10	0
147. Kelly, Luke,	0	10	0
	1	10	0
148. Kelly, William,	1	10	0
	1	0	0
149. Kennedy, James,	1	10	0
150. Kenny, Joseph E.	4	0	0
151. Kenny, Thomas,	2	10	0
152. Keogh, Joseph,	1	0	0
153. Knott, William,	1	5	0
154. Knowles, Abraham,	0	10	0
155. Leahy, Daniel,	0	15	0
156. Madigan, M.	1	0	0
157. Maher, John,	2	0	0
	2	0	0
158. Manders, Edward,	4	0	0
	8	0	0
159. Marshall, William,	1	10	0
160. Mason, Charles,	0	15	0
161. Mason, Isaac,	2	0	0
162. Mason, John,	0	10	0
163. Miller, Andrew,	3	0	0
164. Moffatt, George,	1	10	0
165. Mooney, John,	3	10	0
166. Moore, George,	1	10	0
167. Moy, Arthur,	1	10	0
168. Mulvey, Peter Paul,	2	0	0
169. Murphy, James,	0	15	0
170. Murphy, P.,	2	0	0
	2	0	0
171. Murphy, Thomas,	2	0	0
	4	13	10
172. M'Clusky, James,	1	0	0
173. M'Donnell, George,	1	0	0
174. M'Ellwaine, John,	1	10	0
175. M'Grane, Peter,	1	10	0
176. M'Keon, Mathew,	0	10	0
177. M'Lean, Robert,	0	15	0
178. M'Mahon, Michael,	1	10	0
179. M'Mahon, Thomas,	1	10	0
180. M'Mullen, James,	1	10	0
181. Naghten, John E.,	2	10	0
182. Neile, Robert,	1	10	0
183. Nelson, Richard,	1	10	0
	1	0	0
184. Ness, Richard,	1	0	0
185. Newport, Denis,	1	10	0
186. Nicholls, John,	1	0	0
187. Nicholls, James,	1	0	0
188. Nixon, Robert,	2	10	0
189. O'Brien, T.,	1	0	0
190. O'Byrne, James,	1	10	0
191. O'Connor, Daniel, jun.,	1	10	0
192. O'Callaghan, James,	0	10	0
193. O'Toole, Timothy,	1	0	0
194. Overen, Samuel,	0	10	0
195. Page, Robert,	1	10	0
196. Palmer, B.,	1	10	0
197. Palmer, Thomas,	6	6	0
198. Parker, Robert,	2	0	0
199. Pasley, S. B.,	1	10	0
200. Payne, Benjamin,	1	10	0
201. Phibbs, William,	1	0	0
202. Pointon, James,	1	10	0
203. Powell, Mathew,	1	0	0
204. Power, James,	1	10	0
205. Proudman, John,	1	10	0
206. Purcell, Laurence,	0	10	0
207. Quinn, Peter,	1	0	0
208. Quinn, Richard,	1	0	0
209. Rawlins, George,	1	10	0
210. Rawlins, John,	0	10	0
211. Reanney, Michael,	1	10	0
212. Regan, William,	4	10	0
213. Riggs, Edward,	0	15	0
214. Roberts, Anthony,	0	10	0
215. Roberts, John,	0	10	0
216. Roberts, Henry,	0	10	0
217. Robinson, A.,	1	10	0
218. Robinson, Peter,	0	15	0
219. Robinson, James,	1	10	0
220. Robinson, Joseph,	1	0	0
221. Robinson, John,	6	0	0

SCHEDULE E—*continued.*

List of such of the Freemen employed and paid as Canvassers at the Election of 1865 as can be identified; with the sums paid to them respectively—*continued.*

	£	*s.*	*d.*
222. Rogers, Benjamin,	1	0	0
223. Rourke, Thomas,	1	10	0
224. Ryan, Francis,	1	10	0
	1	0	0
225. Ryan, Patrick,	0	10	0
226. Savage, Andrew,	4	10	0
227. Sharpe, William,	1	10	0
228. Sharpe, William,	1	15	0
229. Sharpe, Thomas,	1	10	0
230. Sheppard, John,	1	10	0
231. Sheppard, William,	1	10	0
232. Sheridan, Robert,	1	10	0
233. Smart, Thomas,	0	15	0
234. Smith, William,	1	0	0
235. Smith, James,	1	10	0
236. Smyth, John,	0	10	0
237. Stanley, Joseph,	0	15	0
238. Stephen, A.,	5	0	0
239. Swan, Francis,	1	0	0
240. Sweeny, Alexander,	1	10	0
241. Talbot, William,	1	0	0
242. Tandy, Robert,	1	10	0
243. Tiernan, Robert A.,	1	10	0
244. Tinkler, John,	2	10	0
245. Toole, William,	2	10	0
246. Tomlinson, John,	2	0	0
247. Torkington, Charles, sen.,	1	0	0
	2	2	2
248. Torkington, Charles, jun.,	0	10	0
249. Torkington, R.,	1	10	0
250. Trail, William,	1	10	0
251. Tucker, Thomas,	0	10	0
252. Waddell, Mathew,	1	0	0
253. Wade, E.,	0	15	0
254. Walker, William,	0	10	0
255. Walker, H.,	6	0	0
256. Walsh, John,	2	10	0
257. Ward, John,	1	0	0
258. Ward, Abraham,	1	10	0
259. Warren, James,	1	10	0
260. Warren, John F.,	2	0	0
261. Waterson, Thomas,	2	0	0
262. White, George,	1	0	0
263. White, James,	2	0	0
264. White, Samuel,	2	0	0
265. Whitemore, Samuel,	1	0	0
266. Whitehead, Joseph,	1	0	0
	1	0	0
267. Wilson, John W.,	2	0	0
268. Wilson, Samuel,	1	10	0
269. Winder, Henry,	1	10	0
270. Wolfe, W. J.,	1	1	0
271. Wooley, George,	1	10	0
272. Wright, Francis,	2	10	0

SCHEDULE F.

List of Freemen who were proved to have been guilty of Corrupt Practices at the Election of 1865, by receiving or contracting for money or other valuable consideration for having given or to induce them to give their votes.

1. Burgess, Richard.
2. Finlay, William Henry.
3. Regan, ——
4. Savage, Andrew.
5. Steed, Michael Richard.

SCHEDULE G.

List of persons who at the Election of 1865 were guilty of Corrupt Practices, by giving or contracting to give money or other valuable consideration to purchase or for the purpose of purchasing the votes of Freemen.

1. Atkinson, Thomas Henry.
2. Campbell, William John.
3. Clay, Robert Keating.
4. Connell, Bernard.
5. Doolin, Walter.
6. Edwards, George Absalom.
7. Eustace, Richard.
8. Fitzpatrick, Nathaniel Johnstone.
9. Flint, John.
10. Foster, Henry Hopkins.
11. Gillis, Edward F.
12. Jones, William.
13. Magrath, Robert.
14. M'Clean, William Cornwall.
15. Molloy, Arthur.
16. Moran, Joseph.
17. Myers, John.
18. Phillips, ——
19. Purcell, Herbert C.
20. Watson, Henry.

SCHEDULE H.

List of such of the Freemen guilty of Corrupt Practices at the Election of 1868, by receiving or contracting to receive money or other valuable consideration for having given or to induce them to give their votes, as were identified by the evidence.

1. Bailey, Henry.
2. Beckett, William.
3. Bentley, Francis.
4. Bentley, William.
5. Booth, George.
6. Burgess, Henry, sen.
7. Burgess, Henry, jun.
8. Burgess, David George.
9. Butler, Richard.
10. Burne, George.
11. Collins, William.
12. Copeland, James.
13. Dawson, William.
14. Field, William.
15. Haggerty, George.
16. Hall, James.
17. Hassett, Joseph.
18. Huband, Joseph.
19. Jesson, Richard.
20. Katherens, Benjamin.
21. Kimberley, Fredk. End.
22. Kirk, John Fredk.
23. M'Donnell, George.
24. Murray, Henry, M.D.
25. Read, Nicholas.
26. Robinson, Peter.
27. Rogers, Edward James.
28. Smith, Robert.
29. Steed, Michael Richard.
30. Stoker, Richard.
31. Sweeney, John.
32. Thompson, Geo. Arthur.
33. Walker, William.
34. Wharton, Richard.
35. Wilson, John.
36. Wilson, Robert.

SCHEDULE I.

List of persons proved to have aided in or abetted Corrupt Practices at the Election of 1868, by giving or contracting to give money or other valuable consideration to purchase or for the purpose of purchasing the votes of Freemen.

1. Alma, Edward Love.
2. Campbell, William John.
3. Crampton, John.
4. Crosthwaite, Davenport.
5. Foster, Henry Hopkins.
6. Hall, Henry George.
7. Hawkins, George.
8. Johnston, William.
9. Kemp, William.
10. Noblett, Thomas.
11. Robinson, William.
12. Warren, Benjamin.
13. Watkins, William.
14. Williamson, John Malet.

SCHEDULE K.

List of such of the Freemen who signed papers offering their services gratuitously to the Conservative candidates at the Election of 1868, as can be identified.

1. Anderson, John.
2. Ball, John.
3. Barlow, Frederick A.
4. Barlow, Richard.
5. Barnaby, Robert.
6. Barnes, Francis.
7. Beckett, Thomas.
8. Bell, Walter.
9. Bigger, Charles.
10. Bishop, Luke.
11. Blackmore, Hiram.
12. Booth, William.
13. Bravin, Richard.
14. Bridgman, Frederick.
15. Brodie, Robert.
16. Browne, Richard.
17. Browne, William.
18. Brownlee, Andrew.
19. Burrowes, James, junior.
20. Campbell, George John.
21. Cantrell, Frederick.
22. Carpenter, Thomas.
23. Clarke, John.
24. Clarke, Lawrence.
25. Clarke, Noble.
26. Clarke, William.
27. Clarkson, James.
28. Clare, John.
29. Collins, William.
30. Cooper, Charles Edward.
31. Cooper, William.
32. Cooper, Francis.
33. Cowen, Samuel.
34. Curtis, Stephen.
35. Davis, Samuel.
36. De Groot, Cornelius R.
37. Draper, George.
38. Duggan, James.
39. Eades, Henry Alfred.
40. Elwood, William.
41. Evans, William.
42. Farrell, Thomas.
43. Ferns, Henry.
44. Finnamore, Richard.
45. Fitton, Richard.
46. Fleming, William.
47. Forrest, William Robert.
48. Fox, Edward.
49. Francis, William.
50. French, John, junior.
51. Gamble, John.
52. Gerrard, Edward.
53. Gibson, George.
54. Glynn, Andrew.
55. Graham, Francis.
56. Gresham, George.
57. Grier, Matthew.
58. Grier, Richard.
59. Griffith, William.
60. Gough, Michael.
61. Haggerty, Samuel.
62. Haggerty, George.
63. Hall, Thomas.
64. Hammond, John.
65. Hammond, Thomas.
66. Henderson, James.
67. Henry, Thomas.
68. Hodges, George.
69. Irwin, William.
70. Johnston, Henry.
71. Johnston, Richard.
72. Johnston, Robert.
73. Jolly, Robert.
74. Jones, George.
75. Jones, Thomas.
76. Jones, Samuel.
77. Jones, William.
78. Keary, Richard.
79. Kelly, John.
80. Kennedy, Alfred.
81. Kennedy, George

SCHEDULE K—*continued.*

List of such of the Freemen who signed papers offering their services gratuitously to the Conservative candidates at the Election of 1868, as can be identified—*continued.*

82. Kennedy, James.
83. Kennedy, John H.
84. Kildahl, James.
85. Kirk, John Frederick.
86. Leech, William.
87. Leitch, Richard.
88. L'Estrange, E. W.
89. Love, Robert.
90. M'Donald, J. B.
91. M'Dowell, James.
92. M'Entire, Joshua.
93. M'Kenna, Peter.
94. Maddock, Benjamin.
95. Maddock, Joseph.
96. Magrath, Christopher.
97. Magrath, Marcus.
98. Magrath, William.
99. Maguire, William.
100. Martin, Joseph.
101. Marchbank, Thomas.
102. Mee, William M.
103. Merry, William.
104. Meyler, John.
105. Millington, Thomas.
106. Mills, Zachariah.
107. Morton, Frederick.
108. Moore, Robert.
109. Moy, William.
110. Mulholland, Thos. Henry.
111. Madden, Edward H.
112. Murphy, Charles Stuart.
113. Murray, George Stanley.
114. Page, Robert.
115. Palmer, Paul.
116. Palmer, Thomas.
117. Pearson, William.
118. Pemberton, John.
119. Pennefather, John.
120. Phillips John.
121. Pike, John.
122. Pobjoy, Charles.
123. Power, Pierce.
124. Price, Frederick.
125. Price, James.
126. Phibbs, William.
127. Pilsworth, R.
128. Raynor, William.
129. Read, Nicholas.
130. Richardson, William.
131. Robinson, Alexander.
132. Robinson, Peter.
133. Robinson, Robert.
134. Robinson, William W.
135. Ryan, Edward.
136. Saunders, James.
137. Sharpe, William.
138. Scott, Walter.
139. Slator, John.
140. Sloane, William George.
141. Smith, James.
142. Sole, Charles.
143. Sweeny, John P.
144. Scanlon, Thomas.
145. Scott, Simon.
146. Saunders, John.
147. Scarr, Henry.
148. Shaw, John.
149. Smith, John.
150. Sparks, R. Eugene.
151. Stanford, C.
152. Stephens, Charles.
153. Stewart, St. John.
154. Stubbs, Frederick.
155. Sweeny, Thomas.
156. Tackaberry, Nathaniel.
157. Taylor, Edward.
158. Teare, Henry.
159. Thomas, Lewis Edward.
160. Thompson, George A.
161. Thompson, James.
162. Thompson, Robert W.
163. Tuke, Edward C.
164. Walker, John.
165. Wade, George.
166. Walker, William.
167. Wallace, Robert.
168. Ward, A. M.
169. Warnock, Wm. Henry.
170. Warren, James.
171. Warren, John F.
172. Watchorn, Thomas.
173. Wells, William.
174. West, John.
175. Wheatley, James.
176. Wheatley, Robert.
177. White, George.
178. Whitthorne, Henry.
179. Wilkinson, Robert.
180. Wilkinson, James.
181. Wilkinson, William John.
182. Wilson, Henry.
183. Wilson, James.
184. Wilson, John Williams
185. Wright, Thomas M.
186. Yeates, Henry.
187. Young, George A.

SCHEDULE L.

List of Freemen who at the Election of 1868 were guilty of Corrupt Practices, either by stipulating for employment, for reward, as the consideration for their votes; or as having been employed for reward for the purposes of the Election, and subsequently voting at the same for the candidates on whose behalf they were so employed.

1. Barlow, Richard.
2. Barnes, Francis.
3. Bloxham, Arthur.
4. Brodie, Robert.
5. Campbell, George John.
6. Clarke, Laurence.
7. Finnamore, Richard.
8. Francis, William.
9. Forrest, William Robert.
10. Grier, Matthew.
11. Grier, Richard.
12. Glynn, Andrew.
13. Griffith, William.
14. Johnston, Richard.
15. Kelly, James Charles.
16. Leitch, Richard.
17. Lodge, John.
18. Moy, William.
19. M'Guinness, Nicholas.
20. Pasley, John.
21. Palmer, Isaac.
22. Palmer, Paul.
23. Reilly, Robert W.
24. Saunders, James.
25. Teare, Henry.
26. Thompson, Geo. A.
27. Thompson, R. W.
28. Wade, George.
29. Warren, James.
30. Warren, J. Faithful.
31. White, William.

SCHEDULE M.

List of persons aiding in and abetting the Corrupt Practices mentioned in the heading of Schedule L.

1. Eames, Robert.
2. Hodson, Robert Leicester.
3. Irwin, George.

SCHEDULE N.

List of persons guilty of personating or aiding in the personation of Freemen at the Election of 1868.

1. Campbell, William John.
2. Delap, James.
3. Fanning, George, jun.
4. M'Guigan, Alexander.
5. Reilly, Robert William.
6. Ryder, Samuel.
7. Saunders, James.
8. Saunders, James, jun.
9. Thompson, Robert.

DUBLIN: PRINTED BY ALEXANDER THOM, 87 & 88, ABBEY-STREET,
FOR HER MAJESTY'S STATIONERY OFFICE.

MINUTES OF EVIDENCE

TAKEN BEFORE THE

COMMISSIONERS

APPOINTED BY THE ACT OF THE 32ND AND 33RD VICTORIA, CAP. 65,

FOR THE

PURPOSE OF MAKING INQUIRY

INTO THE EXISTENCE OF

CORRUPT PRACTICES

AMONGST THE

FREEMEN ELECTORS

OF THE

CITY OF DUBLIN.

Presented to both Houses of Parliament by Command of Her Majesty.

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PRINTED BY ALEXANDER THOM, 87 & 88, ABBEY-STREET,
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1870.

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DUBLIN FREEMEN ELECTORS COMMISSION, 1869.

MINUTES OF EVIDENCE

TAKEN BEFORE

HUGH LAW, Esq., Q.C.; CHARLES HENRY TANDY, Esq., Q.C.;

AND

WILLIAM O'CONNOR MORRIS, Esq., Barrister-at-Law,

COMMISSIONERS APPOINTED BY THE ACT, 32 & 33 Vict. Chap. 65.

Secretary, Robert Ross Todd, Esq., M.A.

COURT-HOUSE, GREEN-STREET.

FIRST DAY.

Monday, November 29, 1869.

Mr. *William Ormsby* sworn and examined.

Mr. William Ormsby.

1. Mr. Law.—You were the sub-sheriff of the city of Dublin at the last election for the city of Dublin, November, 1868?—I was.

2. Have you the documents connected with the election, the various deputations from the candidates, and the election expenses?—I have them all here; they are in this box (*pointing to a box*).

3. All the documents connected with the election?—Yes.

Be good enough to hand them to the secretary. (*Witness handed the box accordingly.*)

4. You produced these papers at the election inquiry?—Yes, I did.

At this stage of the proceedings a person who stated his name was Hopkins, said he had reason to believe a mistake had been made in his being summoned before the Commissioners; his information was derived from a leading gentleman at the Liberal side, and he understood that the wrong man had been summoned. To save the time of the Court, he thought he would at once mention the matter.

Mr. Law said that the Commissioners knew nothing about any side in that inquiry.

Mr. Hopkins asked whether his attendance could be dispensed with for that day.

Mr. Law asked the applicant what was his correct address.

Mr. Hopkins replied that it was 60, Leinster-road.

The Commissioners permitted the applicant to withdraw.

James Creed Meredith, esq., ll.d., sworn and examined.

James Creed Meredith, esq., ll.d.

5. Mr. Law.—You were one of the expense agents at the last election for the city of Dublin?—I was.

6. Have you any documents connected with that election?—I do not believe that I have, save one or two of the bills that were furnished, and for payment of which I got receipts, and which receipts I handed to the sheriff, pursuant to the Act of Parliament.

7. But you have some other documents?—Yes.

8. Have you got them here?—No.

9. We shall require you to produce them hereafter. Have you any book or document besides what you delivered to the sheriff and the bills which you still have in your possession?—I have one book, the ordinary expense agent's account book, for an election in which, under various heads, either I or my colleague Dr. Beatty, entered all the disbursements which we made. I had that book at the election inquiry, I gave it to the Court, and Mr. Justice Keogh returned it to me on the day upon which he gave his judgment, and my impression at present is, that subsequently upon leaving town, I, thinking it might be required, handed it to Dr. G. Beatty.

10. Be good enough to search for and produce it upon the next day, and every document you have connected with this inquiry. Did you deliver any document to Dr. Beatty except that book?—No.

11. Are you certain of that?—I remember giving him some documents, but I think it was when making up that box, the box that went to the Sheriff, they were included in it; to the best of my recollection, whatever documents I had were in it.

12. And do you think that with the exception of the book, which perhaps you may have, and the documents delivered to the Sheriff, there are some which you may still have?—Simply bills sent in by tradesmen for work done.

13. Had you any accounts rendered by the ordinary election agents, or any one engaged or interested in the election, as to payments to be made?—I remember getting a list of inspectors and booth agents who were to be paid.

14. Where is it?—I have not got it.

15. To whom did you give it?—I rather imagine that list is with the conducting agents, Messrs. Sutton and Julian.

16. That list was delivered to you as an instruction to pay certain persons?—Yes.

17. Did you deliver that list to Messrs. Sutton and Julian?—I do not remember doing so; I was paying in a room in No. 47 and 48 Dame-street; the two houses were turned into one for the purpose of the election.

18. Was it in that house that you paid the money?—Principally. Some one or two gentlemen were attorneys, and I forwarded cheques to them from my own house.

19. Who was in charge of those rooms when you

FIRST DAY.
November 29.
James Creed Meredith Esq., LL.D.

paid the money, and think you left the books behind you?—There was a caretaker in the house.

20. Who was he?—That is what I am trying to recollect. If you ask me that question again, when the books have been produced, I shall probably be able to tell you.

21. What solicitor or agent, acting on behalf of any of the candidates, had charge of the room?—Mr. Frederick Sutton and Mr. John Julian.

22. Who was the person in charge; was it Mr. Sutton or Mr. Julian?—At the time I got the list, I think Mr. Julian was not in Dublin at all. Mr. Sutton was in and out.

23. The election had been terminated, and I want to know what became of the lists; who was in charge of the room?—Mr. Sutton was in and out occasionally.

24. Had he anyone acting for him when he was out of the room, any clerk?—There were a number of gentlemen in and out. Mr. Williamson was in and out occasionally, and Mr. Fell White, and some of the clerks who had been employed at the election.

25. Do you recollect the names of any of those persons?—A person named French was one; he was in the house at the time; he was not the caretaker but a relative of his.

26. What was his name besides French?—I cannot recollect his Christian name.

27. Where does he live?—At the time of which I am speaking he was a resident in the house. He was married to a daughter of the caretaker, I think.

28. Who was in charge of the room to prevent strangers getting in?—French, I think, was the person. Either Dr. Beatty or myself sat there.

29. You and Dr. Beatty were engaged in defraying election expenses; both were in the room; you were in charge of it?—Yes.

30. Was not that the room into which any person to whom money was to be paid came for payment?—Yes. We did not allow people to crowd in upon us.

31. Give to us the names of persons besides Mr. Sutton, Mr. Williamson, Mr. Thos. F. White and French who took any authority on them in that room?—I do not think that authority was exercised by any one but by Dr. Beatty and myself. To some of these named in the list, I had not paid the money personally. As I paid the money to some of the persons named in the list I marked them off.

32. But you got receipts from all?—Yes.

33. Was the list confined to any particular claimants?—Inspectors, and poll clerks, and check clerks.

34. I suppose they had fixed amounts payable to each?—Yes.

35. What was paid to each?—I think the amount was six guineas for the booth inspectors, that was the statutable fee, and 13*s.* 10*d.* for the poll and check clerks, and we gave each of them 7*s.* 2*d.* for having attended the previous days.

36. Were any of the young men paid who had been serviceable about the court-house upon the polling day?—One guinea.

37. Or two?—Some were paid two guineas.

38. How did you know whom you were to pay; were they on a pay list by themselves?—Certainly.

39. What became of that list?—I have not got it. Before all the people were paid, the period for which we had taken the house in Dame-street expired, and a few of the payments were made in No. 3 Dame-street, and the papers were transferred there, and some of the papers appear to have vanished.

40. I presume, as you had a responsible duty to perform, all the lists were transferred from one house to the other?—Yes, I believe so.

41. Did you pay any of the people in the house, No. 3 Dame-street?—The payments were nearly concluded. I remember that a few accounts were paid at No. 3 Dame-street.

42. There was a list of the inspectors?—Yes.

43. Was there a list of the tally clerks?—Yes.

44. Was there a list of the young men who received what you say for other services?—There was.

45. What became of the three lists, according to your belief?—The lists of inspectors, poll and check clerks, and tally clerks, from the day of the election, were simply written upon sheets of paper, and these went over to No. 3, Dame-street, I believe.

46. Who took the room No. 3, Dame-street?—It was the office of the Conservative Registration Society, and there were a couple of spare rooms in the top of the house that we moved into to finish our business.

47. When you left No. 3, Dame-street, did you leave those lists behind?—Yes.

48. With whom did you leave them—did you give them to anyone, or did you let them lie about upon the table?—Oh, certainly not; I left them in that room with other papers. There was an open tin box; it was a place to which no one had access except persons connected with it.

49. Who had access to it?—Mr. Robert Hodson, the assistant secretary of the Registration Society, was one.

50. Who, as you believe, got possession of the papers?—I would infer that the papers remained there until the time when the papers were tampered with; but who tampered with them I cannot say.

51. Whom did you hear?—I did not hear; but I heard it sworn, on the part of the petition, that some had been sold as waste papers.

52. Who swore it?—I do not remember; but I know that it was sworn, and one of the documents was produced by the agent for the Liberal party.

53. Did you hand the list to anyone?—No.

54. Was Dr. Beatty with you when you left the room?—No.

55. Did you simply go out and leave the papers behind you—did you put them into a box?—To the best of my belief, we put them into a box either by ourselves or by French.

56. Can you state what day you left No. 3, Dame-street?—I remember being there upon a Thursday in No. 3, Dame-street. I cannot say whether I was there upon a Friday; it was on a Thursday or Friday. I lodged the account with the sheriff.

57. You were there on a Thursday two days before the petition?—Yes, as near as I can recollect; I am certain about Wednesday.

58. Were the papers there then?—Yes.

59. Were the papers in the same condition on the Wednesday, apparently in the same condition, as you had left them—did they appear to be so?—I think so.

60. Did you hear that upon the Wednesday any of them had been taken away?—I did not hear it till I heard it here.

61. Did you hear that they were to be taken away?—Certainly not.

62. Then so far as you can say, all the papers were right upon the Wednesday?—Yes, as far as I remarked.

63. How many lists were there of persons to be paid, lists written upon sheets or otherwise?—There were three lists of persons on sheets of paper, and a list in the book. The book list was connected with the different wards.

64. Is that the book to which you refer as being principally in your own possession?—No.

65. The three lists upon sheets of paper are what we have been talking about; what was the book?—It contained a list of the canvassers in the different wards and the amount to be paid.

66. Was there a list of those who rendered gratuitous services?—No. I heard of a list made for Judge Keogh; I don't believe there was one made during the election.

67. As to the book containing the ward lists, where is it?—I do not know whether it is in possession of the agent or not.

68. You had it in your possession: was it like the lists on the sheets of paper brought to 3, Dame-street, and in a box like the rest, on the Wednesday?—I am certain it was brought to 3, Dame-street, and I shall tell you why I recollect it. There was a young gentleman who met his death suddenly, Mr. Myles, and I

remember sending a cheque to his family from No. 3, Dame-street.

69. It was there?—Yes.

70. Did you see it put into the box?—I cannot say that positively.

71. But the papers were put into a box each day?—Yes.

72. Was the box locked?—No.

73. Was the door of the room locked?—I think it used to be locked; and the key was left with Mr. Hodson or some other clerk.

74. Those who had charge of that room then did not keep the key of it, as I gather from you?—There was no person had particular charge of it.

75. Who gave you that room for those purposes of payment—who placed it at your service?—It was placed at our disposal, but I cannot say by whom.

76. Who was it intimated to you that you were to go there?—I cannot really tell, we were perfectly free agents.

77. How did it happen that you went there?—I do not recollect; whether Dr. Beatty and myself agreed that it would be a convenient place to which we might go, or some one suggested it, I cannot say

78. Did any one suggest it to you?—Whether the suggestion came from one of ourselves, or from some other person, I cannot tell, but I did agree to go there.

79. Who made the arrangement for your going there?—I do not know whether any particular arrangement was made; one of us told Mr. Hodson.

80. Did you make any arrangement with Mr. Hodson?—I am perfectly sure I told him we were going over. I saw him, I suppose, very nearly every day.

81. Was it upon the Thursday that you moved?—No, clearly not; some time before that. I should think it was before Christmas.

82. Then you had been in No. 3, Dame-street before that?—I remember making payments a day or two before Christmas, and my recollection is that that was in No. 3, Dame-street.

83. When did you go to No. 47 and 48, Dame-street, and how long were you there?—The election was upon the 18th of November. I had been at 47 and 48, Dame-street for five or six weeks. I went there immediately after the close of the Parliamentary Revision.

84. When did you begin to make payments in 47 and 48, Dame-street?—About the time I went there first; about the 8th of October—early in October.

85. When you began to make the payments, what documents were furnished to you for that purpose?—They were furnished by the secretaries or agents of the different wards—I was aware who they were. They used to come to me upon a Saturday, and intimate to me what clerks they had employed.

86. Did they give you any list of persons for whom they wanted money?—Yes.

87. Have you got the lists?—No.

88. Have you got the receipts?—I handed the receipts to the sheriff.

89. Did you pay any money for which you did not get receipts?—I swear most positively I did not; from every man to whom money was paid a receipt was got by Dr. Beatty or myself.

90. Who supplied you with the money?—Sir Arthur Guinness.

91. I suppose he did not hand it himself—who paid it?—I was handed cheques by Sir Arthur Guinness, and I received other cheques from Mr. Bradburne; they were all the cheques of Sir Arthur Guinness.

92. Did you receive funds by any other means than those you have stated?—No.

93. Upon what bank were the cheques drawn?—Upon the Bank of Ireland. There were various cheques from time to time; I did not receive all the cheques at one time.

94. Were all the cheques drawn on the Bank of Ireland?—I should not have said Sir Arthur Guinness's own cheques; they were the cheques of the firm; they were cheques on the Bank of Ireland.

95. Was any other fund available elsewhere than the Bank of Ireland?—Dr. Beatty did not keep his account in the Bank of Ireland. Our account was not joint. I kept my account in the Bank of Ireland.

96. Were the funds placed at your disposal mixed with your own money in the Bank?—No; I did not keep a cash account in the Bank of Ireland at that time. The cheques I received were cheques of Sir Arthur Guinness and Company, on their account, and these I lodged to my own credit. I opened an account in my own name for the election.

97. Where did Dr. Beatty keep his account?—In the bank in Foster-place. He did not keep a separate account; he lodged the money to his own account.

98. What became of the book that contained the ward lists?—I left it at No. 3, Dame-street, and I could not say whether it was here at the time of the election petition.

99. Who produced the papers that were forthcoming at the time of the petition—was the box produced?—Yes, it was; one box was produced.

100. Was there a second box in No. 3, Dame-street?—I don't recollect a second; but there must have been a second.

101. Do you recollect having seen two boxes?—I would be inclined to say I had seen them; but whether we put all into one box or not, I cannot say.

102. But there were two boxes in the room?—There were.

103. Who supplied the boxes?—We ordered in a number of boxes, we had the boxes during the progress of the election.

104. When you said that a box was produced at the time of the petition, that box was not one of the boxes which you had in No. 3, Dame-street. Were there more than two boxes in that room in No. 3, Dame-street?—Certainly, not more than two that had any reference to our papers.

105. Those two boxes you had in Nos. 47 and 48?—Yes.

106. Had they locks?—They were the ordinary tin boxes.

107. Did you never lock them?—Dr. Beatty and I were provided with despatch boxes, in which we kept important papers and took them home with us, we used to put receipts into the despatch boxes.

108. What became of all the papers put from time to time in the despatch boxes?—These were subsequently lodged with the Sheriff.

109. Were any documents there but receipts?—We used to have bills there; they were converted into receipts. We generally took receipts from the printed forms; there were a great many of the receipts in printed forms.

110. Did you ever make payments from lists in the despatch box?—I made a list upon a sheet of note paper of people to be paid.

111. What became of those lists?—We never retained them, we destroyed them.

112. What class of people were these?—Printers, and people from whom furniture was hired, and people from whom tin boxes were bought.

113. I suppose you were not buying tin boxes every day?—No. The majority of the accounts remained over till after the election.

114. How many tin boxes did you get altogether?—I suppose about thirty.

115. Who had charge of them?—There were committees organized in fifteen wards.

116. Was there one in each ward?—Substantially; so far as I know wherever people in charge of a ward asked for them they got them.

117. Is it your recollection that with the exception of locking your despatch box you never locked the tin box?—In No. 3, Dame-street we never locked the tin boxes.

118. Used you lock them in Nos. 47 and 48, Dame-street?—There were not any in that room in which the payments were made after the election, but in a room up stairs over our office. We had a tin case,

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James Creed Meredith, esq., LL.D.

divided into compartments and lettered; that we locked.

119. What did you keep there?—We used to keep stamps. There had been a robbery of stamps down stairs, after which we used to put stamps into that tin case.

120. You do not mean to say that the box was entirely for that purpose?—We originally intended it for our papers, and if a bill came in we put it in there till it was checked.

121. Did you not keep memoranda of a more private nature in it than you kept in the open box below?—No, certainly not. At the time we used the room upstairs we had not gone down to use the lower room at all.

122. Did you use the upper room with the lower?—I think only on the first day, we were paying after election, when people were coming in in great crowds. Dr. Beatty sat in one room, I sat in the other.

123. Did you ever use the upper room after that day?—No, I think not; some evenings any papers we had been using in the lower room, and our ordinary basket of papers were sent up to the room upstairs in the evenings.

124. As a place of safe custody?—Yes.

125. That room was locked?—We had each a key, and the caretaker had one.

126. There were three keys to the upper room?—Yes.

127. Who was the caretaker of that?—French; or some of the family.

128. Did I understand you to say that this peculiar box, divided into compartments, was not locked?—Yes, in the commencement we gave up using it except to put matters out of our way.

129. Did you not put any papers in it, about the time of the election, say the day after the election?—No, I went to Cork the night of the election.

130. Did you cease to use the box at the time of the election?—Oh, certainly, it lay in the room. Anything to be laid a-one-side was put there.

131. Did you leave the stamps and all for anyone to see who went into the room?—No, they had been disposed of before the election.

132. Then you represent the box as empty, and as disused after the election. Where were the papers left?—In a basket which was laid upon the table.

133. The different papers were usually carried upstairs?—Yes.

134. That door was locked?—Yes.

135. Had the lock on that room always three keys?—No, the lock first put on had two; Dr. Beatty and myself were expense agents, and it was necessary for each of us to have access to the room, and a friend, a member of the Bar, often came in.

136. And you think the object was to give him a key. What was his name?—Mr. Lane.

137. Then there were four keys?—No, I believe the third key was originally given to him.

138. Had Mr. Lane ever the key? Did the same key go to French that had gone to Mr. Lane?—Yes.

139. How long had French the key—had he it for a fortnight before—had he it in January?—I told you before I thought we were out of that house in January.

140. Had you your keys in January? When did you give them up?—I took the lock off. I wish to say, now that I recollect myself, that I am entirely wrong about the third key; I recollect that I took the lock off, and there were only two keys, but Dr. Beatty gave his key to French.

141. Then your recollection about the third key is incorrect?—I recollect talking about a key, but when the lock was taken off the door, there were only two keys.

142. You think there was a third key?—I believe there was.

143. Did you ever hear what became of the third key?—Never.

144. Did you ever make inquiry about it?—No.

145. When did you take the lock off?—I desired French to take it off. I told you it was given up before Christmas; I never was in the house, Nos. 47 and 48, after we went to No. 3, Dame-street.

146. Was it on or about the time you went to Dame-street, that the lock was taken off the door?—The day after; it was a latch-key.

147. When you went to No. 3, Dame-street, did you put any lock upon that door?—No.

148. You left it open?—Yes. I told you before my impression was that it used to be locked with an ordinary lock.

149. Who used to lock it when leaving the room?—French, or some one of that class that was there, I rather think we left it to the men to lock.

150. Then the result of your evidence is that your arrangements in No. 3, Dame-street, were such that French, or anyone else, might find the key in the door and walk into the room?—I never left any paper that was of the smallest consequence lying about.

151. You did not lock the tin case?—No.

152. Did you ever hear what became of the lists and books?—No.

153. Was there never any rumour about it?—I heard that some of the papers were torn up, and some of them in our room had been torn up.

154. Who told you that?—I really cannot recollect, it was either sworn in evidence, or it was a matter of conversation at the trial.

155. With whom?—The gentlemen here; I say so because one of the papers was produced by one of the counsel.

156. Did you ever hear from anyone who tore it up?—I do not think I did, my impression is I did not.

157. Did you ever hear of anyone who was accused of having torn it up?—I do not think I ever heard it said that anybody had done it.

158. Did you ever hear it said that anyone was suspected—I do not think I did.

159. Or did you ever hear any person's name connected with the tearing up, or disappearance of that paper?—It is a serious thing to speak about anyone. I don't think I did.

160. It is important that we should know it, and that makes me more curious. There was a witness who did not attend court for some time, but who subsequently came forward, his name was Frazer; and I have an idea that his name was mentioned in connexion with these papers having been torn?—I do not say that.

161. Whose name did you hear spoken of in connexion with the tearing up of these papers?—I do not know I ever heard his name mentioned in connexion with the tearing-up of these papers. I simply heard that the papers had been torn, and sold as waste-paper.

162. Did you ever hear it said that anyone was blamed for letting the papers disappear from the room?—No.

163. Did you ever make any inquiry why they had been destroyed?—No, because I regarded my connexion with it as at an end.

164. Did you ever hear that those inquiries had been made?—I think I have. I suppose the attorneys conducting the petition made inquiries.

165. Did you ever hear of inquiries by the people who had charge of the room?—I did not.

166. Are you certain?—I cannot recollect that I did; it made no impression on my mind if I did.

167. Did you ever speak to Mr. Hodgson?—I am not quite sure.

168. Did you ever speak to French?—I do not think I saw him.

169. Did you ever speak to Mr. Sutton?—I do not think I did; the election petition had come on, and I was then merely a witness.

170. Who did you hear say the papers had been sold as waste-paper?—I could not say, but I heard it at the petition.

171. Do you believe they were sold for waste-paper?—I do, so far as I can believe.

172. From your connexion with the proceedings at the election and before it, it is improbable that a matter of this kind could have passed without some conversation after the election. Did you never speak to anyone about it?—I never made any particular inquiries.

173. I do not mean particular inquiries?—I heard it talked of in this court.

174. Did you ever speak of it out of court?—No.

175. Had you any conversation or communication with persons connected with the management of the election, since these disclosures, in reference to the disappearance of these papers?—I do not recollect. I may have spoken to Mr. Williamson or to Mr. White; but I think that any conversation with them was in court.

176. Did you ever speak to them since?—I think not. I do not meet them often.

177. How many of these papers disappeared?—We required, when printers sent in their bills, that copies of the different things they printed should be sent likewise, in order that we might be able to see what was the amount of work done.

178. Did they all disappear?—I think they did, as I believe the disappearance was after the time that I had ceased connexion with the matter, therefore I cannot say what really did disappear.

179. Do you know, beside these specimens of printer's work, how many other papers connected with the election, that you had in your possession, disappeared?—No.

180. Did you ever hear?—No.

181. Did you ever hear that any of them were burned?—No.

182. Did you ever hear it said that they were burned?—No.

183. When did you first hear of the disappearance?—At the trial of the election petition.

184. Can you take upon yourself to say that you did not hear of it before the election petition came on to be tried—that is, the 23rd January; the petition, of course, was presented some time before?—Of course; I am speaking now of the actual trial.

185. Tell us, according to the best of your recollection and belief, whether you heard of the disappearance of these papers before that?—My recollection is that I did not. I do not recollect any circumstance which would induce me to believe otherwise.

186. Had you any conversation with any of those interested in the election, who had charge of the rooms, in the time between the presentation of the petition and the time it came on for trial?—No; but your question is a very wide one.

187. Had you any conversation in relation to the election, or the subject-matter of the inquiry likely to come on, between the time of the presentation of the petition and the day of trial?—We all knew there was a petition pending, of course, and there was the ordinary conversation going on about it.

188. With whom; I do not mean strangers, but persons interested in the conduct of the election?—Of course I spoke to everyone of the agents, and the different people connected with the election.

189. After the petition was presented?—Yes.

190. Did you never hear it said by any of these persons that any of the papers had disappeared?—I don't recollect that I did; my impression is that I did not.

191. Were you surprised when you heard it?—I was, indeed, very much, at that and many other things.

192. Were you surprised to hear that those papers you left so carefully in this room had disappeared?—I was, of course; but I tell you that, as to them, I never regarded them as papers of consequence.

193. When you went away the last time from No. 3; did French lock the door behind you?—I believe so.

194. Did you say anything to him about the papers inside?—No; I took it for granted, that the agent would get them.

195. Mr. Sutton?—Yes.

196. Did you tell Mr. Sutton, or anyone, that you left the papers inside?—I don't recollect that I did directly.

197. Did you indirectly tell any person, that those papers were there. It was a curious thing you know, to leave a number of papers lying in a open room, with nobody but the servant of the house in charge of the key: did you never tell any person that there were papers there to be looked after?—I may have told them.

198. Do you think you did?—I suppose I said we had some papers there.

199. To whom did you tell that?—I could not say. I may have told it to Mr. Hodson, the assistant secretary.

200. You regarded him as the head of the house?—Yes.

201. Did you tell him?—I suppose I did. It is difficult to say that I told him in so many words.

202. I do not ask as to the words, but did you give him to understand?—I gave him to understand clearly. I knew he did understand it.

203. We are not inquring into the language; but did you convey to him, either by word, or otherwise, that there were papers there that you left behind?—Yes; he knew that all through. I did not actually go and tell him, "I am leaving papers there;" because all the time we had——

204. When you were leaving the place, did you in any way, by word, or writing, or sign, convey to any person that there were papers there, which should be looked after?—No.

205. You simply walked out, and left them there?—I did not think the papers which we left, required to be looked after. Once we had concluded our payments, I suppose the only important thing was these lists.

206. The petition which came on for trial, in January, 1869, was presented on 15th December, 1868: at that time—15th December—you were in course of paying these expenses in No. 3, Dame street, and for fourteen days afterwards?—I don't say that at all.

207. You say you paid something a day or two before Christmas?—But that doesn't bear the other construction that I continued at No. 47 up to that day.

208. Did you tell us you made the last payment upon the day before Christmas Day?—No, that is not the last payment, that would be more about the first I made there. My recollection is that it was shortly before that I went to No. 3, Dame-street.

209. You say you were there six weeks before the petition?—You are mistaken as to dates. I said I was at 47 about six weeks before the election; but I did not use the six weeks in reference to the petition.

210. How long were you there before you went to No. 3?—My recollection is that in No. 47 I heard that the petition was presented; that would be between the 15th and 23rd.

211. You moved after you heard that the petition was presented?—I am only saying "I think."

212. You must tell us as nearly as you can. If you cannot answer it from information or belief, say so?—When I preface an answer by "I think" you say "I did" so and so.

213. Well, you heard, or at all events you believe you heard of the presentation of the petition before you left 47?—Yes.

214. Are you certain you heard of it?—I won't swear to that.

215. Are you certain you heard of it at all?—Clearly.

216. When first?—I rather think the day it was presented.

217. Have you the smallest doubt you did?—I have no doubt I heard it within twenty-four hours.

218. That is a matter of fact, I suppose?—Clearly. I will swear to that.

219. You heard of the petition as a matter of fact before you moved to No. 3?—I did not say that. I say "I believe."

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James Creed Meredith, esq., LL.D.

220. Do you know the day it was presented?—You tell me it was the 15th.

221. Well, assuming that it was the 15th, had you heard of it before you moved to No. 3, Dame-street?—I cannot swear to that.

222. How long were you there before Christmas?—I could not tell that.

223. Were you there a week before?—I don't know.

224. Can you form any belief whether you were or not?—I don't think I can.

225. But you were there before Christmas?—Yes.

226. You have told us that all the papers and book lists that were in Nos. 47 and 48 were removed to No. 3?—Yes.

227. Had you, as a matter of fact heard of the presentation of the petition before you removed to No. 3?—That is a question I cannot answer. I cannot fix the day on which I removed.

228. You made a payment in No. 3 the day before Christmas?—Yes.

229. Do you believe you heard of the presentation of the petition before you made that payment on the day before Christmas Day?—I told you that I heard of the petition within four-and-twenty hours after it was presented, and that I made a payment the day or the day but one before Christmas, and that that was in No. 3, Dame-street.

230. When you made that payment, it was well known to you and all others interested that the preservation of these papers was a matter of some consequence?—I did not think that a list of inspectors was a matter of any consequence. I had a lot of them on my receipts. When I paid each man, I copied his name into my book.

231. Did you continue, after you got into No. 3, Dame-street, the same course of management about the papers—that is, leaving them lying about?—Just the same.

232. Was there any key to the door but that which French had?—No.

233. Was it an ordinary door-lock?—An ordinary one. French did not reside in the house; but I think he left the key with some of the clerks in the office.

234. After you knew of the petition, and before it came on to be heard, did it ever occur to you to say to French or Mr. Hodson that these documents were of consequence?—No; because I did not believe that they were of consequence.

235. Can you tell us to the best of your belief where any of these papers are, except what the sheriff has, and what you have, and what Dr. Beatty has?—There may be some of them in possession of Mr. Sutton or of Mr. Williamson.

236. Did you ever hear that either of them had any of these papers?—Never, of these papers directly.

237. Did you ever hear that they had any of those papers, that were in this room at No. 3, Dame-street, or at Nos. 47 and 48?—Certainly; some were produced at the petition, if I don't mistake.

238. Then you believe that Mr. Sutton or Mr. Williamson has at present some of those papers?—I do.

239. Did you ever hear of any other person having any of them?—No.

240. Had Mr. Fell White any of them?—I think he acted only as an assistant, and that Mr. Williamson too was only an assistant; and therefore Mr. Sutton was really the person.

241. Did you ever hear since the petition was tried where any of these papers were which had disappeared, and were not produced?—No.

242. Did you ever hear any suspicion attached to anyone?—No.

243. Did you make any inquiry, or hear that any inquiries were made?—No; not more than the discussion I told you.

244. Did you hear that Mr. Sutton caused inquiries to be made?—No.

245. Mr. TANDY.—What I wish to know is this—you stated that you gave receipts to the sheriff for all cash payments?—For every penny.

246. And you gave up all the receipts to the sheriff?—Every receipt; I paid not a single penny, except money for which I handed receipts in.

247. Was it in 47, Dame-street, or in No. 3 you had the two rooms; you said in one place you had one room in which there was a tin box, and another in which was a private room?—That was in No. 47. But you should not understand me as saying that the box was in the room down stairs where the payments were made after the first few days. The papers were brought down as they were wanted in a couple of baskets, and laid up stairs again.

248. Had you any other box in No. 47 into which you put papers?—No; I think the tin box was up-stairs in No. 47, and that the papers were put into baskets, and put into the box in the evening.

249. Had you three tin boxes in the upper room?—Yes.

250. And one of these you kept locked, and the other two you did not keep locked?—At the period when there were two boxes there I don't think that even the first one was kept locked. I don't think it was in use at the time.

251. Are you talking of two or three boxes; confine yourself to the third?—No; that was a box we got in the very commencement which we intended to be the box to be used, and when we got our despatch boxes, I kept one of them in my own house. For instance, when I made ten payments I would fasten up the ten receipts, and put them into the first tin box, and then subsequently I took all the receipts and kept them at home. As I mentioned in the early part of my evidence, a number of stamps—some £40 worth—were stolen out of a locked cabinet in the lower room, of which Mr. Robert Hodson had the management, and upon that night the lock of our door was tried. As soon as we heard of that we had the lock altered, and I removed every receipt for every money I had paid, out of 47, Dame-street, and took them to my own house, because I knew I was bound to hand in to the sheriff receipts for everything I paid.

252. You first kept that box which was there?—Yes

253. What did you keep in that box?—I used to keep my receipts, and matters of that kind.

254. Specify more particularly what you kept in it?—Bills sent in that we had not examined into—some few tradesmen that sent in bills.

255. Did you keep lists of inspectors and canvassers in that box?—No; I never got these documents at all unless they were to be paid after the election.

256. Where did you keep them?—They were laid in a basket in an open tin box, for the purpose of paying them from day to day.

257. When did you leave No. 47?—I don't recollect; my impression is that I was there when I heard of the presentation of the petition; but the petiton was a matter that was talked of so long before it was presented that we knew it was to be presented from a very short time after the election.

258. Have you got any memorandum by which you can fix the day that you left No. 47, and went to No. 3, Dame-street?—I am rather inclined to think—if you give me the receipts which I lodged with the sheriff, or probably the receipts for the rent of No. 47 may show it. I cannot say positively whether it will or not. (Looks at documents.) The first document enables me to answer a former question of Mr. Law—that is the name of the caretaker at No. 47. His name is Robinson.

259. Can you give us his Christian name?—"C. Robinson," is here.

260. Do you know what his Christian name is now?—No.

261. Did you ever hear?—No; I think not. I think the caretaker was a woman, by the way.

262. Is it "Catherine" or "Charles"—what does the "C." stand for?—That I cannot tell you.

263. Did you ever hear?—If I did it has made no impression on my mind.

264. Do you know where that person lives?—No; I do not.

265. Does she live in the house still?—The house has been pulled down, you know. This document will give an answer to the other question; we certainly were at No. 47, Dame-street up to the 12th December, because it is dated "12th December."

266. See if there is any document that will show how long after that you were there?

Mr. LAW.—You can sit down and examine these documents, and in the meantime we shall take another witness.

Ralph S. Cusack, esq., sworn and examined.

267. Mr. LAW.—I believe you are clerk of the Crown and Hanaper in Ireland?—I am.

268. Do you produce the poll books of the Freemen of the city of Dublin?—Yes; sixteen poll books used at the last election. Perhaps I may ask you to allow one of the clerks to attend from day to day with them. The judge at the trial of the election petition allowed this to be done.

Yes. We will formally enter them as produced; and if you entrust them to us we shall take care of them?—Certainly.

269. Were you in Dublin during the election in November last?—I was during the entire time.

270. The election was on the 18th?—On the 18th November, I think.

271. I suppose you were in your office as usual?—I was, and I voted.

272. At what hour did you vote?—When going down to court, I think, about ten o'clock.

273. No doubt, you heard it stated, at all events at the time of the election petition, that a certain use was made of tickets of the Midland Railway Company?—Yes; I was in court.

274. Were these used tickets of the Midland Railway?—I had no idea except what I heard sworn to; that was the first I heard of it.

275. You mean you had not heard of any disappearance of tickets from your audit office until it was stated at the trial of the election petition?—No, I had not. Tickets might go in any quantity without our finding it out.

276. The course of dealing, I believe, with tickets of this kind is, that they come up from the different stations, and pass into the audit office to be checked; and when thus used, I suppose, eventually they are sold or made away with?—Part of them go to the clearing-house, for we are working with other companies. The tickets which belong to the Midland line alone go to the audit office to be checked; and as soon as they are checked the practice was to throw them into a waste sack, and when the sack was full it was put into the store, and they were chopped up and sold; but they were lying in the audit office up to this time.

277. Up to November the practice was to keep a sack there to be filled with used-up tickets which had not to go to the clearing-house; and when the sack was full, the tickets were broken up and sold?—That was the practice. I was not aware of the practice until I heard it sworn to. I went up to the railway and found half a sack there that anybody might have taken.

278. When you heard the evidence as to the use that had been made of your tickets, did you institute an inquiry on the subject?—Yes, and the answer was, that they were lying there.

279. Did you find out who took the tickets?—I asked the head of the audit office, and he could give me no information.

280. Were you able to get any information which satisfy you as to who did take them?—Not the slightest.

281. Did you ever hear who took them?—No.

282. Did you ever hear of any persons who were then in the employment of your company having been suspected?—Well, there was a clerk in the office, named Malley, who left a few days before the election, and who has not been back since.

283. Was there more than one Malley there?—There were two in the employment of the company—two brothers—sons of Mr. James Malley, a gentleman who, many years ago, was solicitor of our company.

284. I believe Mr. James Malley has not been your solicitor for many years past?—No; he is in London now.

285. How long is it since his connexion with the company ceased—ten years?—Longer than that, I should say—before I had any connexion with the company

286. Did both the Messrs. Malley disappear from the office of the company at the time?—I cannot say they disappeared. Previous to the election, they asked leave to go away to attend the election, and I refused to give them leave.

287. Do you mean to vote?—To undertake employment. Their mother came to me and told me they were going to the Drogheda election, and I refused to let them go. She said they were to get a good deal for their services, and that she would take them. I said, "If you do, it will be on your own responsibility, and I doubt if the board will take them back again."

288. Did you find that these young men had been in their office up to the day of the election?—I think they had left it a few days before the election. They were not there on the day of the election.

289. Had they actually shown themselves in the office up to the election?—I rather think they left a few days before the election.

290. Do you know what became of them?—I saw Mr. Malley, the father, a fortnight ago, and he told me they were both out of employment.

291. What were their names?—Lyons Malley, the eldest; and Charles, the second eldest.

292. Which of them was in the audit office?—Lyons, the eldest;—I cannot remember whether they were both in the audit office, but Lyons certainly was.

293. Was their mother living here then?—Their mother was living in Dublin; their father had left Dublin about a year before.

294. Was he settled in business in London?—I do not know what he was doing. I saw him two or three times when I was attending the House of Commons. He had an office at 20, Great George's-street, Westminster—at a parliamentary office there—Manning and Walker was the name.

295. Was there any company in that house with which Mr. Malley was connected?—I think he was doing business for Mr. Manning.

296. Lyons Malley was in the audit office, you say: where was Charles?—I think they were both in the audit office, but I am positive of Lyons.

297. Did you ever hear it said that Lyons or Charles or both of them, had taken out of the office these tickets that were used at the election?—No; I never heard Charles's name mentioned in connexion with it; but I asked the head of our audit department if he suspected anyone, and he said the only person away was Lyons Malley. He informed me that Lyons Malley had been doing extra work in the audit office at night a few nights before he went away, and that he might easily have taken them.

298. Was the result of your inquiries that you believed it was Lyons Malley took the tickets?—I don't say that at all; because this office was open, and any of the porters might have taken them.

299. Did you ever suspect anyone in your employment of taking them except Lyons Malley?—I don't suspect him.

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Ralph S. Cusack, esq.

300. Do you believe these tickets were taken by persons who had no connexion with the company?—Certainly not; if they were taken I think they must have been got out of the office by somebody having access to it.

301. Did you ever make any inquiries as to any of the porters?—I made no inquiry except from the head of the audit office.

302. Did that inquiry satisfy you that this young man who disappeared was the person who took the tickets?—I cannot say that.

303. Do you think he took them?—I don't say he did. I won't go the length of saying he did.

304. Could you with the same probability fix upon anybody else as having taken them?—I think the office was open to others just the same as to him; but of course his having disappeared and not coming back after the election makes——

305. I do not ask you to say positively, but as head of the company, bound to see into these matters, was the result of the investigation such as to satisfy you that at all events none of the other persons in your employment were reasonably to be suspected of having taken them?—It was a matter that we could not bring home to anybody.

306. Did you think of instituting an inquiry, as to the conduct of any of the other persons in your employment?—No.

307. Was not the result this: you did not suspect anybody then in your employment, but it was very likely that Lyons Malley took them; and because you suspected him, you did not make inquiries?—I did not say I suspected him; but I say that he having left the employment of the company, and he having the same access to the tickets, of course any person can draw the inference.

308. Did you and your brother directors draw the conclusion, that it was not worth while to make inquiries from other employés?—I will not go that length.

309. Did you think the abstraction of these tickets was a matter of serious consequence, or an unpleasant thing?—I was very much annoyed about it.

310. I suppose the board generally were annoyed about it?—They were.

311. Did they think it was a matter that should be inquired into?—Yes; but the tickets were left so carelessly that it was not a matter that could be positively proved.

312. Did these young men send in any resignation?—I think they did.

313. How soon afterwards?—I don't remember.

314. Did you ever see either of them after this day of the election here in Dublin?—No; I never saw Lyons Malley since the election. About June last I saw Charles with his father in London. Mr. James Malley asked me to go into 20, Great George's street, to see some new invention for making steel rails, and this boy was there with him.

315. Did Mrs. Malley come to you after the election?—No; I don't think I ever saw her since the election.

316. Was any application made to you, by either of them, to get them a situation in London?—About a fortnight ago I saw Mr. James Malley in London.

317. I am not speaking of so recently?—Not up to a fortnight ago.

318. Did you interest yourself in getting any situation for Lyons Malley, in any insurance office?—No; his father told me he got a situation from Major Jocelyn who is a director of the insurance company.

319. Did you take any steps to have him receive instruction to fit him for this situation?—Previous to his leaving the railway company he was in an insurance office, with which I was connected.

320. What company is that?—The Scottish Provincial, in Sackville-street.

321. How long before the election?—Six or eight weeks.

322. Was he on the wing to quit you before the election?—Oh, yes; he was going over to his father.

323. I suppose you wanted to qualify him?—His mother asked me to let him into the insurance office here, that he might be qualified to go into the London one.

324. What is the insurance agent's name?—Mr. Manley.

325. Did you ever hear from him that he got instructions for that purpose after the day of the election?—I don't think he was there after the election.

326. Did you ever hear he was there for instruction after the election?—No.

327. And Charles disappeared also?—The brother went about the same time. I think the brother stayed at the railway up to almost the day of the election.

328. The books will show the very day that either of them appeared last at the railway?—Yes.

329. There is an Attendance Book at the audit office?—Yes.

330. Who is the head of your audit office?—Mr. Landy.

331. I suppose he has charge of the Attendance Book?—He has.

332. The secretary is the person who could tell us when these young men sent in their resignation, if they did send it in?—Yes. I think the manager of the railway would be the person.

333. What is his name?—Mr. Ward is the present manager; Mr. Skipworth was the former manager.

334. Would the head of the audit department get the resignation?—No; I think it would be sent to the manager. He was under the manager.

335. Did you see either of these young men when you were last in London?—No.

336. When did you see them last?—I never saw Lyons in London at all; I saw Charles about June last.

337. With his father?—With his father at 20, Great George's-street.

338. Did you hear that Lyons had got any situation since that?—No; his father asked me to give him a letter of recommendation to the Chairman of the London North-Western Railway, and I declined.

339. Why did you decline to do so?—I declined because I thought it would be presumptuous to write to him to ask for employment for another.

340. Did he merely ask you for a testimonial?—No, but to write a letter on behalf of him.

341. Was that your only reason?—That was my only reason.

342. Had this matter of the tickets anything to do with your refusing it?—No, because I did not see the matter brought home so clearly to him that I would refuse to give him a letter.

343. Did you say anything when the father asked you to give him a letter of recommendation; did you make any allusion to the occurrence at the railway?—No, I did not; the excuse I gave him——

344. Did you ever speak to the father or Charles in reference to what happened at the railway and their so suddenly quitting it?—No.

345. Did they speak to you about it? I never saw Lyons Malley since.

346. Did you never say anything to the father, or to Charles, about the matter at the audit office?—No.

347. Did you ever say anything about their sudden quitting without notice?—I never spoke a word to Mr. James Malley on the subject of their going. Mr. Malley wrote me a letter a few days ago, stating that a party applied to him to summon them here, and I wrote back to say that as far as I was concerned, if they could prove anything as to the tickets, I would be glad that they should appear.

348. Have you that letter?—I have. I answered it yesterday, and I have it in my pocket still. Having answered it I was about tearing it up, when I got your secretary's notice, and I thought I would keep it. The end of it is about a private matter.

349. Would you wish to blot that out?—You can just see yourself. [The witness handed in the following letter :—]

"20, Great George's-street, Westminster, S.W.,
"Thursday.

"Dear Cusack,—A party from Mr. Ross Todd called here twice to-day, in order to obtain the address of Lyons and Charles, in order to serve them (as I suspected and discovered) with summonses to attend the Dublin Election Inquiry. I declined giving any information, and stated that if summoned they would give no information (however important it might be) until put in the witness box. In my opinion the Midland Railway ticket, as used at the election, is at the bottom of the inquiry, &c.

"Your's sincerely,
"J. Malley.

"R. S. Cusack, esq."

350. You must intrust us with this letter also?—Certainly. I said I would be glad that they should attend if they could throw any light on it.

351. You did not see them since last June?—I saw the father about a fortnight ago in London.

352. Did any conversation take place about their coming over, or about the election?—No.

353. You are not quite certain as to whether any formal resignation was sent in by either of these young men?—I am not quite sure of it, there are so many letters passing.

354. Was it conveyed to them by anyone that it would be well for them to resign?—Well, I declare I don't know; but I think the Board would have discharged them both for taking employment at the election. Applications were made by several parties and we refused.

355. They did not appear after the election?—That is my impression.

356. It would be reported to you in due course, I suppose. The head of the department would at once note their disappearance and report it?—Yes, to the manager.

357. Has the manager the power of appointing clerks and persons in the audit office?—No.

358. That is for the Board?—Yes.

359. You are frequently at the railway?—I am.

360. Every day, probably?—Nearly.

361. Do you recollect whether it was reported to you upon the day but one after the election that these young men had ceased to attend?—I cannot fix the day, but it was reported to me by the manager, because he spoke to me about their having been engaged at the election.

362. Was that immediately after the election—within one or two days?—Yes, I think so.

363. Did you make any inquiry then as to whether anything had taken place in the audit office about the tickets?—No; I never heard of it until I heard it sworn. I was sitting here and I never heard of it until it was sworn in this court.

364. Did you tell the manager, or did he suggest that it would be well for them to send in a formal resignation?—No; I don't think so.

365. Have you any reason to believe that it was conveyed to them that they had better send in a formal resignation?—I have no recollection that it was. I think they resigned; I should think they wrote to the manager.

366. Then the manager is the person who should know it?—Yes.

367. Would there be a minute of it in your books?—No, I don't think so. They were very minor clerks.

368. As the Board appoint the clerks, would not the appointment of their successors appear on the books of the Board?—Yes, but we might not have appointed successors at the time. We are sometimes more busy than at others.

369. But, would the acceptance of their resignation appear on the Board books?—Not necessarily—not for such minor offices.

370. In the course of business would the manager report their disappearance to the Secretary, or to the Board direct?—He would report to the Board. I think Lyons Malley did not attend after the day of election, but I think Charles did for a little while.

371. I suppose the manager has a book in which he enters the matters that he intends to bring before the Board?—Yes.

372. And his book would show it?—It would.

373. Besides Lyons Malley, who were the other clerks in the audit office at the time, as far as you can recollect?—Mr. O'Neill for a number of years; Mr. Roche has been there for a number of years, Mr. Byrne, Mr. Potter, Mr. Hall. I cannot fix any of the others that were there at the time, because there are a large number of clerks; I think there are eight or nine clerks in it.

374. And the head of it is?—Mr. Landy.

375. Is there a Mr. Butler in it?—There is; but I am not sure whether he was there then, probably he was.

376. The two Malleys made up nine?—That is the full staff; there may be possibly ten. Oh, yes, there is Mr. Kearney, too.

377. I will read the names; besides the head, there are Mr. O'Neill, Mr. Roche, Mr. Byrne, Mr. Potter, Mr. Hall, Mr. Butler, and Mr. Kearney?—Yes; these are all there a long time.

378. And besides these there is Lyons Malley, whom you know to have been there—you are not certain about Charles?—I am not certain of Charles. He was in that range of building, but I am not sure whether he was in that office or not. I told you that Lyons Malley left some time before the election—some days.

379. Did you ever hear it said what use was made of the railway tickets?—Never, except what was sworn.

380. Was it not the subject of conversation at the Board?—Of course.

381. Did you ever hear it stated who it was that took them in when they were delivered up as vouchers—who received them ultimately?—They were lying in the audit office.

382. You have heard of the use that was made of them—as vouchers for persons who voted, and that they were exchanged for money?—I heard it sworn here.

383. Did you ever hear who it was who received them in exchange for money?—I don't quite understand.

384. You heard the evidence at the trial of the election petition; did you ever hear it stated who gav the money and took the tickets?—Certainly not.

385. Did you ever hear any name mentioned as probably the person who did it?—Never. Of course I have never interfered with any election for some years, and therefore I know nothing about it.

386. How long before the election had you seen these young men—their mother was living here at the time?—She was.

387. Had the father been here during the course of that summer?—I think not, to my knowledge. I am almost certain he had not.

388. You never heard of his being here?—Never.

389. Did you never hear anyone spoken of as the person who was acting in the house No. 76, Capel-street?—Never.

390. You know Henry Foster, whose name has been mentioned?—Very slightly—just a bowing acquaintance.

391. He was an unmarried man, I believe?—I declare I don't know.

392. We may not trouble you anymore, but we shall call on some of your officers?—You shall have any information we can give.

393. You handed us a letter from Mr. James Malley; may I ask you did you answer it the next day?—I answered it on Saturday.

394. When did you receive a letter from Mr. James Malley before that?—Not for a long time.

395. For months?—Not for months.

396. Did you receive any letter from him since last

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Christmas but this?—I have no recollection. I think he wrote to me some months ago relative to a case that is going on about the Cattle Market.

397. Was that the only communication; was the letter confined to that matter?—It was; it had no connexion at all with this inquiry.

398. Was that the only letter you received from him within these twelve months?—I may have had a second letter upon the same matter, relative to a sum of money in court here, in relation to a case pending.

399. Had you any letter from him within two months of the election?—I think I had one letter from him in which he asked me to send a renewal of a testimonial that I had given to one of these boys.

400. When was that?—A couple of months ago.

401. I am speaking of last year; during the winter of last year had you any letter from him—say, about this time last year?—He had occasionally written to me about the Cattle Market. He wrote to me about the boy's testimonial.

402. Have you got that letter about the testimonial?—No.

403. You did not act yourself in any election?—I have not taken an active part since I was appointed Clerk of the Crown and Hanaper. Previously I acted as expense agent, in 1857, for Grogan and Vance.

404. You were officially connected with one of the leading parties?—I was honorary secretary of the Conservative Society for some time up to my appointment; but since my appointment I took no part whatever further than voting.

405. You retired from the honorary secretaryship at the time you were appointed to your present office?—Certainly.

406. Who succeeded you?—Mr. Price, I think.

407. I believe Mr. Barker subsequently held the same office as honorary secretary?—He did.

408. He was not ill at the time of the election?—He was at the time not well; but he had not lain up.

409. Did you ever hear who took that house, 76, Capel-street?—Never; I never heard a word about it.

410. I am not suggesting that you would do anything of the kind; but did you ever hear anyone say who it was that took it?—Never, except what I heard sworn to here.

411. Did you ever hear any conversation as to who the Mr. Marcus was?—Never.

412. Mr. MORRIS.—Have you any reason to suppose that, on any other occasion but the one we are considering, there was any abstraction of tickets previous to this transaction—did the practice of abstracting tickets ever occur before?—Never that I heard of.

413. These tickets were put in a sack, and left in the audit office?—A sack lay in the office; when the tickets were passed they were thrown into it, and when it was full it was taken away.

414. About how long would the sack be filling?—What I tell you now is what the head of the department told me; for I was ignorant of the whole thing.

415. As a matter of fact, would anyone be likely to go into the audit office but the clerks?—Except the parties cleaning the office and messengers, of course.

416. When you declined to give that testimonial for Mr. Malley to the London and North-Western Company, was the idea present to your mind of Mr. Lyons Malley in connexion with these tickets?—No; it was not; I don't think I have a right to fix him with it.

417. It is quite different to make a charge against a man and to suspect his guilt; but I want to know was the idea present to your mind of these tickets when you declined to give the testimonial?—No; what I was influenced by was, that it would be presumptuous in me to ask the Chairman of the London and North-Western Company for employment. I had given him a testimonial; not long since I renewed it on his father's application.

418. Mr. LAW.—Did you keep a copy of the letter you wrote to Mr. James Malley?—No. I wrote him two or three lines saying that I presumed as Mr. Todd was the secretary he (Mr. Malley) was right about the object, and that if anything could be cleared up about these tickets nobody would be more rejoiced than myself. You can well understand that it was rather annoying thing to me.

419. Mr. MORRIS.—Do you know Mr. James Malley's private direction?—I do not. I never wrote to his private house, nor do I know where it is. The only time I have seen him is generally about the House of Parliament. Any time I have ever written to him was there, with the exception of one letter which I directed to the National Bank, Charing Cross.

420. Mr. LAW.—When was that?—A couple of months ago.

421. Was that renewing the testimonial?—Yes.

422. I suppose you never had any communication with Lyons or Charles?—Never, until they wrote to ask for the testimonial—I never had since they went to London.

423. Mr. TANDY.—Have you any reason to suspect about how soon after the election they left this country?—Very shortly after, because I heard that their mother left with them.

424. Do you know when the mother left?—I think they left shortly after the election. I don't know where they were living.

425. I think I understood you to say that from the period of their disappearance until they went to London you did not see either of them?—Not from the time they left our service.

426. Do you recollect whether you saw either of them after the election and before they had left for London?—I am not quite sure; I would not swear it positively.

427. From the time of the election until they went to London?—I am not quite sure. They may have called upon me for a letter. I have no recollection of their coming. If I saw them it must have been at the railway. I may have seen them there, but I have no recollection.

428. Have you any recollection of a conversation that you had with them from the period of the election until their departure?—I have not. I knew nothing about the tickets until the investigation here.

429. When you saw the elder Malley in London, about a fortnight ago, did he hold any conversation with you as to the inquiry?—None whatever. I don't think he ever mentioned the subject. Having got that letter I am glad I kept it. I may say I hope you will be able to clear up the railway ticket matter.

James C. Meredith, esq.

James C. Meredith, esq., further examined.

430. Mr. LAW.—Well, Mr. Meredith, have you found the receipt?—I haven't found the right receipt. I have not gone over half the receipts that are here; but I found a receipt dated the 21st December, from a charwoman for washing out the house.

431. Mr. TANDY.—What house?—The house 47, Dame-street. I take it the removal from it would be somewhere about that time.

432. Mr. LAW.—It would be better for you to go quietly through all the receipts. I am sure you will find the one for the payment of the rent?—I know I will, but it is only a chance whether it would give the exact time at which we left the house, for I don't think we paid the rent for some time after we left it.

Mr. *William Joseph Henry* sworn and examined.

433. Mr. Law.—You are, I believe, the Town Clerk?—Yes.

434. How long have you been so?—Since '64.

435. Who was your predecessor?—Mr. Alexander Farquhar.

436. Is he living?—No, he is dead; it was on his death that I was appointed.

437. What is the course of practice as to the admission of freemen to the freedom of the city?—The person claiming to be a freeman lodges what is called a "beseech."

438. With whom?—With the City Treasurer.

439. Does he pay any fee?—He pays eighteen shillings.

440. For admission to the freedom?—Yes.

441. There are not now three classes of freedom—honorary freedom, freedom of the city, and freedom of the guild?—Not now, they are all the same now. There is no such thing as honorary freedom now.

442. All are freemen of the city?—Yes.

443. There is no freedom of the guild now?—No, there is no freedom now, but the freedom of the city.

444. The course of practice now begins with the beseech?—Yes.

445. Which is lodged, you say, with the City Treasurer?—Yes, and addressed to the Lord Mayor.

446. What are the grounds on which admission is sought?—Birth, being the son of a freeman, born after his father obtained the freedom of the city; marriage, being married to the daughter of a freeman; service, having served seven years as an apprentice to a freeman. There is another, but it has not been acted on for some years—grandbirth, being the grandson of a freeman.

447. I believe there was some question about that; but practically, there are three grounds of admission?—The three grounds are recognised without any dispute at all.

448. Are these the only three grounds of admission that were recognised since you were appointed to the office of Town Clerk?—No, in one year grandsons of freemen were admitted—that was the year '65.

449. But the initiative is taken by the claimant lodging the beseech with the City Treasurer, addressed to the Lord Mayor, and stating the grounds on which he asks admission?—Yes, stating that he is either the son of A B who was a freeman, or that he is married to the daughter of a freeman, or that he served seven years as an apprentice to a freeman.

450. In case of the claimant who claims as an apprentice, are any indentures required to be produced?—Yes; the claimant must prove either by himself or by his master, that he served seven years apprenticeship from the date of the indentures.

451. Are these indentures subject to stamp duty?—If there is a fee paid, there is no stamp duty paid.

452. How often have admissions of Freemen taken place for the five years you are in office—do they take place at particular times?—No, they generally take place according to the convenience of the parties; but they always try and have them before the 20th July, in order to enable them to come on the Parliamentary list.

453. An individual case, I presume, is not taken up by itself?—The Act directs the Lord Mayor to hold a court ten days after the lodging of the beseech.

454. As a matter of practice how often do they take place?—The parties conducting the cases, generally consult the convenience of the Lord Mayor; and there is generally a large batch of claimants heard at each court.

455. And, you say, eighteen shillings is paid for each admission?—Yes.

456. Does that go to the city fund?—It goes to the borough fund.

457. Who pays it?—The claimant.

458. Who receives it?—The City Treasurer, Mr. Denis Costigan.

459. Is it paid in open court?—No, it is brought to the office of the City Treasurer.

460. Before the claimant comes forward in court?—Yes. The practice has been for either agent to come to me and get a day fixed for the holding of a court, from the Lord Mayor. I then advertise some five or six days previously, that he will sit on a particular day and hold a court. I thus limit the time for lodging the beseech. They come in on that day and lodge all the beseeches with the Treasurer. The Treasurer then returns them to me, in order that I may submit them to the Lord Mayor.

461. When does the payment of the eighteen shillings take place?—On lodging the beseech with the Treasurer.

462. Before the Treasurer receives the beseech, the money is paid—it is paid, I presume, at the same time?—Yes, the Treasurer acknowledges it on the back of the beseech.

463. Do you know, as a matter within your own knowledge, whether the money is paid by the person lodging the beseech, or does it come through the different agents?—In some instances the person lodging the beseech comes in himself and pays it; but, as a rule, it is paid by the party.

464. When were the last admissions?—Some time before the 20th July; I can't exactly say when.

465. I presume you have a book, showing the admissions; and also other records of the Corporation showing it?—Yes, certainly.

466. Have you them here?—I haven't them in court. I didn't feel myself at liberty to bring any book here without the leave of the Committee having charge of the matter.

467. You are right, no doubt, not to remove the books until obliged to do so; but we must require their production—be good enough therefore to come on such other day as may suit your convenience, and produce the books showing these admissions; what we require to see is the different times at which freemen were admitted: I presume that that will appear on the books?—Yes, it appears there.

468. Is there a roll from which you make your returns?—There is a book in which each one signs his name on being admitted; that is afterwards transcribed to a roll or list.

469. From the book containing the autograph of each one admitted there is a list made out?—Yes; which is produced at the revision for the information of the barrister.

470. I presume that that is a verified copy of the book in which each person signed his name on being admitted?—It is.

471. Is that returned to the Clerk of the Peace?—No; I retain it in my possession; it is held by my deputy in court for the information of the barrister; it never leaves his custody.

472. You have then the original book and the transcript which has been used for each revision?—Certainly.

473. Are these the only records showing the times when freemen were admitted?—Yes, and the beseeches themselves; the beseeches are only bits of paper.

474. You will be good enough to produce to us the book you speak of with the admissions in it?—I will do so.

475. Who were the agents in 1868 that dealt with these matters in the lump?—Mr. Hodson was the principal person on the Conservative side; he is the assistant secretary to the association; and Mr. Goodman appeared before the Lord Mayor as the solicitor.

476. Mr. Law.—Mr. Hodson and Mr. Goodman appeared on the Conservative side, who were on the other side?—Mr. MacSheehy appeared as the solicitor on the other side, and Mr. Connell was the agent.

477. Do you know had Mr. Hodson and Mr. Goodman on the Conservative side, and Mr. MacSheehy and Mr. Connell on the other, been acting in that capacity for each of the five years you speak of, or has

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there been any change?—There has been a change. Mr. Hodson is not so long as five years in office; he replaced Mr. Atkinson, now the Clerk of the North Dublin Union.

478. But during the whole of the five years you have been Town Clerk, there were always agents on each side?—Sometimes there was no appearance in one or two courts on the Liberal side; the Conservatives were always represented in the Lord Mayor's Court.

479. About what was the largest number of admissions?—Between fifty and sixty, I think.

480. Does the Court sit on more than one day?—It sits several days sometimes.

481. Were they more than one day going through the fifty or sixty admissions?—Fifty or sixty is the most they ever went through.

482. That would be the maximum number?—That is the greatest number I recollect.

483. Mr. TANDY.—At one sitting?—Yes, at one sitting.

484. But there may be different sittings at different times?—Yes, every year there are three; sometimes there are six or seven.

485. Mr. LAW.—When are the courts held—I suppose some time in the summer?—Yes, before the 20th of July, commencing about the end of May, or the beginning of June, and going on up to July.

486. The courts, you say, are held by advertisement?—Yes.

487. How long beforehand do you advertise—a week or ten days, I suppose?—Three or four days generally.

(Witness withdrew.)

Mr. Benjamin Whitney.

Mr. *Benjamin Whitney* sworn and examined.

488. Mr. LAW.—You are, I believe, registrar to Mr. Justice Keogh?—Yes.

489. Were you present here at the inquiry into the election petition in January last?—Yes.

490. Were there documents produced and given in evidence in the progress of that inquiry?—A multiplicity of them.

491. Have you got any of them?—I have only one of them; the judge directed me to give back all the rest, and he directed me to retain the lists of Mr. Williamson. I put them in an envelope, which I retained, and there they are. (*Lists handed in.*) I have nothing else but a list of the certificates given to persons for whom Mr. Heron applied. That I have; it is a list of parties for whom he applied, and who got certificates of indemnity. (*Lists of certificates.*) The telegrams that were produced were handed back to Mr. Sanger.

492. Were there any railway tickets produced?—There was one railway ticket produced, and I think Mr. David Fitzgerald got it back. I marked every one of the documents that were produced in evidence, and I handed them, after being marked, back, with the exception of the lists.

493. Was there more than one railway ticket produced?—No, there was only one produced; it was in an envelope, and I think Mr. David Fitzgerald got it.

494. Did you see it identified by anyone?—I think it was not identified by anyone.

(Witness withdrew.)

Mr. Charles Kernan.

Mr. *Charles Kernan* sworn and examined.

495. Mr. LAW.—You are, I believe, Clerk of the Peace?—Yes.

496. Have you got the Parliamentary list—the registered list of freemen for '68?—I have. This is it; it is the original book for the barrister. (*Book produced.*)

497. That was settled in the autumn of '68 for the election of '68?—Yes.

498. Have you got the previous lists?—Yes, I have got the list for '67, or any others you require.

499. Give us the lists for the last two or three years?—I will.

500. Was that list, which you have there, revised for and used at the election for '68?—This is the original book for the barrister, from which I made out a list. The original list, certified by me, was handed to the sheriff, and this is an exact copy of it.

501. Was this the list on which the election of 1868 took place?—Yes; it is the same as what you have before you.

502. We should like to see the lists for the last four years?—I can give you as many as you like.

503. Those for the last four years will do at present. This, I presume, is an accurate and verified copy of the orignal list?—It is.

504. Have you got the revised list of freemen, on which the election of 1865 took place?—I have the barristers' book; we may not have a copy of the original list.

505. The list for 1868 was settled in October, and used in November?—Yes.

506. In former years the list was settled in October, and came into operation the following January?—Yes. I delivered the lists to the sheriff in October in each year, to be used the following year.

507. Mr. TANDY.—Are the lists from 1865 headed in the same way as that for 1868 is headed. I presume they are?—Yes.

(Witness withdrew.)

James C. Meredith, esq., LL.D.

James Creed Meredith, esq., LL.D., recalled.

508. Mr. LAW.—Are you now able to give us the dates?—I have not gone through one-half of the receipts in the box; but one of those before you—I think it is dated the 29th September, is it not?

509. The 19th September, 1868?—From that it would appear that the house was taken up to the 15th December.

510. That agrees with the payment of the charwoman a few days after?—Yes. It was about the 20th December when we left the house. We remained one or two days over the time, but we left about the 19th or 20th.

511. This receipt is signed by Mr. Battersby for Mr. Manly?—Yes.

512. I presume, at the time, the old building in which the insurance company had their office was condemned?—It was to be pulled down; one half of it was.

513. And it was while it was unused for an office that you kept possession?—There were three houses altogether—46, 47, and 48. In 46 the office was. 46 and 47 were to be pulled down; and while they are building the office is held in 48.

514. Mr. Manly is the agent of the insurance company?—He is.

515. And was dealt with as the landlord of these houses?—Yes. I think I handed in another receipt, which I believe is one of the weekly receipts from

that man, French, for the week ending the 23rd December.* You will see he was about writing No. 47; but he did write after 47 "now 3, Dame-street."

516. Part of the week in one house?—Yes, and part of it in the other.

517. What is the date of that receipt?—The 23rd December.

518. Besides these documents, have you any memoranda that would enable you to fix the exact day on which you left and went to No. 3, Dame-street?—I have not.

519. Have you any diary which would enable you to do so?—I have not. I didn't keep any diary.

520. You have no means of telling us more accurately when you left than that it was between the 15th and 21st December?—No.

521. This receipt is signed Henry French?—Yes; I see that's his name.

522. Have you seen him since the time you were in the house?—Occasionally in Dublin.

523. When last did you see him?—I think it is about three weeks ago.

524. Do you know that he is living in the house now?—He is not; the insurance company moved from 46 to 48, and the other houses are pulled down.

525. Was he living in No. 3, after you went there?—No, he never lived there.

526. Was he a person you brought there as an attendant, or did you find him attached to the house when you went there?—I think his wife was some relative of the caretaker who was living with them, and in that way he was employed. I think that's the way it was.

527. And not that you brought him there?—I wasn't the person who employed him.

528. Who did employ him, do you know?—I can't tell who employed him. I know he was acting as clerk in the Merchant's-quay Ward at the time.

529. Was it you always paid him?—Either myself or Dr. Beatty.

530. The accounts, I presume, would tell you when you began to pay him?—Certainly. I paid him weekly.

531. Were you ever in 47, 48, or 46—in any of the three—after you moved to No. 3?—I think I went in one evening; when we went to pay Mr. Battersby he said the house was not given up to him; I went in to ascertain how it was that it was not given up to him.

532. Were you there in or about the election time?—Certainly. I was there on the 18th November, the entire day, except when I came to give my vote.

533. Were there any alterations made in the house on or about the day of the election?—The only thing I recollect was putting a barricade about the lower door, so as not to allow every one to rush upstairs.

534. When was that done?—Two or three days before the election.

535. Who paid for that?—The carpenter's work I paid for.

536. Who was the carpenter?—Mr. Hudson of Capel-street; he did most of the work that was done.

537. You paid him for what he did?—I was accompanied by Dr. Beatty when I went to pay him.

538. Did you pay him in his own house or in yours?—In his own house, I should think.

539. Have you got a receipt from him?—Yes.

540. Did that include the payment for the barricading in Dame-street?—I told you he did most of the carpentry work. There was some done by another man.

541. Who is he?—I don't recollect who he is.

542. I suppose you can tell us from the book you have?—I can. I am almost sure that Dr. Beatty has it.

543. When did you see that book last?—My circuit went out about the end of February or the beginning of March, and I, fearing that anyone may want the book in my absence, handed it over to Dr. Beatty. I never saw it since, but he told me he had it.

544. When did he tell you that?—When you rose. He came down here for a few minutes.

545. Then he has got it?—So he tells me. When I was speaking of it before I was speaking from recollection, and now his statement agrees with my recollection.

546. Did you ask Dr. Beatty if he had the book list?—No, he immediately mentioned it to me.

547. Is he in court now?—No, he was in court only for a few minutes.

548. That was a book of your own?—Yes.

549. Had Dr. Beatty also a book of his own?—He had not; it was a kind of joint book, each of us either made the entries, or got them made.

550. Were no payments ever made by you without your keeping a record of them at the time; did it never happen that you paid sums without going through the formality of entering them at the time?—No, certainly not; if I took a car and paid the driver, I wouldn't of course enter that.

551. I do not mean any of your private expenditure; but did you never pay small sums without making entries of them?—No, every payment was entered, and receipts taken for them.

552. No matter how small the sums?—Yes.

553. How long were you engaged in paying these expenses; were you from October to January?—The payments were very small until after the election; the accounts did not come in until then.

554. How long were you engaged in making these payments?—The first payment was made, I think, some time in October, and the last some time in January.

555. Did you keep a bank-book?—I had.

556. Let us see it?—Yes; would you like to see the cheques, they were all returned to me?

557. Yes, if you please?—The only cheque I didn't get back, which I handed back, I drew in favour of Sir Arthur Guinness for the balance I had on hands, when I got the last cheque, some two or three days before doing that—that has not been drawn.

558. What was the gross amount placed at your disposal?—£6,000 was placed at the disposal of Dr. Beatty, and £6,000 at mine.

559. Out of which how much was expended?—£10,174 6*s*.

560. Mr. MORRIS.—That is, you got between you £12,000?—We did.

561. Mr. LAW.—Do you say that, in the return of £10,174 6*s*. for expenses, all is covered by receipts?—Certainly.

562. You paid no money except what you got a receipt for?—Not a penny.

563. Mr. Hudson was the man who did the carpentry work?—Yes; he did the most of it.

564. Is he a builder or a carpenter?—He is a builder, I think. I forget his number in Capel-street. He is a man of standing in the city.

565. Was the other man a builder or only a common carpenter?—My recollection is that he was some one in the same rank of life as Mr. Hudson.

566. You do not remember his name?—No.

567. Or where he lives?—I don't remember.

568. Who employed him?—I can't tell.

569. Can you tell us who can give us any information on the subject?—As soon as ever I refer to the book his name will appear there. I will tell you what I did in that book. It is indexed alphabetically and paged. I marked off No. 1, say for Arran-quay Ward, and put on it the payments in that ward, and so for the other wards. In another page I had the payments for 47, Dame-street; in another for carpenters' work, for coals, &c., and so on.

570. Did you pay anything to either of the Malleys?—Since you were out, I saw in Mr. Todd's hand a receipt signed by Malley, or O'Malley; my book will tell that also.

571. Did you see either of these persons after the election?—I can't say that. I never heard or knew them, except what I heard sworn here to-day; as, oftentimes, a hundred persons came in at a time, I can't tell whether I saw these two persons or not.

572. Did you ever hear of anybody leaving the Mid-

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James C. Meredith, esq. LL.D.

land Railway Company's employment about the time of the election?—Not until I heard Mr. Cusack swear it here to-day.

573. Did you pay anyone a sum of money for travelling expenses, to leave the country, or otherwise?—No.

574. For any purpose whatever?—I paid nothing in that way for any purpose whatever.

575. Have you kept a copy of the return of the election expenses you gave to the sheriff?—I have not.

576. Do you mean that you kept no copy of what you gave to the sheriff?—I did not.

577. How did you make out the return you gave to the sheriff?—The book contained it.

578. Was the account you sent into the sheriff merely a transcript of the book?—It was an abstract of it.

579. Did you make any draft of it?—No.

580. You merely wrote it out?—Yes.

581. From what did you write it?—I wrote it from the book before me.

582. Did you make any calculation or rough draft before you sent the account to the sheriff?—The account was totted up at the end of each page, and all I had to do was to transcribe that.

583. Perhaps Dr. Beatty made a calculation of it?—He did not.

584. Was Dr. Beatty with you when you prepared the abstract for the sheriff?—He was not.

585. Do you mean that you gave it to the sheriff without keeping any copy of it?—I did.

586. When did you prepare it?—I did it one night in my study; it was one or two days before the election petition.

587. It was not, I believe, a very formidable document to make out?—It was one sheet of note-paper.

588. And you didn't think it worth while to keep a copy of it?—No; for the book is substantially a copy of it—it was an abstract of the book.

589. In a gross sum?—Yes. For example, in one ward, suppose Trinity Ward, if one of the agents who was in charge of the ward was paid, I didn't put that under the head of payments of clerks.

590. Where did you put it?—I put it under a separate head.

591. You mean that you wrote out a correct abstract of the particular sums expended, without making out any rough draft or calculation?—I made no rough draft. I may have had a slip of paper by my side.

592. Had you any paper by your side on which you wrote preparatory to your filling up the return you sent to the Sheriff?—I can't say whether I had or not, I can't say whether I made it mentally.

593. You know you were dealing with large sums—you were to make an abstract from the book in order to make out your return; was that a mental process, or was it done on paper?—I think there is a tot in the book of what it would come to.

594. Did you not use any other writing or figures for the purpose of making out the return you sent to the Sheriff, further than the paper you sent to him?—I think I did not. I am generally pretty clear in my figures, and I didn't want any assistance from paper.

595. Is the return you sent to the Sheriff made out in groups of wards?—No, but in groups of expenses.

596. It was divided into classes of expenses?—Most of the expenses of the wards were for clerks and agents.

597. But had you not to go through each ward to see that it contained one or more classes?—Of course, but no ward contained more than two classes.

598. Do you mean to say that it was all a mental process—suppose, for instance, you found expenses for stationery in one ward?—The stationery is all under one heading. I think there were three instances where a new arrangement was to be made.

599. That was the only new arrangement?—I think so.

600. But it was all a mental process?—I may have had a sheet of paper before me.

601. Do you think you had a sheet of paper before you?—I would not be surprised if I had.

602. Do you not believe you had a rough, informal statement before you when making out the abstract you sent to the Sheriff?—I had not. I had no statement of any kind before me at the time.

603. Instead of deducting the figures mentally, had you anything before you to show the several items?—I had not.

604. Had you anyone to assist you to make out the classification?—I had not. I did it one night in my own study. I don't think there was anyone in the room at the time.

605. When did you return the abstract to the Sheriff?—Next morning.

606. And that was on a sheet of note paper?—Yes.

607. That is the return that was produced at the inquiry into the election petition?—Yes. It was handed by Mr. Ormsby to Judge Keogh, and it is copied into the report of the trial below.

608. When did you first hear of what took place in Capel-street?—In this Court-house at the trial of the petition.

609. Had you never heard before that anything peculiar took place in that house in Capel-street?—I had not.

610. Had you never heard it as a rumour?—I had not.

611. Did you ever hear that any money was given by anyone to the Freemen?—I heard that there was alleged bribery, and that a petition was presented in consequence.

612. Did you hear it stated who was suspected of having so bribed?—I did not.

613. Did you ever hear it stated that these premises in 76, Capel-street, were taken in the name of Mr. Marcus?—I heard it at the trial of the election petition, but never before that.

614. Did you hear before the trial of the petition, that any money was paid to voters, or for votes, in 47 and 48 Dame-street?—I never heard it.

615. Did you ever hear that Freemen got money for their votes in any other house?—Never.

616. Did you see the list of gratuitous service papers prepared?—I did not.

617. There was a list of that kind?—There was a list prepared for Judge Keogh.

618. Was not there such a list prepared originally?—I never heard of it.

619. Were you ever in any committee room when persons were asked to sign such a list?—I may have seen persons sign it.

620. Were others present at the time?—Yes.

621. Under whose charge was the conduct of that part of the matter, who took that part in the division of the labour?—I can't exactly tell, it may have been Mr. White, or Mr. Williamson.

622. I suppose that some one had charge of it?—No individual person had charge of it, for the same thing was done through the wards.

623. Was there a printed form furnished in blank, to the agents of the different wards for that purpose?—There was.

624. Who printed these forms?—I can't tell. There was a vast number of printers employed—the printing work was divided.

625. Who printed the receipts?—Mr. Porteus.

626. Some money, I believe, was paid to Mr. Forrest of Capel street?—Yes; one sum for £100, and another for £4 10*s*., or £5 10*s*.

627. Did you get the details of these bills?—We did.

628. What became of them?—I can't say. I know they were produced before Judge Keogh at the trial of the petition.

629. You were sometimes furnished with a list of persons to be paid specified sums?—Yes.

630. Independent of that, you had bills from French and others?—Yes.

631. Have you retained them?—I think I have. I know I have some papers at home. I will bring them down to you.

632. Bring all you have in connexion with the election?—I will.

633. Were you ever furnished with any other lists for the payment of persons employed besides those three lists you speak of?—And the book I refer to.

634. Were there ever any other lists of persons who were to receive, or who claimed to receive payments of money?—When, for example, the printers' bills were sent in, either Dr. Beatty or I put them down on a sheet of paper, and the number of them, in order to have them examined or taxed.

635. Have you these bills?—I have not.

636. Were there any of them left in No. 3 Dame-street?—I think we destroyed them at the time, when we found they were all right.

637. Some of the papers sent in by the printers, were specimens of their work, and I suppose you destroyed them, when you were satisfied with them?—No; many of the bills we taxed down: we kept them for a time, and some of them were destroyed; whether we retained any of them eventually or not, I can't say.

638. You told me that you didn't hear that any of the papers had disappeared from No. 3, Dame street, until you heard it at the trial of the election petition?—That is my recollection. I was not in any way connected with the preparation of the petition, or engaged as counsel, as I was a necessary witness in the case.

639. Where are these papers you speak of?—In my late residence.

640. Mr. TANDY.—I would wish to know from you, did you at any time pay rent for the house No. 76, Capel-street?—Never.

641. Was any demand for rent ever made on you for it?—Never.

642. Did you hear of anyone paying rent for it?—I think I heard something sworn by some one here about a rumour that some one paid rent for it.

643. Did you ever hear it, except on that one occasion?—Never.

644. Who was the person you heard paid rent for it?—The names of two gentlemen were very much mentioned during the trial of the petition, which of the two it was I can't recollect.

645. Who were the two persons whose names were mentioned during the petition?—Mr. Foster and Mr. Crosthwaite; their names were very much mentioned during the petition.

646. Among the payments made by you, did you pay any money to Mr. Foster?—I did not.

647. For any papers?—No.

648. On any account whatever?—No; not on any account whatever.

649. Did you pay any money to Mr. Crosthwaite?—Never, on any account whatever.

650. You wound up your expense account in January?—Yes.

651. Did you pay any money since that?—Never.

652. On any account?—Never, on any account whatever.

653. Are all the items in your book accounted for in the return you sent to the sheriff?—Every one of them; the tot of the return to the sheriff, and the tot of the different columns in my book would come to the same figure.

654. That is, £10,174 6*s*.?—Yes.

655. The return sent to the sheriff is accounted for in that book?—Yes.

656. And in no other?—No.

657. Were there any documents relative to gratuitous services in your possession at all?—Never.

658. Do you know to whom these papers were returned when they were used in the several wards?—I think they were returned to Mr. Sutton, the conducting agent.

659. You say that some papers disappeared that were in your custody?—Yes.

660. When did they disappear?—I can't exactly say; but my impression is that they didn't disappear until after we left No. 3, Dame-street, altogether.

661. How soon after you left No. 3, did you know that they were tampered with, or that you heard of their disappearance?—My recollection is, I heard it during the trial of the petition.

662. And not before?—No; not before.

663. Can you tell me from your recollection of the papers that are in your possession—these are accounted for—what was the nature of those papers that disappeared, what was their character?—There were some of them printed papers—we got from all the printers specimens.

664. When you say printed papers, what description of papers were they?—Everything that was printed for the election, we required to be sent in with the bill.

665. What was the nature and character of it?—Placards that were sent about the town, and everything in that way that we required for the election.

666. Did you ever see a placard with the name of Marcus on it?—I did not; no bill was sent in with that name on it.

667. What was the description of those papers that were made away with?—They were the ordinary placards sent about town when an election is coming on: circulars that we required to be sent in from the different printers. What I told you was that these were among the papers that were in No. 3, Dame-street. I never saw them since, and I don't know what was taken away.

668. You stated distinctly that there were some papers that did disappear, give me the character and description of those papers that did so disappear?—As far as I can, tell you they were papers that were in the box—some of them I know were with Mr. Sutton.

669. Did you ever make any attempt to ascertain whether any papers disappeared?—I did not.

670. Did you ever make any inquiry about them?—I did not.

671. Can you tell generally the description of the papers, some of which might have disappeared?—The ordinary printers' proofs, and matters of that kind; placards, copies of the different circulars sent to all the electors, copies of voting cards, copies of the different lists that were prepared, of voters resident in the city.

672. Were there any letters sent to out-voters?—Certainly not. I never saw any.

673. Where was it you used the box having the two keys?—In 47.

674. And not in No. 3?—Certainly—it never was there.

675. Had you used that box up to the time you left 47?—No. It may have remained in the room. I saw some twine lying in it that I threw out of my hand, on one occasion. After the stamps were stolen I never left a paper of consequence in it.

676. You brought all such papers to your house?—I did, in my despatch box.

677. Did you keep them all since?—Yes, except those returned to the Sheriff.

678. I suppose you have all the papers of importance that you brought home with you—have you them yet?—Yes, either I or Dr. Beatty has them. I took some of them to him before we closed the accounts. I think he kept some of them.

679. Had every one the like access to No. 3, that they had to 47?—No, because in No. 3 the papers were left in what was originally the expense agent's room.

680. That was in 47?—Yes.

681. Where there was a lock?—Yes.

682. And you always kept it carefully locked, I presume?—I had one key, and Dr. Beatty had another.

683. No one else had access to that room but you both?—Except we left the key to the caretaker.

684. You had no similar lock and key in No. 3?—No.

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November 29.
James C. Meredith, esq. LL D.

685. Then the papers were not in equally safe custody?—They were not.

686. You stated that there was a book list of the wards?—Yes.

687. Have you got that yet?—It was, I think, produced at the trial of the petition; I had it marked.

688. What became of it, to whom did you give it up?—I think it was given up to Mr. Williamson or Mr. White. There were three or four acting together; which was the individual person to whom it was handed I can't tell.

689. Who were the three or four persons who were acting together?—Mr. John Julian and Mr. Sutton were the conducting agents at the election. After the election Mr. John Julian left Dublin, and all through Mr. Williamson and Mr. White came and assisted.

690. Must it be to either of these four you gave it?—Yes, or it may have been left in the box in No. 3; but I don't think it was left there. I think it was a document I would hand back.

691. Was it a book or a slip of paper?—It was a book.

692. Have you got the list of persons to be paid, that was given by the agents of the different wards?—I have not.

693. What became of it?—I never kept it. I merely took receipts for the payments.

694. What did you do with the lists?—We generally threw them one side, once the entries were made.

695. What time did you begin throwing them away?—I never kept any of them.

696. What time were payments made under them?—They were made each Saturday.

697. Was that before or after the election?—From early in October.

698. Up to January?—No, the weekly payments ceased the Saturday before the election.

699. Had the lists disappeared before the election?—They were never retained at all. I don't recollect retaining any of them. I am not sure that the lists came into my custody at all; the practice was, the secretary of the ward came to me on each Saturday and told me he had two or four clerks as the case may be; he sometimes wrote out the list. I then made the payments, and he would bring me the receipt in a day or two afterwards.

700. Do you know who the secretaries of the wards were—have you got any document showing who they were?—I have not.

701. Do you know who has?—Mr. Sutton has.

702. You never had?—Never.

703. You heard Mr. Fraser's name mentioned in connexion with those papers that disappeared?—Yes.

704. In what way did you hear it mentioned?—I remember hearing something stated. Mr. Fraser came up at the petition, after being looked for, for some days, he made some statement to the effect that he had not been paid by anyone to give his evidence. He gave some evidence shortly after. I think it was when Mr. David Fitzgerald gave his evidence that it appeared from it that it was either from or through Fraser he got the papers he produced.

705. Was that the only occasion on which you heard Fraser's name mentioned in connexion with the disappearance of the papers?—That was the only one. I can't recollect who swore each particular matter; but I think it was Mr. David Fitzgerald swore that.

706. Mr. LAW.—Do you know the name of Hudson that you paid?—Gustavus, I think.

707. There are three persons of that name in that house, do you know are they all connected in business?—I am not aware.

708. Gustavus is the one you paid?—Yes.

709. Did you get a receipt from him?—Yes, it is in the box.

710. Did you see his receipt?—No.

711. Did you find the receipt of the other carpenter?—No, I did not go through half the receipts in that box.

712. Where did you pay Hudson?—I should say I paid him in his own house.

713. Where did you pay the other carpenter?—I can't remember.

714. Was it in his own house or in yours?—I can't tell. I don't recollect going to his house, so that I infer it was in Dame-street I paid him.

715. Mr. TANDY.—If you paid both, would it be entered in that book?—Yes, there is a special heading for carpenter's work.

716. Mr. LAW.—Did Dr. Beatty or you pay anything, except what is entered in that book?—No.

717. Mr. TANDY.—Do you know of any one who paid for expenses, except you and Dr. Beatty?—Not one.

718. Did you hear of any persons, of course I mean on your side, having done so?—No, except what I heard of the five-pound note business in Capel-street, at the trial of the petition.

719. Except what you heard on the trial of the petition, you never heard of any money being paid by any persons except yourself and Dr. Beatty?—Never.

720. Mr. MORRIS.—When you gave a cheque and got a receipt, what was the precise nature of the voucher you received—was it a bill—you stated you paid these sums and got receipts?—Yes.

721. And that you never paid a sum of money without getting a receipt?—Yes.

722. What was the precise character or nature of the voucher on which you paid the money?—You mean the authority to pay.

723. Yes?—Each person in sending his account sent in with it the orders that were sent to him for the doing of the work; if, for example, it was a printer, he would send in with his bill the order he got for printing, say, a hundred circulars; and so on.

724. Would the order be from the secretary of the ward?—Yes, or from the principal persons conducting the election.

725. You had vouchers in every case?—Yes; or in the case of persons who were paid for service, whose names were on the list, I didn't require a voucher from such a person, for I had his name on the list.

726. Some of the documents lost are some of the written lists of expenses, is not that so?—I don't know whether they are lost or not. All I know is that they were among the papers that were lost, and I have never seen them since.

727. Then you cannot swear whether these written lists of expenses are lost?—I don't swear anything about them, except that they were in No. 3 Dame-street.

728. Were they not some of the documents that disappeared—did not you swear that?—I did not. I swore that they were with some documents that disappeared. I am not in a position to say whether they were lost or not.

729. In whose possession would the vouchers be, on which you paid the bills?—I never kept them once I was satisfied that the accounts were correct, or that the charges were not excessive. I don't think I kept any of the vouchers.

730. You are quite confident you made no payments, except what you got a receipt for?—Never.

731. The receipt would be a clear index of disbursement?—Yes.

732. You did not care then, I suppose, to keep the vouchers for these receipts?—I don't think I kept any of them.

733. Mr. LAW.—You kept no record of the original orders, justifying your payments?—No.

734. You kept nothing to vouch or justify a payment, except the fact of actual payment as shown by the receipt?—No.

735. Suppose, there was a question raised about your being justified in making any of these payments, and you did not keep the voucher or authority for making them—if, for example, Sir Arthur Guinness said you had no authority to make them, how would you be able to justify your payments?—I always required some one of the conducting agents to see the bills before I paid them.

736. Did you, before you paid a bill, require to have it countersigned by some of the responsible agents?—In most cases I did. In other cases I required them to see the bills.

737. And having taken that precaution, did you then destroy them?—I have some of the bills at any rate.

738. Did not you try to keep for your own justification the different bills or orders that warranted your making the payments?—I certainly have some of the bills still. I don't know whether I kept the original orders.

739. If you got the bills countersigned by some of the responsible agents in order to justify the payments, you didn't care about the orders?—If they were satisfactory, I didn't keep them; but I certainly have some of the bills, and Dr. Beatty may have some also.

740. Everything you have in connexion with the election you will produce?—Certainly.

741. Will you be good enough to communicate to the secretary to-night the name of the carpenter you speak of?—If Dr. Beatty has the book you know, it will give the name; but I will not see him, sir. Dr. Beatty lives at the north side of the town and I live at the south.

Adjourned.

SECOND DAY.

Tuesday, November 30, 1869.

James Creed Meredith, esq., LL.D., recalled and examined.

742. Mr. Law.—Have you got the papers you promised to produce this morning?—Yes; this bundle (*handing same to the secretary*) contains a number of blocks of receipts that were furnished to the sheriff—the counterparts of receipts. This is the book (*handing in same*) in which Robert Hodson, the secretary of Conservative Association, who paid several of the clerks, made entries of the payments of sums of money. He it was who was in the house No. 3, Dame-street, and during the election in No. 47, 48. Here is also a bundle of orders (*handing in same*).

743. Are these orders or bills?—These are orders. You asked me for my bank-book and here it is. Here are bills.

744. This bank-book is confined exclusively to the election?—Exclusively to that account. Here are two little books which I shall have to explain to you. Here are the foils of the cheque-book and the return cheques, and there are the foils of the last cheque-book; these, too, are account-books. If you take them in your hand you will understand them. I entered upon each page as I drew a cheque, the fact connected with it. It is simply a memorandum of what the cheque was for, in order that I might know hereafter what each particular cheque was applied to.

745. These books, I presume, are connected with the election exclusively?—Yes, with the cheques I drew until I came to the end of the second book, when it was used out. There are several cheques put on the last page.

746. Prior to that there is one number for each cheque?—Yes.

747. Was there a number for each cheque?—Yes, the number at the head of each page does not correspond with the bank number on the cheques. It was a number; I gave it myself.

748. Do the numbers refer to any list or other record of payments to be made?—No, they refer simply to the order in which I drew the cheque; and upon all receipts paid by me I marked on the back of the receipt a number which corresponded with my number of the cheque.

749. Do these bills and orders represent all the payments which you made?—I believe they represent all I made, that is, so far as I know; I have not looked at them. I have not opened them; I put these by. I hand them in to you in the same state in which I found them.

750. Have you searched amongst your papers for all documents?—I have, as I told you yesterday, some bills I gave to Dr. Beatty, and these may be amongst his papers.

751. With the exception of those, have you produced to us all the papers you had in your possession at any time after the election?—Certainly.

752. Are there no other papers except those in the sheriff's hands, those you handed to Dr. Beatty, and those you now produce?—I believe not.

753. In the petition matter you stated (*vide* p. 156 of the Minutes of Evidence) that "the sheriff had the charges, but you and Dr. Beatty were bound to keep the vouchers, and you and he had done so?"—I presume that refers to bills and orders?—That must be a mistake in my evidence as printed. (The printed Report of Evidence was here shown to witness.)

754. It was followed up by other statements?—I have not seen my evidence in print since the election petition.

755. "Have you, or has Dr. Beatty, the vouchers for all these charges?" That was the question (6802). You said "the sheriff has the charges, but we were bound to keep the vouchers, and we have done so?"—I do not think that "vouchers" was the word used, for I would apply that term to the receipts—that plainly refers to the documents I have handed in.

756. Then I presume you give the same answer whatever they have been called, vouchers, papers, bills, or orders furnished—they represent all payments?—They represent all the payments we made. There were payments to employees not represented by the vouchers, but there were no accounts paid.

757. By "employees" you mean people having official positions?—Clerks and others doing actual work.

758. Mr. Morris.—Were they paid by cheques?—If you refer to my two little books, you will find I paid inspectors and persons getting four and six guineas, but when the payments were smaller, my practice was to draw a cheque in my own favour, or favour of the messenger I sent to the bank. I drew it in favour of self; I paid money by cash, and money by cheque.

759. Mr. Law.—In No. 6805 of report, this question is put to you—"There is one item for canvassing clerks, tally agents, &c., at 47, Dame-street, have you the accounts furnished under that head?" and you reply, "For the sums that came through our hands, no accounts in writing were furnished;" and you add, "We were instructed that a certain amount of money was to be paid to A., B., C., D., and so on"—just explain that?—That is, I was told so and so. It may have been sometimes a memorandum was sent to my room that certain clerks were to be paid money.

760. Who would send this memorandum to you; upon whose direction would you act?—Upon that of Mr. Sutton, Mr. Williamson, Mr. White, Mr. Julian, or Mr. Dillon Macnamara, payments for clerks who acted under those gentlemen.

761. Was there any other official upon whose order you would act?—Mr. John Ouseley Byrne was doing some of the work, he attended and saw the work done. I would have paid money upon his order.

762. I suppose you may have done it, acting upon orders from these?—I am perfectly sure I did, from time to time. Many of the clerks in 47, Dame-street, got money through Mr. Hodson, which I gave to him for that purpose.

SECOND DAY.

November 30.

James Creed Meredith, esq., LL.D.

763. Did you give any money to Mr. French for that purpose?—I paid himself, but I never gave him money to pay others.

764. Did you use Mr. Hodson frequently in that way?—Oh, every Saturday.

765. Did you use anyone else but Mr. Hodson?—No, except as I told you yesterday, the secretaries of the different wards to whom we gave the money for the clerks of their own committee-rooms specially.

766. Did you pay money to the secretaries of wards for any purpose but the payment of the clerks? Did they ever get money from you not professedly for payment of clerks?—Yes. We did not allow them to buy things; what we required them to do was to send an order to the shop for the matters they wanted, and let the account come to me in the ordinary way; but on one occasion, I remember giving a sum of £2 15*s.* to the secretary of the North City Ward, for the hire of some furniture; but every time upon which I so gave money to any secretary, it was vouched to me by him; the next day they would bring in the receipts, and I would enter them in my book.

767. When you paid money to the secretary of a ward to be disbursed by him did you take any receipts from him?—No. My practice was to give them a cheque.

768. Did you ever pay them by cash?—I do not remember giving money to the secretaries by cash. I shall be able to show it from the book. I do not remember that I ever paid cash.

769. This book only deals with cheques?—Of course.

770. I suppose all your cheques are here?—Every cheque, save as I told you about, the last cheque.

771. Did you upon any occasion pay cash?—Except to a secretary in the one instance of the £2 15*s.* That was not paid in cash, that was included in the cheque for the weekly expenses. Here is a cheque to Lawler, Inns-quay Ward, for £3 4*s.*, the car-hire of some of his messengers and people. Here is another cheque—"J. Draper, Fitzwilliam Ward, £5 13*s.*, three items."

772. Did you ever pay money by cheque or otherwise to be disbursed by Mr. White for the purpose of the election? Did you ever give him funds for any purpose?—I think I did give some.

773. Was that by cash or cheque?—By cash.

774. How much, do you know?—I probably shall be able to find it out. I cannot ascertain it from this document, but it is in the book which Dr. Beatty has; that was the book kept by Mr. Hodson, the particulars of payments made by him out of the cheques he got from week to week.

775. And did you check that from week to week?—In the early part, till we got hurried, we did.

776. I presume that the signatures I see are those of the persons who received the money?—They purport to be so. I did not see them sign their names.

777. All this book is conversant I presume with the money placed in Mr. Hodson's hands, to be applied as there stated?—Yes.

778. The returns show that the money had been so applied?—Yes.

779. How far does this account go?—It is up to the week of the election. There are payments to one or two people we kept after.

780. How much money did you pay Mr. Fell White upon any occasion in cash?—I recollect only one small sum of money.

781. What was that for?—I think it was about securing a hearing for the candidates on the day of nomination at——

782. What was the amount?—Something small; but I cannot say.

783. Was it £1 or £50?—My impression is that it was something about £20, but not quite so much as you say.

784. Did you ever give Mr. Fell White money upon any other occasion?—No.

785. That was not paid by cheque?—I think not.

786. Where was it paid?—In the committee-room in 47, Dame-street.

787. Was that the day before the election?—About that period; whether the day before or the second day, I could not say——

788. Was it to be applied to pay persons to keep order—you say, secure a hearing?—The ordinary practice.

789. We unfortunately here do not know anything about the ordinary practice. For what was it paid?—I heard it was to secure a hearing for the candidates, and I did not inquire further.

790. Did you not know in what way the hearing was to be secured?—I did not.

791. What did you think?—I took it for granted it was to have some of the roughs in the gallery to keep a check upon those of the other side, and to kick up a row if they would not hear us.

792. That was what you understood it was to be paid for?—That was what I heard—to secure a hearing for the candidates.

793. You never paid any other money, by cheque or in cash, to Mr. White?—I believe not.

794. Did you ever pay money, by cheque or otherwise, to Mr. J. O. Byrne?—Yes.

795. Upon how many occasions?—Three, four, or five.

796. What was the last payment?—I think the last was a cheque for himself.

797. Do you know the date?—I could tell you if I had my books—the two small books. [Referring to memorandum book.] I see I gave Mr. Byrne, on the 27th of November, a cheque for £100 16*s.*, out of which, it would appear from this, I received back in cash £18 13*s.* In other words, Mr. Byrne accounted for the money—six at six guineas each, two at five guineas each, and one at four guineas, &c. [Refers to page 172 in the book.]

798. Have you got the account Mr. Byrne rendered to you of the application of that money?—Mr. Byrne brought the receipts signed by all the parties, and I entered it in my memorandum book.

799. Had he any book, as Mr. Hodson had, in which to enter payments?—No; he was furnished with a printed receipt book, and he got the people to sign the receipts, and he handed me one of my own receipt books with the signatures of the people who were paid the money.

800. Have you got these?—They may be in the blocks I gave in. The receipts I took off when he brought them to me. I tore them off and put them into the list book.

801. Are Mr. Byrne's receipts amongst those which were handed to the sheriff?—Yes.

802. And are the blocks to be found amongst the papers which you handed to us this morning?—I am almost sure they are.

803. Do you recollect whether Mr. Byrne delivered to you any written statement when he came to settle the account?—My recollection is, I made it up with him then and there. I took his receipts, and saw that they came to £82 3*s.*, and he handed me the balance. That is my recollection of the occurrence.

804. Was that the last payment that you made to him?—I am looking through the book to see—(*Inspecting book.*) I believe that to have been the last.

805. When did you make him any payment before that—it was paid by a cheque?—Yes.

806. Did you give Mr. Byrne any cash?—I do not remember upon any occasion giving Mr. Byrne cash. The 2nd of December is a later date—that was the date of the cheque to Mr. Byrne himself; 100 guineas was the fee.

807. What was that for?—He had devoted a great deal of his time, it was remuneration for his own time—a personal service of about three months.

808. And of course I may presume he did not give any kind of account for it?—No, of course not, it was to be put into his pocket.

809. Did he tell you that he had been out of pocket any money?—No.

810. Did you ever hear it said he had been?—I think there were some of those cheques—No. 172, for instance, which I read to you; I think some of that money was paid by him before he got money from me.

811. Did you ever hear it stated he had paid any other money before he was reimbursed?—I do not think there was any occasion except that; I remember hearing it in reference to some of those items, but not as to anything else.

812. Before the 27th of November, you heard he was out of pocket some money?—No. I made a mistake. I find now what it was he was out of pocket for. I do not know whether the receipt is dated the 9th day of January, 1869, but I find that a cheque was drawn for £20 on the 9th of January for ordinary purposes. I handed out of that to Mr. Byrne £10 that had been expended by him in the preparation of street lists.

813. That would be subsequent to the payment in December?—It is January—I mean January, 1869.

814. Was that the last payment made to Mr. Byrne?—Yes.

815. That was a cash payment?—Yes. That was money he had spent.

816. That sum you paid him on the occasion you mention?—Yes.

817. Cash?—Yes.

818. Will you undertake to say that upon no other occasion you paid him cash? You had forgotten one instance you know?—I think I would. I could not call to mind having paid him cash at all. I could not have sworn I had paid any cash.

819. What office had Mr. Byrne?—He was engaged in getting the preparations for the election commenced before we got the list of the Clerk of the Peace, and Mr. Byrne who had been a good deal in the Revision Court, took a good deal of trouble in getting street lists prepared and printed, and so on.

820. That was early in the business?—That was in the early part.

821. Was that as a volunteer?—He did it under the superintendence of Mr. Sutton.

822. What office did he hold under his directions; what was his recognised position, and what was he expected to do when under the superintendence of Mr. Sutton?—He looked after a good many of the clerks, and saw that things were done.

823. Were his services confined to any particular district?—Not that I ever heard of. I think he made out the street lists for the whole of Dublin, and got them into form.

824. Had he anything to do with canvassing the freemen, or the superintendence of that?—I believe not, I never heard that he had.

825. Did you ever hear of the freemen appealing to him in any way?—No.

826. I suppose the 9th of January was the last payment?—Without seeing the book, upon what day the payment was made I could only take it under that head, whether I paid it or not, I could not tell, but I assume it was about that time.

827. Was that the occasion when the £10, the last payment was made—are you certain of that?—I am perfectly certain.

828. When before the 27th of November did you make him a payment?—I paid him on the 16th of October £25, the first payment, I gave him £25 on account of that very street list, that was specially on account of the street lists.

829. Did you pay him anything before that?—The first cheque I drew for anybody was upon the 12th of October.

830. Then your payments to Mr. Byrne were confined to those three occasions?—I have given you four occasions.

831. Yes?—The 16th of October, the 29th of November, the 2nd of December, and the 9th of January—Yes.

832. Are you positive that you never paid Mr. Byrne anything more?—I have not looked through all the books. The 31st of October is another date; that is an item for £9 5*s*.

833. For what was that?—Paying clerks; they were paid by cheques in his favour, he paid the clerks.

834. What clerks were these Mr. Byrne paid?—These were some of the clerks in one of the rooms upstairs in No. 47, Dame-street; there was a room in that house where he had the clerks under his control, it was for that particular week, ending 31st October.

835. Was that the upper or lower room?—The upper.

836. Was that the room in which the three boxes were?—No, that room was in the next house—the communication was between the two.

837. In which house was your upper room?—It was the one nearest the Castle. I do not know how the numbers ran.

838. Was Mr. Byrne's in the other house?—Yes. I think his room was situate in the top of the house, mine was in the third story—his was in the fourth story.

839. He had clerks under him in that room?—He had.

840. How many?—They varied from time to time—I could not tell the number.

841. How long had he a staff of clerks there—of your own knowledge?—Up to the time of the election he was there, I do not remember that there was a permanent staff of clerks in that room, but he was there up to the election.

842. Was he engaged in and about that house?—Yes; and he would go to the different wards, and do anything he could; he would see how they were going on—his room was at the top of the house.

843. Did he keep that room as a private office?—No, by no means.

844. Was the door kept open or shut?—I have heard that at times it was shut.

845. At those times what was the mode of communication with Mr. Byrne?—To go and rap at the door. I don't know at all of any other.

846. Did you ever go up to the room when the door was shut?—I cannot say; I cannot remember I did, I may have done so. I was there all day.

847. I suppose there was a constant communication between the heads of the departments through the day?—Of course.

848. Did you ever hear of communication with Mr. Byrne by means of slips of paper put in under the door?—I never heard that.

849. You told me that you never paid any money to Mr. Fell White except the £20?—I think not.

850. Are you certain? Did you pay him any cash?—I told you I thought that payment was in cash.

851. Did you ever pay Mr. White any money by cheque, save what is represented by these cheques?—Certainly not; I drew no cheques in connexion with the election, that I have not handed in now.

852. Tell me the names of any of the clerks who were under Mr. Byrne?—I did not know any of them.

853. Was young Mr. Purcell acting in connexion with Mr. Byrne?—I think not.

854. Under whom was he acting?—Just as a volunteer, assisting in the work.

855. Was he there constantly?—He certainly came in every day, he took an active part in the revision, and was anxious about the election.

856. In what room was he?—In no particular room—he was generally out—and would go wherever he was asked; I do not think there was any particular room for him; he would go into Mr. Sutton's, into mine, or Mr. Macnamara's office.

857. What kind of work did he do?—I think he made a list of the out-voters—the non-resident voters who were not freemen.

858. With what assistance did he make out those lists?—I am not quite sure whether Mr. Mortimer had anything to say to that, but my impression is he had.

SECOND DAY.
November 30.
James Creed Meredith, esq., LL.D.

859. Did Mr. Purcell act at all in connexion with Mr. Crosthwaite?—Not that I heard.

860. What room did Mr. Crosthwaite occupy?—I never heard of his being there at all; I do not believe he was. I do not know Mr. Crosthwaite; I never saw him; I do not know his appearance.

861. Did you know Mr. Johnston?—I saw him one day in the room down stairs—only one day.

862. Did you ever hear of Mr. Bond?—I never did. I heard his name mentioned at the time of the election petition.

863. Did you hear Mr. Mortimer speak of him?—I heard the name mentioned at the petition, but I could not say by whom; I never saw him, nor do I know him. I must qualify what I have said, perhaps, if I saw him I might know his appearance, although I do not know the name.

864. Mr. Dillon Macnamara you mentioned as one of those from whom you received orders?—I remember upon one occasion, I think it is upon one of the receipts lodged with the Sheriff, some clerk came with an account, and he wrote upon the back of it, "This is correct, D. M'N." as an authority for payment.

865. Did you ever pay any money to Mr. Dillon Macnamara?—I do not know.

866. By cash or cheque?—To the best of my belief, I did not. I don't think I did. I don't think I could have drawn a cheque for Mr. Macnamara without recollecting it.

867. Did you ever draw a cheque except in the name of the person to whom the money was to be paid?—I think one of the books sent me by the bank was a book "Payable to Bearer," and in most of the cheques, I struck out the word "Bearer," and I wrote the word "Order."

868. Did you do it invariably; did you send back the book to get the right one?—I retained the book with the words "Payable to Bearer." I am speaking of what occurred a year ago; but I will tell you in a moment. This book (No. 1) is "Payable to Order," and this (No. 6) is also "Payable to Order." Here is book No. 2, "Pay (blank or bearer)," and I find now the first is Purcell, £3 13*s.* 9*d.*, that is changed from "Bearer" to "Order," and so is the next. My impression is that when I got that from the bank I did observe that there was one or two in which I did not scratch out the word "Bearer." They don't exceed one or two if they exist at all.

869. Did you, upon any occasion, draw a cheque in favour of one man when the money was to be used by another?—I never did.

870. You always drew it in favour of the person to whom you meant to make the payment?—Certainly. There is one of my cheques on which I have a recollection—I made a mistake, it was brought back, and I had to alter it.

871. In whose favour was it drawn?—I do not remember the name.

872. Was he a tradesman, or what was he?—Certainly not a tradesman; he probably was a ward agent.

873. Was it for any considerable sum?—It was for £4 or £5. If you look over the cheques, you will see there was one in which the name of the payee was altered, and that was done by myself.

874. With the exception of the payments to Mr. Fell White and Mr. Byrne, did you make any payments to persons actively engaged in the election?—No.

875. Did you pay any money to canvassers beyond a weekly salary?—No; except when men had to go a distance I paid their car-hire. I never paid them anything beyond their salary and car expenses.

876. Did you ever see Mr. Foster?—No.

877. Turn to your book, the 18th December, and say do you find a cheque there in favour of French?—Yes; it is the 1st December. I have several cheques.

878. Do you find a cheque for French?—Yes; £42; cash to self. I often sent him to the bank for money. That was cash that I wanted to have in my box for ordinary payments.

879. Was the cheque drawn in favour of yourself?—No, in favour of French, but the cheques were payable to order. I always put in the name of the person who was to get the money in the bank.

880. Look at the 3rd; there is another cheque—£63; in the block, £457 13*s.* 11*d.*; from that £42 are taken?—I always keep my balance at my bankers, in the block of the cheque; that represents my balance upon that day.

881. Have you any account showing the purposes to which the £42 were applied?—Certainly; I spent that money (£42) in paying two sums due. I must tell you, from the time the election was over I always had money in my possession to discharge items that I wanted to pay in cash, and, for instance, when I drew the cheque for £42, as soon as I would I got receipts that would make £42.

882. Where is the account of the application of that £42?—There are the vouchers for that particular cheque—see page 206 of the book.

883. Does that represent the manner in which the £42 had been exhausted?—Yes.

884. I see that upon the next day you got £63?—Yes; that cheque I drew myself as I was going down in the morning; I went into the bank; upon page 208 you have the application of that.

885. The Inspectors of Freemen, you said, were paid six guineas each?—All Inspectors were paid that; it is the statutable fee.

886. I see that upon the 3rd December you drew another cheque in favour of Henry French?—Yes; £63; that is upon page 214.

887. Again, in favour of R. Hodson, same day £30, for what was that?—To pay the clerks for two days prior to the election.

888. Did the expenses for clerks under Mr. Hodson come to that, £15 a day for two days?—Certainly not.

889. How did that happen?—I do not think it was for two days simply. Mr. Hodson gave me an account; I have his book. That was paid simply upon account.

890. When did he settle the account?—There was not a separate account for each item; he settled it shortly after the 3rd December, for the entire sum he had received before. I do not recollect at which his account was settled.

891. This book does not show the settlement?—That book contains only the entries.

892. Where is the finally settled account between you and him; this book appears to end in November—from 14th to 18th November?—Yes; but Mr. Hodson as secretary of the Conservative society, had money in his hands belonging to the society, which he paid. I did not pay him the £30 till 3rd December.

893. Had he as secretary of the Conservative Registration Society, made payments in respect of the election before that?—Not as secretary.

894. Being secretary, had he made payments out of same funds?—He had paid clerks and people he employed.

895. As that book seems to stop on the 18th November, where is the account you settled with Mr. Hodgson. This book does not show a settlement at all?—It does not. The way that account was settled was by putting down upon one side the several cheques, and on the other, the tots of each week. Mr. Hodson gave me a receipt, as having paid so much to the clerks for the particular week; these receipts were lodged with the Sheriff, and Mr. Hodgson handed me receipts for postage stamps and car-hire, which were put into the sheriff's box.

896. Where is the account on which the amount of cheques and payments was put down, in settling the account between you—where is the book?—I do not think it ever was retained; it was simply made out upon a sheet of paper in the office.

897. Was there no statement of accounts between you as to how the money had been applied?—Nothing beyond that, I got up the book you have before you.

898. Did it not occur to you to settle the account in the book, as a convenient record of the propriety of the transaction?—I never thought of it.

899. Why take a separate sheet of paper?—I really cannot tell.

900. Was it you or Dr. Beatty, that settled with Mr. Hogson?—My recollection is that both were present.

901. You recollect that the various cheques drawn in favour of Mr. Hodson, and other payments made to him, were put down upon that sheet of paper?—They were all cheques. I do not remember any payment.

902. And the amounts in this book were put down on the other side as on a balance sheet?—Yes.

903. Remembering that, do you remember what you did with the paper?—I do not think I ever took it off the table of No. 3, Dame-street, where it was settled. I did not leave it with Mr. Hodgson.

904. Did you sign, or write "settled account?"—No.

905. You seem to be an excellent accountant, and to have done some things with great care; in settling this with Mr. Hodson, and resorting to this separate sheet of paper, did you give it to him, that he might have it as his voucher?—I did not, certainly.

906. Did he retain it?—I do not know.

907. Did you leave it upon the table that he might retain it?—I don't know. I left it as waste paper.

908. Do you know whether it was destroyed?—I do not.

909. Do you believe it was destroyed?—I have no ground to form an opinion.

910. What do you think?—I don't think anything about it.

911. Can you form no idea of what became of that document?—Not the slightest. I cannot say why there was that settlement of accounts.

912. I suppose the accounts were considerable—over £100?—Oh, I think it came to five or six hundred pounds.

913. And was there no record kept as between you and Mr. Hodson as to how that £500 or £600 was spent, no other record of the transaction?—He handed me all the receipts for it, and I handed them to the sheriff.

914. Did he not require something more—something for his own satisfaction?—No, he did not ask me for anything; if he asked me I would have given it.

915. Were the items upon the sheet of paper?—Simply the figures; this is my recollection.

916. Could you tell the day that was done?—I could not.

917. Was anybody else but Hodson, Dr. Beatty, and yourself in the room?—No.

918. Was it after 2nd of December?—Clearly. I was rather hurried about that time and I did not go to Mr. Hodson to pay his account for some time after.

919. Was the account closed before the election petition came on?—It was.

920. Was it closed before you heard of the election petition?—I have no recollection of the fact.

921. Did you never take the trouble to look at the notes of evidence in the case?—Never, till they were produced here.

922. Did you settle any account with Mr. Hodson before or after the election petition?—The election petition was heard of, I think, afterwards; it must have been after.

923. Was it before or after Christmas?—I cannot tell; but it was clearly before we left No. 3, Dame-street.

924. If that document were forthcoming, would it not be in the possession of Mr. Hodson?—I suppose so. I cannot tell whether it was many days before we left the premises.

925. What was the last day upon which you were in occupation with Dr. Beatty?—I do not know.

926. Have you not any means of telling us approximately what day you left?—Not the smallest means.

927. Had you left No. 3, Dame-street before the election petition came on for hearing?—Yes, everything was closed before that. I think I was in No. 3, Dame-street, off and on, up to some time very near the 21st December. I think I said yesterday that the last cheque I drew was 21st December.

928. Was that done in 3, Dame-street?—I think not; I see the last cheque I drew was one for Mr. Jullien, and that I certainly drew in his own office, in Sackville-street.

929. What is the date?—There is no date. (*Cheque handed to witness.*) The date of that cheque is the 20th January; that was the last cheque I drew.

930. The last of the whole series?—I think so; it is the last.

931. Was that paid to Mr. Jullien, or drawn in his favour upon that day?—Yes.

932. Did you quit No. 3, Dame-street at that date?—Yes.

933. Were you ever there afterwards?—I may have gone into No. 3, Dame-street, as the office of the Conservative Registration Society, but not for any purpose connected with the election.

934. Were you ever afterwards in the room that you had occupied?—Never.

935. Was it upon that day, or upon the 20th, that you left the premises?—I think it was a day or two before.

936. And was it the day you left the premises you settled the account with Mr. Hodson?—I am sure it was prior to leaving.

937. Was it as part of the business to be disposed of before leaving the premises, that you settled the account?—No.

938. Was it one of the things that you would do in clearing out?—No.

939. Was there anything paid for that room?—That was a room placed at our service by the Registration Society, and I was never asked to pay anything for it.

940. I presume you remember the fact of your quitting the room—you remember the last day you were in it?—I cannot do so; I do not remember one day from another, I have no particular means of knowing—the last day did not make any more impression upon me than any other. I do not remember the fact of quitting; however, it must have been within the week before the petition was heard—there is a reason why I do not exactly recollect it. For the last week, Dr. Beatty and I were engaged in making payments, by going about to the different establishments of people whose bills we had in our pocket; therefore we used to go into No. 3, Dame-street, off and on.

941. I asked you yesterday about the young men whose names were mentioned—the Messrs. Malley—did you pay them any money?—From the receipts that your secretary handed me yesterday, I find that one of them, perhaps both, got some money.

942. For what were they paid?—As tally-agents; there were young men employed in Green-street as tally-agents.

943. Have you the list of those young men?—I have not.

944. Had you the list?—I had, certainly.

945. When did you see that list last?—Never after I paid them. It was one of the papers left in No. 3, Dame-street.

946. Was it one of those put into the box in the usual way?—I think so.

947. Do you know what became of it?—No.

948. Did you hear what became of it?—I did not; I do not know whether it is in existence or not.

949. Here is a cheque drawn by you on the 27th November, 1868, in favour of W. Malley, £4 4*s.*; let us know what that was for?—There are several cheques upon each day.

950. It is either E. Malley or C. Malley?—E. Malley I think it is.

951. What was that for?—It was for canvassing the Rotundo ward.

952. How much?—Four guineas. I must tell you I did not know personally the appearance of half these people. It is E. Malley, is it not?

SECOND DAY.
November 30.
James Creed Meredith, esq., LL.D.

953. E. Malley it appears to be here; at least it looks like it? and it is indorsed E. Malley, the indorsement corresponding with the cheque. I suspect the name was C——?—Well, I do not think it was.

954. C and E would sound very much the same to one drawing a cheque in a hurry?—Perhaps so; but you will find that there are a great many people of the same name. For instance, I found two or three of my own name.

955. Did you find any other Malleys but these gentlemen?—I have not looked over the names, but from the fact of that being the Rotundo ward I do not think it is the same that you are asking about, because the receipt that I saw here yesterday was for Green-street.

956. That is a separate thing then?—Yes; it is four guineas; and the canvassers were required to have included in that the day of the election. They were not allowed to get separate pay for the day of the election.

957. And their services for the day of the election were included in this?—Yes; and that is my reason for believing that this was a separate transaction.

958. And why is it that their services on the day of the election were put into the four guineas as part of the canvassing?—Because it is part of the duty of a canvasser to see that the persons whom he has canvassed come up, and to go for them if they are wanted.

959. Were all the canvassers paid for their services on the day of the election?—Yes.

960. Every one?—I think so.

961. Were they all paid four guineas?—No; because it depended on the period from which they were employed. Some of them had been employed prior to the time the four guineas was to run for wages.

962. What time was the four guineas to cover?—I could not tell you that from myself; it was an arrangement made by Mr. White.

963. Then you drew this cheque in favour of Mr. Malley at Mr. White's suggestion?—I infer from what I see in my own book that he was a canvasser for the Rotundo ward, because his name appeared in the book I mentioned to you yesterday, as being a kind of ward list.

964. You mentioned the name of Mr. Fell White as a gentleman who, at Mr. Sutton's suggestion, went round to the different wards to see what staffs had been employed?—Yes.

965. You say this four guineas that was for canvassing but included services on the day of the election, was only for a certain period, can you say for what period it was?—I believe the four guineas was for a period of a fortnight.

966. Do you know as a matter of fact that this Mr. Malley had acted as a canvasser for a fortnight, or did anybody ever tell you so?—Certainly; the secretary of the ward. At least the secretary of the ward would not tell me, but before the name was put in the book with four guineas opposite it, some of the managing gentlemen—either Mr. Sutton, or Mr. Williamson, or Mr. White—were satisfied by the secretary of the ward that the person had done the work.

967. Then the £4 4*s.* was for a fortnight's work?—I think the four guineas rate counted from about the 6th. My idea of it is, that it was from some date early in November. Others were paid six guineas.

968. Those were the inspectors?—No, but some of the canvassers. Six guineas was for those who were engaged by a fixed sum from the last two or three days of October.

969. Do you find in your book payments of four or six guineas, or any other number of guineas to canvassers?—Yes; for instance, the very cheque prior to the one last made out is E. Burke, canvasser in the Rotundo ward.

970. What is the amount to him?—Four guineas.

971. And is that like Mr. Malley's, to include services on the day of the election?—Certainly.

972. When the services on the day of the election were put into it, was that done deliberately?—What I meant to convey was, that I understood that the young men were told that they would be required up to and including the day of the election for that sum.

973. Were any but the *young* men that you speak of told that they would be required on the day of the election?—Those canvassers were, I think, all young men.

974. Those canvassers were all young men, but the canvassers as a class were not all young men?—I thought they were.

975. All young men?—I think they were.

976. All that were employed?—When I say young men, I mean young men of three or four and twenty, or less.

977. I believe that the canvassers generally employed were not all so very young men as that; I suppose elderly men were employed as well as young men?—I believe a number of elderly men did act as canvassers, but they were, I think, principally volunteers, not paid agents.

978. There was a list, I presume, of those young men?—There was a list of the canvassers of the wards, and those who were to be paid had the sums written opposite their names.

979. Were those persons to be paid all young men?—Not all, for I see that on the same 27th of November, there is William Eager, a canvasser in the North Dock Ward; I do not think he was a young man, as well as I recollect. I have some recollection of the name. I think there was an elderly man of that name paid.

980. Mr. MORRIS.—He got four guineas too?—No, six guineas; in the North Dock they got six guineas, because they were put on a scale prior to the Rotundo.

981. Mr. TANDY.—Who was the secretary of that ward?—Mr. Charles Edward Boughey, a barrister.

982. Mr. LAW.—Who was the secretary of the Inns-quay Ward?—Mr. Edward Lawler, solicitor; I am not sure, by the way, whether he was secretary, or solicitor in charge of the ward.

983. I suppose some of the books Mr. Sutton has would show lists of the committees and the secretaries of each ward?—Of course.

984. Now, Mr. Meredith, I find on the same day, that is the 27th of November, a cheque in favour of Mr. S. Hill, for £71 2*s.*; what was that for?—Mr. S. Hill was the agent in the Sandymount district, and instead of the agents being sent in from Sandymount individually to be paid by me the different sums of four guineas, and six guineas, and so on, as in the other wards, I gave Mr. Hill a cheque for £71 2*s.*, and he returned me the receipts from the different people.

985. Did he deliver to you any document showing that he required £71 2*s.*—it is not a lump sum?—Exactly; I knew when I gave him the cheque, how much exactly he wanted.

986. Did he give you any document?—He either gave it to me, or showed it to me.

987. Have you got any document showing that amount?—I do not know; I have handed in a bundle of orders, and if I had such a document, it would be in that.

988. Do the names of the payees appear in that book of yours?—Of all the cheques?

989. Yes?—Certainly; will you allow me to show you where you will find the names? (*Refers to book*). The first name is the name of the payee of the cheque in every instance.

990. There is no index to it, I see?—There is no index of course, because it was simply made up from day to day. These were done more for my own satisfaction, than for an account of the money I spent; for the purpose of reference.

991. Mr. TANDY.—In what ward did the freemen reside principally?—I never heard that they resided in one ward more than another.

992. Did you ever hear that there was one ward more than another in which you would be likely to find them?—I never heard that there was; but I never looked into the registry statistics with that view.

993. Mr. LAW.—(*Handing cheque to witness*)—It appears there now to be E. Malley?—Yes, sir.

994. Would you hold it up to the light? [*Witness does so.*]

995. Do you see a C in it after where the E now now stands?—No, sir. If you look at it again, you will see it is the tail of the Y from the other side. It is the tail of the indorsement.

996. Did you make the entries in this little book after you made the cheques, or before it?—At the time.

997. Did you draw the cheque as from this book, or did you make the entry in the book from the cheque?—I made the entry in the book from the figure of the cheque. My impression is that where you will find ten, or twelve, or fifteen in a day, I made the entries in the evening from the blocks of my cheque-book; I know some evenings I did. In other cases, where I was not hurried, I know I may have done it at the time; I know on some occasions I kept people waiting while I entered in that book the particulars of the cheque I was giving them.

998. Do the payments of those little dockets and the cheques appear in the book that you say Dr. Guinness Beatty has charge of?—Certainly.

999. And they would be readily discovered by that?—Yes.

1000. You told us there was an alphabetical arrangement of it?—No; there is an alphabetical arrangement, but that arrangement is simply this:—Under the head of the letter A, you will find a reference to the page on which you will find Arranquay ward.

1001. Would there be any reference to canvassers; would that be under the letter C, for example?—No; because the canvassers would be under the different wards. There were some canvassers canvassing out freemen who would not appear under the wards, but on a separate page.

1002. What are non-resident freemen?—That is, freemen who resided within the seven miles, but otherwise outside the borough.

1003. I find the payment to Mr. Julian of £253 19*s.* 1*d.* on the 20th of January, which you say was the last cheque; it appears to be the last with the exception of the balance, nearly £700, paid to Mr. Bradburn. What was that for?—That was for his own services as conducting agent. That was the £92 or whatever it is, the statutable fee, and a fee for the time prior to the election during which he had been devoting his time to the preparation for it.

1004. Did he furnish you with any account as to how that was made up?—It was calculated at three guineas a day, I think.

1005. Did it include reimbursement for any expense he had been at?—I think it included £1 for car-hire, or something of that kind; but nothing beyond £1 or thirty shillings.

1006. Were the young men who were paid for canvassing like Malley, all paid by cheques?—No, by no means.

1007. I presume they were not paid for canvassing after the election?—No; but you will find that many of those who had been canvassing for a week or ten days prior to the election and for a fortnight and so on, were not paid for some considerable time after. You will find on looking over that little book of mine that many of those cheques, and those for £63 and £42 to which you have drawn my attention, for instance, include many of those payments of £4 4*s.* and £6 6*s.*

1008. Did Dr. Guinness Beatty pay any of them?—Oh, yes; a great many.

1009. Did he pay them by cheques in the same way or by cash?—He paid by both cheques and cash. I could not say. I am not indeed sure how he paid; I think he paid in both ways. By the way, that cheque that you were looking at as E. Malley or C. Malley, would you just look at the block of it?

1010. In your book?—[*Refers to book.*] In my book it is E. Malley.

1011. It might be either?—But at the bottom you will see the initials below of the person to whom I gave the cheque.

1012. In the block it is E. Malley?—In the block it is the same as in the cheque. I do not think I ever tore out a cheque without putting the name in the block.

1013. Mr. MORRIS.—I suppose you know nothing about who that E. Malley was?—Nothing whatever.

1014. Did you ever see him?—Plainly I saw him, because I handed that cheque to himself.

1015. Mr. LAW.—Did you require him to sign anything?—The receipt handed to the Sheriff, that is all.

1016. Mr. TANDY.—Are you quite sure the person you handed that cheque to was a male?—I assume, a male, because it was a person who came in with a coat and trowsers.

1017. I think you said that you paid a bulk sum of money to Mr. Hodson and that that consisted in portion of payment of moneys which he had previously advanced and paid out of other funds in his possession?—I only infer from seeing that I paid him one sum so late as the 3rd of December, that he had previously paid the money; some of it he must have paid because it was for stamps and things that he got.

1018. Mr. LAW.—Did you ever hear that he had from time to time advanced money?—No; I don't think I did; I have no recollection of having ever heard of it.

1019. You never spoke to Mr. Hodson about the disappearance of any of those documents?—I have no recollection of having done so; in fact I am certain I did not.

1020. Did you ever hear of any freemen having been paid money except at the time of the election petition?—Never.

1021. Did you never hear it spoken of?—I heard a good deal of chaff at the bar-mess about it after the petition was over.

1022. Did you ever hear anywhere else than at the bar-mess or the election petition trial of freemen being paid?—Oh, after the election petition was tried everybody in Dublin was talking about the evidence, and there was a good deal of chaff about it.

1023. Do you believe the freemen were paid for their votes?—I believe money was paid at 76, Capel-street; but whether that was paid for their votes or as a plant I don't know.

1024. Do you believe it was paid to freemen?—I have heard freemen swear that they were paid.

1025. Did you ever hear they were paid elsewhere?—No.

1026. Do you believe it?—No.

1027. Did you ever hear it said that freemen were paid at other elections?—I have heard it said that this Commission was to inquire into previous elections, and all that sort of thing; but beyond that I don't know.

1028. Did you ever hear it said that they were paid at previous elections?—I heard it was stated in the House of Commons on the debate about the issuing of this Commission.

1029. Did you ever hear it stated in Dublin?—I heard it talked of when the issuing of this Commission was spoken about, but never beyond that. It was the talk of every dinner table.

1030. Did you ever hear the possibility of freemen requiring payment spoken of at any time previous to the election?—No.

1031. Never heard anybody say that?—No; and don't believe it was a bit necessary either.

1032. Mr. TANDY.—Would you just kindly look at that block [*handing cheque-block to witness*]?—Yes.

1033. Who is that H. Harris?—I don't know. I have no means of knowing.

1034. Was that paid to him as a canvasser?—Yes.

1035. Mr. LAW.—What is the date of it?—23rd of November. Mr. William Whitton Dwyer will probably be able to tell you.

1036. He was the solicitor of that ward?—He was

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the solicitor of the ward. He was either solicitor or secretary.

1037. What is the amount?—Four guineas.

1038. Mr. MORRIS.—Did you hear of any of those papers being lost before the election petition?—I think not. I was examined at considerable length yesterday about that—for about an hour, I think.

1039. You think on the whole it was after?—I think it was at the election petition; that is my recollection.

1040. For the first time?—For the first time.

1041. Mr. TANDY.—Have you got any entry in any of your books of moneys paid to or on account of persons of the name of Thomas Noblett, William Kemp, and William Watkins?—I recollect paying, I think four guineas to a man of the name of Watkins.

1042. Do you remember the Christian name?—I think it was William; I am not certain.

1043. Do you recollect what that four guineas was paid for?—I think it was four guineas. I do not pledge myself to the amount at all.

1044. Have you got any memorandum of it?—The book in Dr. Beatty's possession will show you that under the head of canvassers of out-freemen.

1045. Will it mention the name of Watkins?—It will mention the name of William Watkins, certainly. I think he was sent to canvass freemen in some outlying district.

1046. Do you recollect a payment to Thomas Noblett?—I do not.

1047. Was that entered in your books?—I have no recollection of the name; I could not tell you.

1048. Have you got any memorandum?—If he got any money his name will appear in that book Dr. Beatty has.

1049. William Kemp, in like manner, do you recollect?—I think not; I have some vague idea of seeing a man who gave his name as Kemp on the table at the election petition. I think so.

1050. Do you recollect having paid any money to him?—My recollection is that I had not seen or heard of that man until I saw him on the table.

1051. Is that your recollection too, with regard to Noblett?—I do not remember the name of Noblett at all. I do not even remember anything about him connected with the petition. Of course I was not sitting in Court the whole time the judge was sitting.

1052. Mr. LAW.—You say you do not know Mr. Harris; are you certain he was connected with the Mountjoy Ward, as you referred us to Mr. Dwyer as probably able to give us information?—I see written on the block of the cheque, "Canvasser of the Mountjoy."

1053. I see on the 9th of January, "H. Harris, Inspector of Freemen, six guineas," is that the same person? I would infer not. I have no means of knowing however. But Mr. Sutton will be able to tell you who all the inspectors were.

1054. I see, "G. C. Cochrane, esq., Inspector of Freemen," on the same date; how many inspectors of freemen were there?—About ninety.

1055. Inspectors of freemen?—Oh, no; there were sixteen booths here, and I suppose there were two or three supernumeraries.

1056. How many inspectors were there in each?—Oh, one inspector in every booth, of course.

1057. Were there more than one?—No; except as I tell you; there were two or three supernumeraries in each.

1058. Were these payments of the 9th of January of which there are several, to inspectors of freemen—H. Harris, for example?—Would you show me my book in reference to that, because I have some vague idea that about that 9th of January or some time in January I sent cheques; I know I sent one to a Cork attorney, a man who went to Cork at the time of the election; he had been an inspector. (*Book handed to witness, who refers to it.*) Yes; I find on the 9th of January, "G. C. Cochrane," and "H. Harris;" and where my practise was to write at the bottom, for instance, "H. R. W. A." that is Henry Ross William Adair, secretary of the Sandymount district, fifteen guineas, I evidently got a receipt from him at the same time I gave him the cheque.

1059. From Cochrane?—No, no; the previous page. That is another page. I do not know whether I got that receipt at the time or not, but I find that generally where I got a receipt at the time, I simply put the initials here at the corner, and on the page of Harris and Cochrane both, I find that after the name of the person from whom I am to get the receipt, I have marked "post letter;" and if you look at the receipt you will see that probably. I think that those two gentlemen were probably somewhere in the North.

1060. Do you mean that they had gone there, or that they were Northerns?—They were Northerns. One of them, Mr. Cochrane, had acted at the revision as solicitor.

1061. Is it Mr. Cochrane of Armagh?—Yes; and I think you will find the same thing with reference to Mr. Harris. I think I sent these cheques on the same day, not to the very same address, but to the same post-town.

1062. Did Mr. Cochrane, the solicitor, act as inspector?—Yes.

1063. And Mr. Harris?—Yes; the great majority of inspectors were solicitors, of course. In fact, I do not recollect anybody being an inspector who was not a solicitor.

1064. Do you believe that probably the Mr. Harris you speak of in connexion with Mr. Cochrane was a solicitor also?—Yes.

1065. Of Armagh?—Yes.

1066. Was there any other Mr. Harris employed in connexion with the election?—No. I have seen Mr. Harris, of the firm of Ferrier, Pollock, and Company.

1067. What is he there—is he one of the firm?—I think he is a member of the firm.

1068. Or a clerk?—No, I think he is a member of the firm.

1069. Where did you see him?—Oh, he would come in to see how we were getting on.

1070. Did you see him more than once?—I think I saw him two or three times about the committee-room.

1071. Did you see him on the day of the election?—I saw him on the day of the election. I think he assisted in making up the poll returns as they came in every half hour. I think he was one of the gentlemen who did that.

1072. Was he paid anything?—Oh, certainly not.

1073. A volunteer?—A volunteer.

1074. Was he there the day of the election?—The day of the election.

1075. Had he been there the day previous?—I do not think he had been there the day before.

1076. You say he came in two or three times. Do you mean that his visits were all on that one day?—Oh, no; during the time of the election he came in, as several of the other city gentlemen did, to know what progress we were making in the canvass.

1077. And he remained there the whole of that day?—My impression is that he did.

1078. In what room did he remain?—In the front room, on the ground floor, where the poll returns were being made up.

1079. What is his Christian name?—Joseph.

1080. Who was in the room with him?—The candidates were there.

1081. Who was there also along with him?—I think Mr. Price was there.

1082. What is his Christian name?—I do not know.

1083. Where does he live?—I think he is connected with some of the prisons.

1084. The Governor of Kilmainham, is it?—I think that is the gentleman. He is an elderly gentleman. I see him constantly here in the Courthouse when there is anything going on.

1085. And was he occupied with Mr. Harris?—I think he and Mr. Harris were the two gentlemen.

That I am not certain about. There were a great many gentlemen in the room.

1086. Anyone else?—I think Mr. James Lane, the barrister, read out the returns as they came in.

1087. Had he been employed there before?—No.

1088. I suppose you know Mr. Price for some time by appearance?—Yes.

1089. Is he the gentleman that Mr. Cusack spoke of yesterday as succeeding him in his office of Secretary of the Conservative Registration Society?—I could not tell.

1090. And I suppose Mr. James Lane is the gentleman you spoke of in reference to the matter about the key?—Yes.

1091. Had he been giving his services—I do not mean by way of employment——?—No; he was exceedingly anxious about the election, and he did a great deal of my business—I mean anything that I had to do in court, Mr. Lane did it for me.

1092. To relieve you?—I did not go to court at all for some time.

1093. How was he employed in or about these rooms at that time?—He was not employed in the rooms at all; he used to come up to my room for the purpose principally of speaking to me.

1094. But on this very day of the election?—Yes; when the poll returns are brought in, they are read out by some gentleman to the person totting them up, and I think Mr. Lane was the gentleman that read them out.

1095. Did he remain there all day?—I could not tell.

1096. Was there anyone else there?—Oh, yes; the two conducting agents were there, Mr. Sutton and Mr. Julian; and the candidates were there; and Mr. Edward Guinness was there.

1097. Mr. Harris was the permanent occupant of the room that day, with the assistance of those volunteers?—Well, I think he was there the whole day. I remember going in there to vote. I think I came up here to vote, and I went down about half-past eight to vote——

1098. Is it a six-roomed house?—Eight rooms in each house.

1099. Were all the rooms occupied by persons engaged at the election?—No; the top story of the house was the caretaker's.

1100. Now, can you tell us how those rooms were occupied, as nearly as you can?—The top of one of the houses was occupied by the caretaker.

1101. Who was the caretaker?—A person of the name of Robinson.

1102. A man or a woman?—A woman.

1103. That is "C. Robinson?"—"C. Robinson"—Yes.

1104. Had she been placed there by Mr. Manley—I suppose you found her there when you took the house?—I do not know; I was not there for some little time.

1105. You paid her £1 a week; was that for cleaning the rooms?—For cleaning the rooms and taking care of them.

1106. Was she employed for you, or was she the caretaker of the insurance company?—I believe she was the caretaker of the insurance company.

1107. In fact, that she was there when the house was taken?—Yes; that was my impression.

1108. Which house did she occupy the top of?—The house nearest the Castle.

1109. That is the one in which your office was?—The one in which my office was.

1110. Yours was in the top of the house also?—No; the third story.

1111. Then she occupied the fourth story?—Yes.

1112. And you were immediately under her?—Yes.

1113. Did you occupy more than one room?—No.

1114. Who were in the front?—We had first gone into the front room, and we remained there for some few days, and then we said we would rather have the back room, and we changed into the back room.

1115. Was there more light in the back room?—No, I don't think there was, but it was a more comfortable room.

1116. It was a smaller room?—Well, the front room we did not think so comfortable. I do not know any particular reason we had for changing, except that we liked the room better.

1117. Then who occupied the front room after you turned out; at any time during the whole period was it used at all by anyone?—Oh, clearly.

1118. Whom?—There were different people there during the time.

1119. Who, principally; who had it, say about the time of the election?—Mr. Alexander M'Neill had been in that room at one time.

1120. Was that in the early period, or at the time of the election?—I think at the time of the election he was in the North City Ward.

1121. Who had charge of this front room?—I must try to recollect. I have seen so many people in the different rooms. At one time I remember seeing Mr. Mortimer in that room.

1122. Was that after Mr. M'Neill?—I think it was.

1123. Be good enough to give us the order; was Mr. M'Neill the first occupant after you went into the back room?—I think Mr. M'Neill moved into it when we left.

1124. And then came Mr. Mortimer?—Yes.

1125. And who came after Mortimer?—I think Mortimer was there very much the entire time.

1126. Did Mr. M'Neill return at all to that room, I mean as occupant?—I am not quite clear about that.

1127. Do you think he did?—I remember seeing Mr. Barker in that room.

1128. What Mr. Barker?—Mr. Richard Barker.

1129. Anyone else?—I have seen clerks with him.

1130. I do not trouble you about those; these were the principal occupants of that room?—Yes.

1131. M'Neill the first after you; then Mortimer, then Barker?—I think that Mortimer was in the room at the same time with Barker. I am not quite sure.

1132. But you retained possession of the back room all the time?—Yes.

1133. Who occupied the front room under that?—That was the candidates' private room.

1134. Did anybody else occupy it, for they were not there always?—No.

1135. Was it kept locked?—No, there were some other persons of course. It was labelled "Candidates' private room."

1136. Who sat in it when they were not there?—Nobody, I think. Of course any of us might go in to write a letter.

1137. Was it used as an office by anyone?—No.

1138. Did Mr. Sutton ever sit there?—No; I do not think I ever saw him there at all.

1139. Who occupied the back room?—The back room was, I think, very little occupied at all.

1140. So far as you remember, who did occupy it?—I remember that it was arranged at one time as a sort of waiting-room; more a waiting-room for the candidates than anything else.

1141. Was there a caretaker there?—No; I remember seeing Mr. Mortimer there for a few days at one time; but at what period of the time it was I could not tell you.

1142. Was it early or late; was it prior to the election, or after it?—It was sometime prior.

1143. Was it within a week of the election?—I could not tell that.

1144. Did you ever see Mr. Bradburn in that room; did he ever sit down to do any work in it?—Never.

1145. Did he ever occupy temporarily or otherwise any of these rooms?—No, not to my knowledge. I made a mistake just now when I stated that I never saw Mr. Sutton in the candidates' room. I did see him there the night before the election.

1146. What time?—The night before the polling we were all in there talking to the candidates about the people.

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1147. Was that after the alterations that you were speaking of yesterday—the carpentry?—Oh, yes.

1148. Were you kept very late?—I think we stayed there till about eleven or twelve o'clock, and we wrote some letters to gentlemen whom it was thought desirable to write further letters to.

1149. Now we come to the first floor. Who occupied that?—The bottom floor—the ground-floor.

1150. Yes?—That was entirely unoccupied.

1151. Entirely unoccupied?—Till the day of the election. There was only one room there; it was all in one; it had been a shop, or something of that kind—an insurance office.

1152. That is the house?—That is the house that I believe to be 47.

1153. Nearest the Castle?—Yes.

1154. Now come to the other house: how was the top of that occupied?—The top was unoccupied, except during the time that Mr. Byrne had his clerks up there.

1155. The top was occupied with Mr. Byrne only?—Yes.

1156. How long had he his clerks there?—I could not tell you.

1157. Was Mr. Byrne in occupation of that room, or using it up to the time of the election?—I think he was, off and on.

1158. Did you consider him as having charge of that room?—I considered that as his room.

1159. Was that the top-front or top-back?—Both—my recollection is that he had both.

1160. Then comes what is commonly called the second floor, the third from the ground; who had that?—That corresponded with mine in the other house.

1161. Yes; well, who had that?—Well, the back room there was Mr. Sutton's private room.

1162. Yes?—And the front room was a room in which there was number of clerks; it was unoccupied for a great portion of the time except just prior to the election, when there were clerks put in there to write out the voters' cards. There were cards sent to every voter.

1163. Who had charge of the clerks; who superintended them and saw that they were doing their work?—Well, I often went into that one myself. I had a door between the two; it was on the same landing with mine.

1164. Were those clerks in the charge of Mr. Sutton or anybody in particular; who did you understand had the duty of seeing after them; was there any principal clerk who had charge of the others?—No; I don't know there was in that room. I was in that room every hour of the day.

1165. Were they understood to be in your charge?—Well, Mr. Hodson looked after them. At the same time some of them at any rate appeared to be gentlemanly young men, that I would speak to if I went into the room.

1166. Then comes the floor that we would call the drawing-room floor; was that the one occupied by you and Dr. Beatty?—Oh, no; at the period prior to the election, on that drawing-room floor, the front room next to the candidates' room in the other house, was a general office.

1167. A general office?—For people to come in who came about anything.

1168. And when people came in about anything who received them and gave them information?—At one period, in the early period, Mr. Alexander M'Neill, and subsequently Mr. Dillon Macnamara.

1169. Was Mr. Macnamara in charge of that room up to the time of the election?—Yes; I think so.

1170. And who occupied the back room?—The back room was just a kind of waiting-room for people to wait in.

1171. Not occupied at all. Then on the ground-floor?—On the ground-floor were the clerks that I spoke of in the early part of my examination, preparing lists and so on.

1172. Was the ground-floor of that house in one or divided?—I do not recollect whether there was a door or not between them. If it was, it was constantly open, because my recollection is it was all in one.

1173. I understood that besides the room on the third floor in which you had an office you had another room for yourself and Dr. Beatty?—Oh, yes; that was the room that had been used as a waiting-room.

1174. That was the back drawing-room?—The back drawing-room.

1175. Now what communication was there between the two houses; was there any communication between the caretaker's floor in the one house, and the corresponding floor in the other?—That was the only floor in which there was not.

1176. Then Mr. Byrne's private room had no communication with the other house directly?—No.

1177. Was there communication in the other parts?—On every other floor there was a door broken out.

1178. From the ground-floor could you go right across?—Yes; I think we found one on the ground-floor and on the second floor, and we made one on my floor.

1179. Then in the house No. 3, what was the arrangement, where was Mr. Hodson's Office there?—In the front drawing-room.

1180. What was the ground-floor?—It was a shop; it has been used as a shop for years. It was by a hall-door at the side that you went up stairs.

1181. What was the top of the house?—I do not know at all; never was up there.

1182. Did you never hear how it was occupied?—Never heard; do not know even whether it was occupied at all or not.

1183. Were the Conservative Registration Society the tenants of the house, or had they taken only the upper part of the house above the shop?—I never heard. I know that the front and back drawing-rooms were their offices.

1184. And you had the front room above that?—No, the back.

1185. You had never been up there?—I was once, when the Lord Mayor's procession was passing.

1186. You did not make the mistake of selecting the front room first?—No.

1187. Was there a door?—In that house the lobby runs up.

1188. It is a well staircase?—A well staircase.

1189. And there is no connexion with the other room?—Except across the lobby.

1190. Then how were the rooms below, the drawing-room floor, occupied; had Mr. Hodson clerks in one of them only, or did he occupy both the two drawing-rooms?—The front drawing-room is the committee-room, and the back drawing-room the clerks' room.

1191. Which did Mr. Hodson sit in?—I could not tell you that. I have seen him in both.

1192. If you had gone to look for him which would you have gone to first?—Well, generally the back room was open and the other was shut, so that I would probably look into the one nearest me, the back. I have seen him in both rooms, in one as often as the other.

1193. Where did Mr. Hodson keep his books?—Mr. Hodson was assistant secretary, and, as I understood the books were more under the control of Mr. Goodman, who was the secretary.

1194. And I suppose Mr. Hodson being assistant-secretary had a good deal of secretarial work to do; where did you generally find him writing?—I have found him in both places.

1195. Not more in one than in the other?—I do not recollect.

1196. The clerks, however, were in the back room?—Yes; but except just prior to the time of the revision there are not generally many clerks in the registration office.

1197. Where did French live?—He was a member of the caretaker's family.

1198. He was at 47?—Yes.

1199. And when you moved to 3, did French live

in the house with you?—Oh, no; he attended us during the day, but continued to reside in 47.

1200. But when you used to leave this second floor in 3, and lock the door, or see it locked, I understand you to say that French locked it after you, and handed the key to Mr. Hodson?—Yes.

1201. When he was your attendant?—Yes; or to some of the clerks in Mr. Hodson's office.

1202. When you left the house you saw the key brought into the back room in which the clerks were working, and left there?—Yes.

1203. Was that the course of practice?—Yes; I remember that done on some evenings, and I suppose it was done on others.

1204. Did you see Mr. Alexander M'Neill the day of the election?—I do not know, indeed.

1205. Did you hear where he was employed that day?—I think at that time he was connected with the North City Ward.

1206. Where were the rooms connected with the North City Ward?—40, Upper Sackville-street.

1207. Was 40, Upper Sackville-street, Cherry and Shields' place?—Cherry and Shields'; we took the house from them. We had two wards, I think, there.

1208. What was the other ward—the Mountjoy?—I suppose the Mountjoy.

1209. The Rotundo ward?—The three may have been there.

1210. Were there not other committee rooms in Sackville-street on the opposite side?—I think not.

1211. I thought there were some others?—Oh, you saw Mrs. Winters.

1212. Was Reynold's Hotel taken?—By Mrs. Winter, I believe it was.

1213. Were there not committee rooms of Messrs. Guinness and Plunkett at the opposite side?—Not that I remember. There was a polling place on the opposite side, you know.

1214. Which house was that?—Burke's salerooms. I think it was in the great auction rooms that the sheriff had the polling place. I do not think we had any committee rooms on that side at all.

1215. Mr. TANDY—(*handing document to witness*).—Just kindly tell me what name is that?—Cathrew.

1216. What Mr. Cathrew is that?—I think he was a solicitor. He was at any rate one of the secretaries of the Donnybrook district. Mr. Hill, I mentioned to you, was secretary of the Sandymount district. It is all properly the Donnybrook district, but in consequence of its great extent, we divided it for convenience into two, Donnybrook and Sandymount.

1217. Do you know where Mr. Cathrew lives?—I do not.

1218. Do you know that he is a solicitor?—No; I am not quite sure of that. I don't think he is practising now.

1219. Had he any particular employment?—He had, at the election. I heard he was secretary of that ward or district; but I am almost sure it was secretary.

1220. That was of Donnybrook?—Yes, and I think he was brother of Mr. Graves Cathrew [*referring to a paper*]. Yes; that is Allen Foster Cathrew, of 6, Wellington-place.

1221. Do you know any "C. Smith"?—Yes, Charles Smith. I know a retired policeman of that name.

1222. Do you know whether he occupied apartments in either of the houses 47, or 48, Dame-street?—Yes; he was there as a porter, as a messenger, or a door-keeper, and so on. And I think he was employed for some time after the robbery I spoke of yesterday, to sit up at night and try to find out some clue to the robbery.

1223. Do you recollect whether he had any other employment than that of porter before, at, or after the election?—I could not state that. I don't know whether he was employed as a canvasser in any of the wards.

1224. Now take that block (*cheque block handed to witness*). Is that to the same gentleman?—Yes, plainly the same.

1225. Mr. LAW.—What is the amount of that cheque?—£100.

1226. What is the date?—The 26th November. Now, give me the book. I recollect the circumstance. That is one of the cheques I drew when I wanted money for myself. Give me the small book of that date—the 26th November, and I will be able to tell. I see on page 148, "C. Smith, cash for self;" and then the way that I expended that sum of money in paying different accounts is here. Part of it is a balance of the rent of that very house, 49, Upper Sackville-street—£40 12*s.* 6*d.* There is the account of it there.

1227. Mr. TANDY.—What I understand you to say is that Mr. Smith brought you this £100, and that you disbursed it in this manner?—Yes; I was in the habit of sending Smith and French—these were the only two I did send—to the bank for cash, in the course of the day, that I wanted for myself.

1228. I observe, in the course of your examination at the trial of the election petition, that you applied for time to find out as to a person named Thomas Noblett, and whether he was paid a sum of money by Mr. Foster; have you tried was it in the expenses, and have you inquired, or do you know anything of its existence. Have you ascertained anything about that item, or were you able to discover anything about it?—Yes; I was able to find that there was no such item in my book, as least I remember being asked to look out for some item in which Mr. Foster's name occured. You will find I was recalled on that—I was up seven or eight times during the course of the petition, and I did not find it.

1229. Mr. MORRIS.—Were you ever able to identify exactly the papers that you stated were lost?—I did not think of the papers that were lost. I did not take any trouble about them. I never regarded them as of any consequence.

1230. You never tried to make out a list of the papers that were lost?—Never.

1231. Mr. LAW.—Did you ever hear as a matter of fact that lists of the persons you had paid were lost?—I think not.

1232. You never heard that any particular papers had been lost?—No; I never heard of any except at the trial of the petition, when it was stated that papers had been torn up and destroyed, and sold as waste paper.

1233. You never heard what papers were torn up?—No; I did not.

1234. But merely that papers were torn up?—Yes.

Mr. *W. J. Henry*, Town Clerk, recalled, and further examined.

Mr. W. J. Henry.

1235. Mr. LAW.—Have you the book here with freemen's names inscribed?—Yes, this is the original book kept since 1857. (*Book handed in.*)

1236. Kept up to the present time?—Yes.

1237. With the signatures of the freemen as admitted?—With the signatures of the freemen.

1238. As a matter of practice, is the name subscribed on the court day?—On the day on which they were admitted by the Lord Mayor.

1239. On the court day?—Yes; and that is the form of "Beseech," of which I spoke yesterday.

1240. It is a printed form filled in with the names?—Yes.

1241. This is a form of claim by birth, and I suppose

SECOND DAY. *November* 30. Mr. W. J. Henry.

there is another form of claim by marriage?—I thought that was all filled in by writing.

1242. Yes, here is a marriage form; and I suppose there are different forms used in each case?—On the admission of the freeman the Lord Mayor's name is written on the back of it. The names are afterwards inscribed in this book, and this book shows by what right the claimant has been admitted. It is taken from the "beseech," and here is the last name on it. (*Reads the name.*)

1243. Are these blank forms got by the freemen at the Treasurer's office?—Oh, not at all, they are supplied by the claimants. They are filled up and brought to the Treasurer's office.

1244. Where does he get the forms?—I don't know.

1245. Are they got at the Treasurer's office?—Certainly not. The candidates come to him with them, and he initials his name there and marks the date and the fee.

1246. It was only for the purpose of getting a blank form or two that I troubled you. Have you any disused "Beseeches"?—Oh yes, we have old ones which I can give you.

1247. We shall ask you to put in one or two forms of "Beseeches." I suppose they are generally provided by the agents for the purpose?—Oh yes; they are all in the same type; but there is one form that is written in the handwriting of one of my clerks, and I suppose the applicant brought it into my office to get it filled up.

1248. This is the freemen signature book?—Yes. (*Book handed in.*)

1249. It is from that book the list is made out for the purpose of revision?—Yes.

1250. This is the book produced for revision?—All these books. But when the claimants come up to the Revision Court, the person who represents me in court produces the "beseech."

1251. And does the revising barrister make any mark on it?—None. I provide a list for the revising barrister.

1252. A printed list?—Yes—the clerk of the peace makes out what is called a "roll," and I make out what is called a list; the roll is signed by the clerk of the peace, the list is signed by me, and furnished to the revising barrister.

1253. You have been in your present office for the last five years?—Since May, 1864.

1254. You have been long previously living in Dublin?—Many years.

1255. Had you any knowledge of matters connected with the freemen, previous to 1864?—I had; a good deal. I was acting as agent for one of the political parties before 1864.

1256. And in that way, had you any duty that required you to attend to matters connected with the admission of freemen?—Yes; I attended the Lord Mayor's court several years before I was appointed.

1257. Four or five years before?—Perhaps more.

1258. At all events, your knowledge of matters connected with the freemen, goes back ten years?—Certainly.

1259. And I suppose when you were acting in that capacity you found the proceedings conducted pretty much in the same way as you described yesterday?—Precisely; it is not altered in the slightest.

1260. When you were so acting, how was the money supplied which paid for the admission of freemen?—The party that I represented unfortunately had very few admissions. I don't think that in my time there were more than half a dozen admissions; and the persons who were admitted gave the money themselves.

1261. Do you know how the money was supplied that was paid for the larger body of applicants?—I don't know.

1262. You do not know whether they paid for themselves?—I do not, but having been in the treasurer's office I saw the fees that came in were generally paid by one hand.

1263. Who has usually paid for the one party?—Mr. Atkinson used to pay when he was in office, and now Mr. Hodson pays.

1264. That is the Mr. Hodson who succeeded Mr. Atkinson in office?—The Mr. Hodson who succeeded Mr. Atkinson.

1265. Mr Atkinson is now clerk in the North Dublin Union?—He is clerk in the North Dublin Union.

1266. While you were connected with one of the political parties did you know anything about the voting of the freemen for the city of Dublin?—I was not concerned in any election for the city of Dublin but once.

1267. In what year was that?—In 1859.

1268. Who were the candidates on that occasion?—Mr. Brady was one.

1269. Were the candidates, Mr. Brady and Mr. M'Carthy?—Messrs. Brady and M'Carthy, against Sir Edward Grogan and Mr. Vance.

1270. Who acted in connexion with getting votes and dealing with the freemen in that election?—I was acting that year as sheriff, and I had not so much acquaintance with the election as sheriff as I had previously.

1271. Can you tell us who, as you heard, acted in dealing with the freemen?—Mr. Kernan conducted the election for Mr. Brady and Mr. M'Carthy. Mr. Kernan is now clerk of the peace, and Mr. Gibson acted for the other candidates.

1272. Besides these gentlemen, can you recollect the names of any other persons who took part in the election on either side in reference to the freemen?—I know that Mr. John Martin was very active in assisting Mr. Gibson. Mr. Martin is now dead, and Mr. Fell White.

1273. Mr. Thomas Fell White—was he acting at that time?—I think he was.

1274. Was Mr. Fell White assisting Mr. Gibson?—He was.

1275. Can you tell us of anyone else, either from your knowledge or information?—I am trying to recollect. Mr. David Coffey, who is now taxing-master, was assisting Mr. Kernan.

1276. Can you call to mind any persons acting under these?—I think Mr. MacSheehy acted under Mr. Kernan.

1277. You were Sheriff in 1859, I think you stated?—Yes.

1278. You recollect the last election of 1868—now, did you hear of any persons who were active at the elections in dealing with the freemen—we have got the names of a great many, solicitors and others. Do you remember the names of any other persons?—The firm of Messrs. Molloy and Watson were conducting agents for Mr. Pim. The agent of Sir Arthur Guinness was, as you are aware, Mr. Sutton.

1279. We have got the names of Mr. Sutton and Mr. Julian. Do you recollect hearing of any arrangement being made for dealing with freemen in respect of their votes?—I was not myself aware of any.

1280. But did you hear of any such?——I heard of arrangements being made for payment of freemen.

1281. Whose name did you hear in connexion with the arrangements for payment?—I cannot mention any names in connexion with the freemen; but I heard that there are always arrangements entered into with them.

1282. Arrangements entered into at this election?—At every election.

1283. How far back?—Within any time—eighteen or twenty years back, and I heard that the freemen were always paid.

1284. Did you hear anything of it at the last election?—I did.

1285. Did you hear of it previous to the discussion of the election petition?—I did.

1286. Can you mention the names of any persons you heard speaking of it?—I don't think I could mention the name of any particular person who spoke of it, but it was the general topic of conversation.

1287. At the time of the election?—At the time of the election, before the election, and after the election.

1288. You cannot call to mind the name of any person whom you heard speaking of it?—I cannot now; but it was the talk of every place I went.

1289. Had it always been spoken of?—Not so much as at the last election.

1290. Did you hear of the payments supposed to have been made at 76, Capel-street?—Never, until I read of the proceedings at the election petition.

1291. Did you hear, at the time of the election or afterwards, of any other place in which payments were supposed to have been made?—I never did.

1292. Did you hear the name of any person mentioned as connected with the making of such payment, on either side, during this last election?—I cannot say that I know of any person being named particularly.

1293. What persons were named at all—were any persons whom you can recollect named in connexion with the payment of freemen?—I cannot say; I recollect no name particularly mentioned.

1294. The name of one person has been mentioned—Mr. Henry Foster?—I never heard his name mentioned; I did not know of him. I never even heard his name mentioned, until the last election petition.

1295. Do you know a man called Campbell?—I do well.

1296. Did he usually take an active part in these elections?—As long as I recollect.

1297. In what capacity did he act?—He was employed during the revision as an inspector—that is, as a person who went about seeking for information in connexion with those who wanted to get on the voters' list.

1298. Do you know whether he was employed at each election?—He was always employed.

1299. With what party was he identified?—Always with the Conservatives.

1300. Had he charge of any class of the constituency more than others?—He had.

1301. What class?—The freemen.

1302. Inspector of the freemen—has he filled that office as long as you remember?—Yes; as long I recollect.

1303. How many years?—About between eleven and twelve years now.

1304. Are the freemen, speaking roughly, resident in any particular ward in the city, more than others?—I think not. They are scattered all over the city; and to enable them to get on the parliamentary roll, they must live within a radius of seven miles from this court-house.

1305. But there is no particular part of the city in which they are more collected than others?—Not that I am aware of.

1306. Are there any particular places in the city in which, so far as you have heard, they are in the habit of meeting?—Is it as a body?

1307. As a body or in any considerable numbers?—I never heard of any.

1308. Have they any assembly rooms in which they meet?—I never heard.

1309. I see mentioned in the report of the election petition that some witnesses were asked if they belonged to the Guild of St. Loy—did you ever hear of it?—I did not.

1310. You do not know what that meant?—I don't know.

1311. There is no longer admission into guilds previous to being admitted as freemen?—It is all one now.

1312. But do you know are there any associations or fraternities for election purposes, or any other bodies formed amongst the freemen themselves?—I don't think there is—at least I never heard of any.

1313. Perhaps not guilds or secret bodies; but is there any form of association amongst different classes of freemen?—I don't think there is.

1314. Do I understand you to say, in connexion with the last election of 1868—that before it, and at it, and after it, it was a matter of public rumour and general conversation that the freemen or any number of the freemen were to be paid?—Certainly.

1315. It was always understood to be so to some extent?—It was always understood to be so.

1316. How many of them were considered to be open to that form of persuasion?—A very considerable number.

1317. Altogether they number on the roll about 2,700?—Yes, about that

1318. A great number of them, perhaps the larger number, would appear on the rated occupiers' list, and could vote in that capacity?—Yes, a considerable number. Some of them are amongst the most respectable gentlemen in the city.

1319. There are some advantages connected with being a freeman?—Yes; they are prevented from any disturbance by objections when changing their residence, they remain on the roll undisturbed by any technical forms or objections as long as they live in Dublin.

1320. About how many of the freemen, previous to the reduction of the franchise to £4, would have been entitled to vote as rated occupiers?—About 700. I should think over 2,000 would have been disqualified.

1321. And you think some of the remainder would be exhausted by being made rated occupiers of the £4 class?—Yes; I am speaking generally—without considering.

1322. That is taking the franchise as reduced to £4?—Yes; it would admit a great number of them.

1323. Have you ever heard it said, previously to the time of an election, about how many freemen would require to be paid?—I heard that there were about 700 or 800 of them that would require money.

1324. Mr. TANDY.—That was only a matter of rumour?—Yes.

1325. Mr. LAW.—Was that the general understanding—that that number would require to be paid?—So far as it came to my knowledge.

1326. Could you give us the name of any person who would be likely to afford us information with respect to the accessibility of the freemen to bribes?—I should think that the gentlemen I have mentioned could give you information, and the several agents; but whether these matters were true I cannot say.

1327. There is no further name occurring to you?—I don't recollect.

1328. Mr. MORRIS.—There was some talk, I understood you to say, that at the last election the freemen were more accessible to bribes than at any other time?—Yes.

1329. And it was the general talk that before the reduction of the franchise 700 or 800 of them were so accessible?—Yes.

1330. Since the reduction of the franchise to £4, did you ever hear at any time, any rumour as to how many would be accessible?—I did not. In the year 1868, I mixed very little in the election. I had no vote in the city, as I live outside it, and I only give you what was public rumour—I know nothing more.

1331. A very considerable number of freemen are in poor circumstances?—Yes, a very considerable number. There are some of them on that roll who cannot write their names.

1332. Have you any idea of how many would now be excluded from the franchise—of those who could not qualify as lodgers or occupiers?—I could not tell you now, but very likely I could tell you after some consideration. There would probably be 500 or 600 struck off.

1333. Mr. TANDY.—As I understand, it was merely from general rumour or gossip you acquired any information as to the accessibility of the freemen to bribes?—Nothing more.

1334. You had no information yourself about it?—No; I was never engaged in any election in Dublin except as sheriff.

1335. Have you mentioned all you know of those who were in any way active amongst them that would be likely to give information?—I think Mr. Connell was on the one side in the same way as Mr. Campbell was on the other side.

1336. What is Mr. Connell's name?—Bernard Connell, I think.

1337. I take for granted that amongst lodgers, and

SECOND DAY. November 30. Mr W. J. Henry.

low-rated occupiers, you have persons in humble circumstances?—Yes.

1338. And persons also that cannot write their names?—I should say so; I have no way of judging as to the freemen except by that roll or book before you.

1339. Mr. LAW.—What is the number on the freemen's roll—4,000 and upwards?—That book in your hand is the freemen's roll. Formerly the names were kept on a long strip.

1340. The numbers are not consecutive?—They are consecutive.

1341. But here is 4457 followed by 4453?—That was in 1857, before I was in office; but since then I have them all right and consecutive. I think that refers to these index books.

1342. Mr. TANDY.—Can you form a rough estimate of how many freemen would be admitted in the course of a year?—I have looked through the book since I came into court and have counted up since 1858. In 1858 there were 148 admitted; in 1859, there were 295; in 1860, there were 22; in 1861 there were 520; in 1862, there were 15; in 1863, there were 176; in 1864, there were 147; in 1865 there were 129; in 1866 there were 31; in 1867 there were 45; in 1868 there were 146; and in 1869 there were 35.

1343. Mr. LAW.—Was there anything peculiar about 1861? I see there was a very large number admitted in that year?—I see there were 520 in 1861. I don't know of any peculiarity about that year. Alderman Atkinson was then Lord Mayor.

1344. Mr. TANDY.—In which of these years was the election?—There was an election in 1859.

1345. These people admitted in 1859, would they be entitled to vote in 1859?—No, that election took place in May, and they would not be on the roll at all.

1346. When was the next election?—In 1865. There were 129 admitted that year; but they would not be entitled to vote.

Mr. John Landy.

Mr. *John Landy* sworn and examined.

1347. Mr. LAW.—I believe you are the head of the audit department at the Midland Great Western Railway?—I am.

1348. How long have you been there?—I have been fifteen years in the company's service in the same office, but only at the head of it for part of that time.

1349. How long have you been at the head of it?—About four years.

1350. Did you bring with you your attendance book?—I have the attendance book.

1351. We wish to know who were the clerks in your office in November last—say in the first week of November. First, however, is that the attendance book that you have?—It is an attendance book signed daily by each clerk on coming into the office.

1352. Take the 10th of November—if the office was full that day, and state the full attendance?—Yes, there was full attendance.

1353. How many clerks were there there?—Well, at that time the attendance book was removed to the manager's office, and I see that the manager's clerks' names are signed here in the same place, but if you go a day or two before that I could answer.

1354. Take any day you like then?—Do you wish the names?

1355. Yes, the names?—Mr. Lyons O'Malley.

1356. What day is that?—The 3rd November. I see William A. O'Malley.

1357. Is that the gentleman sometimes called Malley?—Yes.

1358. The son of Mr. James O'Malley, solicitor?—Yes.

1359. I also see John Judkin Butler?—Yes.

1360. Who else were there?—William Potter, Laurence Owens, John Redmond Roach, William Allard, Michael O'Neill, Robert M'Quaid, John J. Finlay, George Hall, and George Byrne. There was another clerk whose name I don't see here. He is Charles O'Malley, a brother of William's.

1361. Did they go by the name of O'Malley or Malley?—They were called Malley, but he signs his name "Charles O'Malley."

1362. I suppose those were the permanent staff about that time?—Yes.

1363. That is twelve clerks and yourself?—Yes, twelve and myself.

1364. I presume they were not all occupying one room?—No. Two rooms. There is a door passing from one room to another.

1365. You occupied one room?—Yes, with some few clerks. All came in by one door, and then we could pass into the next room.

1366. How long had the Messrs. Malley been in the employment of the company?—The elder was some years in the employment of the company, but Charles Malley was not long.

1367. How long?—I don't think he was twelve months.

1368. How many years was William there?—Several years. I cannot exactly say what time.

1369. Now, turn to the attendance book, say for the 17th November. Do you find the attendance of William Lyons Malley on that day?—No, not on that day.

1370. Was he there?—I will read a note I see here, which will perhaps shorten the matter. On the 14th of November there is a note made in my own handwriting—"Mr. Malley left the audit office at 10·20 o'clock without leave, and did not return."

1371. Do you mean that he did not return at all?—He did not return at all. He did not return to the audit office at all, and if he had he would not have been allowed to stay.

1372. When was that entry made?—On the 14th.

1373. Did you make the entry?—Yes. He did not return on that day, nor afterwards, for his signature is not in the book after that date.

1374. Is that his last signature?—Yes.

1375. When did Charles leave?—About three weeks afterwards.

1376. Turn to the 18th November. Do you find Charles's name in the book for that day?—No. Charles was absent that day.

1377. Was he absent on the 17th?—He seems to have been absent, according to this, on the 17th.

1378. Was he absent on the 16th?—No. His signature is here on the 16th.

1379. You say Charles Malley returned at all events, and was in the employment of the company for some fortnight or so after that?—About three weeks.

1380. Then if he was absent on the 18th, was he absent with leave?—No. If he were absent with leave there would be a note to that effect in the book.

1381. Because you said that Lyons Malley having left the office at 10.20 o'clock on the 14th, without leave, would not be received back again?—Not unless the directors allowed him.

1382. Then, when Charles Malley was absent on the 17th and 18th, without leave, what took place to let him come back?—On the 17th and 18th this book was in the manager's office. Formerly it was kept in my office, but there was an order that it should be left in the manager's office, and the clerks signed it there.

1383. When was that order made?—A few days previous to that.

1384. Had the book up to that time been in your office?—It was in my office up to the 6th November.

1385. Did it remain there?—About that time it was taken to the manager's office, and all the clerks in the manager's office, as well as the audit clerks, signed it there.

1386. Has it remained as an attendance book?—No, at present the manager's clerks have got a book of their own, but it has been used for some time as a general book.

1387. Where is it kept?—The attendance book is kept in the manager's office, and all the clerks are obliged to go there and sign their names.

1388. That book was originally your own?—It was.

1389. And transferred on the 5th or 6th?—Yes.

1390. And never came back to you?—No.

1391. When did you get the book transferred to you again to enter the attendances of your clerks?—Our attendance book still remained in the manager's office, but the manager's clerks got a separate book.

1392. In the first instance, that book contained the attendances of all the clerks?—Yes.

1393. But their attendances were afterwards divided into separate books, and kept in the manager's office?—Yes.

1394. On what day did Charles Malley come back; he was not there on the 17th or 18th; when did he come back? Was he there on the 19th?—I have his signature for that day.

1395. Do you recollect the fact of his coming back?—I do recollect the fact.

1396. Had you a conversation with him on his coming back?—I cannot remember; I cannot tell, for it is twelve months ago. I might have asked him the question as to where he was.

1397. What did he tell you?—I think he told me he got leave from the manager.

1398. Did he tell you where he was?—No.

1399. I don't ask you to tell us the very words used, but you must surely recollect the substance of what passed, or the impression made on your mind. Did you not understand where he had been, or what he had been about?—Really I do not. At the time, his brother stated to me that they both intended to get situations in London, in some insurance office, and that they had got permission to qualify themselves for the situations in an insurance office in Sackville-street.

1400. When did he tell you that?—Previous to Charles Malley going away, or previous to Lyons Malley going. That was on the 14th.

1401. Charles came back on the 19th?—Yes.

1402. Had you not some conversation with him on the 19th? Did you ask where his brother was?—I suppose I did. I think he told me he was qualifying himself for a situation in London in an insurance office.

1403. In Mr. Manly's in Sackville-street?—I don't know.

1404. Do you believe that Charles Malley was qualifying himself in that office?—I suppose he was, but he did not say.

1405. Why do you suppose it?—Because our chairman was chairman of that company and there might be a connexion between them.

1406. Tell us as far as you can recollect what conversation passed between Charles and you on the day he came back?—I have no recollection whatever. I cannot call it to memory.

1407. I don't ask you to tell me the words?—He might have said that he was with his brother in the insurance office. I cannot recollect what took place.

1408. Do you recollect that he told you he was employed at the election?—Certainly not. He did not.

1409. Did he say he had been at the election?—No, decidedly not.

1410. Did he tell you that?—He did not tell me that. It was understood that no one in the company's service would be allowed to go out to work at the election.

1411. You mean for pay?—Yes.

1412. I suppose permission was given to vote to any persons who had votes?—Yes, permission was given to any who had votes to record their votes; but no one was to go out for pay.

1413. People were not allowed to go out to work for pay?—Not to work at the election. It was understood that Lyons Malley had said he intended to work at the election.

1414. To whom did he say that?—To some of the clerks in the office.

1415. And it was repeated to you?—Yes, repeated to me by some of the clerks.

1416. Which of them?—I think it was Byrne.

1417. He told you that Lyons had said he was going to work at the election?—Yes.

1418. Did you ask Charles whether he was employed on those two particular days, the 17th and 18th, in getting instructions in Mr. Manly's insurance office?—I think I did, or at least I think I would have asked had he been working at the election.

1419. Were you surprised to find that Charles was the first day absent?—I dare say I was surprised.

1420. Were you more surprised when you found him absent on the following day also?—Of course I must have been surprised when I found him absent.

1421. Now, when he returned upon the 19th, did you call on him to make any explanation for being absent two days without leave?—Of course I did, and reported him.

1422. Did you make a written report?—No. I did it verbally.

1423. And what explanation did Charles Malley give you of his own conduct?—That is precisely the thing I cannot call to mind. This much I know, that he did not say he had been working at election business.

1424. Did he tell you he had been qualifying himself in an insurance office to go to London?—I think that was what he told me.

1425. Was that the impression left on your mind? Did you believe it?—I don't think I did believe it. I did not believe it.

1426. Whatever passed between you, what did you think had been the occupation of Charles Malley on those two days?—I cannot say what I believed.

1427. What did you believe?—I believed that he had been idling about, or something of that sort.

1428. Is that a true representation of your state of mind?—I could not call to mind now what impression he made on me at the time.

1429. What opinion did you form after calling for an explanation from him?—I cannot call to mind what opinion I formed at the time.

1430. What do you think now he had been about?—I suppose he had been at electioneering business.

1431. Did you suppose that at the time?—I think I did.

1432. Could you not have told us that at once. After you had called for an explanation, and he told you he had been at an insurance office, you did not believe him?—I did not.

1433. And you believed then, as you do now, that he had been at electioneering?—I think that was my impression at the time.

1434. Who was your manager at the time?—Mr. Skipworth.

1435. Where is he?—He is connected with the London and North Western Railway. Mr. Ward has replaced him.

1436. Is Mr. Skipworth in London?—No, his office is at the North-wall. He is the manager for the London and North Western Company for Ireland.

1437. Well, Charles Malley remained with you on the 19th. You said you made no written report to Mr. Skipworth, but reported verbally?—Precisely.

1438. Did Mr. Skipworth make any investigation?—No, because he was aware that the Malleys were going away, or going to leave us.

1439. What did Mr. Skipworth tell you to do. Did he say, "Let it pass over. They are going away"?—Yes, that he was not going to take any steps against them, as they were going away.

1440. Can you tell from your book how long Charles remained with you. What is the date of the last entry in the book?—I find his name on the 9th and 10th of December.

1441. Was he in constant attendance in his office up

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to that time, and can you say if he remained longer than that?—The last signature I have from Charles Malley was on the 10th.

1442. Did your Chairman tell you why we wanted this book?—He told me this book would be required.

1443. Did he tell you what we wanted to see about?—Yes, that it was about the Malleys.

1444. You would have saved a deal of time if you had looked over it. You say Charles remained till the 10th of December?—Yes.

1445. And Lyons never came back after the 14th November?—No.

1446. Did you ever speak to Charles Malley when he came back about the disappearance of the railway tickets?—I have no recollection of speaking to him about the disappearance of the railway tickets.

1447. Do you recollect the fact that railway tickets did disappear?—I heard of them and that they were used at the election.

1448. Did you form any opinion as to who took them?—Well, I did. I formed an opinion.

1449. Who was it?—I suspected a party for taking them.

1450. Who was the party?—Lyons Malley. But I have no ground for saying that he took them. I suspected him.

1451. When did you form that opinion?—Immediately that I heard that the tickets were issued for that purpose.

1452. When did you hear that first?—I think it was in the public prints I read it first. It was some time after the election.

1453. The election was in November. Did you hear it before Christmas?—I think so.

1454. Whom did you hear it from?—Well, I could not tell. It was the general rumour.

1455. Did you hear it before the 10th of December, before Charles Malley left you?—I cannot say.

1456. Can you say you did not?—I really cannot say. It was in the public prints I think I read it.

1457. Had you any conversation with Charles Malley as to the suspicion that attached to his brother Lyons?—Not a word.

1458. Did you ever speak to Charles at all as to Lyons' disappearing?—No, I did not.

1459. Did Lyons Malley receive payment for the last week he was in the employment of the company?—I cannot tell that. I believe his mother applied for his pay.

1460. Did you hear that his mother applied?—I heard she did, to the manager, Mr. Skipworth.

1461. Was the money paid him by the week?—No, by the fortnight.

1462. On what days?—Every alternate Friday.

1463. I suppose the attendance-book shows what day of the week was the 14th of November?—Saturday.

1464. Now, could you tell us was the day before one of the days of payment, or was there a broken week?—I have no record here.

1465. When you speak of alternate Fridays from what day do you count?—The salaries have been paid every alternate Friday, or every fortnight, so long as I have been in the company's service.

1466. How are are you paid yourself?—Half-quarterly.

1467. Are all the clerks in the office paid on the same Friday?—Yes, on the same day. They are paid on Wednesday up to the following Friday.

1468. When did you hear that Mrs. Malley had applied for payment from Mr. Skipworth?—After Mr. Malley went to England.

1469. That was before Mrs. Malley left?—Yes.

1470. And before Charles left you?—Yes, it must have been before he left the company's service.

1471. I suppose Charles and his mother left together?—Yes.

1472. Did Lyons leave before Charles, as you heard?—He did.

1473. How long before Charles?—I think Lyons left immediately after the election.

1474. Within a week after?—Within a week, I think; or at least some days after.

1475. Was there, so far as you have heard or believe, any resignation sent in by Lyons or Charles?—Yes, Charles sent in a resignation.

1476. After the 10th December?—Yes.

1477. Was it intimated to him that he had better do that?—It was from London, I think, he sent his resignation. Our manager has the note of his resignation.

1478. Your present manager?—Yes.

1479. Did Lyons send in any resignation?—No, at least no trace of his resignation can be found.

1480. Did you hear that he had?—No; there is not any, I think, to the knowledge of any person.

1481. Did you hear it was intimated to him that it would be better for him to send in his resignation?—No, I did not. I never heard of any intimation.

1482. Did you know James Malley his father?—I did not know him. I saw him once. He was not the Company's solicitor since I joined the service.

1483. Did you know that Mrs. Malley had applied to the Company for payment, and did you know that James Malley was in Dublin then?—My impression was that he was not.

1484. You did not hear of his being here last year?—No; I knew little about James Malley, solicitor. I did not know him; I saw him once or twice.

1485. Were there any of the clerks in the office with whom Lyons Malley was intimate?—He was intimate with a good many of the clerks in the office.

1486. Who was he most intimate with?—Well, he was intimate with Mr. Byrne.

1487. Was he more intimate with Mr. Byrne than with the others?—I don't say that. He was intimate with Mr. Hall, and several other clerks in the office.

1488. Did you ever hear in your office, or elsewhere, of any communications being received from Lyons Malley since he left you?—I did.

1489. Who told you?—I cannot remember who told me.

1490. Where was it you heard it?—In the office.

1491. What was it you heard?—I heard he had written to the person in charge of the parcels' office.

1492. Who is he?—The person in charge at that time was one Kennedy.

1493. You heard he wrote to Kennedy?—Yes.

1494. About what time was that?—I should say it was about a month after he left.

1495. What was the Christian name of Kennedy?—Matthew.

1496. Was Matthew Kennedy at the head of the parcel office department?—He was the chief clerk in the parcel office.

1497. In what department is he now?—He is not in the Company's service now.

1498. Where is he now?—In Dublin. He lives in Camden-street.

1499. What is the number?—Our manager can tell his address,

1500. When did he leave the company's service?—He is to be tried here for some attempted fraud upon the company, so that he is in Dublin. He is out on bail.

1501. Charged by the company?—Yes.

1502. How long has he been under that charge?—About a fortnight or three weeks.

1503. You say you heard he got a communication about a month after Lyons left? Was that before his brother left?—Yes, before his brother left.

1504. Did Kennedy show the letter?—No. I did not speak to Kennedy about it.

1505. Did you hear what he wrote about?—It was to borrow money.

1506. Is that all?—That is all.

1507. Did you hear about his writing any other letter to any person connected with the company?—No.

1508. At any time?—Not at any time.

1509. Did you hear of his writing to his brother before his brother left?—I did not hear that.

1510. Did you hear of anyone else in the office having communication with or from Lyons Malley?

—No. I heard of no communications but the one letter he wrote.

1511. Did he write to any of the persons in the office so far as you know to explain why he left?—No, not to my knowledge.

1512. Did he address a letter himself so far as you have heard to the manager or anyone else since the 14th November?—No, not Lyons Malley.

1513. Did anybody on his behalf?—Not that I know of. I heard of no communications.

1514. Or his father for him?—The only other one I heard of coming from the Malleys was from his brother Charles.

1515. When was that letter?—It was the letter of resignation.

1516. How long was that after the 10th of December?—We have the letter itself here. [*Letter produced.*]

1517. This is a letter of the 11th of January, 1869. Is that the last communication you have heard of from any of the Malleys—father, mother, or sons?—That is the last communication to anybody that I heard of.

1518. Did the Directors make any investigation about the tickets?—When the railway tickets were spoken of, Mr. Cusack came to the office and made an investigation. He asked me to show him where the tickets were kept, how they were kept, and so on.

1519. Did you tell him whom you suspected of taking them?—No, I don't think I did.

1520. Was not the Chairman annoyed about them?—He was very much annoyed.

1521. Did you not think it worth while to make inquiry as to who was the guilty person?—Mr. Cusack made the investigation.

1522. Did he ask you who you thought could have taken them?—Well, I suppose he did ask the question.

1523. Do not you know he did?—But sure every clerk in the office could have taken them.

1524. But you retained the clerks in the office still?—Yes.

1525. Have you dismissed any of the clerks? Did you suspect any of the clerks who remained in your employment?—No; Lyons Malley was the clerk I suspected.

1526. Did you tell the Chairman that?—I suppose I did, but I have no recollection.

1527. Have you any doubt you did? (No answer.)

1528. Where were the tickets kept at this time?—In the audit office. They are checked there when they come in from the stations.

1529. From what place were they taken whoever took them?—They were taken out of the office.

1530. From what place? Were they in presses?—They were in sacks.

1531. How many were taken away?—I could not tell.

1532. Were there 1,000?—You might take 5,000 and they would not be missed. If they were taken at all it was after they were checked, and thrown into the sacks to be destroyed.

1533. How many sacks were there?—About four bags.

1534. Was there more than one there then?—Sometimes we have six or eight of them there.

1535. I suppose you investigated this? Did you ascertain whether there was more than one?—I dare say there were four or five sacks at the time.

1536. Not at the time that this occurred, but when the Chairman was annoyed, did you not make inquiry at that moment to find out all that could be discovered about it?—The only inquiry was Mr. Cusack coming to ask about it. As to investigating about the number taken, we did not do it, for it would be impossible to tell.

1537. When did Mr. Cusack come to make the investigation?—It was a very short time after the election, I think, perhaps a month or so. I could not say the time.

1538. Was it before Charles Malley left you that the investigation was made?—I could not say. I think it was about a month after the election that Mr. Cusack came to inquire; but I could not say whether Charles Malley was there then or not. He went away about that time.

1539. Was it before Christmas, at all events?—I think so.

1540. You say it was a short time after the election?—Yes; there was a rumour then through the city about the railway tickets being used.

1541. Wasn't that within the three or four weeks that Charles Malley remained in the service?—I could not say.

1542. Did you make any inquiry as soon as you heard the rumour?—I did not make any inquiry.

1543. Did you speak to the clerks as soon as you heard the rumour?—Yes.

1544. To which of them did you speak?—I spoke to George Byrne about them.

1545. The moment you heard of it?—Yes; every one heard of it. I asked who could have taken them, and the suspicion was that the elder Malley had taken them.

1546. Because he had disappeared?—Yes.

1547. Did you go into the office then and there, and speak of it to the clerks?—I did.

1548. Was Charles Malley there at the time?—My impression is that he was there.

1549. Was the fact of the suspicion having attached to his brother mentioned?—I could not say whether it was mentioned to him or not.

1550. Was Lyons Malley's name mentioned?—I could not say whether the name was mentioned or not.

1551. Did you ask any of the other clerks, did they take them?—No, I don't think I did. My impression was that they were taken by the elder Malley.

1552. And you did not think it worth while to ask anybody else?—I knew the other clerks were not out at the time of the election.

1553. Whatever the grounds were for your conclusion, you were so satisfied that you did not ask any person else?—Yes; something of that sort.

1554. Did you ask Charles about them?—So far as the railway tickets were concerned, it was of no consequence to the company about them.

1555. Not pecuniarily. But the directors were annoyed?—Yes; Mr. Cusack was annoyed at the tickets being taken, but I pointed out that they could have been taken by anybody in the office. The porter who cleans the office could have taken them.

1556. Did you ask the porter about them?—I did not.

1557. Did you ask anyone?—Certainly not. I did not ask, for my impression was that it was Lyons Malley who had taken them.

1558. Was it commonly spoken of in the office, that the tickets had been taken by Lyons Malley?—It was spoken of that he had been suspected of taking them.

1559. Well, you can put it that way, if you like?—Nobody said positively that he had taken them.

1560. Was there any doubt about it?—I should think not.

1561. Mr. TANDY.—Had you any ground for the suspicion, except his disappearance?—No.

1562. Had you any ground whatever?—No; except his going away, and saying he was going to work at the election, and from the tickets being used at the election.

1563. Had you any other ground for suspecting him?—No, I never had; those were the grounds of my suspicion.

1564. Mr. LAW.—Did the clerks say anything about his taking them?—No; they spoke of suspecting Malley.

1565. Did they say they had spoken to his brother about the matter?—No.

1566. Mr. TANDY.—Was there any person outside the office whom you knew to be the companion or intimate friend of Malley?—No.

1567. Before he left the office, and while in your employment, did you know of any person being an in-

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timate friend of his socially?—No; after he left the office at five o'clock in the evening, I knew nothing of him.

1568. You never heard?—No; I never inquired.

1569. Where did he live?—I don't know.

1570. Did you ever hear?—Well, I suppose, he lived with his mother.

1571. Where was his residence?—It is recorded in the manager's office; there is a list there of the clerks and their residences.

1572. Is there any book that would show whether Kennedy was absent on the 18th November?—That was the day of the election, and he could not be absent. It could be shown if he was absent.

1573. Do you know was he absent?—I don't know, but I believe he was not absent.

1574. Mr. Law.—Is there any other record of the Company, in which the names of all the clerks and others are entered, besides the attendance book?—Yes.

1575. What was Charles's other name besides Charles Malley?—I don't know. There is a staff register that will show.

1576. He signs his name, "C. E. Malley"?—That is only a peculiar "C."

1577. Mr. Morris.—If the Company dismiss or accept the resignation of a clerk is there any entry or minute made of that?—Not to my knowledge, but I suppose there is. The manager could produce that if there is an entry made of the resignation of a clerk in the department.

1578. To the best of your belief, is there any entry of the resignation or dismissal of Lyons Malley?—I think not. I heard the question asked at the Broadstone, and I heard that there was no entry of his resignation or dismissal.

1579. Who did you hear that from?—I heard it in the manager's office. The manager asked one of the clerks this morning, and I think Mr. Ward will be able to answer you.

1580. In the ordinary course would there not be some entry?—Well, I think so; I don't know; I don't keep the registry.

1581. Are you perfectly convinced that there would be an entry, according to the ordinary rule?—Yes.

1582. But there is none in this case?—There is none in this case.

1583. When did you make that entry, under date of the 14th November, about the absence of W. Lyons Malley?—On the 14th.

1584. Mr. Tandy.—Did you ever see Lyons Malley from the time he left on the 14th?—Yes, I saw him a few evenings after.

1585. About how soon after was that?—I think about two or three days.

1586. Where did you see him?—In the audit office, after hours. I went into the office upon some business of my own, and I saw him there. I asked what he was doing, and he said he was pulling up some arrears of work, and he wished to finish it.

1587. Who was with him?—No one; he was by himself. I was astonished to see him.

1588. Had you any other conversation with him?—No; he said he came to finish some checking that he had left undone.

1589. Did you ask him why he went away?—No. I knew he was going, and I was glad to get rid of him.

1590. Had you no conversation with him about going away?—Not that night. I saw him at the desk and I asked what he was doing. He said he was working off some arrears of work. He told me he had got leave to go and work in an insurance office during the day for a month.

1591. Did he tell who had given that leave?—The Chairman.

1592. Did you ever mention that matter to Mr. Cusack, or did you ever ask Mr. Cusack about it?—No, but I did to our manager, Mr. Skipworth. I considered it my duty to go to Mr. Skipworth.

1593. When did you mention to Mr. Skipworth about Malley telling you he had leave to go to the insurance office for a month?—About the 14th, when he began to absent himself—or perhaps two or three days before the election.

1594. When the clerks want leave is it usual to go themselves to the Chairman, and ask permission, without consulting the manager or you?—No, it is not usual. Any clerk in the audit office who wanted leave would come to me.

1595. Did Malley?—No, he did not.

1596. Mr. Law.—Did he go to the Chairman?—I don't know. Mr. Skipworth said to me, "Never mind him, you will get rid of him in a few days altogether."

1597. Did you tell anyone that he had stated to you that Mr. Cusack gave him the permission?—I don't think I did. If I said anything at all about Malley it was at that time to Mr. Skipworth. I have no recollection of saying anything to Mr. Cusack when he asked about the tickets.

1598. When did you state you found the young man writing in the office?—It was after office hours, a few days after the 14th.

1599. That would bring it to about the 17th?—Yes, it might be two or three days after the 14th.

1600. Did you leave him behind you in the office?—I did.

1601. And you left no person in the place with him?—There was no person there at the time.

1602. And this was after he had been absent for two entire days without leave?—Yes, without leave.

1603. I think I understood you to say that according to the rules of the office when a clerk goes away without leave, you would not let him get back again at all unless he had special permission from the directors?—Well, it is the fact, but when I call it to mind now I don't know whether it was after the 14th or before it I saw Malley there. He must have been absent, and that was the first time I saw him after he had been away.

1604. Having regard to this rule can you give an explanation why you allowed him to be at work there in the absence of the other clerks?—He told me he had leave to go and qualify himself in an insurance office, and he told me he came there that evening to write up the arrears of his work.

1605. Did you ever see him on any other evening?—I did not.

1606. Did you believe him when he told you he had leave from Mr. Cusack for a month?—I did believe him, and I told our manager what he had stated, and the manager did not contradict it.

1607. Mr. Law.—You wrote this upon the 14th—"Mr. Malley left the Audit Office at 10.20 o'clock without leave"?—Yes.

1608. Did you think he had leave when you wrote that?—What I meant was, he left without my leave.

1609. Well, when you had so recorded what you believed, you would not let him back again?—Of course I would report it to the manager.

1610. Did you say you did not believe him when he said he was engaged in qualifying himself?—No.

1611. Mr. Tandy.—Now, when the inquiry took place, did you tell the Chairman of the occasion that you had found Malley in the office after hours, after he had left without leave?—The investigation was a very superficial one.

1612. Did you tell that fact?—I do not believe I did.

1613. Are you quite certain you did not?—Well, I think not. My impression is I did not. I heard it remarked that Malley had gone away.

1614. From whom did you hear that?—The clerks in the office were speaking of it.

1615. Which of them?—A clerk called Byrne.

1616. He told you Malley had gone to England. Can you name any other person except Byrne?—I don't believe that any other did.

1617. At what hour did you find Malley working in the office after the regular hours?—Between five and six o'clock.

1618. What are the regular hours?—From ten to five.

1619. Was it before or after six?—Before six, for I had just gone out, when I had to return.

1620. Is it usual for the clerks to come and work after hours?—No; it is not.

1621. Did you ever know of it being done?—Yes.

1622. Did you ever know Lyons Malley to do it before on any other occasion?—No.

1623. Did you take any steps to ascertain what he was working at?—He had the usual papers before him that he used to work at. He used to check the parcel accounts.

1624. Who keeps the key of that office?—It is not locked. There is a door on the platform that closes up all the offices.

1625. Who keeps the key?—The porter.

1626. What is his name?—John Tighe.

1627. About what hour is the door generally locked?—I don't know. It is not locked when I go away at five.

1628. Is the room in which the clerks are generally employed, left without a lock?—There is a lock in the door, but it is not locked.

1629. Mr. MORRIS.—Did you ever know an instance of a clerk having been absent for two or three days, coming back, and no question asked, for it comes to that?—No; I did not.

1630. And you never knew an instance of a clerk being dismissed, or whose resignation was accepted, without some minute being on the books?—As to the minutes on the book I cannot speak, for I never see them. I don't know of it.

1631. Mr. TANDY.—When did you see the elder Malley; you say you saw him once or twice since? When was that?—I cannot think now. It is a long time ago.

1632. When?—It is years ago.

1633. Did you ever hear of the tickets being used in any other place, except 76, Capel-street?—I did not. I heard of them being given at the election in Green-street, when the people were coming out from polling. That was a common rumour.

1634. What salary was paid to Lyons O'Malley?—I think it was £1 a week. That is the registered salary.

1635. What salary was paid to Charles?—I think 15*s.* a week; I only speak from memory. I have not the record.

1636. Was that the general salary for a clerk?—The salaries vary; some have only 10*s.* There are different grades, and they are paid according to the position they hold, and the work they have to do.

1637. Mr. LAW.—Had Lyons Malley before he went, spoken to you of leaving. Had he given you notice before this?—Yes; he spoke before the election. I should say about a month before.

1638. Had he given any formal notice to leave you on a certain day?—No; If he sent in any resignation to leave the Company's service, it would have been to the Manager.

1639. Did you hear of it?—I never heard, and I believe nothing of the sort was sent.

1640. He merely spoke generally of the desire to better himself, and go away?—Yes.

1641. Had Charles spoken of going away?—No; before the election he did; he intended to go to London also.

1642. How long before the election?—Two or three weeks. Charles was but a short time in the Company's service altogether.

1643. Did you say that Lyons Malley told you he was getting instructions?—Yes.

1644. Was that before the election?—It was, decidedly.

1645. Did he tell you he was getting instructions in the evenings after quitting your work?—Yes, in the evenings, and that he got leave from the chairman to attend the office in Sackville-street to get instructions to qualify himself for a situation in London, but he himself had not gone there in the daytime up to the time of the election.

1646. Did he tell you this?—No. I am saying that he had not gone there up to this time. It was on the excuse to qualify himself for the situation that he went.

1647. Was Lyons Malley a favourite clerk?—No.

1648. Who got him into that office to receive instructions?—The chairman.

1649. Did he represent himself as having received kindness from the chairman in any way?—Not particularly.

1650. Were you surprised when you found him in the office that night, three days after he disappeared?—I was very much surprised. He told me he wanted to leave his work all square.

1651. I presume you reported him to the manager on the 14th or the 15th?—Yes.

1652. And the manager said, "Never mind, you will get rid of him soon"?—Yes.

1653. He was a person you did not wish to keep in the service?—No way anxious to keep him.

1654. Perhaps he had not been a satisfactory clerk?—He had not.

1655. In what way?—He did not do his business satisfactorily to me. He was careless.

1656. Was he irregular in attendance?—He was pretty regular.

1657. When you felt it would be well to get rid of him, and when you were surprised to find him in the office after hours, how long did you remain there?—I merely asked him what brought him back. I had come back for something I had forgotten.

1658. Did you think it prudent to leave him there?—I didn't think he could have done any harm.

1659. When you heard about the tickets afterwards, did it occur to you that he had done any harm there?—It did not occur to me that he had taken them that night, for he could have taken them any other night.

1660. When you left him there alone, did it not occur to you that that was a good opportunity for him to take the tickets?—It might have occurred to me, but I don't think he would come of necessity to take the tickets then, for he had many opportunities besides that.

1661. How many clerks were in the room where the tickets were?—Seven, I think.

1662. Could persons not take them more conveniently when there were no others present?—A person might be going out of the office and could easily take them.

1663. Did the fact of his being there after hours not operate on your mind, and confirm the impression that he took the tickets?—I suppose it did.

1664. Mr. TANDY.—Having considered him always an unsatisfactory clerk, and idle, did it not occur to you as an extraordinary thing to find him there working after hours?—It did.

1665. From his character, did you think that he would come to work after hours?—Well, I did, for he was going away, and he was working up some arrears.

1666. Did you ever see Charles Malley after leaving the office?—No. If he had any wish to take the tickets, he had plenty of opportunities.

1667. You never told the Chairman about finding Malley there after hours?—I don't believe I did.

1668. Will you venture to swear you did not?—My impression is I did not.

1669. Mr. LAW.—Did you tell the manager?—I really don't know. I suppose I did. It is possible I did.

1670. Mr. TANDY.—Could you tell, from the appearance of the sacks, and your general knowledge, whether tickets had been abstracted?—No.

1671. Did you ever hear how many were taken?—It would be impossible to tell how many were taken, except that a whole sack might be taken, and the sack would be missed.

1672. Did you ever hear?—No.

1673. Nor anything at all connected with it?—Not as to the quantity taken.

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November 30.

Mr. John Landy.

1674. Mr. MORRIS.—But some were taken?—Yes, for they were used at the election.

1675. Mr. TANDY.—Where were they kept?—They were thrown loosely into the sacks, after being checked by the returns.

1676. Was there any mark put upon them?—No. The sacks were brought to another room, and destroyed by a machine for cutting them up. Sometimes, when there would be three or four sacks full, a porter would cut them up by a machine.

1677. Did you know Mr. Henry Foster?—No.

1678. Mr. LAW.—As a matter of fact, was there any inquiry made by the authorities of the railway to ascertain how many tickets were taken?—No.

1679. Have you no means of ascertaining how many were put into the bags?—No.

1680. Could you find out by taking up the returns from the stations?—Some would put in on one day, and some on others.

1681. Could you tell on what days?—It is possible we could, but it would be an immense labour.

1682. Was it done?—No.

1683. Was it thought of?—No.

1684. Was the number taken ever spoken of?—No, I never heard of it.

1685. Was it discussed how many were likely to have been taken?—No.

1686. They seem to have been taken out very easily?—It could not be told, for they are thrown loosely into the sacks, and large quantities could be taken without being missed.

1687. They were not tied up toegther, as when they came up?—No. They were thrown in as they were checked, and then destroyed by the cutting machine.

Mr. John Echlin Ward.

Mr. *John Echlin Ward* sworn and examined.

1688. Mr. LAW.—You are the manager of the Midland Railway?—Yes.

1689. Only for a few months, I believe?—Since August of the present year.

1690. Your predecessor was Mr. Skipworth?—Yes.

1691. I suppose you have got what is called the "staff book?"—I have it here.

1692. Could you give us the names of the two Malley's which appear there?—I see that one is Wm. A. Malley. I think it is a mistake for W. L. This book [*produced*] is copied from another book which I have not here.

1693. Does it correspond with the other book?—I cannot say, for I have not seen it.

1694. How is the other called?—The other is Charles Malley.

1695. Is that the way they appear in your book?—Yes.

1696. Have you a book showing the minutes of dismissals or resignations?—It is in this book.

1697. Let us see the minute of the resignation of Charles Malley?—There is a mark opposite his name, "resigned." That is entered by a clerk named Turner.

1698. Well, according to this book the "date of appointment is June 1866, Audit Office; W. A. Malley," and "November 1868, resigned," is the entry?—Yes.

1699. The date of the resignation is not entered?—No, we don't enter that.

1700. This book appears to be written all at the same time?—It is a new book.

1701. A copy of the old one?—Yes.

1702. Well, by this book it appears that William Malley resigned in November, 1868?—Yes.

1703. Is the resignation of Charles in that?—Yes, it is in the next page about half way down. It is "November '68—Broadstone—resigned." I will send for the old book.

1704. Both the Malleys resigned in November, 1868. Have you got any letter of resignation from Charles?—Yes.

1705. It is dated 11th January, 1869?—Yes, but he left before that, some time.

1706. He must have resigned in November, 1868, or the entry would not have been put in the book?—This entry must have been made after the resignation was received.

1707. Is the book not written up to the time?—No, it was not written till we got the resignation.

1708. Who made out the other book?—I don't know, this is the book we look to now.

1709. Does this whole entry appear in the older book?—No. The word "resigned" will not appear in the older one. We don't refer to it now. This book was made in the office.

1710. It was made while the Messrs. Malley were there?—Yes, it must have been made.

1711. Mr. MORRIS.—Who entered the word resigned?—James Turner.

1712. In the ordinary course of business what authority would Turner have for writing that?—Only by seeing that the resignation was accepted by the manager—that the former manager accepted it.

1713. In November, 1868?—That was the time he left.

1714. Mr. TANDY.—When was that word "resigned" entered?—After the letter was received. He was not dismissed or paid off.

1715. Mr. LAW.—As to Wm. Malley when was that word written about him?—I cannot tell, because I never saw his resignation.

1716. I suppose that was written by Turner also?—The word "resigned" is.

1717. Is there record in the office of any letter from either of the young men but this?—No.

1718. Did you search?—No, but I had a search made.

1719. Who has charge of such documents?—Mr. Turner had, and has still.

1720. Mr. TANDY.—Did you know any of the Malleys?—I knew them as officials of the railway, but not much about them.

1721. Did you ever see Lyons Malley since he left?—No.

1722. Did you ever see Charles?—I don't think I would know the appearance of Charles.

1723. You have not heard of any other communications?—None whatever.

1724. Mr. LAW.—I believe you were not in charge in Dublin at that time?—No; I was in the manager's office in Dublin at that time.

1725. Do you remember the noise about the disappearance of Malley?—I heard the rumour.

1726. About what time?—I could not go to the exact date.

1727. But you remember the fact of the election? It was some time close to the election.

1728. Immediately after?—Immediately after, I should say.

1729. Within a week?—I could not be positive.

1730. At all events soon after?—Very soon after.

1731. Was it immediately after hearing of it that the matter was inquired into?—I don't know about the inquiry.

1732. Were you in the office when the report was made by Landy?—No; I don't remember him making it to me. He might have spoken to me. Mr. Skipworth was the manager then.

1733. Did the manager keep a book in which he entered verbal reports for the purpose of being laid before the directors?—No.

1734. He kept no book?—He might make an entry of it on a memorandum.

1735. Would that be an office book?—No, a private book of his own.

1736. I suppose if there was a formal written report it would be sent to the Board?—Not in every case. If it was sufficiently important it would.

1737. Are these reports retained after being acted upon?—Yes.

1738. In the office, did you find any report in connexion with the matter?—Not at the board.

1739. Was there a report made to Mr. Skipworth?—I have seen no reference to it in the office.

1740. Do you remember hearing of the use made of the tickets?—I heard the rumour.

1741. Did you hear of any investigation or inquiry going on?—I did not.

1742. You did not hear of Mr. Cusack making any order?—None.

1743. I believe the tickets are not now kept the same way as before?—No; they are locked up now.

1744. When was the change made—was it after the inquiry was made?—I never heard of the inquiry; it was only a rumour I heard.

1745. Was nothing done when the rumour was heard?—Mr. Cusack had made an inquiry in the audit office, but I don't think he took much notice of it. We did not think it worth while investigating, for we had no facts to investigate.

1746. Mr. LAW.—Did you make any inquiry as to the disappearance of Lyons Malley?—No; I understood he was on leave to attend some insurance office.

1747. Who did you hear that from?—Mr. Landy.

1748. Did you hear it at that time?—No; he was not in my department.

1749. At the time Mr. Cusack made the order as to locking up the tickets, were there any written directions about it?—We could find out by the time the large chest was made to lock them up.

1750. Was that in pursuance of any written order of the board?—No; I am sure.

1751. Would that come through the manager's department?—He would see the board minute.

1752. I suppose there was only a verbal order to the manager?—No; he would give the order.

1753. Would there be a written order?—No; unless the order for the making of the box.

1754. Was there a chest got for the purpose?—I think so.

1755. You could ascertain that, I suppose?—That would be made in the engineering department or at the works.

[Mr. Landy stated that the place for depositing the tickets was boxed in under the desk. He also produced specimens of the railway tickets as they came into the audit office, and "destroyed tickets" that had passed through the cutting machine.]

John Judkin Butler, jun., sworn and examined.

John Judkin Butler, jun.

1756. Mr. LAW.—How long have you been in the audit office of the Midland Railway Company; you have been, I believe, upwards of a year?—About that time.

1757. You were there at all events in November, 1868?—Yes.

1758. Had you been some time in the office before that?—Yes; I was removed out of it, I was sent to the cashier.

1759. You were at all events in the audit office with Lyons and Charles Malley for some time I suppose?—I was.

1760. How long after the Dublin election did Charles Malley remain in the office?—I have no idea.

1761. Do you remember he was in the office for some time after his brother?—He was.

1762. Had Lyons Malley gone away at any time before the election day?—He was away from the office for a few days before.

1763. Had he said anything to any of the clerks about going away?—Not that I am aware of.

1764. Did any of you know he was going?—No; I answer for myself.

1765. Did you hear before he did go that he was likely to go?—No.

1766. Did you hear he was going to London?—I heard after he had gone.

1767. Before he disappeared on the 14th, three days before the election, had you heard that he was going to London?—No.

1768. Did you ever hear him speak about getting instruction in an insurance office and about going to London?—No; I knew after he had gone; I heard it.

1769. It was not matter of conversation in the office that he was qualifying himself to go away to a situation?—It might have been, but never as far as I know.

1770. Have you ever gone to work in the office after hours?—No.

1771. Did you ever know Lyons Malley to work there after hours?—No.

1772. You have heard what Mr. Landy has stated about finding him in the office after hours about three days after the 14th, the day he left without leave?—I have.

1773. Did you ever see that red ink entry in that attendance-book before?—I saw it the very day it was made.

1774. Was it made on the 14th?—It was. (*Entry read.*)

1775. How long did Mr. Landy give him to return before he made that entry?—I think it was about the afternoon Mr. Landy entered that.

1776. I suppose it was about four or five o'clock, finding he did not return, that Mr. Landy made the entry?—It was before five o'clock.

1777. Does that entry amount to dismissal?—It was to show the manager, I presume, that Mr. Malley disregarded his authority, and to show the manager he executed his duty in watching the clerks.

1778. Has Mr. Landy the power of dismissing clerks in the audit office, or is that power reserved to the manager?—I presume Mr. Landy has not the power.

1779. Mr. Landy tells us that on the 17th he found Lyons Malley in the office after hours, between five and six o'clock, at work. Did you ever know Lyons Malley to do that before?—No, I never heard of it.

1780. Is it usual for the clerks to work in the audit office after hours?—I cannot say.

1781. You never did it?—No.

1782. Do you know any of the others to have done it?—Well, I do.

1783. Who have been in the habit of doing that?—Mr. Byrne; he has remained after hours.

1784. Any other?—No. He is the only one I knew of.

1785. Is he the senior clerk?—He is not. I am not thoroughly acquainted with the manner in which the clerks are arranged. Mr. Landy has just stated he (Mr. Byrne) is the senior clerk. He never remained except on Wednesday. He has on Tuesday to provide for the payments on Wednesday. That is Mr. Byrne's special duty. He cannot leave the office till he has done it.

1786. Except on that special duty is Mr. Byrne ever employed in the office after hours?—No.

1787. Has any other clerk special duty requiring him to remain after hours?—I believe at the close of the half year when the work is a little in arrear they remain after time.

1788. With that exception occurring half-yearly, the usual course is to leave at five o'clock?—Yes.

1789. You know Mr. Lyons Malley?—I knew him as a brother clerk.

1790. Did you know him in private?—I did.

1791. Where did they live?—They used to live in

SECOND DAY. November 30. John Judkin Butler, jun.

Clontarf when I first became acquainted with them. They lived in George's-place.

1792. Where was he living up to November, 1868? I heard after he went that he had been living somewhere about Richmond-street.

1793. I suppose the mother and son were living together?—The two sons seemed to be her support. They lived altogether.

1794. How recently before that had you been in their house?—I was only twice in the house, and that was in Clontarf about a year before.

1795. With which of the clerks were the Malleys most intimate?—I cannot really say.

1796. Were any of the other clerks in the office in the habit of being in the house up to November?—I cannot remember.

1797. Was Mr. Byrne intimate with them?—He was intimate with them in the office, but farther I cannot say.

1798. Did the rumour about these tickets reach the office soon after the election?—It did.

1799. About how soon would you say?—A few days after.

1800. Were any questions asked by your superiors, Mr. Cusack or the manager, or Mr. Landy, as to how the tickets had been taken?—Yes, I was asked by the manager at the time as one of the parties checking the tickets. Mr. Skipworth asked me.

1801. What did he say?—He stated the fact to me that a rumour was afloat that our tickets were in circulation at the election.

1802. For what purpose did he say?—For the purpose of obtaining money, I believe. He asked me could I throw any light on the subject how these tickets got out of the office, or did I know any person who could have taken them, to which I replied—no.

1803. You did not know?—I did not.

1804. At this time was Charles Malley in the office?—He was not.

1805. Had he left?—No, he was in the employment of the company.

1806. He did not happen to be in the office?—He did not.

1807. Who else was present?—No one. It was in the room adjoining the audit office. There was a young lad in with me, but Mr. Skipworth desired to have a private conversation, and told him to leave.

1808. When Mr. Skipworth asked you could you throw light on it, you said you could not?—Yes; I informed Mr. Landy, my head in the office, of the inquiry made of me.

1809. Was the fact of the abstraction of the tickets spoken of in the office?—I believe it was. It became the subject of conversation throughout the whole building.

1810. Did Charles Malley take any part in that?—Not to my knowledge.

1811. Did you ever hear him spoken to by any of the clerks on the subject?—I did not.

1812. Was anything said as to the possibility of Lyons Malley having taken them?—Not that I am aware of.

1813. Did suspicion attach to anybody?—Not that I am aware of.

1814. Did you ever see Lyons Malley after he left on the 14th of November?—I saw him on the day of the election.

1815. Where?—In the court-house; on the steps of this court-house.

1816. What was he doing?—He seemed to have a bill in his hand with the numbers of the booths.

1817. Did you see Charles on the day of the election?—I did. He was also on the steps here, with another bill in his hand, conducting the voters.

1818. Did you see either of them afterwards that day?—I did not.

1819. Did you see them more than once that day?—I did not.

1820. Did you mention to anyone in the office the fact that you had seen the Malleys?—I did to my brother clerks in general.

1821. Where were you?—I came to tender my vote.

1822. You are a freeman?—Yes, I came down with my grandfather to vote.

1823. Did either of the Malleys escort you in?—No.

1824. Who showed you the way?—A gentleman, a friend of my grandfather, who had just tendered his vote, brought us to the proper place.

1825. Was it going in or coming out you saw the Malleys?—Going in. I did not come out the same way.

1826. When you voted you went up to the railway?—I went up to the railway and signed my name.

1827. You voted before office hours?—I did, that being the rule laid down for the clerks.

1828. I see entered here, "Wednesday, 18th, J. J. Butler, 10·5." That was five minutes after your time?—Yes.

1829. I see written after your name that you got leave to go away?—Yes; after signing my name my grandfather, being feeble, requested I should return, that he wished to be present at the committee-rooms, and being very feeble, he requested that I should be with him the whole day. I went forward and asked the manager. On his request the manager gave me the leave, stating at the same time the order he gave to Mr. Landy that I was not to take any act or part in the election, which I did not.

1830. Merely to assist your grandfather?—Yes, he leaned on my arm the whole day.

1831. You came at five minutes past ten o'clock, and were away the rest of the day on leave?—Yes.

1832. At any time during that day did you see either of the Malley's?—I did not.

1833. Did you see either of them next day?—I did not.

1834. On the 20th?—I did not.

1835. On Friday, the 20th?—I beg to retract about not seeing either—I saw one, that is Mr. Charles Malley, in the office.

1836. He is entered as being there at ten o'clock on the 20th of November. Of course you saw him that day?—Yes.

1837. Was there any conversation in the office as to the election?—I did not ask him any question.

1838. Was the election spoken of at all?—He may have talked to some of the clerks, but I am not aware he did.

1839. Was there not some conversation about the election in the office?—I am not aware of it.

1840. Is it not usual to talk about any matter of importance that occurs?—It is, but when a man has business to attend to he may attend to it.

1841. Did you speak to him as to how he was employed on the day of the election?—No.

1842. Did you ever hear anyone say in what way the Malley's had been employed on the day of the election?—No.

1843. Charles Malley seems to have remained in the office for a considerable time after that?—Yes.

1844. Did Charles Malley take no part in the conversation that arose about the disappearance of the tickets?—Not that I am aware of.

1845. Was his brother's name never mentioned in connexion with it in the office?—As a matter of conversation it was mentioned I dare say.

1846. Did he take no part in the conversation?—I don't think his brother's name was mentioned before him.

1847. Did the clerks from delicacy towards him, or otherwise, abstain from mentioning his brother's name before him?—I could not exactly say.

1848. Did you avoid mentioning his brother's name before him?—I could not exactly say.

1849. Was it through accident, or how was it that the clerks did not mention his brother's name before him?—Well, I suppose they would not like to mention his brother's name.

1850. Why was it they avoided mentioning his name?—I cannot say.

1851. You were one who avoided mentioning it?—I suppose from delicacy.

1852. Delicacy about what?—About the election.

1853. In what respect?—I suppose they did not wish his brother to know they knew anything about it.

1854. About what?—About the election—about knowing they had hand, act, or part in it—if it was the fact they did.

1855. Why was there any delicacy about mentioning the name of Lyons Malley before Charles Malley?—They were not to know his brother knew he was employed.

1856. You saw them standing close together in Green-street?—I saw them; the clerks in the office did not see them.

1857. When Charles was not present was there any conversation about Lyons?—I cannot say.

1858. Do you believe there was?—I cannot say.

1859. Was there any conversation in the office when Charles was not present, as to Lyons Malley, in connexion with the tickets?—I cannot say.

1860. Do you believe there was?—I cannot say.

1861. At the time that Lyons Malley was found in the office, the night before the election, did you hear of it?—I did not.

1862. Was that known?—It was not.

1863. When did you hear that?—Here, to-day.

1864. For the first time?—For the first time.

1865. Did you ever see Lyons Malley after the election day?—I did.

1866. Where?—In the audit office.

1867. About how long after the election was that?—I cannot say—about a week after.

1868. What was he doing in the office?—He came to give up his keys.

1869. To whom did he give them?—I am not aware whether he gave them to Mr. Landy or the clerk.

1870. Did any of you speak to him when he came in?—There was very little conversation; I didn't speak to him—just merely nodded my head.

1871. Did any of the others speak to him?—I don't think they had any conversation except to ask him how he was.

1872. Did he say anything about going to London?—He might.

1873. Did you understand, after he went out, that he was going to London?—I did not hear it; but the week after I heard he was in London.

1874. You did not know he was going to London till you found he was there?—I did not.

1875. Nor did you hear he was getting instruction in insurance work?—Not till I heard it here.

1876. Charles you saw from day to day?—I did.

1877. Did you avoid mentioning the subject of the tickets to Charles?—I did not think it necessary.

1878. As a matter of fact, were the tickets spoken of in Charles' presence?—We came to the conclusion he knew about it when the rumour was floating in the office.

1879. You say you did not speak in Charles' presence of Lyons' connexion with the election from motives of delicacy—did that same delicacy prevent you speaking about the tickets in his presence?—There would be no necessity to be delicate about it.

1880. Was there a rumour in the office, amongst the officials, that the tickets had been taken by Lyons Malley?—Not that I heard.

1881. Was any idea ever formed amongst you as to who did take them?—They might have had suspicions, but they kept them to themselves.

1882. Did you form any suspicion?—No.

1883. You did not?—No.

1884. When Mr. Skipworth came to ask you about the disappearance of the tickets, did it occur to you who could have taken them?—No, for the simple reason that the tickets were open to all parties.

1885. You, of course, did not take them?—Most decidedly not.

1886. Did it occur to you when you were asked, who could have taken them?—I never thought anything about it. It never gave me a moment's thought.

1887. Did you never spare a thought as to it?—I did not give it a thought; nor even did I ask any question about it.

1888. Who, do you think, took them?—I don't know.

1889. Who do you think?—I cannot say.

1890. Can you form a suspicion?—I cannot.

1891. Do you think any of the other clerks who remain in the office took them?—I do not.

1892. Do you think any of the porters who remain in the company's service took them?—I do not.

1893. Coupling these two negatives with the circumstance that Lyons Malley disappeared about the time of the election, and never came back, and that somebody must have taken them, can you form a suspicion who took them?—I could not.

1894. Do you think that Lyons Malley was more likely to take them than anyone else, having regard to what happened?—I cannot say.

1895. Have you ever heard anything of Charles?—I have not.

1896. Have you ever heard of his communicating with any clerks in the office?—I have not.

1897. Were the names of the Malleys ever mentioned in connexion with this?—Since this commission I heard their names mentioned once or twice.

1898. When first—was it yesterday?—About yesterday.

1899. Was it to-day?—No.

1900. Was it the day before?—No; yesterday.

1901. Did you hear anything about it a month ago?—I did not.

1902. Were their names never mentioned in the office?—Never.

1903. From the time they disappeared, as far as you recollect, were the names of either of the Malleys ever mentioned?—Not to my knowledge.

1904. You do not know any of the clerks who were more intimate with them than the others, except Byrne?—No.

1905. You never were intimate with them yourself?—No.

1906. Mr. TANDY.—Did I understand you to say that Lyons came into the office about a fortnight after he left?—Yes; I am not sure whether it was a fortnight or a week.

1907. What do you say he came in about?—To hand up his keys.

1908. What time did he come in?—As well as I can remember, early in the morning.

1909. About how long did he remain?—Not very long.

1910. Did you see him holding any conversation with any person in the office during that time?—I did not. I saw him shaking hands casually with everyone in the office. No conversation to my knowledge passed. I saw him do nothing except shake hands with the clerks, and go out again.

1911. Did you see him giving the keys to any person?—I did not.

1912. Was Mr. Landy present?—He might have been in the next office; I was not aware.

1913. To whom were the keys given?—I never thought. They should be given to the head of the office, Mr. Landy.

1914. Was that before or after you first heard rumours about the use of the tickets at the election?—Yes.

1915. Was it before or after you heard the rumours you saw him come into the office?—After I heard the rumours.

1916. Was it before or after Mr. Skipworth asked you could you give any information about it?—It was, I think, after.

1917. Mr. MORRIS.—When did you hear about Mr. Malley going to the insurance office?—I did not hear anything about his going to the insurance office.

1918. There was no notion of the kind prevalent in

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the office before the election, so far as you know?—None.

1919. Was there any talk in the office at all about the abstraction of those tickets?—There was not. There was some talk, but I did not pay attention.

1920. A thing like that could not happen without some talk about it?—There was some talk.

1921. Was not this delicacy you talk about connected in your minds, with a notion of Lyons Malley?—The delicacy I speak about was that the clerks, I suppose, did not like to mention Lyons Malley's name before his brother.

1922. Was it not in connexion with taking the tickets?—I cannot say it was.

1923. You would have no delicacy at all but for that?—I would have a great deal of delicacy.

Mr. John Landy.

Mr. *John Landy* recalled, and further examined.

1924. Mr. TANDY—Are you the person to whom the keys are given up in the audit office?—Yes.

1925. Do you recollect Lyons Malley giving up his keys?—He did not give up his keys.

1926. Do you recollect seeing him on the occasion deposed to by Mr. Butler?—I do not.

1927. Did you ever hear of him coming to give up his keys to any person?—I did not.

1928. Were the keys in fact given up?—They were not. I never got them.

1929. Had he not the keys?—He had a key to his desk.

1930. Was the desk locked?—It was; we had to get it opened.

1931. When?—After he went to London.

1932. How long did you wait from the time Mr. Malley disappeared without getting his desk opened; he left on the 14th of November?—About a week. I don't think I would leave it longer than a week.

1933. Do you mean to say Lyons Malley went to London a week after the 14th of November?—I don't know when he went to London. I did not see Lyons Malley only the night I speak of after he left the office.

1934. When gentlemen leave the office in that way is it usual for them to give up the keys?—If they are leaving the Company's service, or removing to another, it is usual.

1935. Did you ask him for the key when you saw him?—I did not.

1936. Did you at any time ask him for the key?—I cannot exactly recollect. If I did it must have been before he went away at all.

1937. Did you ever ask him for his key?—My impression is, I asked him for his key when he told me he intended to go to London.

1938. When was that—how long before the 14th was that?—A few days.

1939. Why?—Because he told me he was going to leave.

1940. Did he tell when he said he was going to London, that he would not come back any more to the office?—I did not see him when going to London.

1941. When he told you he was preparing to go to an insurance office, did he tell you he was going to London?—He told me he was going to London; he said he would get leave for a month to qualify himself to go.

1942. How long before the 14th was that?—A very few days before. It was not a week.

1943. Did you believe he did not intend to return next morning to the office?—I do believe he would spend his time during my office hours in the insurance office.

1944. Did you believe he did not intend to return to the office to do business after he made that announcement?—I did. I understood him to say he was going to spend his time in the insurance office in London.

1945. Was it on that occasion you asked him for the key?—It was.

1946. When you found he was not going to the insurance office did you remark he had changed his mind?—It might not be next day he intended going to the insurance office.

1947. Did you not say you understood he did not intend to come back to the audit office after the time he announced he was going to the insurance office?—I did not understand that.

1948. When he told you he got leave to go to the insurance office to qualify for a situation did you believe he intended to return to the audit office?—Though he got leave for a month to qualify himself, I did not know he would go to London immediately.

1949. Did you understand he would not return?—Yes. He was to go for a month. He had not gone on the day he told me he intended to go.

1950. Did you ever ask him why he did not go?—I did not. He told me he got leave, but perhaps the leave had not commenced at that time.

1951. Did he tell you it had not commenced?—He did not.

1952. Did you tell this to anyone?—I told the manager what Mr. Malley told me.

1953. What day did you tell the manager?—In or about that day or next day. Mr. Malley was very unsatisfactory. I complained to the manager two or three times about him.

1954. Am I to understand that on that day you were so fully impressed he did not intend to return during office hours that you asked him for his key?—I think I told him that before he left the company's service to give me his keys. I did not understand he was out of the company's service.

1955. Was he to keep the keys during the month?—Yes.

1956. Then you did not ask him to give up the key?—Not that time.

1957. Was it before the 14th of November you asked him to give up the key?—It must have been a day or two before that, because that is the day he left the office altogether.

1958. Did you ask him for the key the night you saw him working there?—No; he should be understood to be at that time on leave for a month. He left the office, but that does not mean he left the company's service. I have no power to put him out of the company's service at all. What I mean by the note in the book is, that he left without my leave.

1959. Although you asked him for the keys on the occasion you mention, yet when you found him there after being two or three days absent, you did not ask him for the keys at all?—I did not.

1960. Was his desk open or shut the night he was working there?—I could not tell.

1961. How did you open the desk?—By a locksmith on the premises.

1962. Was Charles there when you had the desk forced open?—He must have been in the office at the time.

1963. Did you ask him to get you the keys?—I cannot tell.

1964. Endeavour to recollect. It is rather curious you should have told Lyons Malley to give the keys before he went away, that you saw him afterwards in the office and did not ask him for the keys, and that then you forced open the desk without asking Charles to get you the key—is that your explanation?—Well, yes.

1965. Mr. LAW.—Did you break open the desk until you heard he had gone to London?—I don't know.

1966. Surely you must recollect that?—It is hard to recollect where you make no note of a transaction.

1967. He was a gentleman you were glad to get rid of?—Indeed I was. The manager told me he was going away to London; that he was to get a situation.

1968. Had he left for London, according to common report in the office, before you broke open the desk?—I think so.

1969. Did you ask Charles whether Lyons had left the keys with him?—I have no recollection of asking his brother anything at all about him.

1970. Do you recollect getting the lock broken open?—I do.

1971. Did you see it done?—It might be done while I was in the outside office.

1972. Do you remember directing it should be done?—I remember sending a man down to get a man to pick it.

1973. Who was the person you sent?—I sent for the locksmith.

1974. Whom did you send for the locksmith?—I don't remember.

1975. What is the locksmith's name?—Mann. He is working on the premises every day. Mann came up to open the desk after Malley left.

1976. Were you told by any of the clerks that Lyons Malley came into the office about a week after the election to give up his keys?—I never heard that till to-day.

1977. Did you hear he had been on the premises at all after his first disappearance except the night you found him there?—I don't remember hearing of it. If it were spoken of in the office I might hear of it; but I have no recollection of hearing of it.

1978. Did you ask anyone if he knew anything about Lyons Malley's key before you had his desk broken open?—I don't know.

1979. You sent for a smith and broke open the desk without troubling yourself to ascertain whether the key might not be in the next room?—I was sure if anybody had it he would give it to me.

1980. Did you ask anyone?—I might have made a remark before the clerks that Mr. Malley went away and did not give me the keys.

1981. Did you make such remark?—I might, in a general way; it is impossible to recollect.

1982. Mr. MORRIS.—Did you speak to Lyons Malley on friendly terms the night you saw him?—I merely asked him what he was doing.

1983. Did you speak of him in terms of reprehension?—I asked him what did he come back for—what he was doing; he said he was making up arrears of work.

1984. Did you say you would report him for absence?—Not to him; I had no conversation with him in the office.

1985. That was the night before the election?—The night, or a couple of nights before the election.

1986. Mr. LAW.—How long were you with him in the office that night?—Not three minutes. I went back for something I had forgotten in the office and saw him at the desk.

1987. Mr. MORRIS.—Did you consider him in the service of the company then at all?—I did, for he told me he had got a month's leave.

1988. He told you that before, and you afterwards made that memorandum of the 14th of November?—That he went out of the office without my leave.

1989. Mr. LAW.—Is there anybody in the employment of the company called Cahill?—There is.

1990. What is he?—He is a kind of station-master. He was a clerk at the North-wall. There is another Cahill.

1991. What is the name of the station-master?—Fergus Farrell.

1992. Where is he station-master?—Navan. There is a Cahill at Moyvalley. The Fergus Farrell who is at Navan was at the North Wall.

1993. Was there any person of the name of Cahill in your office at the Broadstone in November last?—I think he was in the booking office. I know nothing about him.

1994. There was a man called Cahill in the booking office?—Yes.

1995. What was his Christian name?—(*Refers to a book*) Cahill, John, Moyvalley.

1996. Fergus is not his name?—Fergus is the name of a station-master at Navan. Robert Cahill. He was transferred to Broadstone, 18th of June.

1997. What year?—That is precisely what I cannot see.

1998. Does not that book state the date at which he was transferred to the Broadstone?—I find that date is "June '68" and not "June 18th." I don't know anything of the staff outside the audit office.

1999. Do you remember a man called Cahill being in the booking office?—I think the man I speak of as Fergus Cahill was in charge of the booking office for a short time.

2000. Was that last year?—I think it was the year before.

2001. The man you know as Fergus Cahill, who was in the booking office, is that the man at Navan now?—I think so. I see by this book before me that Fergus Cahill was transferred from the North-wall to the Broadstone, February, 1869, to Navan, 10th of August.

2002. Is that your station at the North-wall?—Yes.

2003. How long was he at the North-wall?—On the 31st of March, 1868, he was transferred to the North-wall, and from that to the Broadstone, February, '69. He is now in Navan.

2004. Is he in the employment of your company, or of the Meath Company?—He is in the employment of the Midland Company.

2005. Working the Meath line?—Yes.

2006. There seems to have been another Cahill in the booking office, John Cahill, now the station-master at Moyvalley. Then there is Robert Cahill, who, you say, was about the Broadstone?—I am speaking from the book. I don't know Robert Cahill at all. This book says he was transferred to Broadstone, June, 1868, from Mullingar.

2007. Is John Cahill at Moyvally still?—Yes, I believe Robert Cahill is the son of Fergus Cahill.

2008. Fergus is your station-master at Navan?—Yes. I know all the station-masters.

2009. You believe Robert is his son?—Yes.

2010. What employment has he?—He is not in the Company's service now. He is paid off.

2011. When?—The last I see of him is Sligo, 11th January, 1869. He was transferred to Sligo, the 11th of January, 1869.

2012. When was he paid off or dismissed?—There is no date.

2013. Who knows when he was paid off?—It is in the manager's office. This book before me belongs to the manager's office.

2014. It does not show when he was paid off?—So I see.

2015 .What book does show that?—I really don't know. Mr. Ward could tell.

2016. When tickets are checked in the audit office, are they marked in any way?—No, no mark is put on them.

2017. Mr. TANDY.—Do you know Robert Cahill?—His father was a long time in the company's office at Mullingar, and I think Robert was born there.

2018. Mr. LAW.—With the exception of the impress on the ticket when first issued, and the mark made by the person collecting, is there any other mark put on the ticket?—In certain cases when it passes our stations.

2019. In cases of tickets confined to your own line is there any other mark put on?—No, unless the marking of excess fare, which is very rare.

Adjourned.

Third Day.

December 1.

William Potter.

THIRD DAY.

Wednesday, December, 1, 1869.

William Potter sworn and examined.

2020. Mr. Law.—You are one of the clerks in the audit office?—Yes.

2021. How long have you been there?—A year and a half.

2022. You were there, of course, with the two Messrs. Malley?—Yes.

2023. Do you recollect the circumstance of Lyons Malley leaving?—He was William Malley.

2024. Do you remember the circumstance of Lyons Malley ceasing to come to the office?—Yes, that was two or three days before the election.

2025. Was the attention of the superior officer called to the fact of his absence without leave?—I dare say that was done by Mr. Landy.

2026. Did you hear it spoken of at the time?—I saw it marked in the time-book.

2027. Was the day you saw it marked in the time-book, that on which Lyons Malley disappeared?—Yes, That was the 14th November.

2028. Did you see Lyons Malley after that?—I have no recollection of seeing him anywhere after that; I never recollect seeing him in the office after that.

2029. Were you in the office every day?—As far as I recollect, I think I was.

2030. Do you recollect being absent with leave?—I do not, and I was not absent without leave.

2031. Do you recollect Lyons Malley coming into the office a week or ten days after he had first disappeared?—I have no recollection of seeing him at all.

2032. Were you here when Mr. Butler was examined?—Yes.

2033. Did you hear him say that about a week or a fortnight after the disappearance of Lyons Malley, he came into the office, spoke to the clerks, and shook hands with them?—Yes.

2034. Did that take place in your presence?—No.

2035. With which of the clerks in the office was Lyons Malley most intimate?—I cannot exactly say. I was in the outer office, he was in the inner office.

2036. Have all the clerks the same rate of payment?—No; the senior clerk gets more than the junior.

2037. Was Lyons Malley a junior clerk?—A junior.

2038. Who were the senior clerks?—A Byrne, O'Neill, Roach, and Hall.

2039. Charles Malley you knew, also?—Yes.

2040. Was he a junior clerk?—He was.

2041. Charles Malley seems to have remained in the office after his brother had disappeared about a fortnight?—Yes.

2042. You recollect the rumour about the disappearance of the railway tickets?—I do.

2043. I suppose there was some noise about it in the office?—I heard of the circumstance but I did not hear what passed inside.

2044. About how soon after Lyons Malley disappeared did you hear about it?—I cannot state exactly.

2045. Come, give your answer with candour?—That I intend to do.

2046. A witness does not always tell everything at first. Do you recollect the matter having been spoken about?—I do.

2047. About how long after the election?—About three weeks or a month, as far as I can recollect.

2048. Did you not hear of the rumour before?—It was about a day or so before Mr. Cusack came in that I heard of it. I did not hear of it before.

2049. Can you tell us when Mr. Cusack came in?—I cannot.

2050. Was it before Christmas—Lyons Malley went away upon the 14th of November; the election was upon the 18th—was it before Christmas?—It was before that.

2051. It appears from the attendance-book that Charles Malley was in the office up to the 10th December; was it before Charles Malley left the office that you heard of it?—I cannot say.

2052. Did you hear Mr. Butler say here yesterday that there was a delicacy of feeling amongst the clerks about speaking of Lyons Malley, in the presence of his brother?—I could not say.

2053. Did you avoid speaking of him?—If I had anything to say I would have said it; I did not care if the brother were present or not. Charles Malley was in and out of the room. The rooms are close to each other.

2054. Did the clerks speak to each other about the disappearance of the tickets?—I suppose so; I might have spoken to them, but about a general discourse I could not say.

2055. Was not this the subject of a general discourse?—I suppose it was.

2056. Did you ever hear two or three clerks talk together about the tickets?—I never have.

2057. Do you remember the abstraction of the tickets having been spoken of in the office by the clerks?—I dare say it might be.

2058. Have you any doubt that it was?—I have not any doubt; it might have been spoken of without my knowledge.

2059. Do you recollect its being spoken of in your presence?—One might have spoken about it, but as to a general discourse, I cannot say.

2060. We must have an answer. Do you recollect that the abstraction of the tickets was spoken of in your presence?—I say it was.

2061. By whom?—By some of the clerks, but I cannot tell their names.

2062. Which of them spoke about it?—Mr. Byrne, I think.

2063. Did he speak to you about it?—He did.

2064. Was any inquiry made of you as to whether you had taken away the tickets?—No.

2065. Did you hear any of the clerks asked about it?—No.

2066. Did you hear Mr. Butler asked?—I heard that he was, but I did not hear him asked.

2067. Who told you?—Himself.

2068. Who did he say asked him?—He said Mr. Skipworth, the manager, asked him if he knew anything about it.

2069. Had Mr. Butler charge of the tickets?—He checked them; they must pass through his hands before they are thrown into the waste-bag.

2070. Had any of the other clerks anything to do with the checking of the tickets?—I think a man named Mathew Allard had.

2071. Was he engaged in checking the tickets?—I think he was.

2072. Tell us at or about what time Butler told you Mr. Skipworth made the inquiry?—The day before or the day after Mr. Cusack came in—I think it was before Christmas.

2073. Did you know either of the Messrs. Malley in private; did you go to their house, or did they come to yours?—No.

2074. I suppose you never met either of them out?—No.

2075. You yourself are not a voter?—No.

2076. Were you in the office all the day of the election?—Yes.

2077. Neither of the Malleys was there that day?—No.

2078. Do you remember that Lyons Malley was not there?—He was not.

2079. Are you sure?—I am.

2080. Was Charles Malley there?—To the best of recollection he was not.

2081. Was the fact of the absence of the two Malleys on the day of the election, spoken of in the office?—I think it was.

2082. Are you sure of it?—I am almost sure of it.

2083. Who spoke of it?—I cannot name anyone in particular, it was spoken amongst all——

2084. Why was their absence so much noticed?—In consequence of the chairman giving an order that no one should be absent upon the day of the election.

2085. Charles Malley came back upon the 19th November?—He did come back—upon the 19th, it appears from the book.

2086. Was there any conversation with him, or in his presence, relative to his absence?—I did not hear of any.

2087. Did you hear that there was—in the outer office?—No.

2088. Was no observation made there about his coming back to work?—No.

2089. Was the fact of Charles Malley coming back to his work spoken of in the outer office at all?—Not that I heard of.

2090. Have you heard anything of either of the Malleys since they went away?—I heard that both went to London.

2091. Did you hear of their writing to any one?—No.

2092. Or hear about them for the last three or four days?—No, I heard some one say in the office two or three days ago that they were summoned to appear at this commission. I heard that passing in the office, I heard only that they were summoned.

2093. Who told you?—A clerk told me.

2094. Which of the clerks?—I cannot tell any one in particular—how can I, if I don't know.

2095. Who was in the office?—I daresay the whole of the clerks were there.

2096. Which room did you hear it in?—I think it was in the inner office.

2097. Who were there?—Mr. Byrne, Mr. Roach, Mr. O'Neill.

2098. As I understand, the senior clerks are in the inner office?—The principal part of them.

2099. Was it in that inner office you heard it spoken of that they were summoned to attend?—Yes.

2100. Perhaps you can recollect the day that you heard the conversation, without straining your memory too far?—A couple of days ago.

2101. Was it yesterday?—I think it was the day before. I think it was on Monday.

2102. Are you certain?—I am.

2103. Did you hear of it upon Saturday?—No, I generally get away at one o'clock upon that day.

2104. You heard nothing about the Malleys upon Friday?—Not a word.

2105. What did you hear said upon Monday?—I heard that they were summoned.

2106. What was said?—Nothing more than that they were summoned as witnesses.

2107. Did you hear for what purpose they were summoned?—About the tickets.

2108. Was any observation about their being summoned made?—No, except that I heard they were summoned.

2109. Was anything said about what they would prove?—No.

2110. What was said?—I am just telling you what I heard—that they were to be summoned.

2111. Did nobody say about what they were to do?—That was all.

2112. In fact they all sung the same song—the Malleys are summoned, and no one made an answer?—No.

2113. Did the observation call for any reply?—They may have said something more, but I did not hear.

2114. Did you hear any of the clerks in your office say anything about the Malleys coming?—I did not hear a word said about their coming.

2115. I want to know what you heard said?—Somebody said that the Malleys were summoned—that was all.

2116. Did you not hear anybody remark about it at all?—In the inner office somebody might.

2117. I mean what you heard yourself? What is your time for attendance?—From ten to five.

2118. What is your hour for dinner?—From half-past one to two.

2119. At what hour of the day did you hear this conversation?—I think it was after two.

2120. It is only two days ago?—I did not take notice of it.

2121. Was there not some sensation in the office about the taking away of the tickets?—There was something in the inner office, but I was not there—the chairman was speaking.

2122. The connexion of the Malley's name with the affair was a noticeable circumstance, and when you heard that they were to be summoned, was it not likely to catch your attention?—I did not notice it more.

2123. What time of the day was it—was it after two o'clock?—To the best of my knowledge it was.

2124. Had anybody been in the office that day more than the clerks?—I could not say, people came in occasionally.

2125. Who was in?—I could not tell, except some of the clerks of the manager's office.

2126. Was the manager in?—I could not tell.

2127. How did the rumour about the Malleys get into the office?—I cannot tell from whom it might have come.

2128. Did you hear who said they were to be summoned?—To the best of my knowledge Byrne said it.

2129. Did he say where he heard it?—No.

2130. Or when?—No, he did not.

2131. Are you able to form any opinion as to how he heard it?—I cannot form any opinion.

2132. Had Byrne gone to his dinner?—I could not say that he went that day—he generally does not go.

2133. Did any of the other clerks remain as well as Byrne?—They might remain once in a time, but as a general practice, Byrne is the only one that remains.

2134. Was Mr. Ward, the manager, in the office that day?—I daresay he was; I did not hear that he was away; he might be there without my knowing; I very seldom go near his office, I tell you to the best of my knowledge.

2135. Did you hear of anybody connected with the railway being at the station that day?—The chairman was there. He is there every day.

2136. Did you hear that the Chairman was at the station on Monday?—I think he was.

2137. Don't you mean by that that to the best of your belief he was?—That is what I say. He is generally there every day.

2138. Have you any reason to believe he was there upon Monday?—I think I saw him in the office on Monday.

2139. You believe you did?—I do.

2140. In what office?—In the audit office.

2141. Then to the best of your belief, you saw Mr. Cusack in the audit office?—I think I did.

2142. Was that before or after dinner?—It was before half-past one.

2143. Did he say anything in your office?—He did not say anything in our office—he went into the inner office, and remained there three or four minutes—the clerks of the inner office were there.

2144. Is Mr. Byrne the senior, or principal clerk?—He is the person that the chairman generally speaks to, on account of his keeping an account of the traffic.

2145. Mr. Byrne was there when Mr. Cusack went in?—Yes.

2146. Was the door closed when he went in?—No, it remained open.

2147. Did you hear Mr. Cusack speaking to Mr. Byrne?—No.

2148. Do you mean that Mr. Cusack went into the

THIRD DAY. *December* 1. William Potter.

office and came out again without speaking a word?—I think he did not, but I did not hear him. It was after that that I heard that the Malleys were summoned—it was after two o'clock.

2149. Was it before dinner the chairman came?—It was about eleven o'clock, as well as I can recollect it was about eleven o'clock.

2150. Was it before twelve o'clock?—It was.

2151. Do you know where the chairman went when he left the office?—I cannot tell.

2152. Was it before or after Mr. Cusack was here and examined that he was in the office?—I cannot tell whether he was here or not.

2153. Do you mean to say that you don't know your chairman was examined here on Monday?—I heard he was.

2154. Was it before or after he was examined he was in the audit office?—I think, as well as I can recollect it was before it.

2155. He came down from the railway here?—I suppose so.

2156. He went into the office before he came here, and then you heard that the Malleys were summoned?—Yes. I was in the office yesterday.

2157. Was there any conversation about the Malleys yesterday?—No. I was only about half an hour in the office yesterday.

2158. Was the chairman there yesterday?—He may have been; I did not see him.

5159. Do you believe he was there?—I cannot tell.

2160. I do not ask you to say further than as you believe?—He generally comes every day.

2161. We have the power to send you to prison if you do not answer the question candidly?—I do believe he was there, because he is generally there.

2162. Did anybody tell you he was there?—No.

2163. Did you hear he was?—No.

2164. Was he there this morning?—No.

2165. Where does he generally go when he goes to the railway?—To the manager's office.

2166. Who is he?—Mr. Ward.

2167. Was there anything said about matters being cleared up?—I did not hear that anything was said. I don't know.

2168. Who was suspected of having taken the tickets away?—As far as I am concerned I suspected Lyons Malley.

2169. As far as you know was that suspicion generally entertained in the office?—I think it was.

2170. Did you ever hear Mr. Landy speak upon the subject?—No. I never heard him speak about the tickets at all, if he spoke at all it was done in the inner office.

2171. Did you ever hear Byrne speak about the abstraction of the tickets?—I think he said it was very queer how they could be taken.

2172. When did he say this?—When the rumour was spread about the tickets.

2173. And was Lyons Malley suspected in reference to it?—I think that Mr. Byrne and I said we suspected him of taking them.

2174. Did you hear at any time that Lyons Malley was found in the office by Mr. Landy after office hours, a few nights after he had first disappeared?—Not till I heard it here yesterday.

2175. As far as you know, Landy, who made the discovery, does not appear to have mentioned that to anyone?—I never heard a word about it till I heard it yesterday.

2176. You remember the time of course at which the tickets must have been taken away?—Yes; the middle of November; the tickets were kept in a sack, and that was lying in the inner office where Mr. Byrne sits.

2177. Was that the office in which Lyons Malley's desk or drawer was?—Yes.

2178. Do you remember Lyons Malley's coming back to the office?—I don't remember it at all.

2179. And therefore you do not remember his giving up the keys?—I think that Mr. Landy sent to him for the keys; I think he sent a messenger to Mr. Malley for the keys.

2180. Who was the messenger?—Some one in the office.

2181. The clerks?—Some of the young chaps.

2182. Are there messengers attached to the office?—There is a young fellow—John.

2183. What is his name?—Finlay.

2184. Was he the messenger?—I think he was sent for it. He goes of messages.

2185. And you think that Mr. Landy sent him for the keys?—Yes.

2186. Do you recollect the circumstance of hearing that he was sent?—I do.

2187. How long after Malley disappeared?—About a week.

2188. Do you recollect what answer the messenger brought back?—That Mr. Malley was not at home at the time.

2189. Charles Malley was in the office at that time?—I imagine so.

2190. Do you remember any application made to him? The brothers, I presume, lived together; and was any application made to Charles for the key?—Not that I heard.

2191. An entry was kept of a change of residence?—Yes.

2192. A note in the attendance book?—No.

2193. What is it?—The residence book.

2194. Is it in the office still?—It is.

2195. I suppose when a clerk changes his abode, he gives a notice of it?—That is his duty, and that is the practice.

2196. Do you remember the desk being opened?—I heard of it.

2197. How soon after the message was sent for the key, was the desk opened?—I think the same day.

2198. That would be a week after his disappearance?—Yes.

2199. Was Charles Malley present when the desk was opened?—He may have been.

2200. The inner room about which you speak, is it small?—No, it is large; the two rooms are nearly the same size.

2201. Is the room as big as this court-house?—No.

2202. Is it as big as the enclosure there [pointing]?—Yes.

2203. Suppose that enclosure were the place, where would the desk be?—In the centre of the floor.

2204. Where would the window be?—At the opposite side.

2205. It looked upon the platform?—No, it looked opposite the poorhouse, towards the country; the windows do not look out upon the platform.

2206. Where is the fire-place?—About the centre, at the end.

2207. Where was the sack kept? In the corner, beside the fire-place, between the fire-place and the window?—No, the fire-place and the back wall.

2208. Where is the door into the outer office, is it opposite the window or the fire-place?—The door was connected with the two offices; the door is right in the centre between the two offices.

2209. Is the door leading from the outer to the inner office, in the wall opposite the window, or the fire-place?—You pass into the outer office by a door, then there is a door going into the inner office; you must come into the outer, before you go into the inner, office.

2210. What is the position of the door?—In the wall opposite the fire-place.

2211. So that if you are going into the inner office you have the fire-place opposite, the windows to the right hand, and the blank wall at the left?—Yes.

2212. And in the left-hand corner beside the fire, the bag was kept?—Yes.

2213. There was only one bag?—Generally four or five, according to the quantity of tickets; then they are brought into another room, where they are cut up.

2214. How many bags were there at the time?—As well as I can recollect, there were three or four.

2215. Were the bags full?—Yes.

2216. Full of tickets?—Yes.

2217. What inquiry was made—was the number of bags there ascertained?—I did not hear anything said about the number.

2218. I suppose there was an investigation?—Whatever occurred in the inner office, I do not know—a passing observation was made; the chairman walked in and asked a question or so.

2219. Then I understand you to say that the chairman did not institute a searching inquiry?—As far as I understand he did not, except what he said inside; he walked in and had a conversation with Mr. Byrne, that was all.

2220. Was any attempt made to ascertain the number of tickets that were taken—any rough estimate?—No.

2221. Was any inquiry made as to a sack having been taken away?—It would take some time to remove a sack.

2222. Did you ever hear how the tickets were taken away?—No.

2223. Was there no attempt to discover how many tickets had been removed?—I never heard.

2224. Was not the rumour as to Lyons Malley—the suspicion of his having taken away the tickets, prevalent in the office before Charles Malley went?—I think it was.

2225. Do you believe it?—To the best of my belief, I think it was suspected.

2226. And so far as you know was Charles Malley ever asked any question by his superior officer as to the suspicions against his brother?—I never heard a word about it.

2227. In fact nothing took place but the chairman walking into the office and conversing about the matter?—Not that I heard of. Not a word.

2228. Do you know, or have you heard, whether Lyons Malley ever sent in his resignation?—I never heard he did.

2229. Did you ever hear whether he was paid for the last fortnight's services?—I never heard except what Mr. Landy said.

2230. Did you ever hear that it was intimated to him he had better send in his resignation?—No.

2231. Did you ever hear he was to get instructions as to the forms adopted in an insurance office?—I heard him say that he was to get a situation in London, that his father was doing it for him.

2232. Did he say that the chairman was getting the situation for him?—He said that the chairman was giving him leave to prepare himself for the situation in London.

2233. Did he ever say that the chairman was to put him on the way of getting the situation by having him instructed in the forms used?—He said that the chairman was to give him leave, and he was to go into the insurance office. I understood that he was to be at liberty to get instructions to qualify him for the office and that the chairman gave him assistance to get it.

2234. How long was this before he disappeared?—Within a week—within two or three days.

2235. Was that the first you heard of his quitting the office?—Yes.

2236. Up to that time had Charles said anything about his quitting the office?—Not at that time. After he came back he said his brother was going to take a situation.

2237. When did you gather from anything said in the office that Lyons Malley had gone away from Dublin?—I think about a fortnight after he left, I heard that he had gone to London.

2238. From whom did you hear that?—I think from the brother.

2239. Was it then you heard Charles Malley say that now his brother had gone to London, he thought he would go too?—Exactly.

2240. Did he say that the chairman would assist him to get a situation in London?—He did not mention that to me.

2241. Was it understood in the office the chairman would assist him?—That was the impression, that he would assist him.

2242. Were the Malleys favourably regarded in the office? Was the chairman their friend?—It was believed so.

2243. It was known that he was acquainted with their father, and took an interest in them?—Yes.

2244. That was the impression in the office?—Yes.

2245. Was it the impression in the office that it was a likely thing Lyons Malley would get facilities that another clerk perhaps would not get?—It was.

2246. He was rather in favour?—Upon account of his father.

2247. Did you hear afterwards that Lyons Malley had got a situation in London?—I did.

2248. From whom did you hear it?—I think it was the brother who told me.

2249. Then before the brother left you understood from him that Lyons Malley had got the situation?—Yes.

2250. Did you understand that he got it through Mr. Cusack?—My impression was that he assisted him.

2251. Your impression is that Lyons Malley had got the situation partly through Mr. Cusack's help?—Yes.

2252. This was about the end of a fortnight when he talked of his brother?—Yes.

2253. When Charles Malley spoke of his brother being in London, he spoke of his having procured a situation there?—Yes.

2254. Charles Malley told you he wished to go to London, to his brother, and that the Chairman would give him aid?—This was my impression—that he would assist him also——

2255. Did these young men ever speak of their father, and mention the Chairman's friendship for him?—Mr. Lyons Malley did one day, as well as I can recollect, say that whenever Mr. Cusack went to London he used to see and speak to his father.

2256. Did he represent to you that the Chairman was a friend of his father's?—Yes.

2257. Intimate?—Yes.

2258. Did you ever hear from Lyons Malley or his brother what their father was doing in London—in what situation he was?—I never heard nor asked him.

2259. I suppose you knew he had been a professional man in Dublin?—I heard that he had.

2260. Will you tell us about how long the father was in London before the sons went there?—I cannot do so.

2261. You do not remember him here?—No; I never saw him.

2262. Mr. TANDY.—What use do the clerks make of the desk?—Checking the returns.

2263. What do they put into the desk?—Pens and forms. The clerks generally put things into the desk till next day. If they have anything else they put it in.

2264. Have you a desk?—Yes.

2265. What do you keep in it?—Nothing but things connected with the office—forms—pens.

2266. Do they generally keep books in the desk?—I never saw one. I never have any book except what belongs to the office.

2267. Were you present when the desk was opened?—No.

2268. Do you know who was in the room when the desk was opened?—I suppose all the clerks belonging to the inner office were there at the time.

2269. Does the chairman generally attend at the station more than once a day?—I have seen him there twice a day.

2270. Was he there twice last Monday?—I cannot say. When the express train comes in, about five o'clock, he is there.

2271. Was he there more than once on Monday?—I never heard; he may have been.

2272. Did you hear that he was examined here?—Yes.

2273. From whom?—From reading the papers.

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William Potter.

2274. Did you hear it upon Monday?—No, upon Tuesday.

2275. From whom did you hear it—was it from a person who was reading the newspaper?—Yes; after reading it, I heard it from him. I heard it talked of in the office. I think I heard Mr. Byrne talk of it.

2276. What did you hear him say?—That Mr. Cusack had been examined.

2277. Did you hear him say any more?—That was all that passed between us—neither more nor less.

2278. Did you hear any other conversation except from Mr. Byrne?—No.

2279. Did you ever hear what situation it was that Lyons Malley got in London?—In an insurance office.

2280. Did you ever hear the name of the office?—Yes, the *Eagle*.

2281. From whom did you hear it?—I think—I cannot exactly say. I cannot tell exactly.

2282. Try and recollect?—I think from his brother Charles Malley.

2283. Are you certain you did not hear it from another?—I am; but I cannot exactly say.

2284. Did you to the best of your recollection hear it from anyone but Charles Malley?—I think I heard it passing in the office, but who said it I cannot tell.

2285. Do you recollect when you heard it passing?—I think shortly after he got the situation.

2286. Did you ever hear anything about Lyons Malley since?—Not a word till I heard them talking about his being summoned here.

2287. Mr. MORRIS.—Was there any talk in the office about Malley getting a place in the insurance office before the election?—He said he was about going to London to get a situation. A few days or a week before he left he said this.

2288. What office did he mention, or did he mention any?—He did not say the name of the office, he only said an insurance office.

2289. Were you present when Mr. Byrne and Mr. Cusack came into the room for the first time to see about the lost tickets?—No.

2290. Who was present?—I think the clerks of the inner office were there at the time.

2291. Who were these?—O'Neill, Kearney, Hall, Allard—I think they were all there—and Byrne.

2292. Mr. LAW.—How many desks are there in the inner office?—Two large desks.

2293. How many clerks in that inner office?—I'll tell you the number in a minute. I think there are eight altogether.

2294. You have given only five names?—King was there, and Butler, and the two O'Neills.

2295. Mr. MORRIS.—Did such a thing as a quantity of tickets having been taken away happen before or since?—I never heard it.

2296. Was there no general inquiry, or investigation of any sort or kind, into this matter?—Not that I heard of.

2297. Do you know was there an inquiry more than once—any kind of an inquiry?—Only once.

2298. And that did not take more than two minutes?—Yes.

2299. Mr. LAW.—Was there any impression in the office as to any further inquiry being made?—Nothing more than what I heard the first day.

2300. Was there an impression that there was a great anxiety to make it?—I never heard it; everybody said it was queer that the tickets had been taken.

2301. Or that there was no inquiry—what was the impression?—They thought they would make it; I heard nothing further about it.

2302. The clerks thought that an inquiry would be made?—They did think there should be more inquiry.

2303. There was no further inquiry?—No.

2304. When the clerks found that there would not be an inquiry, was there any impression that it was designedly passed over?—Not designedly, but did not think it was worth while to take any notice.

2305. Mr. MORRIS.—Could those tickets be used again?—No; I think not.

2306. Suppose I myself made use of such a ticket?—You would be obliged to pay the fare—the date was off.

2307. The date is so obscure, that on a dark night it could not be seen?—It might possibly be done, but I would not like to chance it.

2308. Mr. LAW.—But it has happened that people have travelled twice upon such tickets.

2309. Did you feel surprise that there had not been an inquiry?—Nothing more than that it did not concern me. I never thought further about it. I did think there would be a further inquiry; I thought there would be—— When I found there was not an inquiry, I never thought more about it.

2310. Would you be surprised if, in the event of another disappearance of tickets, there had not been some inquiry?—I would, after the first.

2311. Has it become more important now than it was before?—I do not think they could well get at them now.

2312. If they did get at them now, would it appear to you strange that the directors would pass it over?—I do not think the directors would pass it over now—they might be more particular now.

2313. Why did they pass it over?—I cannot tell.

2314. Have you any suspicion why the directors passed it over at the time?—Not a bit. I knew nothing about it whatever.

2315. Did any other director come into the audit office to make inquiry about it?—I did not hear of any other. I never saw anyone make inquiry about the tickets, but the chairman that day.

2316. Did you ever hear, or see anyone inquire?—No; never.

2317. Mr. TANDY.—You say that nothing is kept in the desk but pens, and blank forms?—I can only account for my own desk.

2318. Are any papers of importance generally kept by the clerks in the desk?—Nothing except what is connected with the office—pens, forms.

2319. What kind of paper would be found in the desk of Lyons Malley?—Parcel returns.

2320. These are generally required?—They are.

2321. Are the clerks to give them up at particular times?—The returns are sent in once a week; they may lie in the desk for a week, and a week may pass before they check them, and they often let them run into arrears—then they have to pull up.

2322. Did you ever hear what was found in the desk of Lyons Malley?—Never; whoever got the checking of the parcel returns afterwards, knew, but I could not exactly call to mind who this was. I think it was Hall.

2323. How long, do you recollect, was it after Lyons Malley went away that the desk was opened?—About a fortnight, as well as I recollect.

2324. A fortnight—some one else said it was a week?—Yes; I think it was about a week.

2325. Are you certain it was a week after he left that the desk was opened?—Yes; about a week.

2326. And no more?—No more; it was about a week.

2327. Was there anybody to do his business during that week?—No; it lay back.

2328. And no one did it?—No; not until his successor came, and he had to pull up the arrears.

2329. Was it necessary for the purpose of the office that the desk should be opened?—It was; there were some returns in it that were wanted at the time.

2330. Did you ever hear what was found in the desk after being opened?—Never.

2331. Did you ever hear of Lyons Malley writing to any person, since he left the office?—I did not.

2332. Did you ever hear that Charles wrote to any person?—No; except what I heard yesterday, of his sending in his resignation.

2333. That was the only thing you heard?—That was all.

2334. Did you ever hear of any communication, or telegraphic message being received from him?—Never.

2335. Where was his desk?—It was the first as you go into the inner office.

2336. Next the door?—Yes.

2337. Mr. MORRIS.—Did you ever hear that any inquiry was made, or that it was suspected how many tickets were taken?—Never.

2338. There may have been a thousand or two thousand, or more taken?—There may, for all that I heard.

2339. Mr. LAW.—How many tickets would the bag hold?—As much as a coal bag.

2340. It would hold, I suppose, several thousands?—Yes.

2341. Some of the disused tickets, I believe, go to the clearing-house?—Yes.

2342. None of those checked in the office go to the clearing-house?—No; those I have charge of never go there.

2343. As a matter of fact how long are you in filling a sack, what lapse of time is there while a sack is being filled?—I can't tell. I never had anything to do with these tickets.

2344. Don't you know as a matter of fact, how long a sack was there before another sack would be called into requisition?—I don't. The only person that could tell that is Mr. Butler.

John Judkin Butler, jun., recalled, and further examined.

2345. Mr. LAW.—How long did it generally take, when there was ordinary traffic in the months of October or November, to fill a sack with these tickets?—As far as I remember it would take a month.

2346. To fill one sack?—Yes.

2347. Do you recollect whether at the time these tickets were removed, in the month of November, there was more than one sack filled?—Yes, to the best of my belief there were three.

2348. Filled?—Yes.

2349. Two, perhaps, quite full, and another in process of filling?—Partially filled.

2350. Were the two sacks that were filled up, fastened or tied in any way?—It is the usual practice, when the sacks are filled, to tie them with a piece of twine or cord.

2351. Then, as you believe, two of these three sacks would be tied up with cord, and the third would be open?—No, it would not.

2352. Was the third also tied?—Yes. When the tickets are checked, they are thrown into a waste basket that is kept for the purpose. At the close of the day the basket is taken to where the sack is; the sack is filled with the tickets, and it is then tied.

2353. The practice was, you checked the tickets, and after checking them, you threw them into the waste basket?—Just so.

2354. And at the end of the day the basket was emptied into the sack?—Yes.

2355. Who tied the sack after it was filled—was it you or Mr. Byrne?—Mr. Allard and myself tied it—he held it while I tied it.

2356. Do you recollect whether you tied it always—whether you did it on this particular occasion?—I generally tied it. I can't remember whether I tied it on that day or not.

2357. But do you remember that at this particular time there were two sacks filled and tied up and put by in the corner, and that there was a third sack being filled?—I can state that two were filled, but I cannot state whether the three were filled.

2358. The two, if they were filled, would in the ordinary course of practice, he tied up and would be put apart from the other—or did the three sacks stand together?—They stood together underneath the desk where we checked the tickets.

2359. I thought Potter told us that they stood in the corner of the room?—They did, the desk is in the corner—Mr. Potter is quite right in his evidence there.

2360. Whose desk is that?—It is a desk for the arrangement of the tickets. It has compartments for first, second, and third-class tickets. It is kept for arranging the tickets—it is regularly like a curiosity-box.

2361. And underneath it were the bags?—They were.

2362. When the sack was filled up, was it, as a matter of practice, sealed?—No; it was tied with a common knot.

2363. Was the sack that was being filled put under the desk in the same way?—Decidedly so.

2364. About that time was it ever noticed that any of the sacks that were filled were partially unfilled?—No.

2365. Then the tickets that were taken away were taken out of the partially filled sack?—I can't answer that.

2366. Was it ever noticed that the sacks that were filled were so reduced, that some of the tickets must have been taken out of them?—No.

2367. Then the conclusion come to was that the tickets were taken out of the sack that was not filled?—I can't say.

2368. As far as you can judge, they were not taken out of the filled sacks?—I can't say.

2369. You didn't examine them?—No.

Both witnesses withdrew.

Doctor Guinness Beatty sworn and examined.

2370. Mr. LAW.—You were, I believe, one of the expense agents at the last election?—Yes.

2371. Acting for?—Acting for Sir Arthur Guinness.

2372. Have you any papers connected with the election?—These are the only documents I have in my possession. [*Documents produced.*] That parcel contains the expense agents' book—Mr. Meredith and I kept a book between us—and some odds and ends of bills. This parcel belongs to Mr. Meredith; he made some allusion to the documents in it. I never opened them; he put a strap round them, and I locked them up in my despatch box. That is one parcel. These are block books—blocks of receipts. These are the original bills, I believe; I have not opened them of late. This is a book which Judge Keogh told me to keep in my possession—it is the expense agents' book.

2373. Is there a heading of carpentry in it?—I am sure there is. Yes, there is, at page 150.

2374. Can you tell whether you had some carpenter's work done and paid for by Gustavus Hudson of Capel-street?—Yes; it was paid for on the 30th December.

2375. Mr. Meredith spoke of another carpenter who did some work in 47, Dame-street, the day before the election, for you; he didn't remember his name, perhaps you can tell us his name?—It was John Henderson, I think.

2376. Do you know where he lives?—We didn't get the addresses.

2377. Do you know where he lives?—I think it is in some street off Montgomery-street.

2378. Is it Townsend-street?—I am not sure.

2379. But Gustavus Hudson and John Henderson are the two names?—Yes.

2380. Were there any other carpenters employed by you to do any work in 47?—Yes; several others.

2381. Was John Henderson the man who did the

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work at 47, Dame-street the day before the election?—I can't say. This man had Mountjoy Ward, Woodquay Ward, Usher's-quay Ward, and the Donnybrook district in his charge; the other had Dame-street.

2382. You are aware that some work was put up in 47, Dame-street, the day or night before the election?—I am aware that work was done there.

2383. What sort of work was it?—I would call them barriers.

2384. Where were they put up?—At the foot of the stairs, in the hall.

2385. What were they put there for?—To prevent everyone from coming in.

2386. Was anybody placed there to admit or reject persons that came—I suppose you were at 47 all day on the day of the election?—Yes. The barriers were not put up on the night before the election. I remember them being there the first moment I went to the house. I don't remember anything special being done there the day before the election.

2387. Was there anything done to prevent the people coming in—Mr. Meredith stated that it was the day before the election that the carpenter put up the barriers?—I believe one of the barriers got loose, and the carpenter was sent for to make it all right, and he was there to do so; but there was nothing special done, that I recollect.

2388. Then, were the barriers there always, as far as you recollect?—They were there from the very first—that's my recollection.

2389. How long were you there—have you any private memorandum-book that would tell you when you went there first?—I have not.

2390. Do you remember when first you began to act for Sir Arthur Guinness?—I recollect almost the first item I gave.

2391. To whom did you give it?—It was to Mr. Julian.

2392. When was that?—It was October 6. I see the entry in this book. I was a few days before that acting for Sir Arthur Guinness. I suppose about the 3rd October I began to act for him.

2393. I suppose it would be some of the first days of October?—About the 3rd October I was in the house; and then I remember the carpenters coming in and putting in the barriers.

2394. Have you a bill for the work of the carpenters?—I am not sure that all the bills are in that parcel I handed in. Sometimes we destroyed the bills, having the receipts perfect.

2395. How is it that you have some of the bills, and that you destroyed the others?—I can't tell how I have them.

2396. You see you didn't destroy all of them; you must have made a selection of them?—I wouldn't take my oath that all are there. I have an idea that we destroyed many of the bills.

2397. Do you recollect that you did destroy some bills as being no longer necessary to be kept, when you got the receipts?—I did destroy some of them.

2398. In which house was it that you destroyed them—was it in 47 or 3, Dame-street, or in both houses?—In both, I dare say.

2399. Your habit was to destroy them?—Well, some of them got very dirty, and I didn't care much about them once I got the receipts. There were a great number of bills.

2400. What class of bills did you destroy?—I can't tell. What I was careful in keeping was the poll clerks' and check clerks' duplicates.

2401. Are those here?—They are.

2402. These bills—for instance, tradesmen's bills—why did you destroy them; had you any special reason for destroying them?—I had no special reason for doing so.

2403. How did you determine whether you would destroy them or not?—There was such a heap of bills that we destroyed some of them.

2404. On what principle did you make a selection of them?—We made no selection whatever. We destroyed them without any motive whatever.

2405. It was a curious thing for you not to keep these accounts?—At the previous election I didn't keep the bills. In 1865 I was deputy expense agent, and I didn't keep the bills.

2406. You mean at the election before the last?—Yes. I may have kept some bills. I was not told to keep them; it wasn't part of my business to keep them; but I was told most implicitly to keep the receipts, and to lodge every single receipt with the sheriff.

2407. But as a matter of fact, you did keep a great number of the bills paid at the last election?—I did; it was by accident.

2408. Have you preserved them by accident up to this time?—I certainly say so. Undoubtedly I did.

2409. By mere accident?—Yes.

2410. Do you recollect any one bill that you destroyed?—No; I can't call to mind any of the bills I destroyed.

2411. Do you recollect the lists Mr. Meredith spoke of—three lists and a book list. There were three lists he spoke of—three separate lists on a sheet of paper. Do you remember these?—I do.

2412. Do you remember the list kept in a book?—Yes.

2413. The three lists on the sheet of paper and the list in the book that were in 47, Dame-street, you transferred them when you went to No. 3. That is what Mr. Meredith stated?—I was in court for a short time when he was giving his evidence; but as far as my judgment goes, Mr. Meredith made a slight mistake in that. My impression is that Mr. Sutton has them.

2414. Did you see them in No. 3?—I know nothing of them at all.

2415. Were they in No. 3, Dame-street?—I don't think we had them in No. 3.

2416. Not at all?—I don't think we had occasion to use them after leaving 47 and 48. We had paid them all off then.

2417. Before you left 47 and 48?—Yes. They contained payments to poll-clerks.

2418. And inspectors?—Yes, and poll-runners too. Did Mr. Meredith speak of them?

2419. One class is inspectors, tally-clerks, and poll-clerks?—I will tell you. (*Looks at book.*) I can't say that they were all paid off before we left 47 and 48, for I find there were four men paid after we left 47 and 48; but they may have brought letters from Mr. Sutton.

2420. You remember that there were these lists?—Oh, yes.

2421. Do you remember a list of young men who were to be paid for services on the day of the election?—I think, as far as my judgment goes, each ward sent in a number of names of young men who worked in the different wards.

2422. Who were to be employed on the day of the election?—Yes.

2423. To whom was that list sent?—It came in with the ordinary lists.

2424. Were these young men for special service on the day of the election?—I don't know.

2425. What was represented to you? Did you understand that this list of young men was a list of persons to be employed on the day of the election?—Some were employed on that day; others had been employed for a fortnight previously, I think.

2426. Was there a list sent in of young men to be employed specially on the day of the election?—I don't remember any special list of young men.

2427. Was there sent in a list of young men to be employed on the day of the election, and who were to receive as remuneration two guineas a-piece? Did you not pay that sum to them?—I did, but I think that included the week and the day of the election.

2428. What were they to do, did you understand?—I didn't understand the least about it.

2429. Was there not a list of young men sent in —There was a list of canvassers.

2430. They were employed during the election—I am not speaking of canvassers?—No; they were paid so much a week. Now here is a list of persons who were paid differently for work done in the different wards.

2431. What I want to know is—wasn't there a list of persons, a number of young men, to be employed on the day of the election, and who were to receive two guineas a piece?—I paid a great number of persons that.

2432. Wasn't there a list of those persons who were to get two guineas a piece?—I had the names.

2433. Weren't you furnished with a list?—I didn't get a list to pay any one.

2434. Didn't you get a list on that sheet of paper to pay two guineas a piece to a number of persons?—When I paid, for instance, the North City ward payments, I got a list to pay two guineas to some persons; I got a separate list with each ward.

2435. Then you did receive a list from each ward of persons who were to get payment for service in that ward—a number of whom were to get two guineas a piece?—Yes.

2436. Who has these lists?—Mr. Sutton has them, as far as I know.

2437. Were these lists in existence when you left No. 3, Dame-street?—Do you mean 47?

2438. Three or 47?—I don't know that they were used in No. 3.

2439. If the payments were made there, they must have been?—The payments were made in 47 and 48.

2440. When these papers were used, what did you do with them—did you put them into the box that Mr. Meredith spoke of?—I think Mr. Meredith jumbled up three or four boxes. I only used my own private box, an alphabet box, which I got specially, with two keys to it. I intended to use it for receipts, and documents of that kind. I made very little use of it afterwards. One who knew more of election matters than we did, told us that we were entitled to get despatch boxes, and we got them.

2441. Did you never use the alphabet box?—I don't think I ever did.

2442. Mr. Meredith told us that the practice was to take up the documents in a basket from the lower room or office in 46, and put them on the table, and then that the door of your room was kept locked?—Yes.

2443. Had you a key for that door?—I had.

2444. And I believe Mr. Meredith had another?—He had.

2445. Were there three keys for that door?—I fancy there was a third key.

2446. Who had it?—I think a friend of Mr. Meredith's, Mr. Lane, had it.

2447. How did Mr. Lane come to have the third key?—I think Mr. Meredith asked me if he might have the third key.

2448. You understood then that there was a third key?—I remember something about it. The lock was broken originally, and we had a second lock put on. I don't know if there was a third key. Mr. Meredith told you, I believe, that the lock was tampered with, and that some stamps were taken from the lower room. Next morning when I went to open the door of our room, I found that the spring of it was broken, so I had a new lock put on.

2449. Did you make any examination to see if any papers were taken away?—No, we did not; there were no papers of any consequence in the room; the only things in the room were unpaid bills, which were lying about, some in envelopes, and some not.

2450. You did not leave any papers loose on the table?—My habit was to bring them home with me every evening; the only things I cared about were the receipts.

2451. You took away with you every evening certain papers in your despatch box?—Yes; and I think Mr. Meredith did so too.

2452. Were there any papers taken up in a basket from the lower room or office, and put in the upper room?—Yes.

2453. Were there any papers, or accounts, or documents, left about the room when you quitted it in the evening?—No, my practice was to clear up any papers we didn't take home with us, and these were put in the basket.

2454. When was the lock tampered with?—I can't exactly say.

2455. Was it before you paid any accounts?—It was; it was in the middle of the preparations for the election.

2456. Have you the payment of the lock in that book?—Not specially.

2457. Where was it bought?—It was done by that man, who lives in George's-street.

2458. North Great George's-street?—No, South—Dockrell, that's the name; Dockrell's man came and put on the lock.

2459. Was that long before you left 47, Dame-street?—It was the day after the stamps were stolen.

2460. When was that—I presume there is some record of that circumstance?—I know I had to replace them.

2461. When did you replace them; you must, I presume, have some entry of that?—[*Looks at book.*] Could it be on the 19th December?

2462. I haven't the least idea?—There was a large amount of stamps stolen—£30, or £35 worth.

2463. From whose office were they stolen?—It was Mr. Hodson had charge of the room, and he had a great many clerks employed at work there.

2464. Mr. MORRIS.—That book, I suppose, represents not only every cheque, but every item?—It represents all the bills I paid; I only give the tot of them.

2465. It represents not only the cheques, but the bills actually paid?—I don't understand what you mean by cheques.

2466. You paid by cheques, generally, I understand?—No, I can't say I did. I paid a great deal by cheque.

2467. At all events, it represents the £10,174 6*s.* that was expended?—It does.

2468. It represents every item, or rather bill?—Yes, every bill; for instance, here is Mr. Murphy, so much for a ton of coal, under the head of coal.

2469. Mr. LAW.—Can you tell us when it was the stamps were stolen?—There are two items I see here for stamps, it may be on the 13th or 14th November—postage stamps.

2470. I gave that to Mr. Hodson to make up for the stamps that were stolen.

2471. Was it in or about that time that the lock was tampered with?—It was.

2472. Did you then get a better lock put on?—It was the same class of lock, but it had a stronger spring; it wasn't a Chubb, it was of that character of lock, but not so expensive.

2473. It wasn't a mere latch?—No.

2474. There were only two keys to it?—As far as I know.

2475. Did you ever hear there were three keys to it?—I wouldn't swear that; but if there were, it made no impression on my mind.

2476. Did you ever hear there were three keys to it?—I wouldn't like to say one way or the other.

2477. Do you believe there were three keys to that door?—I don't fancy there were; possibly there may be. I know Mr. Lane used sometimes borrow my key to go into the room.

2478. Do you believe that, besides the key you had and the key Mr. Meredith had, there was a third key got—I presume the lock was bought with two keys, these locks generally have two keys?—I don't know of that.

2479. Who bought the lock?—I ordered it.

2480. Did you buy one with two keys?—I didn't buy it; I only ordered it.

THIRD DAY. *December* 1. Dr. Guinness Beatty.

2481. You had a key for it?—Yes.

2482. Mr. Meredith had another?—Yes. I have some idea now that there were three keys.

2483. Your belief is that there were three keys?—I have an idea that there were.

2484. Who was the person that had the third key if it was in existence?—Mr. Lane.

2485. He was, I believe, active about the election?—I did not know what his business was.

2486. You saw him there the day of the election, and Mr. Meredith stated that Mr. Lane was a very warm supporter of Mr. Plunkett, and that he was there the whole of the day of the election?—I know he wasn't a voter.

2487. What did you understand Mr. Lane was doing there?—I understood he was doing some court business for Mr. Plunkett; that is what I thought he was doing—if Mr. Plunkett had a brief which he could not attend to, that Mr. Lane represented him in court.

2488. If he represented Mr. Plunkett in court, for what purpose did he want a key for the room in Dame-street?—I made very little use of the room, and I saw Mr. Lane there with documents having red tape about them, which I fancied were briefs.

2489. Mr. Lane is a barrister?—I believe he is.

2490. Don't you know he is?—I know he is.

2491. You told us you thought his business with the third key was to do business in court for Mr. Plunkett. What did he want of the room up stairs if he had to be in court?—I didn't know anything of him until Mr. Meredith said Mr. Lane was a great friend of his, and a barrister, and he asked me to trust Mr. Lane with the key. Mr. Meredith said he was a bosom friend of his. I made no use of the room myself.

2492. Did Mr. Meredith make any use of it?—I used see him up and down stairs continually.

2493. Was there a fire in the room?—Yes, we used keep a fire there.

2494. And tables and chairs?—Yes.

2495. Was it fitted up as an office?—Yes, we did intend it to be an office originally.

2496. You did not use it as an office. I believe it was a sort of store room?—Yes.

2497. How long did you make it an office?—We never made it an office.

2498. How long did Mr. Meredith make it an office?—He never made it an office; it was never used as an office.

2499. Did you ever hear what it was Mr. Lane wanted with this room?—I did not.

2500. Did not you think it worth inquiring about?—I didn't; I knew he was a friend of Mr. Meredith's; he told me he was.

2501. You would not allow, I presume, every friend of Mr. Meredith's to get a key for the room?—I would allow anyone; I had no documents in it that I cared about.

2502. What became of the lock; I believe Mr. Meredith told us he has it himself?—I believe he has it on the door of his private study in town.

2503. Is the lock a good one?—It is pretty good.

2504. Did not it occur to you that it was a queer thing that Mr. Lane would want a key for that room?—Who told me I can't say, but I was under the impression—and knowing that he came down to court, to the Four Courts, very often—that he was doing Mr. Plunkett's business.

2505. If so, what did he want of this upper private room?—The lower room was Sir Arthur Guinness's and Mr. Plunkett's, the upper room belonged to myself and Mr. Meredith. I hardly ever used it.

2506. According to the best of your belief, was Mr. Lane there every day?—I would go in at ten in the morning, and Mr. Lane would be there in a few minutes, and then come down to court.

2507. Would he come back again to the room?—He may.

2508. When you say you believe there was a third key for the room, was not that key got because Mr. Lane would require it constantly from day to day?—I thought very little of it.

2509. Did you understand he was to be there constantly—did you understand he was to be there frequently?—I understood he was doing Mr. Plunkett's business; and if he had occasion to read briefs or to write, I thought he would write in that private room.

2510. Was he there practically every day?—I saw him every day.

2511. Generally was he there every day in this room at the top of the house?—Every day I saw him he was in that room.

2512. Your recollection is that he was there every day?—I think he was. When he came to our office he went into that room.

2513. And that was every day?—Yes.

2514. When he came how long did he stop there?—I can't say. I made no use of the room myself.

2515. Had Mr. Lane a desk or box of his own there?—He had not.

2516. Did anyone else go there but Mr. Lane?—I very seldom went up there. I can't say.

2517. Did you ever give your key to anyone?—I used lend my key to the housekeeper to have the room cleaned out.

2518. Who was the housekeeper?—Robinson.

2519. Did she occupy part of the same floor in the other house; you know that the two houses were thrown into one, the same floor extended across both, and a communication was made between them?—She did.

2520. Did Mrs. Robinson occupy the upper floor of the house next the castle?—She did.

2521. And your room was a back room in the next house on the same floor?—Yes.

2522. I believe you first occupied a front room?—I never sat there, but it was originally intended that we should have it.

2523. You moved into the back room?—Yes.

2524. Why did you move into the back room?—Mr. Sutton, I believe, shifted us into it.

2525. Why?—I can't say. I heard one morning that we would have to move into it.

2526. Was the front room used by anyone?—It was.

2527. Who was put into it?—Mr. Richard Barker.

2528. Did Mr. Byrne occupy any part of it?—No.

2529. Was this front room occupied solely by Mr. Barker—had he any clerks?—He had several clerks.

2530. Were they all there up to the time of the election, and after it?—Yes. They were retained after the election.

2531. Did Mr. Lane ever assist you in making out the list of persons to be paid?—He didn't assist me.

2532. I believe six thousand pounds was placed for disposal in your hands, and six thousand also in Mr. Meredith's?—Yes; we got share and share alike.

2533. Where did you lodge yours?—In the Royal Bank.

2534. Had you an account in your own name in the Royal Bank previously?—I had.

2535. How long before that had you an account in your own name in the Royal Bank?—Some months.

2536. When did you first begin to bank at the Royal Bank?—When my cousin was first returned.

2537. When was that?—After his father's death. I had an account in the Hibernian Bank at that time, and when I paid him off, I was asked by some friends to go to the Royal Bank.

2538. Who asked you to go to the Royal Bank?—Private friends—mutual friends.

2539. Mutual friends of whose?—Mutual friends of my own.

2540. Were they friends of Sir Arthur Guinness?—My father wanted me to go to the Bank of Ireland, and one or two other friends asked me to go to the Royal Bank.

2541. Who were the mutual friends—you said mutual friends asked you to go to the Royal?—I should have said mutual friends.

2542. Who asked you to go to the Royal?—A Mr. Mayne, I think, told me the Royal would be a good bank to bank in. I think he is a barrister.

2543. Does he live in Dublin?—He does.

2544. Who else besides Mr. Mayne told you to bank in the Royal Bank?—I really don't know—it was all a matter of talk which was the best bank.

2545. A matter of talk with whom?—I fancy it may have been at my uncle's table.

2546. You commenced by telling us fairly that some mutual friends told you to go to the Royal from the Hibernian Bank; now who were the friends?—I really don't know.

2547. Did you talk to Sir Arthur Guinness about it?—I did not; it may be at my uncle's table it was said, and my uncle may have been present.

2548. Who was it that told you to go to the Royal from the Hibernian Bank?—I really don't know; but it was no one connected with the bank or the election.

2549. When did you transfer your account to the Royal Bank?—The bankbook can tell that. It was very soon after that.

2550. After what?—After my cousin was returned; after his father's death, and when I had paid him off.

2551. When did his father die?—In '66, I think.

2552. Was it in 1866 or 1867?—It was in May, '67.

2553. And was it in 1867 you transferred your account to the Royal Bank?—I think it was.

2554. You are sure it was before last year, 1868?—Oh yes.

2555. Have you got any bankbook?—I have not.

2556. You mean, I suppose, not with you?—Yes; I have none with me.

2557. But you have a bankbook, I presume?—Yes, it is in the bank.

2558. To be written up?—No. I very seldom take it out of the bank; it is lying in the Royal Bank.

2559. You must get it for us; we shall want to see it and the block cheques?—Very well.

2560. I presume you constantly sent cheques to the bank for money?—I did.

2561. You will remember that we shall want to get your bankbook?—It is a private bankbook.

2562. We cannot help that; it is your own fault for mixing up your private with public accounts?—Very well.

2563. Mr. MORRIS.—Would there be any means of distinguishing them?—Yes; the large items would tell Sir Arthur Guinness's accounts, and the small items would be mine.

2564. Mr. LAW.—Have you got the cheques?—I never saw them since.

2565. We shall require the blocks and the bankbook; how were these persons paid the two guineas a piece?—With two guineas.

2566. Were they paid with Bank of Ireland notes and two shilling florin pieces?—They got the coin in their hands.

2567. They were not paid by cheques?—No.

2568. Was it you or Mr. Meredith paid them?—We paid them half and half.

2569. You were both sitting together when you paid them?—The first couple of days we were not.

2570. What first couple of days?—The first couple of days of the payment of the check clerks.

2571. Were you both sitting together in November?—We were.

2572. The two guineas a piece to these persons would, I presume, be paid, at the election time?—Yes.

2573. And you say they were all paid in coin?—Yes.

2574. Did you get two-shilling pieces to add to the pound notes?—Not specially. I may have given them two shillings or four sixpences. What I want to say is that I didn't get two-shilling pieces specially for them. I used to get change of £5 in silver; that was my practice.

2575. Do you believe that Mr. Sutton has the lists from which you made these payments?—Yes, as far as I believe, he has.

2576. When did you see them last; did you see them after you made the payments?—I haven't seen them since I left 47, Dame-street.

2577. And you didn't leave 47, Dame-street until late in December?—No.

2578. You will recollect the time of presenting the petition?—I remember hearing of it.

2579. It was presented, as a matter of fact, on the 15th December?—Yes.

2580. And I presume you heard of it immediately?—I think I was in court at the time. I heard it ten minutes after it was presented.

2581. And I presume Mr. Meredith heard it almost as soon?—I don't know where Mr. Meredith was at the time.

2582. At that time you were still in 47, Dame-street?—Yes, I think I was.

2583. All these payments were made in 47?—Yes.

2584. As it was a document of this kind from which you made the payments, what was done with the list?—According as we paid them we drew our pens through the names.

2585. You wouldn't pay all in the same day?—No.

2586. Suppose this was the list you were paying from, and you got your pen down to a certain number of names, where did you put the list for the night; did you deposit it in the box?—No.

2587. Where did you put it?—It used go upstairs in the basket, and be left there.

2588. When the payments were completed, where did you put the lists which you didn't want to look at again?—As soon as the list was paid off, that's all I had to do with it.

2589. What did you then do with it?—Nothing.

2590. Did you destroy it, or did you burn it?—I never burned anything at all.

2591. Did you tear it up, or designedly destroy it?—I did not.

2592. Not having destroyed it, what became of it? I believe all these lists Mr. Sutton has, as far as I know.

2593. Have you ever seen the list since you made the payments?—Never.

2594. Did you ever hear of it since then?—Never.

2595. You heard that a number of papers had disappeared?—Yes.

2596. It was a matter of common discussion, was it not?—I heard that they were destroyed.

2597. When did you hear it first?—About the time of the petition.

2598. Being presented?—No, after it was tried.

2599. Was that the first time you heard of any papers being missing?—Yes, that was the time I heard it.

2600. You didn't hear it before that?—I don't remember hearing of it at all before that.

2601. Had you any conversation with Mr. Sutton as to the documents that were not forthcoming?—I had not. My documents were not missing, and I didn't interfere with anything else.

2602. Do I understand you to say that all the papers you had at any time you have retained down to the present moment, except those which you returned to the sheriff?—Yes, every document, such as placards or printed cards, I sent off to Mr. Sutton.

2603. Placards?—Yes, copies of posters.

2604. Did you ever see a placard with the name of Marcus on it?—I did not.

2605. You heard Forrest depose to the printing of a certain number of placards with that name on them?—No, I never heard of it.

2606. Did you hear him examined at the trial of the petition in January last?—I did not; I wasn't in court at the time.

2607. Did you ever hear that he deposed to the printing of a certain number of placards with the words Marcus's office on them?—I did not. I never heard a word of it.

2608. Did you ever hear of the name of Marcus before?—I did. I heard the name.

THIRD DAY.
December 1.
Dr. Guinness Beatty.

2609. What did you hear in connexion with that name?—Nothing.

2610. When you heard the name, what did you hear about it?—I never heard of it until I heard it in this court during the trial of the petition.

2611. You know the office or place, 76, Capel-street?—I know the printing-office.

2612. Have you ever given any orders to Forrest for printing work?—I gave no orders at all.

2613. By whom were the orders given to Forrest?—Mr. Sutton had a book to give them, and when the orders came in with the bills I had to pay them.

2614. I believe you paid Forrest one bill for £100?—I did not.

2615. I think that was your evidence at the trial of the petition?—If so, it's all right.

2616. When paying his or any other bill, what did you require as a voucher for it—he sent in his bill, but what voucher did you require that it was all right?—He sent in his bill, and I paid it.

2617. Have you Forrest's bill among the bills you retained, and which you gave to us?—I believe it is there; I believe I had.

2618. To the best of your recollection, if there was any bill of Forrest's destroyed, was it because it was not worth keeping? I ask you this, because you were examined at the petition about it?—I produced his bills at the time of the petition.

2619. And of course you have them?—They are quite right.

2620. Do you remember that you did produce his bills at the petition?—I do, well; they are tied up there.

2621. Did you pay him anything for which you have no bills?—No.

2622. Directly or indirectly?—No.

2623. Did you send any money to or for him, for which you had no bills?—I did not.

2624. Do you know anything about the Mr. Foster that is mentioned?—No.

2625. Did you know anything of him at the time?—I never heard his name up to that; I never laid my eyes on him, as far as I know.

2626. About how many bills do you suppose you destroyed—either you or Mr. Meredith for any reason, in the course of the day?—The only way I could tell that is by totting up that book and counting them with the payments.

2627. That book does not give the items of each payment?—It doesn't give the bills, it gives only the tot. Mr. A, so much for printing or stationery, as the case may be.

2628. It merely gives the gross amount of each payment?—That's all.

2629. There is nothing to show that it is a particular bill?—It corresponds with the docket which the sheriff has.

2630. There is nothing to show that there is a payment for a particular item which he gave?—No; it is only under certain heads.

2631. If, for instance, a tradesman sent in an account for stationery or printing, did you ascertain whether the work was done by him or not, before you paid him—did you require it to be countersigned by anyone?—By Mr. Sutton.

2632. Does Forrest's bill show any counter-signature of its having been passed—is it marked in any way?—Mr. Sutton requested, when giving the orders, all the printers and stationers to send in copies of the work done with their bills.

2633. To whom were they to be sent in?—To himself; they were generally directed to the expense agents, but it was he looked at them.

2634. To whom was the duty consigned of ascertaining or inquiring when the bills were sent in, that money's worth was got—was it to Mr. Sutton or to you?—Not mine; I was only the expense agent, and was merely a tool in Mr. Sutton's hands.

2635. What indication had you that you were to pay a certain amount—was the bill sent to you?—It was,

2636. Did you then send it to Mr. Sutton, to see if it was to be paid?—I would show it to him.

2637. Was there any mark put on it?—I have his name on a great many documents.

2638. Authorizing you to pay?—Yes; for others I had his verbal authority.

2639. If you were told by him to pay a bill?—I paid it.

2640. You would receive these instructions from either Mr. Sutton, Mr. Julian, Mr. White, or Mr. Williamson?—I asked no questions of Mr. Williamson. If Mr. White said the bills were correct, during the absence of Mr. Sutton, I'd pay them.

2641. If any of the four said so, you would pay the bills?—Not any of them, only Mr. Sutton or Mr. White. These were the only two who had authority to give me to pay bills.

2642. But, for all you knew, the work for which you paid may not have been done at all?—That was no affair of mine.

2643. And the bill may be a cover for anything else, for all you knew?—I saw the copies of the work.

2644. But you had no notion whether the order was for a thousand or six thousand copies, if it passed Mr. Sutton or Mr. White—Forrest's bill came to charge so much for printing, and he sent in specimens of the work done; he may charge for a greater number of copies than he supplied, or than were ordered?—That was Mr. Sutton's business.

2645. The bill might cover a great many things, if it passed under the head of printing?—I would be sorry to say that. I was only told to do a certain thing, and I did it.

2646. We will expect you to seal up your bankbook and send it to us—you have no other papers connected with the election?—None whatever. When you are looking at the bankbook you will see that the bank drew a line after I drew the balance that was due to Sir Arthur Guinness.

2647. Is there a cheque drawn for paying him the balance?—There is.

2648. Had any of the subsequent payments you drew on the bank any reference to the election?—They had.

2649. After where the line is drawn?—Yes.

2650. What was that?—It was in reference to the sheriff's account during the election. I paid him two cheques—one for £200, and another for £400—that made £600. After the election Mr. Sutton found fault with these accounts, he thought it was an overcharge, and he refused to pay the sheriff so much.

2651. You had paid the sheriff at the time?—I had, and Mr. Sutton refused to allow it to pass. He limited the account to £520 1*s*. That left a balance of £80 1*s*. that I over-paid the sheriff. When I went to lodge the receipts with him, I told Mr. Ormsby that Mr. Sutton wouldn't allow him so much, and that he had taken £80 1*s*. off. Mr. Ormsby said, "All right, I will give you an I. O. U. for it," and he gave me an I. O. U. A cheque for £86 was given to refund this money, which was afterwards allowed by Mr. Sutton on looking into the accounts.

2652. Ultimately after Mr. Sutton's taxing off of the £80 it was allowed?—Yes.

2653. And Mr. Ormsby was not asked to pay it?—No. There was added £5 or £6 more.

2654. So that instead of your being repaid £80 by Mr. Ormsby, his I. O. U. was torn up, and he was paid an extra £6?—He would not take it.

2655. In whose favour was the cheque drawn?—In mine.

2656. Was there any other money paid after the election?—I think there was some three or four and twenty pounds, I forget how much exactly it is. There were one or two receipts I forgot to put into the sheriff's box. I hadn't them at the time. I didn't know of them at the petition; it was after it I found it out. It was going over the blocks I found that there was no receipt in the box, or in this box for the amount. I was at the time out of pocket that money,

and Mr. Sutton wrote to Sir Arthur Guinness that he believed my word.

2657. There were these few instances in which payments were made by you, that were not entered in that book?—Not voluntarily.

2658. I do not say it was—but you found that there were some instances in which you forgot to make entries of payments in that book?—Yes; they were payments to tally boys, poll clerks, and others, the receipts for which I may have lost.

2659. Mr. MORRIS.—They came to £23 or £24?—Yes.

2660. Mr. LAW.—We may require you again to ask you a few questions, when we have looked over these documents and the bankbook.

2661. Mr. MORRIS.—When was the line drawn in your bankbook by the Royal Bank?—When they made up my book after the petition.

2662. One or two months after?—No, it was almost immediately after—three or four days after.

2663. Mr. TANDY.—Was there a person of the name of Thomas Noblett returned to you to be paid?—I know there was a man named Noblett returned to me.

2664. Do you recollect what the entire of the sum that was paid to him?—There was two guineas at one date paid to him.

2665. What date is that?—On the 27th November. Judge Keogh marked that entry himself.

2666. What was Noblett's Christian name?—The initials are J. B. Noblett.

2667. Is there any residence given?—No; in the book the entry is—two guineas, one week.

2668. Is there any other person of the name of Noblett mentioned in that book?—Is there any ward with which he is connected—I was looking at the central committee-rooms.

2669. I cannot tell that—try Inns-quay ward?—I have no one in that ward of that name that I paid.

2670. Have you got any person of the name of William Watkins?—I have that name. Judge Keogh drew his mark on it.

2671. What class of payments would pass under the head of central committee-rooms?—We would have persons that took care of the house, people that washed the house, the clerks employed in it, the messengers of that place, the door-keepers, Watkins—I have the name here.

2672. Is he under the same head?—Yes; he is put down as canvasser, £4, 27th November—he is a tally clerk.

2673. Have you got any other entries?—I don't know.

2674. Have you got any entry of the name of William Kemp?—Kemp—I don't remember that name at all.

2675. What ward was he in?—I can't tell you that.

2676. Look at the central ward?—I know nothing of him.

2677. Do you know a person named Joseph Harris, of Ferrier and Pollock's?—I do, well.

2678. Is he a partner in that firm?—I don't know.

2679. Do you recollect seeing him about the time of the election?—I don't remember his appearance until after the election.

2680. Do you recollect that he had any office or room in Dame-street, in 47 and 48?—I don't remember him until after the election; he had no room or office, to my knowledge, in 47 or 48 Dame-street.

2681. Where did you see him after the election?—I can't tell where I saw him. I don't remember where I saw him.

2682. Did you see him since?—I saw him very many times since.

2683. Do you remember him busying himself in election matters?—I do not.

2684. Do you recollect seeing him in 47 or 3, Dame-street?—I do. I took him, I recollect, for a clergyman, he wears a white cravat; he was no friend of mine.

2685. Had he an office or room in 47 or 3, Dame-street?—He had not.

2686. Do you recollect seeing him in any of the rooms in 47 and 48, Dame-street?—I recollect his son-in-law, he was a printer and he did some work for us. He came with him there one day.

2687. What is his son-in-law's name?—I think it was Cowan. I forget—I don't know what it was.

2688. Mr. LAW.—I suppose you have a heading for printing?—Yes; yes, Cowan, I fancy, is the son-in-law's name.

2689. Mr. TANDY.—What is his Christian name?—Samuel Cowan, I think.

2690. What is his place of business?—I know nothing of him.

2691. Do you know of any money being brought to 47, Dame-street, about the time of the election?—Certainly not.

2692. Are you aware of any money being used for election purposes, that did not go through you or Mr. Meredith?—I never had a halfpenny.

2693. Were you at Green-street here on the day of the election?—I was.

2694. Did you vote as a freeman on that day?—I did.

2695. Did you see any young men bringing up voters to the poll?—I was the third or fourth that voted, and I ran away immediately. I didn't remain two seconds in the place. I ran in one door, and went out the other.

2696. Do you recollect whether Joseph Harris or any person of the name of Harris had a key for the room in 47 and 48, Dame-street?—He hadn't a key for any room there, that I am aware of.

2697. Do you recollect having seen him there?—I cannot recall to mind his being in that room.

2698. Except Joseph Harris, do you know of any other person of the name of Harris having taken part in the election?—I do not.

2699. Do you know anybody of the name of Malley or O'Malley?—I do not.

2700. Mr. LAW.—Mr. Meredith told us that a person of the name of Alexander MacNeill had a room under the room of the housekeeper in No. 47?—That was the room I alluded to in which I said Mr. Barker was.

2701. And that he was afterwards replaced by a gentleman named Mortimer?—Mr. Barker replaced him.

2702. How long was MacNeill there before he was replaced by Mr. Barker?—The first moment I went to the central committee rooms I saw him there.

2703. Where was he removed to?—He was in Sackville-street before the election.

2704. How long before the election was he in Sackville-street?—He was there three weeks before it.

2705. Did you pay any money to MacNeill at any time?—No.

2706. Did he never get any money from you or Mr. Meredith?—He did not; he didn't get a halfpenny from me, at all events.

2707. Did you hear his name mentioned in connexion with money being used?—I did not.

2708. Why was he removed from Dame-street?—Mr. Sutton removed him.

2709. Did you hear at any time why he was removed?—I did not.

2710. Was there a book kept for the recommendation of persons to be employed?—There was.

2711. Had you charge of it?—I had not.

2712. Where was it kept—was it in Mr. Sutton's office?—It was in the room where Mr. Julian sat.

2713. Did Mr. Julian sit in the same room with Mr. Sutton, or had Mr. Sutton one room and Mr. Julian another?—Yes; Mr. Julian's room was what we would call the best bed-room.

2714. Was that Mr. Hodson's room?—No; Mr. Hodson was down stairs; he was in, I suppose, the drawing-room.

2715. Mr. Meredith told us that Mr. Sutton's private room was down stairs?—No; Mr. Sutton's room was in the top of the house.

THIRD DAY. *December* 1. Dr. Guinness Beatty.

2716. Mr. Meredith stated that Mr. Byrne occupied the top of the house with some clerks?—There were two rooms in the top of the house. Mr. Sutton occupied one of them and Mr. Byrne occupied the other.

2717. And it was in that same house that Mr. Julian had his room?—Yes.

2718. Is it in that room that the book was kept?—Yes.

2719. Did that book contain the names of all persons to be employed for any purpose?—Their names were entered in the book.

2720. When did you see that book last?—Not since the day of the election, or before the day of the election.

2721. You saw it in that room then?—I saw it two or three days before the election.

2722. Did you ever hear any reason given for MacNeill's removal from that house?—No, I did not.

2723. Did you ever hear any reason for his removal spoken of?—I heard no reason spoken of.

2724. Was there any complaint made of him?—Not to my knowledge. I didn't know, in fact, that he was gone until a couple of days after he was gone.

2725. When you heard he was gone, did you hear any reason for his removal?—I heard there was some one wanted in the North City Ward, and Mr. Sutton sent him.

2726. That was all you heard?—That was all.

2727. You didn't hear that anyone required him to be removed?—I did not.

2728. How was he employed in the North City Ward?—I haven't the most remote idea.

2729. Had he a good office there?—He had a large office.

2730. Mr. TANDY.—Did you ever hear that MacNeill was in the habit of spending money in the North City Ward?—Never.

2731. Did you ever hear he spent any money?—I did not.

2732. Mr. LAW.—Have you ever spoken to him?—Yes; many a time.

2733. Did you speak to him at the time of the petition?—Yes.

2734. Was he pleased at being sent to Sackville-street?—He said he had a very nice office there. I don't remember his finding any fault at all with it, not a bit.

2735. Who was it that ordered him off to Sackville-street?—I presume it was Mr. Sutton, he was the manager there. Why he did so, I don't know. I remember being in the office in Sackville-street. MacNeill showed me his furniture, and he said he was very happy and comfortable there.

2736. Did you never hear any reason assigned for his removal?—I never asked. I thought Mr. Sutton had some reason, but I never asked.

2737. Did you ever hear any suspicion thrown out?—I never heard the slightest suspicion thrown out. I knew the thing was done; I didn't hear of it for two or three days after. He was removed, and that was all I heard about it.

2738. Was there an impression that MacNeill wasn't judicious?—It turned out afterwards that he was not.

2739. In what way?—He ordered very expensive furniture, which Mr. Sutton thought was rather expensive.

2740. Was that for the office?—Yes. We had easy chairs, or rather cushioned chairs, instead of common chairs.

2741. What ward had he charge of?—I am now talking of the Central Committee rooms.

2742. Was it for that room he ordered the furniture?—Yes, for the Central Committee rooms.

2743. Did you ever hear anything thrown out against him?—Never.

2744. Mr. TANDY.—Was it Cowan that was the son-in-law of Joseph Harris?—I fancy that's the name. I see it in the book under the head of printing.

2745. I see Samuel Cowan, No. 27, Upper Parnell-place, Harold's-cross—I suppose that's the same person?—Yes; he did live up in that direction I know. I remember his private residence.

2746. Mr. LAW.—Did you ever hear from whom the furniture was ordered—was it from Mr. Tickell, do you recollect?—It wasn't; it didn't come from Tickell's.

2747. There was some dissatisfaction about it?—Mr. Sutton thought it was a little extravagant.

2748. From whom was it ordered, do you recollect?—From Mr. Brunton, if I mistake not. I think it was he supplied the committee rooms with furniture.

2749. Did you hear that MacNeill ordered any furniture from Mr. Tickell?—We had furniture from Mr. Tickell—I don't know who ordered it.

Joseph Turner.

Joseph Turner, sworn and examined.

2750. Mr. LAW.—What are those two books you produce?—The registry of the staff.

2751. Is one the old and the other the new?—Yes.

2752. When was the new one written out?—In winter of 1867, I think.

2753. And the names were transferred from the old to the new?—Yes.

2754. Was Charles Malley in the service of the Company while the old book was used?—No, but Lyons was.

2755. Charles was not quite a year there?—About that.

2756. I suppose you have the page marked about which Mr. Ward gave evidence?—Yes.

2757. Do you see the entry there about Lyons Malley?—Yes.

2758. Do you see first of all the date "November, '68?"—Yes.

2759. What does that column purport to state?—The date in which he left the service.

2760. It is entered there as November, '68?—Yes.

2761. Was it you who made the entry?—Yes.

2762. Is it entered there from any other book? Is there any rough book from which that is a clean entry?—No.

2763. Then that is the first entry in reference to this matter?—Yes.

2764. In the ordinary course of business are the names of the different clerks or employes written in the book?—Yes.

2765. And these columns are filled up according as they are transferred or leave the service?—Yes.

2766. Now, in 1867 the name of Lyons Malley appears, and again in the last column at November, 1868?—That was when he left.

2767. What is the first column?—The Christian name and surname.

2768. The next?—The date of appointment.

2769. What was the date of his appointment?—June, 1866.

2770. That I suppose is the appointment in that particular office?—The date he joined the service first.

2771. Does that represent his service in the audit office?—No, he was two or three months at the North Wall before he came to the audit office.

2772. He was not in the service before June, 1866?—No.

2773. What is the next column?—Situation appointed to.

2774. What others then?—Next "transfer" to the audit office.

2775. The next I see is a heading for fines, and there are blanks?—There are no fines.

2776. What is in the outside column?—The word "Resigned."

2777. Who wrote that?—I did.

2778. When did you make that entry?—About three weeks after he left the service. It was about November.

2779. As soon as you ascertained that he would not come back?—Yes.

2780. Who directed you to make it?—No person.

2781. How did you ascertain he had resigned? Were you told he had sent in his resignation?—He sent in no resignation, but he did not come back.

2782. Is it your practice to enter a person as "resigned," without any resignation having been sent in?—No.

2783. Why did you write the word "resigned" there?—He did not formally resign. He sent in no written resignation, but he did not come back.

2784. Were you told to enter "resigned" there?—I have no recollection. I marked "resigned" when he did not come back to the service.

2785. If a clerk makes default, and never comes back, do you enter "resigned" for him?—No.

2786. What then?—"Left the service," or "absconded," as the case may be.

2787. Did Lyons Malley leave the service with-out giving any notice, so far as you know?—No, he did not.

2788. Well, did he tell you he was going away?—I think he had a conversation with the manager or the chairman.

2789. That is Mr. Cusack or Mr. Skipworth?—Yes.

2790. Did he give you to understand that he had a conversation with either?—I was not told exactly, but I had that impression.

2791. From what did you form that impression; you must have heard something which induced you to form it?—I could not say exactly.

2792. When you entered that, you were under the impression that he had had a conversation with either the manager or the chairman?—Yes.

2793. Did you ever make any inquiry as to whether he had that conversation?—No.

2794. Do you know whether he had or not, or did you hear it said?—I never heard it said.

2795. You never heard it spoken of?—No.

2796. Was it ever said in the office that he had given notice, or had had a private conversation?—Not to me.

2797. Was it said to anybody?—I am not aware.

2798. Did you hear it said by anybody?—No, I did not hear it said.

2799. Was it your impression he had that conversation?—I thought so.

2800. Did you ever ask Mr. Skipworth if Malley had such conversation with him?—No.

2801. Did you hear Mr. Skipworth say whether he had or not?—No, never. He was frequently in and out of the office.

2802. Do you represent to us that you entered that word "resigned" for a defaulting clerk, without a conversation with anyone, or having heard from anyone that the man was to be considered as having resigned?—He was not a defaulter, so far as I know.

2803. Not in the way of money, but he was away without leave. Don't you know that his superior had made an entry that he had gone away without leave?—Yes, I saw it.

2804. Well, considering that he had gone off without leave and not returned, what induced you to think he had had a conversation with Mr. Cusack or Mr. Skipworth, which amounted to letting him go; who induced you to think that?—He had several interviews with the Chairman, Mr. Cusack.

2805. Who told you that?—I have seen him going into the Chairman's and Manager's private office.

2806. Had Lyons Malley frequent private conversations with them?—Yes, and on two or three occasions he was sent for by the Chairman and Manager.

2807. About what time was this; was it shortly before he left?—It was about a month or so previous to his leaving, or perhaps it was two months.

2808. You say you remember his being sent for?—Yes.

2809. Was that on more than one occasion?—I think only on one occasion.

2810. How long before he left in November?—I should say about three weeks or a month.

2811. How long before that had he private conversations with Mr. Skipworth?—It was on or about the same time. He had frequently been reported for little things that occurred, and he was sent for.

2812. For irregularities?—Yes, or complaints.

2813. By whom?—The superior of the audit department, Mr. Landy.

2814. Were they written or verbal?—Verbal.

2815. Was it in consequence of these complaints from Mr. Landy that he was sent for to have the interviews with the Chairman or Mr. Skipworth?—I could not say that exactly.

2816. Do you mean that he was sent for by the Chairman or Mr. Skipworth about complaints, or sent for on some private business?—I could not say that; whenever he was complained of he was sent for.

2817. Did you understand that he had been complained of?—On one or two occasions he was complained of.

2818. Was he complained of on the occasion he was sent for by the Chairman?—I could not say that.

2819. Was he in the private office?—The Chairman could ring the bell, and direct anyone whom he wanted to be sent for.

2820. Was Lyons Malley a clerk who looked upon the Chairman as his friend?—I could not say.

2821. Did Lyons Malley give you to understand that the Chairman was a friend of his father's, and well disposed towards himself?—I never heard that.

2822. What induced you to put the word "resigned" down when the clerk walked off; did you put it there within three weeks of his going away?—About that time, as I learned he was not coming back.

2823. Who did you hear that from?—From Mr. Skipworth.

2824. Then did Mr. Skipworth when he told you that, tell you to enter the word "resigned?"—I am not sure if he told me that.

2825. Did he give you to understand that that was the sort of entry you were to make?—He did not tell me what to put down.

2826. Did he say that you were to make it appear as "resigned"?—There was a conversation to the effect that Malley was not coming back.

2827. Was it in consequence of what Mr. Skipworth said, that you made the entry?—It was.

2828. Immediately after hearing he was not coming back?—In the course of the day.

2829. Now like the others who have been examined, had you heard the rumours after the election about the railway tickets being used?—I did.

2830. How soon after the election?—I could not say.

2831. Two days?—The first I heard of it was in the public papers.

2832. I don't refer to anybody swearing it, but did you hear, like the rest of your fellows, rumours in the office after the election, that tickets were used?—I am not in the same office as the others.

2833. In any part of the establishment did you hear it?—I am not certain whether I heard it first, or saw it in the papers, but I think I saw it in the papers first.

2834. How soon after the election?—I took no particular note.

2835. Do you remember that Malley disappeared?—Yes.

2836. On the 14th November?—Yes.

2837. And the election was on the 18th. Did you hear it within a week after the election; that is, before the end of November?—Perhaps it was. I could not say to a week or a fortnight, as I took no note.

2838. Did you hear the name of Lyons Malley mentioned, as the person likely to have taken the tickets so used?—I did; I heard some mention of Malley.

2839. Tell us the truth at once?—I think I read it in the papers first.

2840. About Malley?—Yes; something about the railway tickets.

2841. Did you hear Malley's name mentioned as a likely person to have taken the tickets?—Not at that time.

2842. At what time then?—Since the Commission commenced.

2843. Did you hear it at the time?—No, I did not.

2844. Within a fortnight of it?—No; I saw it in the papers about the tickets being used, but no names were mentioned.

2845. Did you hear there was an inquiry made in the audit office?—I knew an inquiry was made.

2846. At the time you knew that, did you hear the name of Lyons Malley mentioned as suspected of having taken them? Don't you know he was suspected by the people of the railway?—I don't know that.

2847. Did you never hear his name mentioned as being suspected?—Not then; but only since the Commission commenced.

2848. Within the last two or three days?—Yes; that I heard his name.

2849. Did you hear any other name before?—Never, any other name but his.

2850. When did you hear it first; was it within the last two or three days?—Yes, since the inquiry.

2851. Do you mean to say you never heard it until then?—Yes. I heard of the tickets being taken out of the office.

2852. You heard of the inquiry?—Yes.

2853. And that it was held?—Yes.

2854. Did it not occur to you to ask what was the result of the inquiry?—No; it was a private inquiry made by the chairman and manager.

2855. Did you ask of any of the audit clerks if anything was discovered?—I think I had some conversation.

2856. I think it is most likely you had?—There was some conversation about the tickets being taken.

2857. With whom?—Mr. Hall, of the audit office.

2858. When?—At the time the inquiry was made, or shortly after.

2859. Was that in the month of November?—It was either in November or early in December.

2860. Was it before you entered these words in the book?—Afterwards.

2861. How long?—I entered them, I mean, after the conversation.

2862. You had a conversation with Mr. Hall about the then past inquiry?—Yes, about the tickets.

2863. And then, after that, you had a conversation with Mr. Skipworth, the result of which was that you made the entry?—Not the same day I had the conversation with Mr. Hall. I made it the same day I had the conversation with Mr. Skipworth.

2864. And that was at a date subsequent to the conversation with Mr. Hall?—Yes.

2865. And the inquiry was before that?—It was.

2866. What was the conversation?—I asked him had anything turned up, and was anyone suspected.

2867. What did he say?—He said no one could be suspected, as it could not be told who took tickets there were so many in the office.

2868. Do you mean to say that he told you nobody was suspected?—He did.

2869. Did you ever ask anyone else?—No.

2870. Did you ever ask Mr. Skipworth?—Never.

2871. What office are you in?—In the manager's office.

2872. Under Mr. Skipworth?—Yes.

2873. You knew that he was making inquiry?—Yes.

2874. Did you ever speak about it to any of the clerks in your office?—No. We in our office have nothing to do with the audit office.

2875. I ask of your own clerks to whom you occasionally spoke when the inquiry was the subject of discussion in other offices, did you speak of it, or mention it to your brother clerks?—We were speaking of the mysterious way the tickets went out.

2876. It was the subject of investigation?—We considered who it could be that would play such a trick as that.

2877. I suppose you took some interest in the matter?—Naturally, of course.

2878. Did you never ask or make inquiry to find out who was suspected?—No.

2879. Did you speak to Mr. Hall more than once?—No; that is all.

2880. Did you speak to Mr. Byrne?—No.

2881. Your evidence is that you never heard Lyons Malley's name mentioned at all until the other day?—Never till this week.

2882. I suppose the older book contains the names of the clerks—does it contain the date that Lyons Malley entered the service?—Yes, in both books; one is a transfer of the other.

2883. What have you entered opposite Charles Malley in the new book—what date have you entered for his disappearance?—November.

2884. Did you make that entry in November?—I did, because he resigned. He sent in a written resignation.

2885. In November?—Yes.

2886. Do you state that you made that entry on the day of his ceasing to be in the service of the Company, and that that was in November?—No; he went to London, and there he wrote the resignation.

2887. That was not in November?—I forget the date.

2888. Did you make that entry in the month of November at all, look at the book?—It is entered November, 1868.

2889. He went away?—He did, I imagined.

2890. Are you aware his name was in the book up to the 10th of December—did you hear that before?—I don't recollect.

2891. Do you enter your name in the attendance book?—Yes.

2892. You saw the entry in red ink by Mr. Landy of the disappearance on the 14th of Lyons?—Yes.

2893. Did you see a continuous entry of Charles Malley's name?—We don't sign in the same book.

2894. Did not you sign at that time in the same book?—No; in the two offices we have separate books.

2895. Had you the same at that time?—I am not certain. There was a change made.

2896. Was it in the same book you signed then?—I cannot say. I was present when Mr. Landy wrote that in red ink, and I knew that Lyons had gone without leave.

2897. What did Mr. Landy say?—I saw him writing that in red ink.

2898. Did he say anything?—Not to me.

2899. To anybody else?—No; I did not hear him. He wrote it in red ink, and went in to the manager.

2900. Did he take the book to the manager?—I think not.

2901. What time did you make the entry as to Charles?—I could not say the date.

2902. Who told you he had gone away in November—you do not enter these things by random, I suppose?—No.

2903. Did you put in that entry after his letter of resignation was written?—Yes.

2904. Do you know what date that was?—I don't recollect.

2905. Would you be surprised to hear that the letter was written on the 11th of January?—I don't know the date.

2906. Then your first answer—that you made the entry in 1868 would be inaccurate—if you did not do it until the 11th of January 1869?—I forget the time I entered about Charles. It might have been a month after.

2907. That would bring you to December, and the resignation is dated in January. Did you enter that before the letter of resignation came?—No. I would not do that.

2908. Why did you put in the month of November

as the date of resignation?—It must have been an oversight.

2909. Why did you put in the same time for the resignation of both brothers?—Perhaps it came into my head that they resigned at the same time.

2910. Did you make no inquiry, for everybody else knew that Charles was there long after his brother?—I knew that.

2911. And therefore you entered that he went away at the same time?—I thought they might have resigned at the same time.

2912. Don't you know he was there longer?—He might have been for a fortnight or a month.

2913. Was it because he might have been a fortnight or a month longer in the service that you entered that without inquiring about it?—Yes.

2914. I suppose the book itself was written so far back as 1867. When was Charles Malley's name put into the book?—August, 1868.

2915. The names are entered as the parties join?—Yes.

2916. And these columns are filled up after?—Yes.

2917. The names subsequent to Charles's came after?—Yes.

2918. Now you must see you made some mistake about this. When did you enter that?—I could not say.

2919. Have you any recollection? Do you remember the fact of writing it?—I cannot say. These are things we do every day in the week.

2920. Clerks do not go off every day in the week?—No.

2921. Do you remember making the entry?—I have no particular recollection. It is my writing I see.

2922. Do you remember writing it?—I don't remember now. It is my writing.

2923. Do you remember writing the word "resigned?"—I could not remember what date it was.

2924. Do you remember the fact of writing it?—Yes, of course it is there but I do not remember doing it.

2925. Do you remember the fact of writing it, no matter on what date?—No.

2926. Have you any recollection of the matter?—I know it is my writing.

2927. Do you remember as a matter of fact that you did write it? Do you remember writing the word "resigned?"—I don't recollect.

2928. Not the date?—There is no mistake I did it.

2929. We know that that is your handwriting. Do you remember writing it?—I have no particular recollection.

2930. Have you any recollection at all, particular or general?—No.

2931. Do you or do you not remember writing this word?—I do not in particular.

2932. Do you in general?—No.

2933. Do you know where you wrote it?—In the office.

2934. What office?—The manager's office.

2935. Do you make those entries out of your own head, or after consultation or speaking to Mr. Skipworth?—Generally speaking, I make them out of my own head according as I see things recorded. There are many changes. In Charles's case it might have been overlooked when he resigned.

2936. And it might have been entered in February then?—Yes; it might have been overlooked.

2937. Or March, perhaps. Do you remember the election petition trial?—I remember there was a trial.

2938. Was it before or after that?—It was before that.

2939. Was it before Christmas?—No.

2940. Perhaps it was?—No, certainly not.

2941. Do you recollect as a matter of fact that there was a written resignation from Charles Malley?—I do.

2942. Did you ever see it?—I did.

2943. Was it in your hands?—It was.

2944. Was it after the letter was put into your hands that you made the entry?—It might not have been that very same day perhaps.

2945. I did not ask that. Was it before or after you saw the letter that you made the entry?—I imagine it must have been after. I might have filed the letter and not marked it off in the book at the time.

2946. Did you do it before it?—I might have done it. He did not resign for some time after he went away, and I might have marked it after he went.

2947. Did you know that Charles Malley had left the service within a day or two after he did leave?—I knew he was away, but I was given to understand he would be back.

2948. Who gave you to understand that?—Himself. He was looking for leave.

2949. Did he give you to understand he was going?—He said he was going on leave. I understood he asked for a week's leave.

2950. From whom?—The manager, Mr. Skipworth.

2951. He asked Mr. Skipworth for leave for a week?—He did.

2952. Did he get it?—He got a pass to go to London.

2953. From whom?—By Mr. Skipworth's application.

2954. To whom?—I forget the name of the manager in London. It was by the Great Northern Railway to King's-Cross station. He got a pass to go to London through Mr. Skipworth, and he never came back.

2955. Was it a return pass?—I am not certain.

2956. Could Mr. Skipworth tell?—It is very probable.

2957. You are aware that Malley applied to Mr. Skipworth?—Yes, and got a pass.

2958. Was that some time before Christmas?—I could not say the exact date.

2959. I did not ask you the day or hour. Was it before or after Christmas?—It might have been before or after.

2960. How long was it before he finally quitted the service of the Company?—He was some time in London before he resigned.

2961. Before the letter came?—Yes.

2962. Do you not know that every clerk puts his name in the attendance book when he comes in?—He does.

2963. Did you think of looking when Charles Malley entered his name last?—I did not.

2964. Did you hear he was gone?—I knew it.

2965. Do you not know his name would be in the book while he was acting in the service?—Yes.

2966. Was it before the 10th of December, having regard to the fact that that was the last day his name appeared, that he applied for the pass?—Yes.

2967. Then he went away to London on leave?—Yes.

2968. Did he ask leave from Mr. Skipworth?—He did.

2969. Did Mr. Skipworth give it to him?—He gave the leave and got the pass.

2970. What extent of leave did he give?—A week or ten days. It might have been a fortnight.

2971. Is any entry made of leave when granted?—Yes.

2972. Where is it entered?—There is a book for the purpose.

2973. In what office is it kept?—In the manager's office.

2974. Well, please let us see that book. Would that specify the extent of leave that was given?—Yes.

2975. So far as you have heard, was there any communication from Charles Malley when in London or after he left with that pass until he sent his letter of resignation?—Not that I am aware of. It was about a month after he left that his resignation came.

2976. Having regard to that fact, when did you make the entry of his having resigned in November?—I don't know.

2977. How can you account for your entry of

THIRD DAY. *December* 1. Joseph Turner.

November?—I must have been confused about the two brothers, thinking that they went at the same time.

2978. Does that book lie under Mr. Skipworth's superintendence?—Yes.

2979. Did Mr. Skipworth see that entry?—No.

2980. Did he tell you to enter that?—No.

2981. Did anyone?—No.

2982. Had you a conversation with anyone as to the entry that was to be made?—Not for this entry.

2983. For any entries?—For some of them.

2984. Who did you take directions from?—Mr. Skipworth, the manager.

2985. Do you recollect speaking to Mr. Skipworth about Charles Malley? Did you ask if he was coming back?—No.

2986. You heard him getting leave?—He told me he was going away.

2987. You were present when Mr. Skipworth gave him the pass?—I am not certain.

2988. Did you see the pass?—Yes, I saw it; it came by post that morning.

2989. Did you see it handed to Charles?—I cannot say.

2990. Did you see him coming in to get it?—It might have been given to Mr. Landy to give to him.

2991. Knowing that he got leave for ten days or so, and that the time was up, did you ask if he were coming back? Wasn't it rumoured he was not coming back?—No, not that I am aware of.

2992. Did you ever hear he was not coming back until the letter of resignation came?—No, that was the first I heard of it.

2993. Did you think he would come back?—I thought he would.

2994. Now, as the letter of resignation is dated in January, and as he only got the pass to go to London on leave in December, can you give us any explanation as to how that entry appears in your book, of his having resigned in November?—I must have confused the two, sir. I thought, perhaps, the two had gone away at the one time.

2995. You could not have thought that, because you saw the other in December with Mr. Skipworth getting leave to go away, and you saw him getting a pass?—I cannot account for that entry, except it occurred in that way—that I just thought they both went away at the one time.

2996. When did you make the other entry—did you make the entry of "November, 1868," in the left-hand column, and "resigned" in the right, at the same time?—I think so. I think I must have entered the two—as to Lyons and Charles at the same time. I imagine I did, but I can't say it for a fact.

2997. You told us awhile ago that you made the entry about Lyons in the book after the conversation you had with Mr. Skipworth, which was just after the conversation with Mr. Hall about the abstraction of the tickets, and that was at the furthest some time in December?—Yes.

2998. Did you make the entry about Charles at the same time?—I cannot say; I have no recollection.

2999. Can you give us any explanation at all about these two entries?—I cannot say.

3000. Why did you enter Lyons as resigning when he had not resigned?—He left the service.

3001. When a man leaves the service without warning, do you usually enter him as resigning?—No, sir; it is the only case I recollect of a man going off like that.

3002. Do you know did Lyons get paid on the day he left?—I cannot say.

3003. Did he get a pass to go to London?—I am not certain.

3004. Did you hear that he did?—I did not hear anything about it.

3005. Did you never hear anything about Lyons having got a pass to London?—I am not certain.

3006. Why do you give me that answer?—He might have got it for all I know.

3007. Did you ever hear anything said about Lyons getting a pass?—No, sir.

3008. Did you ever hear he had got money to take him to London?—No, sir.

3009. You never heard that?—No, sir.

3010. Did you know that Lyons was getting instruction in an insurance office in Sackville-street?—I heard he was about to join some insurance office in London; he told me that himself—that he was going to leave the service of the railway, that it did not pay him very well, and that he intended to leave it, and join some insurance office.

3011. Did he tell you he was to get instruction in an office in Sackville-street to qualify him?—No, sir; he told me he was going to leave the railway and join some insurance office.

3012. Did Charles tell you he was going to look for a situation in London?—No, sir.

3013. You did not understand that from him?—No, sir; I thought he was coming back as soon as his leave expired.

3014. Have you ever had any communication from those young men since they went away?—No, sir.

3015. Did you ever hear they wrote to anybody?—I never heard since they went away.

3016. Did you hear the rumour on Monday that the Malleys were summoned to attend this inquiry?—No, sir.

3017. You heard the last witness, Potter, examined?—I was not here all the time; I only came in as he finished.

3018. Well, it appears it was known in the audit office that the Malleys were summoned to come over here; did you hear that on Monday?—No, sir.

3019. Did you hear anything about it?—I just saw papers. I did not hear anything about their being summoned to come over here.

3020. Was the chairman in your office on Monday last?—I think he was. In the evening he came in.

3021. What hour in the evening?—I should say about five o'clock. That is his general time of coming in.

3022. I don't want his general time of coming in. Surely you recollect what happened last Monday. What hour of the day did he come in?—Between five and six, I think.

3023. Had you seen him at the railway earlier in the day?—I do not think I did.

3024. Did you hear he was there in the morning before twelve o'clock?—No.

3025. Did Mr. Skipworth, as manager, inspect that book from time to time to see that the entries were right?—Sometimes he did.

3026. Was it part of his duty?—Yes. He would give a look over all the books in the office.

3027. When did he leave the Company?—I forget the time exactly. It is about four months ago.

3028. Then he remained with you all the early part of the year?—Yes, up to the last three months or so.

3029. I think you told us it was Mr. Skipworth and Mr. Cusack made any inquiry that was made about the missing tickets?—Yes, sir.

3030. Were you present at any part of that investigation?—No, sir.

3031. Mr. TANDY.—Does any person give you instructions as to the entries which you are to make in the column headed "Why discharged?"—Sometimes.

3032. Who is the person that generally gives you instructions?—The manager.

3033. That was Mr. Skipworth at this time?—Yes.

3034. Now, as a general rule do the parties sign letters saying they have resigned, when they have resigned?—Yes, sir.

3035. Is that the general rule?—It is.

3036. Do you, as a general rule, see those letters?—I do, sir.

3037. Is it your business to see them?—Yes.

3038. Are there any instances in which letters of resignation are not sent in by persons who resign?—Well, no, sir; I think not. They are very scarce, of course, but there may be one or two.

3039. That is the general rule?—It is the general rule.

3040. And it is your duty to see those letters and to read them?—Yes, sir.

3041. And I suppose when you read those letters, and ascertain that the resignation has been accepted, you then make the entry in the column headed "Why discharged?"—Yes, sir.

3042. Now, do you know of any instance except this one of Lyons Malley in which a letter of resignation was not sent in?—I cannot recollect.

3043. You cannot recollect any single instance?—There may be, of course, but I cannot give it to you.

3044 Now, I ask you why, if in almost all cases, letters of resignation are sent in, and if it is your duty to read those letters, and having ascertained that the resignation has been accepted to enter them down in the book, why did you put down the word "resigned" after Lyons Malley's without his having sent in any resignation?—To resign means to cease and give up any business; and, of course, when he went away I put it down.

3045. Though he sent in no letter of resignation?—No, sir.

3046. And you did that, although this is the only instance you recollect in which a letter of resignation was not sent in?—Yes.

3047. Did you inquire from any person whether that was a proper entry to make?—No, sir, I did not.

3048. You swear that?—I do, sir.

3049. How did you know he had not been discharged?—I knew he had not been discharged.

3050. How did you know that?—Because he went away and left the place.

3051. Don't people who are discharged go away?—They are paid off.

3052. Was he paid off?—I think not.

3053. Will you swear he was not?—It is my opinion he was not.

3054. Now, in what circumstances is it you ask any person what entry you are to make in this column—under what circumstances would you make that inquiry from any person?—It is very seldom I make the inquiry.

3055. You told me you did make it at times; I suppose you would not do so when you have a letter of resignation?—No, sir.

3056. Under what circumstances would you make the inquiry, what entry you were to make in this column?—If a man committed a pillage or anything like that, and it might, perhaps, be illegal to enter that as pilfering, I would ask.

3057. Do you mean to say that it is only when you are not sure whether it would be illegal to make the entry when a person has committed a pillage—that it is only in such a case as that you ask, what entry you shall make?—Oh, of course, there may be other circumstances.

3058. What other circumstances?—I cannot call to mind at the present moment.

3059. Do you frequently ask persons what entries you are to make in that column?—No, sir.

3060. You did not ask anyone in the case of Lyons Malley?—No, sir.

3061. Had you ever any conversation with any person in reference to this entry about Lyons Malley?—No, sir.

3062. Never in your life?—Not till yesterday.

3063. Whom had you the conversation about it with yesterday?—Mr. Ward, the manager.

3064. At what time did the conversation take place?—In the morning about ten o'clock.

3065. Did Mr. Ward send for you?—He did.

3066. Did he draw your attention to this entry?—He asked me how long was Malley in the service, and pointed out the entry to me, and asked me how I had marked him as resigned. He said he had not resigned. I said it came to the one thing—that he left the service, ceased his connexion with the railway, and gave up the appointment, and I marked him as resigned.

3067. Is that what passed?—I said I could not mark him absconded, as he had not absconded.

3068. Why do you consider he didn't abscond?—He didn't take money.

3069. Is it necessary when a person absconds that he should take money?—I thought so, except he had taken some property of the Company.

3070. When was this entry of resigned put against Lyons Malley's name?—I am not certain.

3071. Take the book in your hand (*book handed to witness*). Do you see in the first column the word November opposite his name?—Yes, sir.

3072. Will you swear you wrote the word "November" at the same time that you wrote "resigned";—look carefully at it?—Certainly.

3073. You are certain of that?—Yes.

3074. But you cannot tell when you wrote it?—No, sir.

3075. Did you write it within the last two months, upon your oath?—No sir, nor within the last six or eight months.

3076. Did you write it since the 1st January 1869?—I could not say.

3077. Will you swear you wrote them before that?—No, sir, I think it was about that time.

3078. Do you generally make the entry soon after the party goes away?—Generally, sir.

3079. But as a general rule I suppose you never make an entry of a party leaving until he is actually gone?—Yes, sir.

3080. And I suppose immediately you ascertain the party has gone you make the entry?—Yes, sir.

3081. Is that the rule?—That is the rule.

3082. While you have it fresh in your mind?—Yes, sir.

3083. Now why did you enter Charles Malley in November, as it is the general rule to make the entry after the party goes, and he did not go till December?—I cannot say.

3084. Mr. LAW.—You went out of your general rule on the occasion?—Yes.

3085. Where do you live?—3, Royal Canal-terrace.

3086. Are you any relation of Francis Turner?—No, sir.

3087. Or Joseph Turner of Foster-place?—No, sir.

3088. Or of George Turner of Dorset-row, Drumcondra?—No, sir.

3089. Mr. TANDY.—Did you ever see Lyons Malley after he left the office on the 4th of November?—I don't think I did.

3090. Will you swear you did not?—Well, I would not swear it. I might have seen him but I don't think I did.

3091. When was the last day you saw him?—I think it was a Saturday.

3092. What day of the month?—I am not certain.

3093. How long before the election?—Very shortly before the election.

3094. How many days?—It may have been a day or two before or perhaps the day of the election. I am not certain which.

3095. Will you swear you did not see him in the office the day of the election?—I can't swear that, for I may have seen him.

3096. What hour of the day was it you last saw him?—In the morning; he was in the office sitting at his desk.

3097. Were you present when his desk was opened?—No, sir.

3098. Did you ever know anything about that?—No, sir.

3099. Did you ever see him since the election?—I don't think I did.

3100. Recollect yourself and give me a more positive answer if you can. Did you ever see him since the day of the election?—No, sir, I don't think I did; that is my own opinion.

3101. When was it you first heard he had gone to London?—About a week after the election.

3102. From whom did you hear that?—I can't say. I heard it somewhere in the office.

3103. Try and recollect from whom did you hear

THIRD DAY. *December* 1. Joseph Turner.

he had gone to London?—I don't remember. I just heard he had gone to London in a casual way.

3104. Was it in the audit office you heard it?—In our own office.

3105. Who are the clerks in your office, was it from one of them you heard it?—It was from some one in our own office.

3106. Who are the persons in your office from whom you might have heard it?—Mr. Reed and Mr. Magill.

3107. Are those the only two clerks?—There was a Mr. Wheeler there at that time but he has since left us.

3108. Where is he now?—He is in the secretary's office.

3109. Can you tell me which was it from Reed, Magill, or Wheeler you heard he had gone to London?—I cannot say.

3110. Was it from any one of the three?—It might have been from all three together.

3111. I know it might—I want to know whether it was or was not?—I cannot say.

3112. Will you swear you do not know from whom you heard it?—I will, sir.

3113. You have not the slightest recollection?—I remember we were all talking about it.

3114. That is, you were talking with the three persons you have mentioned?—Yes.

3115. Did you hear it from Mr. Skipworth?—No, sir; he did not tell me.

3116. Did you hear him say anything about it to anyone?—No, sir.

3117. Are there any other clerks in the office except Reed, Magill, and Wheeler?—There is one there now, but he was not there at that time.

3118. Those were all who were there at the time?—Yes, sir.

3119. What was the general conversation do you recollect on that day about his having gone to London? We were speaking about his having gone to London and left the service.

3120. Was that all that passed?—That was all, sir.

3121. Mr. MORRIS.—Do you consider it your duty to keep that book accurately?—I do, sir.

3122. Your duty?—Yes, sir.

3123. That is in point of fact part of what you are to do for the company?—Yes, sir.

3124. Might not serious consequences follow if you made a false entry in that book?—Yes, sir.

3125. You had before you, I take it, the letter of resignation of Charles Malley, had you not?—Yes, sir.

3126. You saw that?—Yes, sir.

3127. You could not have seen it till January, 1869, because it was not written till the 10th or 11th January—I just tell you that to refresh your memory?—Yes, sir.

3128. Therefore you could not possibly have entered as against Charles Malley till you had seen the letter, according to the ordinary practice of your office?—No, sir, I would not have done that.

3129. Now think, Mr. Turner, and do not answer in that desultory manner—you could not possibly have entered that resignation of Charles Malley until you had seen his letter of resignation—is that so or is it not?—Of course.

3130. Now, I want to ask you, if that is so, why did you enter him as having resigned in November?—I cannot say.

3131. You cannot give any account of that?—No, except that I confused the two in my mind.

3132. Confused Lyons with Charles Malley?—Yes.

3133. You had some voucher for Charles Malley?—I had his letter.

3134. Still though you had that voucher you made a serious mistake, and entered him as having resigned in November?—Yes.

3135. You had no voucher at all for Lyons Malley? No, sir.

3136. By what authority—recollect yourself, please—by what authority, or was it only from your own fancy you entered Lyons Malley as having resigned in November?—I heard he was not coming back.

3137. From whom?—I can't say, sir.

3138. Was that before or after you had seen that letter of resignation of Charles Malley?—I think it was before it, sir. I think it was before I had seen that letter.

3139. Will you take upon yourself to swear it was not from instructions from somebody that you made those entries?—I won't swear that.

3140. It may have been from instructions from some one that you made that which I must call a false entry—I don't mean to say you were morally wrong in it—but it was an incorrect entry?—It may have been.

3141. Mr. LAW.—Do you remember as a matter of fact when that letter of resignation came which you say you saw and read, had you previously to that time made an entry in the book as to Charles—had you entered Charles as having resigned before the letter arrived?—I can't recollect, but I may have done it.

3142. Do you think you did?—I could not say.

3143. To the best of your belief did you make the entries as to Charles and Lyons at the same time—I cannot say. I might have done it.

3144. What do you believe? Do you believe at this moment that you made the entries as to the two brothers at the same time?—I think it is very probable I did.

3145. You mean to say you think you did?—I think so—from what I see.

3146. Just so, from what you see there you think you made the entries as to both at the same time?—I think it is very probable I did.

3147. Having regard to the conversation you had with your fellow-clerks in the office—Reed, Magill, and Wheeler—when you were talking about Lyons having gone to London and left the company's service, can you tell us now whether you made those entries about that time or shortly after?—I think it must have been shortly after.

3148. Then in point of fact you think and believe now that you made the entries as to the two brothers at the same time, and shortly after the conversation in your office with Reed, Magill, and Wheeler, when you heard Lyons had gone to London and was not coming back?—Yes; that is my belief.

3149. When you got the letter of resignation from Charles which you filed—I think you say—did you then think of turning to the book to see what entry you had made about him?—I cannot say.

3150. Did you ever hear it was intimated to the Messrs. Malley or either of them that they ought to resign or that they had better resign?—I never heard.

George Hall.

George Hall sworn and examined.

3151. Mr. LAW.—You are one of the clerks in the audit office of the Midland Railway Company?—Yes, sir.

3152. One of the senior clerks?—Yes.

3153. You sit in the same room in which Lyons Malley sat?—Yes, sir—he sat at the desk near the door.

3154. There are eight clerks I believe altogether in that room?—Yes.

3155. Mr. Byrne I believe sat in that room too?—Yes, sir.

3156. Have you anything to do with the checking of the tickets?—Nothing.

3157. That I believe is Mr. Butler's department?—Yes, sir.

3158. What was Mr. Lyons Malley's principal duty?—Checking the parcels.

3159. Did the returns come into the audit office from the parcel office?—Yes, from all the stations.

3160. Who was the head of the parcel department at that time?—Mr. Kennedy was at that time.

3161. I believe he is not in the service at present?—No, sir.

3162. He was at that time?—Yes, sir.

3163. What was Charles Malley's duty?—He was assistant clerk, principally checking cattle traffic.

3164. Was he in the same office with his brother?—No, he was in the outer office.

3165. How many clerks sat in the outer office?—Five or six.

3166. Where did the Malleys live when they were here?—I really don't know. I think somewhere off Summer-hill—Buckingham-street, or Rutland-street.

3167. You did not know them in private?—No, sir, not personally—merely in the office.

3168. Lyons Malley, I think you said, sat at the desk near the door as you went in?—Yes, sir—where I sit now in fact.

3169. You have taken his place?—Not his place; the department has been changed.

3170. You occupy the same desk that he did?—Yes. I occupy the same desk now.

3171. Where was your desk at that time?—Behind his back, along with Mr. Byrne.

3172. Are they desks at which you stand, or sitting desks?—Sitting desks.

3173. You and Byrne had a desk between you?—We sat opposite each other—the desk slopes down each way. There are two large desks of that kind in the office.

3174. Was Lyons Malley's seat near where you were?—At my back almost.

3175. You know, I suppose, that he ceased to attend on a certain day, the 14th November—I suppose you saw the entry made by Mr. Landy in the book?—Yes, in the evening I saw it of course.

3176. Had you heard before that Lyons Malley was likely to leave the service of the company?—I did. I heard him frequently say he would go to London, as his father lived there, and was on the look out for a situation for him there, and that all the family intended to go.

3177. You understood that Charles Malley was going also?—I did.

3178. Did you hear Lyons speak, previous to quitting the service, of election matters at all?—Not till immediately before he left.

3179. How long before?—A day or two before he left.

3180. That would be about the 12th November?—Yes; for the last couple of days, he said he intended getting leave that day, if possible, to go to London, and that he would take a day at the election before he went.

3181. Did he say he would get leave to go to London?—He did.

3182. Did he say he had got leave, or that he would ask for leave?—That he would ask.

3183. To whom would the application be made?—To either Mr. Skipworth or Mr. Cusack.

3184. I believe Mr. Cusack had known these young gentlemen's father?—So I understood.

3185. Did you know it at that time?—I did, of course.

3186. You knew that Mr. Cusack and Mr. Malley were well acquainted?—Yes.

3187. I suppose it was well known in the office?—Yes, both in and out of it—everyone knew that Mr. Cusack and Mr. Malley were friends.

3188. Was it known that Mr. Cusack took an interest in those young men?—Everyone understood so.

3189. Did Lyons Malley ever mention to you he had got leave from the chairman to qualify himself for a situation in London?—I heard it, but I don't know whether it was from him or not; but in conversation I heard that he was to get a situation in an insurance office, and that he was attending an office in Dublin to qualify himself for it.

3190. When did you hear that?—A few days before he left the office.

3191. Did you hear in what office he was getting instruction?—I did not, except that it was in Sackville-street.

3192. You knew Mr. Cusack was director of an insurance company?—I did, but I did not know whether it was that office or not.

3193. You say he spoke of getting leave of absence to go to London?—Yes, sir.

3194. Did you ever hear whether as a matter of fact he did apply to Mr. Cusack or Mr. Skipworth for leave of absence to go to London?—I did hear he had. I heard it in conversation. I think it was himself said it.

3195. What did you hear?—That he had applied for leave. I don't know whether he said he had got it.

3196. Did you hear him say he had applied for a pass?—It is an understood thing that any railway servant will get a pass from another company when he wants to go anywhere on leave of absence. I have got it myself frequently as an understood thing.

3197. Would it be so for the servant of a company who was going to London to a situation and not intending to come back; would he get a pass?—Well, it would be given; if the manager asked for it, it would be given I am sure.

3198. Is your railway in connexion specially with the Great Northern Railway?—Not at all; we through book with it, and the London and North Western, and the Lancashire and Yorkshire Railways. We have no special connexion with the Great Northern Railway.

3199. You have booking arrangements with the three lines?—Yes, we book passengers on two of them, and goods on the third.

3200. Then it was an easy thing to get a pass under those circumstances for Mr. Malley?—Well, I consider it was only an act of courtesy, just to ask for it, and it would be given.

3201. After Lyons Malley had left the service on the 14th, did you hear he was back again in his office?—I knew him to be back, but not in the office.

3202. When did he come back?—Perhaps in a few days. The first time I saw him was after the Drogheda election.

3203. Was that before or after the Dublin election?—After the Dublin election.

3204. The Dublin election was on the 18th November?—Yes, sir.

3205. And the Drogheda election took place, I am told, on the next day, the 19th?—Perhaps so; at all events it was after that I saw him.

3206. Where did you see him?—In the audit office; he was telling us about the Drogheda election and the fun he had.

3207. Did he tell you the fun he had at the Dublin election?—He never mentioned a word about the Dublin election at all, except that he was employed at it. He spoke in the office of being employed at it.

3208. Did he tell you in what way he was employed?—No, sir; nor did he say what way he was employed at the Drogheda election.

3209. I suppose this would be within a week after he disappeared?—Within a week; I think two or three days.

3210. Did he offer to give up his keys at that time?—Not that I recollect. I don't remember anything about the keys.

3211. Did he take leave of you in any way?—I think not then.

3212. Did he bid you good-by?—Not then.

3213. Did he intimate that he was going to London?—He did.

3214. Where did he say he was going to?—To London.

3215. Did he tell you he had been promised a situation in an insurance office?—No, sir; not that I remember.

3216. You don't remember anything taking place on that occasion as to giving up the keys?—No, sir.

THIRD DAY.
December 1.
George Hall.

3217. Was his brother Charles in the office at that time?—He may have been in the outer office, this was in the inner office.

3218. How long was he with you that day; did he sit down to work?—No, sir, he walked in and went away again.

3219. How long was he there?—I don't suppose more than half an hour.

3220. What hour of the day was it?—Before one o'clock.

3221. Was that the first time you saw him after he had ceased to work for the company?—Yes, sir.

3222. When did you see him next?—I don't think I ever saw him afterwards. I certainly never saw him out of the office. He may have been a second day in the office, but I am not sure. I remember the first day perfectly well, in consequence of the Drogheda election, and the account he gave us of it. He may have been in a second time.

3223. Do you recollect hearing it mentioned at any time that he was in the office after hours a few evenings after the 14th?—No, sir, I do not; but I recollect it being mentioned since.

3224. When did you first hear that?—I think from Mr. Landy's evidence yesterday.

3225. You never heard that circumstance till Mr. Landy disclosed it yesterday?—No, sir.

3226. That was the first you heard of it?—Well, I knew he was in arrears of work previous to that, and Mr. Landy was speaking to him about having his work so much in arrears.

3227. Did you ever hear of his being at the office after hours before?—No, sir.

3228. You never heard of his coming to pull up lost time before?—Never, till yesterday.

3229. Were you surprised at hearing he was there after hours?—No, sir; I would not be surprised at a man doing that when his work was in arrears.

3230. Were you surprised, knowing what you know now, that he quitted work on the 14th, and went off to the elections, and then to London—were you surprised at hearing he had been seized with a fit of working up his books after hours two or three days after the 14th—did that strike you as remarkable?—I did not recollect it.

3231. When you heard that for the first time yesterday, did it strike you as peculiar?—No, sir; it would not strike me as peculiar, because it is a thing that has been done by others. Mr. Byrne, I know, has stopped late at his work.

3232. Don't you know now that when Lyons Malley left the office on the 14th, he did not mean to come back?—Yes.

3233. When he came in to see you, after the Drogheda election, it was merely to have a chat with you?—Yes, sir.

3234. Were you not surprised, I ask you again, when you heard he came to the office after hours on the 14th for the purpose, as Mr. Landy says, of entering up the books?—I don't really know whether it was before or after; I would be surprised now if it was after the 14th.

3235. Were you surprised to hear he was back two or three nights afterwards—not in the daytime, but in the evening?—I did not know it was afterwards until you explained it now.

3236. Knowing it now, I ask you would you be surprised?—I would be surprised.

3237. Mr. Landy stated to us yesterday that he found Mr. Lyons Malley in the office after hours a few evenings subsequent to the 14th?—Well, I would be surprised at that; I did not know that.

3238. How soon after the election did the rumour reach your people about the railway as to the tickets having been used?—As far as I recollect, I never heard of it till the Commission sat, at which Judge Keogh presided, or from reports in the papers previous to it; I never heard it distinctly till then.

3239. Did you hear any rumours about it?—Not until the time of the Commission.

3240. Before Judge Keogh?—Yes, sir.

3241. Charles Malley remained in the office for some time after his brother?—Yes, sir.

3242. Now, I am not speaking of your actual belief in a thing—probably you would not believe it without some very good reason—but when did you first hear a rumour or that it was said by anybody that the railway tickets were used?—The first time I heard it was at the Commission. I never heard it before, and never believed it till——

3243. I am not talking of your belief; there was an inquiry made in your office into the matter, when was that inquiry made?—At that time.

3244. (*Document handed to witness*). Look at the back of that document; do you see a signature there?—I do.

3245. Whose handwriting is that?—I could not say; I don't suppose I ever saw young Malley's writing.

3246. Never saw either of them write?—I have seen Lyons Malley's writing.

3247. Is that his writing?—I think not, to the best of my belief; but I don't know his writing well, for in checking accounts in the office, which was his business, there is no writing, it is principally calculation.

3248. Do you recollect the circumstance of an inquiry being made at the office as to the use said to have been made of the tickets?—I do.

3249. When was that?—That was about the time the Commission sat.

3250. That would be in the end of January?—Yes, sir. I could not say the date, but it was at the time of the Commission.

3251. Who was it made the inquiry?—Mr. Cusack and Mr. Skipworth.

3252. Describe what was done?—They came in and went to the desk where Mr. Butler and Mr. Allard are, who have charge of the tickets, and made inquiry where they left the tickets in the sacks, and what was done with them—where they left them at night and where they went to afterwards.

3253. Did Mr. Cusack or Mr. Skipworth say anything as to how tickets had been taken out of the office?—No, sir. Any conversation they had was with Mr. Butler and Mr. Allard, who had charge of that department.

3254. You were in the room?—I was.

3255. Did you hear them discussing the abstraction of the tickets—did they ask who took them?—No, sir. They asked where they were, where they were put, and where they were left at night.

3256. You heard nothing said as to who was fixed upon as likely to have taken them?—No, sir. I did not hear them accuse anyone.

3257. Was any question asked as to who probably took them?—No, not in my hearing.

3258. As a matter of fact, was the name of Lyons Malley mentioned in the office as suspected of having taken them by anyone?—After he went there was a rumour.

3259. He was away long before this, according to your account?—He was.

3260. Did you ever hear he sent in a resignation?—I did not.

3261. Do you believe he did?—I don't know.

3262. What do you think—do you think he did resign?—I don't know. I could not say.

3263. You know that was towards the end of November, and you say you never heard of this till the inquiry, which was in the end of January, that was two months afterwards?—Yes, sir.

3264. Lyons Malley having gone away under such peculiar circumstances, do you mean to say no suspicion attached to him?—Well, there was more or less, he being away. Of course that was the reason of the suspicion.

3265. I suppose there was no doubt the tickets were taken?—I don't know. The tickets never were missed.

3266. Was not the inquiry conducted on the assumption that the tickets were taken away?—On the

presumption of what appeared in the papers—the tickets never were missed.

3267. Was any attempt made to find out how many tickets had gone?—No, sir; there could not be with a bag full of tickets.

3268. Could not they have told what tickets up to a certain date had been checked? Would not all the tickets within that bag range within certain dates?—They might range for three months previously.

3269. According to Mr. Butler's evidence, it would take a month to fill a sack?—Well, it would be from the commencement to the end of the month.

3270. Would it not be possible to ascertain from the returns of the different stations, how many tickets had been issued?—Yes; if it was done at the time.

3271. And then it could be ascertained how many were abstracted?—It could; but it would be necessary to go over the whole month's work again.

3272. There were two sacks which were filled and tied, and there was another in process of being filled?—I could not say.

3273. Suppose one sack had not been quite full, and therefore not a month's tickets in it—suppose it was only half full—that is, a fortnight's tickets, would it not be perfectly easy to discover how many of these tickets had been taken away, if it had been done at the time?—It might, at the time; but afterward they go into a store, and are cut up.

3274. Had the tickets been cut up before this inquiry took place?—I have no doubt they were cut up months and months before the inquiry, or at least a month before. If two and a half sack were filled at the time, I would say those two sacks and a half had been cut up long before the inquiry.

3275. Your recollection does not agree with that of the other witnesses, who say this rumour reached the office within a week or a fortnight of the election?—I never heard until the time of the commission that there were railway tickets used.

3276. Did Charles Malley say anything in the office to any of the clerks about his brother's disappearance?—I think not; more than that he was getting a situation in London.

3277. How soon did you hear he had got a situation in London?—I could not say; but I don't suppose it could be more than a fortnight.

3278. Was it from his brother you heard it?—I could not hear it except from conversations with the clerks in the office.

3279. Do you remember a message being sent down for the key of Lyons Malley's desk?—I heard of Mr. Landy having sent down for the key of his desk.

3280. I believe he sent a boy in the office for it?—Yes, sir.

3281. You heard he was sent for the key?—I heard he was sent for the key—Finlay, a lad in the office.

3282. At this time Charles Malley was still in the service?—Yes.

3283. Were you there when the desk was opened?—I was not.

3284. You were told it was opened the same day the key was sent for?—Yes; I suppose from not getting the key, but I was not present.

3285. I suppose there was nothing of great importance kept in the desk?—Waste papers only, used in checking accounts; they are kept for a while after being used, but after that they are only waste paper.

3286. Since Lyons Malley went away, did you ever hear of his writing to anybody?—No, sir; but I heard Charles Malley did.

3287. Whom did he write to?—I think to Finlay, he wrote to him since he went.

3288. When did he write to him?—After his going to London.

3289. That would be in December?—I don't know really, but it was about that time.

3290. Did you hear what he wrote to him about?—I did not, except that it was a letter, I heard, inquiring for his fellow clerks. That was the purport of it.

3291. What age is Finlay?—He is a lad of seventeen or eighteen.

3292. Was he an intimate friend of Malley's?—Well, being young lads of the same age, and in the same business, and partly checking the same accounts, they were naturally much together.

3293. This Finlay then was a clerk?—Yes, you may call him a junior clerk in the office—half clerk, half messenger.

3294. I understood you to say he was employed assisting Charles?—Yes, at the same desk.

3295. What was Charles's employment?—Checking the cattle returns.

3296. You heard he wrote to Finlay?—Yes; some time after his going away.

3297. Did you hear of his writing again to him?—No, sir.

3298. Or to anyone else?—No.

3299. Did you ever hear anything about either of them since?—Never, except that he had a situation in an insurance office.

3300. Did you hear anything of them within the last few days?—They were mentioned in connexion with this inquiry since it commenced.

3301. Who mentioned them?—I really think Mr. Butler was the first.

3302. When was that?—I think it was yesterday or ere yesterday. It was the first day of the Commission.

3303. That was Monday?—Yes, Monday.

3304. Were you in the office when Mr. Cusack went in on Monday?—I was; he came in the morning before eleven o'clock.

3305. Did he then mention in the office the circumstance of the Malleys being summoned, or about to be summoned?—No, not in my hearing.

3306. Did he mention the Malley's names?—Not the Malley's names. He merely asked how the traffic was going on, as he usually does every day, either at that time in the morning or before five in the evening.

3307. Were you yourself a voter, Mr. Hall?—Yes, sir.

3308. Are you a freeman?—Yes.

3309. Whom did you vote for?—Guinness and Plunket. I was one of the committee.

3310. What ward are you in?—Inns-quay.

3311. Were you employed at all in connexion with the election?—I was a voluntary canvasser. I asked a few friends.

3312. You were not asked to sign one of the voluntary papers?—No.

3313. Did you see any of those papers?—I saw them in the election room.

3314. I believe there were forms of them in each committee room?—Yes.

3315. You were one of the committee of the Inns-quay ward?—Yes.

3316. Who was the chairman?—Different chairmen. There was Mr. Lawler, and Mr. Norwood.

3317. Who was the solicitor in charge of you?—Mr. Lawler.

3318. Was there a list kept of all the persons who signed gratuitous service papers?—I do not know.

3319. Were you often there?—Well, I was.

3320. Who was the superintendent?—I don't know.

3321. Do you know Mr. H. G. Hall?—I know Mr. H. G. Hall from seeing him there.

3322. Was Mr. Bradburne a member of the committee?—I never saw him there.

3323. Did you never see Mr Bradburne's name on the list?—I did not.

3324. Did you see a Mr. Harris?—I don't know sir.

3325. Tell us the names of any persons who were on it?—Mr. Cowan was on it.

3326. What Cowan was that? What was he?—He lives in Wellington-street.

3327. Was he a printer?—I think not.

3328. Was there anybody else you knew? Who was the most active man on the committee?—Mr.

THIRD DAY.
December 1.
George Hall.

Lawler, and Mr. Norwood, and Mr. M'Mechan were on it.

3329. Was Mr. Foster on it?—I think I saw him there once or twice.

3330. Do you know Mr. Foster?—I do—I saw him there.

3331. Had you known him before?—I had.

3332. How long have you known him?—For the last four or five years I knew him to meet him in the street, when I would be going to business, and he would be going in the same neighbourhood, to the Prerogative Court, and I used to meet him in Mountjoy-street.

3333. Did you know him in private?—I did.

3334. Have you been in his house?—I have.

3335. Has he been in your's?—Never.

3336. How often have you been in his house?—Never, but once.

3337. When was that?—One evening.

3338. About how long before the election?—I should say a month or two months, or perhaps three months before the election—it was the time of the first forming of the committee.

3339. What did you go to Mr. Foster's house about?—I got a letter, saying there was a committee forming, and would I be a member of it. I went to explain to him that I did not wish to be connected with a political party, or interfere in the election on account of my situation. He said it would only be a matter of form.

3340. Why did you go to him?—Because I knew him.

3341. Did you go to him because you knew he was an active and leading man on the committee?—Well, I suspected he would be a leading man on it.

3342. Mr. Foster, I believe, was in the Registry of Deeds Office?—Yes.

3343. Have you ever called upon him there?—Never.

3344. Did you ever meet Foster, except in his own house that night, or at the committee-room?—Never, unless when I had met him in the street.

3345. You say you knew him?—Yes.

3346. When you met in the street, I suppose you stopped for a chat, if you had time, particularly about the elections?—I never chatted in the street about the elections in my life.

3347. How long before the election did you see him? Did you see him the day before the election?—No, sir; I did not see him for a week, at all events, before the election—more than a week, probably.

3348. Does he live near you?—He does.

3349. Is he a married man?—I don't know really; I believe not.

3350. What did his family consist of?—I don't know.

3351. Had he any ladies in the house?—His mother and sister, I understand, but I do not know personally.

3352. Is his mother still living, do you know?—I don't know; I heard she died since.

3353. Are his sisters there?—I do not know whether they are there at present.

3354. He lives in Mountjoy-street, I think?—Yes.

3355. What number?—I think it is 56.

3356. That is not very far from your own house?—Not very far. About as far as from this round to King-street.

3357. Was Mr. Foster ever in your house?—Never.

3358. Did you ever see Foster with Lyons Malley?—Never.

3359. Did you see Foster the day of the election?—No, sir.

3360. Did you see Lyons Malley the day of the election?—No, sir.

3361. You voted yourself?—I did, immediately after eight in the morning, on my way to business.

3362. Did you see any persons about the court-house acting as agents?—I did; plenty of people about the court-house.

3363. Did you see any young men such as the Malleys?—No. I didn't stop there five minutes; merely voted and went away.

3364. You do not go to your office till ten?—Not till ten.

3365. Did you go straight home again after voting?—I went straight home again. In fact, I was not exactly dressed, and had not breakfasted; and having to be at the office at ten, I went straight home.

3366. Do you know a man called Jolly?—Yes; his name was on the committee.

3367. I see the name John Jolly?—What is he?—The travelling auditor. He goes to the different stations.

3368. Is he in the employment of your company?—Yes.

3369. To inspect the accounts of the different stations?—Yes.

3370. Was he an active man on the committee?—He was not. I don't remember seeing him but once.

3371. But a man might be very active without being constantly on the committee?—I never met him out at all.

3372. Did you ever speak to him about the election?—Very few friends who would meet would not speak about the election.

3373. Have you frequently seen Mr. Foster in his house?—I never was in his house.

3374. Was he ever in yours?—He lodged with me before he got married, about six years ago.

3375. Did Mr. Foster know him?—I don't doubt he did. He did.

3376. And you know whether they were together or not?—I never saw them together.

3377. Is Mr. Jolly a freeman also?—I cannot say. He has a vote.

3378. Does he vote as a freeman?—I think he does.

3379. What is his address?—14, Palmerston-place. I live in Little Mountjoy-street. It is a continuation of the same street.

3380. Did you, when on your morning walk, see Mr. Foster the day after the election?—No.

3381. Did you see him after it?—No. I did not meet him. I have met him when I was going to the railway in the morning.

3382. Do you know as a matter of rumour in the neighbourhood, when he went away? Did he go away after the election?—I could not say. I heard the rumour.

3383. How often did you hear it?—I could not say. I don't know that I heard it until it was talked of at the petition.

3384. Did you hear he was away?—I did not.

3385. Did you meet him after that going to his office?—I did not meet him.

3386. Did you notice that you did not meet him?—I passed no remarks. We had met perhaps once a week, and perhaps not for three weeks.

3387. Was there anybody else that Mr. Foster was intimate with—you being in the neighbourhood must know?—I suppose he was well known about the neighbourhood.

3388. Is there anyone else there then that he knew well?—I really don't know.

3389. Who was his next-door neighbourhood?—I believe Mr. Fell White and he were neighbours.

3390. Do you know as a matter of fact that Mr. Fell White and Mr. Foster were intimate?—I do not.

3391. Did you see them together?—Never.

3392. Was Mr. Foster a member of any society?—He was.

3393. What was it —He was a member of the Orange society.

3394. Are you a member of it?—Yes.

3395. Then perhaps you met there?—Yes, I have met him at public meetings.

3396. In meetings of what you call the public lodge. I suppose you met him as a brother in the lodge?—No not in his. There are various lodges.

3397. Were you a member of the same lodge?—No.

3398. What was his?—I don't know the number.

3399. What is yours?—597.

3400. Was there any select few who used to meet at Mr. Foster's own house?—I don't know.

3401. How often did you meet Mr. Foster in the lodge?—I think I never met him but once.

3402. When?—That was at a meeting of another lodge—lodge 440.

3403. When was that?—It is over two years ago, or perhaps three years ago.

3404. Did you meet Mr. Foster in any lodge or gathering in the month of November?—No.

3405. You used to see him sometimes at the Committee?—Once or twice I saw him at the Committee meetings. He was seldom there that I saw.

3406. Was young Malley an Orangeman?—Not to my knowledge.

3407. Mr. TANDY.—You say you were in the habit of meeting Mr. Foster when you were going to the railway?—Yes, when we would meet I would be going up the street.

3408. Was he generally by himself or with company?—Generally by himself.

3409. Did Malley tell his business at the Drogheda election?—He did not.

3410. First, he said that he would take a day at the election, or words to that effect. Was that before the election?—Yes.

3411. Did he say he was going to a situation, and that he would take a day at the election first?—Yes, something like that.

3412. Did he say anything more?—Not to me.

3413. When he came to the outer office afterwards was Mr. Landy there?—It was to the inner office he came.

3414. Was Mr. Landy there?—He may have been in the outer office. He sits generally in the outer office.

3415. Do you recollect did Lyons go to the outer office?—He passed through the outer coming to the inner.

3416. Can you recollect whether Mr. Landy was in the outer office at the time that Lyons was in the inner?—I could not say.

3417. Does Mr. Landy generally remain in the outer office?—His business is at various places throughout the office, and he keeps the stores next door to it. He is very often there for a part of the day, and he is sometimes in the manager's and accountant's offices, when he has business.

3418. Mr. LAW.—Are you a member of any other society?—I am. I am a Freemason.

3419. Was Mr. Foster a Freemason?—I really do not know. It was this summer that I became a Freemason.

3420. You were not one at the time we speak of?—Not previous to this summer.

3421. Do you know a man called Watkins?—No, not to my knowledge.

3422. Do you know a man called Noblett?—I heard the name connected with the election, but I don't know him.

3423. Do you know a man called Kemp?—No.

3424. Were you ever in the house 76, Capel-street?—No.

3425. Did you ever hear who was there?—No, never except through what I saw in the papers at the time of the election petition trial.

3426. What did you hear as to who was in it?—I don't know, except that the owner of the house was a printer. That is all I heard of it.

3427. Did you ever hear who was in the lower room?—No.

3428. Did you ever hear anyone's name mentioned in connexion with it?—Never.

3429. You are a freeman yourself?—Yes.

3430. What is the meaning of the guild of St. Loy, that was spoken of at the trial?—I really don't know, I got my freedom through my wife who is a freeman's daughter.

3431. Are you one of the aldermen sometimes spoken of?—No.

3432. Not one of the Skinners'-alley people?—No.

3433. Mr. TANDY.—Do you know a man of the name of Cantwell?—I do.

3434. What is his Christian name?—James.

3435. Was he intimate, do you know, with Mr. Foster?—I don't know. I never saw them together.

3436. When you met Foster at the committee, was there any person there with whom he appeared to be particularly intimate—I suppose he was a well-known gentleman?—He was well known, but I never saw him intimate with one more than another. He canvassed.

3437. Did he generally go by himself?—By himself. I think I did not see him more than twice at the committee.

3438. You did not see him particularly intimate with anyone there?—No.

3439. Where was this?—In Dorset-street, Innsquay ward.

3440. Mr. LAW.—What number?—107 I think. In Mr. Stephenson's house.

3441. Were you and the Malleys ever there?—No. I never heard of them being there, and never saw them.

3442. Mr. TANDY.—You were a canvasser?—Yes.

3443. Did Mr. Foster ever speak to you about the election, and about your canvass?—Never. Mr. Lawler had more talk with me.

3444. Had Mr. Foster any talk about the election?—No. I could not attend the meetings.

3445. After you became a member of the committee, and between that and the time of the election, had you any conversation with Mr. Foster about the election at all?—No, never.

3446. Do you know a person of the name of Jacob Hardy?—I do.

3447. Where does he live?—He was my opposite neighbour for years. Both father and son have the same name.

3448. Does he live there now?—No, he does not.

3449. Did he live there at the time of the election?—No; he lived with Mr. Stephenson, his son-in-law.

3450. Were you ever in the house to meet him there during the election?—Yes.

3451. Was that next the committee room?—It was the same house. Mr. Stephenson was the owner.

3452. Did you ever meet Mr. Foster there?—That was where I met him at the committee room.

3453. Except at the committee rooms, were you ever in the house at all?—Never.

3454. Was it at a general meeting of the committee you met him?—Yes, a public general open meeting.

Adjourned.

FOURTH DAY.

THURSDAY, DECEMBER 2, 1869.

Mr. *William Green Skipworth*, sworn and examined.

3455. Mr. LAW.—You were the manager of the Midland Railway Company last year?—Yes, up to September last.

3456. You had been there some years?—Eleven or twelve years; I think twelve years.

3457. You recollect November, 1868?—Yes.

3458. Was your attention as manager called to the absence from the office of Mr. Lyons Malley?—Yes; I recollect a clerk in the audit office named William Lyons Malley.

FOURTH DAY.
December 2.
Mr. William Green Skipworth.

3459. You have seen in the audit book the entry by Mr. Landy?—I remember his doing it.

3460. It was done in the manager's office?—I believe it was.

3461. Please look at the book. (*Book handed to witness.*) Turn to the entry of the 14th November; you will see an entry at the right-hand page by Mr. Landy. (*Witness looks at the entry*).

3462. Mr. *Skipworth.*—I recollect that entry having been made at my request. (*The entry was to the effect that Mr. L. Malley had come to the office at* 10.10, *on the morning of the* 14*th November, left at* 10.20, *and did not return; the word "absent," was written by Mr. Landy in red ink.*)

3463. By whose direction did Mr. Landy make that entry?—By mine.

3464. Had Malley received leave of absence from you?—Decidedly not, or I would not have found it necessary to have that entry made.

3465. It was by your direction that Mr. Landy inserted the words "absent," &c.?—Yes.

3466. Had you authority to dismiss the clerks?—No, I had not authority to dismiss, but to suspend, and report to the board, who dismissed them.

3467. Did you make any report as to Mr. L. Malley's absence?—No, I did not.

3468. Why not?—He had previously asked me permission to be absent during the election, and I refused.

3469. How long before the 14th of November had he asked for liberty to be present at the election?—Some two or three days. I also had letters from his mother, making the same request.

3470. Have you got these?—No, I have not; I tore them up.

3471. Did those letters contain a request that her son might be employed at the election?—My recollection is, she wrote to say there was an opportunity for her boys to earn some money at the election, and she asked for leave; I refused to comply with the request, and cautioned Mr. Landy not to allow any of the clerks to be absent at the election, except on the polling days.

3472. Had Mr. L. Malley himself made an application for leave?—He brought the mother's note into my office; I declined to do so, and showed him the danger of mixing himself up with anything connected with the election.

3473. Had Charles Malley made any application?—His mother, if I recollect the letter, included both the young men, but one of them brought the note.

3474. Did you ever caution Charles Malley against it?—I do not think I did; but I told Mr. Malley it would be very unbecoming upon his part, or that of any clerk, to interfere in election matters.

3475. Having cautioned him, and finding he was reported to be absent, and having directed the entry to be made, did you not report his absence to the board?—No, I did not.

3476. Did you exercise your power of suspending him?—He suspended himself by his absence.

3477. But in an ordinary case, would you not report the matter?—I would.

3478. Why not report in the case of the Malleys?—To answer that, I must tell you the circumstances under which the boys have been appointed. Their father was originally connected with the Midland Railway as a promoter of the railway, and then as secretary.

3479. He was a solicitor, I think?—He was a solicitor and secretary. In consideration of the father's services, these boys were employed by the railway, and as the chairman took a particular interest in them, and was in communication with their parents, I thought it was sufficient to report the boy's absence to him.

3480. I presume that was a verbal report?—Yes.

3481. You were in daily communication with him?—Yes; he was very much at the railway.

3482. And was every day in your office, I suppose?—Yes; nearly so.

3483. Did you report the matter to Mr. Cusack upon the 14th November?—It is most likely that I did, as far as I can form an opinion or belief; as I saw him daily, it is most likely that I did report.

3484. Are you positive?—I think I did; I am almost positive.

3485. Whenever it was, upon that particular day, had you any conversation with him about Lyons Malley?—It is most likely that I had.

3486. Are you sure you had?—I am.

3487. Can you call to mind the purport of what passed between you?—I was very much annoyed at the boy's absence; and, as Mr. Cusack had formerly taken some part in politics, I thought it would attract public attention. I was altogether very much annoyed—I thought it an unfortunate circumstance, and mentioned it to Mr. Cusack.

3488. What did he say to you?—He said, "You must not give anyone leave of absence during the elections; I have already cautioned Landy, not to permit anyone to go."

3489. Do you recollect the day the chairman gave you that caution?—I do not, but I think it must have been on the 14th.

3490. In reference to Lyons Malley's conduct, did Mr. Cusack make any observation?—He expressed great annoyance, and said that he was pestered with letters from his father and mother, about giving him some temporary employment in an insurance office, to qualify himself for some office in London.

3491. An application was made to Mr. Cusack, to let the boy go for instruction?—Yes.

3492. Did he give you any directions as to dealing with Malley for that disobedience of orders?—I think not. He never returned to his work after that day. I think Mr. Landy reported to me that he found him in his office one evening.

3493. At the time did he report the circumstance?—The following morning.

3494. Landy says that he found him in the office, alone, three days after—upon the 17th?—I think Mr. Landy reported that the following morning, the 18th.

3495. Tell us what Mr. Landy said?—He thought it a curious circumstance, Malley being found in the office at that hour.

3496. And you thought it so?—I thought it very remarkable.

3497. Did you report that circumstance to Mr. Cusack?—I believe I did.

3498. Probably at once?—Most likely the same day.

3499. Was any notice taken of the circumstance?—None.

3500. Was any intimation, so far as you know or believe, given to Lyons Malley, that he should send in a resignation?—Not by me.

3501. Did you ever hear?—No.

3502. Then, as far as you have reason to believe, did he ever send in a resignation?—Never to me.

3503. Did you ever hear that he wrote to anyone else?—I think it most likely that he did write to the chairman.

3504. He did not leave for England till the 27th, and within the fortnight, from the 14th of November to that, did you hear that he had written to the chairman?—No, I think it was subsequently from London he wrote—the chairman, I think, told me that he had written from London.

3505. Was it before Christmas?—I cannot trust myself to say.

3506. Did you hear from the chairman the purport of the young man's letter?—I think it was to ask me to get a free pass for his brother—I am speaking from memory.

3507. I find that Charles Malley got a pass to go to London, sometime in December?—I recollect getting one for Lyons Malley, but I do not remember the other.

3508. Who applied for the pass for Lyons Malley?

Mr. William Green Skipworth.

—The chairman. He asked me to get a pass for him.

3509. Do you remember was the pass from the Lancashire and Yorkshire, or the London and North Western?—I think it was "the London and North Western."

3510. And you applied for the pass?—Yes.

[Mr. *Ward*, by the direction of the Commissioners, referred to the book, and handed it to witness.]

Mr. *Skipworth*—The date of the application to the London North Western for the pass for Charles Malley, was the 12th December.

3511. Was that application made by the direction of the chairman?—At his request; at that time his mother was going to London.

3512. Did you get a pass for her?—No.

3513. I believe it is a usual thing for railway employees to get passes?—Oh, yes. I find that upon the 16th November I applied for a pass for Lyons Malley, to the London North Western.

3514. And that was done at the instance of the chairman?—Yes.

3515. Did he tell you he was going to London?—Oh, yes, I knew it.

3516. You got the pass by return of post?—I cannot recollect.

3517. Do you recollect giving it to Mr. Lyons Malley?—I did not give it. I opened the letter amongst others; I put the pass aside in an envelope, and said, "Tell Ward, if Malley calls for the passes, here they are."

3518. Was there more than one pass?—There was a Return, "to London and back." I left them in a stationery box.

Mr. *John E. Ward* recalled.

Mr. Ward.

3519. Did Lyons Malley come for the pass?—No; it was sent back unused.

3520. Or was it the "Return" was sent back?—I am not sure.

3521. Was it given to Mr. Cusack for him?—I do not recollect the circumstance at all.

Mr. *William G. Skipworth*; examination continued.

Mr. William G. Skipworth.

3522. However, you got the pass?—I did.

3523. Did you leave the envelope with the pass for Lyons Malley?—I think I opened it, threw the envelope away. I did not make it up or direct it. I wrote for it upon the 16th of November.

3524. Do you recollect upon any subsequent occasion seeing Lyons Malley?—No, my recollection is that his brother Charles called at my office for those passes. I understood that he did. My recollection is that Ward told me of Charles Malley's application for the passes for his brother, and reminded me that they were out of date. The pass gave him the privilege to go to London upon a particular day, and after that date it is not of any use. The "up" journey to London was not of any use.

3525. Would the return ticket be available?—Yes; if he paid his fare to London, he could come back on the "return."

3526. Your recollection is that Ward told you that Charles Malley called for the passes?—Yes.

3527. Suppose you got the answer to the application on the 18th, for how many days would the pass be available?—The exact day upon which it would be available is stated on the face of the pass. (*Witness here read his note to the secretary of the London and North Western, in reference to the pass for Malley—"Please give a second pass from the North Wall to London, upon the 19th November, leaving the return undated."*) I understood that Charles Malley had called for it some days after that, and I was reminded by Mr. Ward that the pass was out of date; and I was requested to apply for a renewal, or for a new pass.

3528. Did you apply?—No; I refused.

3529. This must have been subsequent to the 19th?—Yes; a few days afterwards.

3530. Had you heard as a rumour that Lyons Malley had been engaged in the election from the time he left the office?—The election was upon the 18th; my application was made upon the 16th. No, I had not.

3531. Assuming that Charles Malley applied for passes, and that these were out of date, had you in the meantime, when you refused to apply for a renewal, heard that Lyons Malley had been engaged in the election?—Yes; that was my reason.

3532. You had heard that contrary to your orders, he had been employed?—Yes; both in Dublin and in Drogheda.

3533. I presume that when you applied for him on the 16th, you did not know that he was engaged in the election?—Oh, clearly not; I would not have applied for him if I had known.

3534. I suppose you have no mode of fixing the exact date?—I am pretty certain it was after the election.

3535. Did you upon subsequent occasion, ever see Lyons Malley?—I think I met him one day in the passage leading to the office.

3536. Do you think the day you so met him, was subsequent to the application for a new pass?—I think it was subsequent; one of the clerks mentioned to me that Lyons Malley had been in a row in Drogheda, and that he got his face marked. This led me to look at him as I passed along, but I did not speak to him.

3537. Did your look verify the observation that had been made to you?—Oh yes, he bore the marks of a beating.

3538. That was susequent to your refusal to get a new pass?—I believe so.

3539. You did not speak to him?—No. I met him while I was going to the room coming along the passage to the audit office. I think he avoided me. The audit office is on the same range—the audit office and the manager's room are up stairs, at the end of a long passage.

3540. These sets of rooms and the audit office, do they adjoin?—The audit office is separated from the manager's. There are three rooms and a stairs.

3541. Are they all upon the ground floor?—No, all upon the upper floor.

3542. How many rooms are there in the manager's office?—Three; then the stairs which divides them; then three rooms for the engineer; then the audit office; three more rooms, two in which the clerks are, and the third room, kept for stationery—a store-room.

3543. I suppose that is the room where the used-up tickets are eventually sacked?—No; they are put into a sack and taken to a room near the manager's room to be cut up.

3544. You did not see Lyons Malley after that?—To the best of my recollection I never did, and I think he avoided me.

3545. Was an application made by him for payment for his services up to the time of his leave?—My recollection is that the very morning Mr. Landy brought the book to me, I struck him off "the pay sheet," or I wrote an order to leave him out of the next pay sheet; but he was paid up to the 14th, I think subsequently. I must have known this at the time, for the pay could not be given without my order or that of the chairman. I could not tell up to what period he was paid; I could not tell without looking at the book.

FOURTH DAY.
December 2.
Mr. William G Skipworth.

3546. (*To Mr. Ward*).—What is the date, Mr. Ward, of the last payment to Mr. Malley?—Mr. *Ward.*—He was paid to the 11th of December.

3547. Mr. *Skipworth.*—I do not think it was?—My recollection is that some allowance was made about that time which refers to a former period, and therefore it would be entered as arrears.

3548. But, as a matter of fact, when was the last payment made?—There is an entry upon the 11th December; but it does not follow that it was for services to that date. The amount paid was £1 15*s.*

3549. What was the amount of salary?—One pound fifteen for the fortnight—17*s.* 6*d.* per week. The clerks were paid fortnightly—every alternate Friday.

3550. Is that pay-sheet headed for the weeks?—Two weeks, ending Friday, 11th December.

3551. Would it not appear that Lyons Malley was paid for those two weeks?—There should have been the word "arrears" written; but there was not any remark whatever——

3552. All the other payments are for that fortnight?—They may be, or for arrears; if they are arrears, they should be marked in the margin.

3553. But suppose all of us were dead and gone, is not that what the book records, when no arrears are mentioned?—Yes; one who did not know the practice would conclude it was for that.

3554. Can you tell us when he was paid before—is the fortnight before that mentioned?—Yes; he appears to have been entered for the fortnight before, the 27th November.

3555. Turn to the fortnight previously?—Yes; he was paid that too——

3556. The fortnight ending 13th November?—He was paid that also——

3557. Look to the next date, 31st October?—On that day he got his full pay.

3558. Then, in point of fact, no arrear was due to him upon the 11th December, when he was paid £1 15*s.*?—He was rather overpaid.

3559. He was overpaid, having absented himself from the 14th November—he was paid as if he had been at work up to the 11th December?—Yes.

3560. Who entered these pay sheets?—They are made out by two clerks in my office.

3561. What are their names?—James M'Gill made those entries.

3562. Is he in the office now?—(Mr. *Ward,* he is.)

3563. Do you look over those sheets before they are issued?—Yes, they are signed by me, and in the instances of the 27th November and the 11th December, both are signed by me——

3564. Under the circumstances, have you no recollection why you made the entry that Malley was to be paid up to the 11th December?—My recollection is, although he is entered here, it is to recoup the cashier, who had advanced the money, and sent it to London by post-office order.

3565. Who is he?—Mr. Christian; he is still with the company. He would merely give the money upon my order.

3566. Had you given an order?—Most likely——

3567. Had you, whether orally or verbally?—I cannot say.

3568. Nothing was due then, and this last payment was put upon a sheet to recoup Mr. Christian?—That is my recollection.

3569. Is it your recollection that you instructed Mr. Christian to send it?—I must have done it.

3570. If you do not recollect giving the instruction how can you say so?—He would honour either my order or that of the chairman.

3571. Upon whose instruction was it the money was sent?—Upon the chairman's, to the best of my recollection.

3572. Did he tell you he had done so, or did Christian report that he had so directed?—That money would not be entered upon the pay-sheet, but upon the production of a paper from the cashier, showing that he had advanced the money.

3573. Are these papers retained?—They may be kept, but I think he does not keep them.

3574. Would not the voucher be sent to your office?—I think the cashier made a list of those vouchers, which were inspected by the clerks who made out the pay sheet.

3575. It is not an uncommon thing to make an advance, but would it not be the duty of the cashier in such transactions to keep a record of them?—I fancy that he has.

3576. Then do you believe the cashier has any record of that remittance to London, or by whose instructions it was done?—I have no doubt he has.

3577. Did you understand from the cashier that the remittance to London was made by the direction of Mr. Cusack?—I could not say. I know it was at the instigation of the chairman, but whether it was done by my order or by his I cannot say.

3578. And your recollection is, upon that order Mr. Christian acted and remitted the money?—I have been away since September, and I do not remember things as clearly as if I had been moving with the concern, but I recollect the order for the money being sent, but I cannot remember whether it was a written order, nor whether, after it was decided to pay the money, it was paid to his mother.

3579. But the money was paid to or for Malley for a period when he was not in the company's service?—Yes, or I would not have signed it.

3580. And your recollection is that it was after some conversation with the chairman that his sanction was given?—Oh, it was by his direction. I would not have taken upon myself to do so.

3581. I suppose he was not paid after that; was any payment made to him after the 11th?—The fortnight ending the 28th.

3582. Mr. TANDY.—Can you tell me about the time that the money was sent or paid?—Oh, I could not; it was before the 11th.

3583. You could not tell me how long before that?—Will you allow me to refer to the date of the application for Charles Malley's pass. (*Refers to book showing date of application to have been* 12*th December.* It was on or about that date.

3584. Mr. LAW.—Would the money be advanced before that?—I may have given part of it; he is entered for a month after he left the service; I may have given one fortnight to the mother and sent the other to London—the books are made up on Wednesday to the following Friday—the sheet is made up in anticipation—then has to be checked—and the money drawn—the money is generally paid upon a Friday, but the preparation is begun upon a Wednesday.

3585. Then the sheet purporting to give directions for the payment to the 11th December would be written up on the Wednesday before—the 9th?—Yes, and would be signed by me upon that day.

3586. I suppose the date is given?—It is.

3587. There is another entry—the 25th. Charles Malley, that is for the following fortnight?—Yes.

3588. Charles Malley's name appears?—Yes.

3589. Was he paid for the fortnight ending the 25th; is his name upon the pay sheet?—Yes. Charles Malley, due ending 25th December—oh, pardon me—his name is entered, but there is no money upon the 25th.

3590. I suppose he was on the sheet for the 11th?—Yes—he is paid for the fortnight ending the 11th, but his name is entered for the 25th without any money.

3591. Is he on the following fortnight?—No.

3592. He disappears at that time?—Yes.

3593. Upon the 25th December, when this sheet was made up in your office, why was the name of Charles Malley in it, without money?—This really is not the pay sheet—it is merely a summary of all the pay sheets—there is a separate pay sheet for each office on which each man signs his name—the clerk keeps the pay sheet, enters the names from one fortnight to another and fills up the amounts from the detailed pay sheets.

3594. By whom are the detailed sheets kept?—By the paymaster, Jolly.

3595. It was his duty to pay each young man who was a clerk?—Yes.

3596. When that left your office it was an order to pay everyone to whom money was entered to be given, but if no money were marked opposite the name, what would be the authority to pay?—He would not pay at all.

3597. Then according to that, no payment could be made to Charles Malley upon the 25th?—No.

3598. Did you ever hear that he got money after he left the service?—I never heard he did.

3599. Have you the letter applying for the pass?—Yes. It is directed to Mr. Seymour Clarke, the letter runs thus, "Will you kindly issue a pass for the 17th December from Liverpool to London in favour of Mr. Malley, who is in the Company's service." That was a single pass.

3600. Did the chairman know you were getting a pass?—Oh yes.

3601. Did Charles Malley apply for any leave of absence?—No, I think he sent in his resignation.

3602. Previously to that?—Most likely a day or two.

3603. Did he verbally give notice?—No, it was a written communication.

3604. I may mention that there was a written resignation from Charles Malley, sent from London, dated 11th January, 1869, but I presume you had intimation of his leaving before?—That takes me by surprise, as I was under the impression that Charles Malley sent me a formal resignation before he left. I am quite certain I received his resignation, and when you tell me one came from London I am surprised. I received the resignation before I got the single pass, but I never heard of the resignation from London.

3605. When written resignations are sent, is it the practice to preserve them?—Yes.

3606. Are resignations ever accepted, if made verbally?—No. I do not remember one; I would take it as being discourteous on the part of any clerk to give me a verbal resignation.

3607. These young men were in a peculiar position, and suppose Mr. Cusack told you that you might accept their resignation, would you act upon it without a written document?—Oh yes.

3608. Well, suppose that no written resignation were forthcoming, would it be your belief that this took place, or do you think there was a written reignation?—My recollection is that before Charles Malley left there was a written resignation. The position of these boys annoyed me so much, their position was so exceptional, that I was only too glad to get rid of them.

3609. They had then a very exceptional position?—Yes.

3610. Considering Lyons Malley's wilful disobedience to orders, and his absence, did it occur to you as peculiar that payment should be made to him?—It did appear strange to me.

3611. Did you make any observation?—No, because I had no doubt that the payments were made under the direction of the chairman.

3612. Charles Malley absented himself for two days, the day of the election, and the day before it. It appears he was absent without leave upon the 17th and 18th?—It may be, but I do not remember Landy reporting it to me, but I recollect the case of Mr. L. Malley distinctly.

3613. You think that Mr. Landy found that Charles Malley had been absent on the 17th and 18th?—Yes, he had. His name is not here for those days, but he came back on the 19th. There is no remark about it, therefore I take it that Mr. Landy did not report it to me.

3614. That would be without your knowledge?—Oh yes, without my knowledge or leave.

3615. Has Mr. Landy the power to give leave?—No, he invariably referred to me, and I am quite sure he would have referred it to me.

[*Mr. Landy said he would not give leave of absence on his own responsibility, and that he did not give it to Mr. Malley.*]

Mr. *Skipworth*—He was away on those two days without my knowledge.

3616. If a clerk is absent for two days without leave, does he get paid as usual?—If he is absent with leave, he is paid; but without leave, he is not.

3617. What is the practice where a clerk absents himself without leave?—He is fined heavily in money, or is suspended, and reported to the Board, who dismiss him or act as they think proper; the lowest punishment was a money fine.

3618. There was a book in which they recorded such things?—Yes.

3619. Besides this, the stoppage would appear upon the pay sheet?—Yes.

3620. Then would the absence of Charles Malley be reported to you, according to the practice?—Yes, and I do not say it was not.

Mr. *John Landy* further examined.

3621. Did you report the absence of Charles Malley to Mr. Skipworth?—To the best of my belief I reported upon the election day.

3622. Did you make a written report?—No.

3623. Is it your practice when a clerk is absent to make an entry in the book?—Yes; but I did not make it in this instance, because a few days before that the attendance-book was removed into the manager's office.

3624. You made a remarkable entry on the 14th?—I made that remark on the instructions of Mr. Skipworth.

3625. Did you walk into the office and tell him about the absence of Charles Malley?—I think I did; it is my practice.

3626. Do you recollect telling Mr. Skipworth about the absence of Charles Malley on the 17th or 18th of November?—I do not.

Mr. *Skipworth.*—I have no doubt that Mr. Landy did; I would rather depend upon his memory. I was so disgusted with the proceeding, that I might have said, "Take no notice of it;" and as Mr. Landy was correct in all transactions, I take it that he did tell me.

Mr. *Landy*—My practice is to make a statement and an order, when the book is in my care.

Mr. *Wm. G. Skipworth's* examination continued.

3627. Have there been instances of your making observations of this kind in the attendance-book, you said you felt so disgusted?—Knowing how regular Mr. Landy was in all transactions, I felt satisfied that he did report the matter to me, but I do not recollect it, from the fact of my being so annoyed.

3628. You were annoyed?—Immensely annoyed, because I thought it was such a bad example to the rest of the staff.

3629. Tell us what the matters were in connexion with the Malleys that caused this annoyance?—In the first place Lyons Malley was kept in the service much against my wish; he was an indifferent clerk; I reported his irregularities to the chairman, and I suppose from regard to his father, he kept him.

3630. What were these irregularities?—Irregularity in the mode of his absence—inaccuracy in checking accounts, and altogether not a clerk I would keep in the place.

3631. Now as to Charles Malley?—He was rather

FOURTH DAY.
December 2.
Mr. William G. Skipworth.

regular—a good boy, much superior to his brother as a junior clerk.

3632. Were there other circumstances?—Nothing but those irregularities, which I could not control. I felt it lessened my authority, not being able to give them the same discipline I gave others.

3633. You remember the entry on the 14th November, when Lyons Malley had disappeared contrary to your orders. You had a tolerably shrewd suspicion asto what he was about, and that annoyed you?—Oh, greatly. I believed that he was away upon electioneering matters, for which he asked leave, and was refused.

3634. And if Mr. Landy reported the absence of Charles Malley upon the 17th and 18th November, you knew pretty well what he was about?—Yes; and that was the reason why no remark was made. I may have said to Mr. Landy, "I hope he will keep away altogether."

3635. I presume that you were annoyed by the disappearance of these clerks in reference to electioneering matters?—Greatly.

3636. Did you ever, about that time, speak to the chairman, and say it would be desirable to get these young men out altogether?—I have no doubt I did, daily.

3637. And more particularly from what took place at the election?—Yes; I have a distinct recollection.

3638. Did the chairman acquiesce?—He said, "They have the promise of some other appointment, and no doubt they will go."

3639. Fortunately Lyons Malley went?—Yes.

3640. Do you recollect the rumour about the use of the tickets?—Not until the commission—the election petition.

3641. Had you not heard any rumour before that?—No; I don't think I ever heard about the tickets till I heard it read from the evidence in the papers—the evidence given before the judge.

3642. That caused some astonishment?—It astonished me so much that I went direct to the audit office.

3643. To whom did you apply?—I first consulted Mr. Landy, who was quite as much astonished as I was; and then I asked each individual clerk whether he knew anything about it.

3644. You went all round the clerks?—Yes. None of them knew anything about it.

3645. Did you investigate the matter oftener than upon one day?—I repeated those inquiries. It was not an investigation; the tickets had gone away before that; it was more than a month afterwards—it was in January.

3646. Did you look at the tickets?—I never dreamt of looking at the old tickets, they are numbered by thousands; there may have been three or four sacks of them.

3647. You heard, I presume, something that, for practical purposes, satisfied you as to the person by whom the tickets had been taken?—I felt satisfied—it was three days before I arrived at the conclusion. Having questioned everybody, coupling the appearance of Lyons Malley in the office in the evening, reported to me by Mr. Landy, and his connexion with the election, I concluded, and I think you will say naturally, that he was the person who took the tickets.

3648. Did the chairman accompany you on the occasion that you made these inquiries?—Oh, yes, daily—twice a day.

3649. In connexion with this matter?—For several days it was the subject of conversation.

3650. Was there a report to the board?—There was not any official report by me, but it was the subject of conversation with the board.

3651. Did the chairman conduct any inquiry himself?—He walked into the office upon the first or second day, and took part in the matter.

3652. And then the chairman reported the circumstance to the board?—Yes.

3653. I presume you assisted at these discussions at the Board?—As a rule I always sat at the board.

3654. Was any entry made of the circumstance in the minute book of the board?—No.

3655. Or on the rough minute book?—No.

3656. The secretary made no minute of it?—No.

3657. Was it understood that he should not do so?—Really it never was suggested that any record should be made of it or any notice taken of it at all.

3658. Generally when the chairman reports a matter of any consequence to the board, is it not entered in the minutes, "that the chairman having reported so and so to the board, it is ordered so and so"?—Yes, that is the usual practice.

3659. Then why was not this entered on the books?—I do not know.

3660. Do you believe is was left off the books designedly?—There is no doubt about that. It struck me at the time that it was too insignificant to be looked after.

3661. And too unpleasant?—And too unpleasant.

3662. You left the company in September last?—Yes.

3663. Did you hear anything more about any of the Malleys—did you receive any communication from either of them while you remained in the company's service?—No. I have no doubt I had letters from their mother.

3664. You remember you had letters from their mother?—I am not sure, but I think I had.

3665. Have you any of those letters?—No; I never preserved one of these letters.

3666. Were those letters that you got from their mother from London or Dublin?—From London I think, for I think she left Dublin along with her son Charles in December.

3667. As well as you recollect did you receive letters from her subsequent to her leaving?—I think I did.

3668. Then I presume these letters would be from London?—From London. Yes.

3669. What was the character of these letters? What was she asking for?—Something about those boys; probably it may have been telling me they had got employment, or asking something for them.

3670. At all events it was in reference to her sons getting employment?—Yes; on no other subject would she write to me.

3671. Did any one ask you for testimonials or recommendations for them?—Yes.

3672. Did you give testimonials to either of them?—No, to the best of my belief I did not. It was my practice never to give a testimonial.

3673. Did you hear that any one else connected with the company had done so?—Only within the last few days. I think it was yesterday I heard the chairman had done so.

3674. Who told you?—Somebody here, Mr. Landy, Mr. Ward, or some one here.

Mr. *Landy*.—It was not I.

Witness.—I really was under the impression that it was yesterday I heard it, at all events some one told me, and it is quite recently.

3675. Did you hear of any communication made by any of the Malleys—either the boys or the father—to anyone within the last week?—No. Oh, pardon me, I have. I heard of the father having written to Mr. Wallis of Bachelor's-walk, the public carrier.

3676. On what subject was the letter?—I did not read the letter. I met Mr. Wallis, and he said, "I wish you would do something for those boys of Malley's they are out of employment again." I said, "I'll take very good care I don't."

3677. Do I undestand you to say that Mr. Wallis's statement was that the Malleys wanted him to do something for them?—He said to me, "I have had a letter from Malley. I wish to goodness you would do something for those boys." I said, "I certainly shall not." He said, "He tells me in this letter they have been subpœnaed to attend the commission."

3678. Did he say they told him anything further in the letter?—Nothing further. It was only a conversation of two or three minutes.

3679. Did he mention that they had written to anybody else?—No.

3680. Did he say who it was had written?—The father. I have had a letter here from James Malley. That was the way he introduced the subject to me.

3681. Had you known Mr. James Malley yourself?—Yes, for the last twelve years.

3682. He is now, I believe, in London—is he settled in any business in London?—I really cannot tell what business, but I know he is in London, as I met him there about a fortnight ago.

3683. Did he happen to mention anything on that occasion about this commission?—Not a word.

3684. How long has he been in London, as far as you know?—The circumstance which led to his leaving Dublin, was the failure of the North-wall Cattle Market scheme, I think.

3685. How long ago is that?—About two years, I think.

3686. The boys and the mother remained some time here after Mr. Malley left?—The elder boy went about the time I got the pass. The younger one went with his mother in December.

3687. About how many months before November, 1868, was it that the father went to London?—From eighteen months to two years.

3688. Mr. TANDY.—Did you ever see old Mr. Malley in Dublin since he left?—I think not. I don't think he was here.

3689. When you make an official report to the board, is it generally entered on the minutes?—Yes—my report is made in a book. I do not make a fugitive report—it is in a book, and is transcribed on the minutes.

3690. Do you recollect why it was you did not make any official report to the board with reference to this ticket affair?—I felt it quite unnecessary, as it was known to every director.

3691. No person instructed you not to make a report?—No. I thought the newspaper the best report of the occurrence.

3692. You say you recollect meeting Lyons Malley one day after he had left the company, in the passage going from your room to the audit office?—Yes—I think it must have been a couple of days after the Drogheda election. I passed him going from one office to the other.

3693. Do you recollect in what direction he was going—was it towards the audit office?—No; I think he was coming from that direction.

3694. What hour of the day was it?—I could not tell.

3695. Do you recollect any circumstance connected with the key of his desk?—I recollect Mr. Landy telling me he had carried the key away with him, and I remember I recommended Landy to break open the desk, if he could not get the key.

3696. Do you recollect was Charles Malley still in the office at this time?—I think so.

3697. Do you recollect suggesting to Mr. Landy to make inquiry through Charles about the key?—I have no doubt I told Mr. Landy to send a message by Charles.

3698. You believe that you told him that?—I think so; that would be the most likely thing for me to do.

3699. Did you ever hear afterwards whether the message had been sent for him?—I think Mr. Landy told me that he had not only inquired from Charles, but had sent the office boy. That is my recollection.

3700. The money which is entered down in that book as a fortnight's wages, paid to Lyons Malley on the 11th of December, was, as you recollect, a recouping to Mr. Christian of money previously advanced by him either through a post-office order or by payment to the Malley's mother?—Yes; that is my recollection.

3701. Therefore, any payments made by Mr. Christian for Lyons Malley must have been before the 11th of December?—Undoubtedly.

3702. Now, did you ever hear from Mr. Christian himself whether he had advanced moneys, and under what circumstances he had advanced them?—Mr. Christian would advance money on my written order or the order of the Chairman. When the Wednesday came for making up this pay sheet, he would send his clerk to my office with a list of these advances. I don't remember whether it was a list or the original vouchers, but I fancy it was a list he brought; and he would tell Mr. Magill, who made up the pay sheet, I want 35*s.* (suppose) that I have advanced to Malley; and thus that 35*s.* would be entered on the pay sheet to recoup Mr. Christian.

3703. Do you recollect whether it was on any order given by you that Mr. Christian made the payment to Malley?—It must have been either my order or the Chairman's.

3704. Have you any recollection yourself of giving any such order?—I have no recollection of it.

3705. Do you believe you did?—I think it is just as likely I did it as that the Chairman did it.

3706. You knew Lyons Malley was not then in the service of the company?—Yes.

3707. Would you, of your own mere notion, have suggested to, or authorized Mr. Christian to advance money for services which were not performed?—Oh, dear, no; I had no power to do anything of the sort—I could only do it on the order of the Chairman.

3708. Then if you did give an order to Mr. Christian to pay this money to the Malleys, it must have been by the express direction of the Chairman?—Certainly; I dare not take upon myself to pay money that had not been earned.

3709. Did you ever hear whether the exact sum advanced by Mr. Christian was £1 15*s.*, or whether any other sum was advanced?—No, I did not; but £1 15*s.* would be the amount of Lyons Malley's fortnightly wages.

3710. You never heard of any other sum being advanced?—No.

3711. You never heard of his getting any other sum from any other person connected with the company?—No; I did not.

3712. Now, you stated that the letter asking for the pass for Lyons Malley was dated the 16th of November?—Yes, it is.

3713. Would you have asked for that pass upon the mere application of Lyons Malley for it?—No.

3714. Then it must have been under some other authority than Lyons Malley's that you wrote the letter?—Not authority—request.

3715. At whose request would you have written that letter?—My recollection is that I was asked by the Chairman to obtain this pass—a return pass—for this reason: he was going over to London in the hope of obtaining a situation or appointment, and the pass was got in order that, if he did not succeed, he might come back, and this fortnight would go for his annual leave, as each clerk is entitled to a fortnight's annual leave, and that this fortnight, during which he would be absent in London, might be accounted his annual leave.

3716. Do you recollect whether it was on the day upon which you wrote that letter applying for the pass that that request was made to you by Mr. Cusack?—No, I do not recollect; but I should imagine it would be the same day. The chances are, I would direct the letter to be written at the moment. It is not in my own handwriting, but in that of one of the clerks, and the chances are I should have directed it at the moment.

3717. Do you recollect, when Mr. Cusack mentioned this matter to you, did you remonstrate with him about giving a person of such irregular habits as Lyons Malley a pass just at that time?—No; I was only too delighted to hear he was getting a situation in London. I assure you I had no objection.

3718. Was Mr. Cusack aware on the 16th of November that Lyons Malley, for whom this pass was asked, had been absent from the office on the 14th without leave?—I must have told him.

3719. He must have known it at the time he asked you to write for the pass?—No doubt.

FOURTH DAY.
December 2.

Mr. William G. Skipworth.

3720. I suppose also, he must have been aware that the absence was on election matters?—Well, I cannot say.

3721. You do not recollect having any conversation with him about that time, with reference to the absence of Lyons Malley?—I recollect pointing out how disgraceful it would be having Malley mixed up in election matters.

3722. Do you recollect having that conversation with Mr. Cusack about the 16th of November?—Most likely it was about that time, but I certainly had other conversations previous to his absence.

3723. Do you recollect that by that letter, the pass was one to go to London on the 19th of November?—Yes.

3724. Do you recollect at whose suggestion it was you asked for a pass for the 19th?—I think a memorandum was put into my hand, either in the chairman's writing, or Malley's; I forget which, with that date mentioned in it.

3725. Do you recollect by whom this memorandum was put into your hand?—I do not.

3726. Just try and search your recollection; don't you think it was by the chairman, who made the application for the pass?—I think so.

3727. Mr. MORRIS.—Are you quite certain you heard no rumours at all about the use these tickets had been put to, before the election inquiry?—I am quite sure the first intimation I had was from reading the newspaper in my own house.

3728. Would you be greatly surprised that some of the clerks in the audit office, had heard rumours about it before the inquiry?—It would not surprise me.

3729. Mr. LAW.—I presume the board meets every week?—Every Wednesday.

3730. Are there any committees?—No committees; all the business is done at the general board every week.

3731. Is there a book kept to suggest the subjects of discussion?—There are three departments; the manager's, the locomotive and the engineer's, from which reports are furnished weekly. Our reports and suggestions are entered in books; each department has its own book, and the reports are transcribed by the secretary, who puts before the Board a rough transcript of the subjects of each as agenda.

3732. Then your suggestions for the consideration of the board, would be in the board room?—My reports were in writing in a book in my own office; it was sent into the Board room every week for the secretary's information.

3733. The secretary would take the agenda from each of those reports. For example, take your own? the secretary took a note of the subjects mentioned by you in your report, and laid them before the board?—Yes; and in the event of the board approving, or dissenting from the suggestion that I made, the paragraph would be transcribed from the report into the minute book.

3734. Did you at any time after this matter of the tickets being brought under your notice, enter anything in relation to it?—Never.

3735. You never made any entry of any kind in reference to it?—Never.

3736. Was the subject of the tickets, or anything connected with the tickets, or the Malleys, entered by the secretary as agenda for the board, to your knowledge?—Never.

George Hall.

George Hall recalled and further examined.

3737. Mr. LAW.—Did you ever have any communication with either of the Malleys since they left the office?—Never.

3738. Or hear of any?—Only what I told you—the letter to the boy from Charles.

3739. I think you told us last night the number of your lodge?—597.

3740. Where do you meet?—York-street.

3741. Who is the master of your lodge?—Mr. Gamble.

3742. What is his Christian name?—I think it is Robert Gamble.

3743. What is he?—He is head of a department in Messrs. Todd & Burns. There are two brothers, and he is the eldest.

3744. Do you know what department he is in?—I think he is in the cloth department.

3745. Is there a Deputy Master of your Lodge?—There is.

3746. Who is he?—Robert Gamble was then, I think.

3747. You are speaking now of November, 1868?—Yes.

3748. How long does a Master remain in office?—Twelve months.

3749. From what time does the year begin when they enter upon the office?—In January.

3750. For the year 1868 was Mr. Gamble Master of the Lodge?—Mr. Smith is Master at present; but when he came into office I forget.

3751. We are now at the end of 1869: is Mr. Smith the present Master?—He is.

3752. What is Mr. Smith?—He is also employed at Messrs. Todd & Burns.

3753. In 1868 who was the Master—was Mr. Gamble?—I think Mr. Smith was Master last year. His time is not up yet.

3754. That would give him two years?—I think he commenced this time twelve months. Sometimes where a man leaves the country a Master may act for two years. I really forget who was Master then. There are over 100 members, and I do not attend very regularly.

3755. As well as you recollect was Gamble Master in 1868?—Either Mr. Gamble or Mr. Smith—one of the two.

3756. Is there a Deputy Master?—There is.

3757. Who was he in November, 1868?—I forget. I think it was a Mr. Davis. I don't know really where he lives.

3758. What is he?—I don't know his profession—I think he is a clerk in some of those large wholesale houses in William-street. If I don't mistake he is employed at Ferrier & Pollocks.

3759. Is there a treasurer in each Lodge?—There is.

3760. Does the treasurer go out of office each year?—All the officers go out of office every year.

3761. Who was the treasurer in 1868?—I do not recollect.

3762. I presume there is in each Lodge a book or record of the members and of the office bearers?—Yes.

3763. Who has charge of that book?—The secretary.

3764. Who was the secretary? I suppose that is a permanent office?—No, the secretary is appointed yearly, too.

3765. Who was the secretary in 1868?—I do not not recollect.

3766. When were you last at a meeting of the Lodge?—I was in it last month—in the beginning of November.

3767. Who was acting as secretary then?—I really forget the name—I would know the young man if I met him.

3768. How many members are there?—Over 100.

3769. Are there 200?—I would not say 200.

3770. The names are all entered in a book?—Yes—the secretary has all the names.

3771. Are there many freemen in the Lodge?—I don't think there are. I don't know of any but myself—Yes, I do know another, Cranwell I think is his name.

3772. Have you been Master?—Do you mean of this Lodge?

3773. Of any Lodge?—I was Master of the same Lodge about ten years ago.

3774. Is there any lodge composed of masters exclusively, and office bearers?—Yes. District lodges.

3775. What district lodge do you belong to, composed of masters?—No. 2.

3776. How many district lodges are there in Dublin?—Three.

3777. They consist of the masters of other lodges?—The masters, deputy masters, and secretaries of other lodges.

3778. And treasurers?—Yes.

3779. Now in No. 2, who is the master of that lodge?—I do not know.

3780. Who was last year?—I could not tell you. I was not in that district lodge since ten years ago.

3781. It is composed, I presume, of the officers of other lodges who are in office for the year?—Yes.

3782. Then it was only that year you were member of the lodge?—Only that year.

3783. What lodge was Foster a member of?—I do not know.

3784. Did you ever hear?—I might have heard it but I do not recollect. There are thirty or forty lodges meeting in Dublin.

3785. Did you attend a meeting of your lodge in or about November, 1868?—I have no distinct recollection, but the attendance book will tell of course.

3786. Do you remember that you attended a meeting of your lodge in connexion with the election?—It is likely I did, but not particularly about the election.

3787. I mean at that time—of course there would be a larger attendance then than usual?—Yes.

3788. I suppose you were pretty unanimous as to your votes in the lodge?—Well, I suppose so.

3789. Now don't you recollect that you did attend a meeting of your lodge in York-street in November, 1868?—I do not remember, but if I did my name will be in the book.

3790. Did you ever hear of any subscription in aid of the funds of the lodge from anyone?—No, sir. For what purpose?

3791. For any purpose—each member pays lodge dues, I suppose?—Yes.

3792. What does each member pay?—Sixpence a month.

3793. That goes to defray ordinary expenses?—Yes, the ordinary expenses for the rooms and stationery.

3794. Is there a charity fund?—There is at present—it was established eight or nine months ago.

3795. Was there not something of the kind before?—Well, some lodges had it but not as a general rule.

3796. Had your lodge it?—No, we subscribed whenever a case arose.

3797. I suppose among your members there are some people who are often not in strong circumstances and would require a little assistance from the lodge?—Undoubtedly.

3798. It was usual, I have no doubt, to make subscriptions for them?—Yes.

3799. But I understand there was no permanent fund till now?—No.

3800. Was there any fund kept by the treasurer so far as any surplus left after the ordinary expenses were defrayed, for that purpose?—Not specially.

3801. What was the sixpence a month applied to?—House rent, stationery, and summoning members.

3802. Did each member receive a summons for every meeting?—Yes.

3803. Are those sent by post?—Some by post, and some by hand.

3804. Did you ever hear, in the course of 1868, of any subscription to the Lodge to help their expenses? No, never, only the sixpence a month.

3805. Did you ever hear of anybody subscribing or promising money in aid of the Lodge, who was not a member?—Never.

3806. You never heard of that?—Never.

3807. Do you recollect the subject of the election being discussed at all at any of your meetings in November, 1868?—I think there was a public meeting about it in the Metropolitan Hall.

3808. That was a public meeting—do you remember it being discussed at any lodge meeting?—No, except by one member with another, I don't remember anything about it. There may have been a special meeting.

3809. Was there any special meeting?—Not to my knowledge. My lodge had never any special meeting, I know. It never had any meeting for election purposes.

3810. Your lodge, as far as you recollect, only contains two freemen?—As far as I know.

3811. Have you any idea how many members there are in the lodge altogether—are there 200?—I should say about 130 or 140—that is as near as I could go.

3812. Do you believe there are more than two freemen members of the lodge?—Not to my knowledge.

3813. What do you think?—There may be.

3814. Do you think there are more than two?—I could not tell. I don't know but the one and myself.

3815. Do you think there are more?—I think there is not; I think the others are householders.

3816. I should understand, from your own position, that your lodge is composed of persons tolerably well off?—Yes.

3817. What was Foster's degree in the Orange society?—I don't know; I never met him but the once.

3818. Did you ever hear of his having any position in the society?—I don't know what position he had.

3819. I suppose there is a Grand Master for the district of Dublin?—Yes, for the city and county.

3820. Are the city and county joined together for that purpose?—Oh, they are separate.

3821. Who is the County Master—or who was last year?—I forget. The City Master, I know, is Mr. Caldbeck. You may see his name mentioned in the papers at public meetings—he is in the chair.

3822. Mr. Caldbeck was last year the City Grand Master?—For the present year also.

3823. Is he still Grand Master? Do they go out of office every year?—They are re-elected very often.

3824. Don't the County and City Grand Masters remain in office some years?—They do not go out like the masters of lodges. They are re-elected very often.

3825. Re-elected every year?—Yes.

3826. Has he been Master a long time?—I think this is his second year.

3827. He was in office this year and last year?—Yes.

3828. Who was the County Grand Master last year?—I do not know.

3829. What is the next order under the Master?—Deputy Master.

3830. Who was the Deputy Master for the city?—I think Mr. Henderson.

3831. What is he?—I think he is a builder, but I don't know where he lives.

3832. Is there any office or place for the city meetings—I mean where Mr. Caldwell would hold his meeting?—Yes, in York-street; there is no other place.

3833. That is where lodges 5 and 7 meet?—Yes.

3834. Is it an Orange hall for a number of lodges?—Yes, for the city.

3835. Is any other place in the city used in the same way?—Not that I know of.

3836. Do all the lodges meet at the same place?—At the same place.

3837. What number in York-street?—49, York-street.

3838. You acted, I think you told us yesterday, as a voluntary canvasser at the election?—Yes.

3839. Where and what class of voters did you chiefly canvass?—Householders. I canvassed Wellington-street.

3840. It was a street canvass?—Yes—one evening late in the evening, after my work.

3841. What street was it?—Wellington-street.

3842. Did you canvass any freemen?—No.

3843. All householders?—Householders.

FOURTH DAY. December 2. George Hall.

3844. Are there many freemen members of the Orange Society?—As I told you, I am sure there is some, but I don't know how many.

3845. We are only speaking generally—what do you think?—I would say there would be a good many; but if I were to make a comparison from my own lodge I would not say many, for in my lodge there are only two.

3846. If you were outside the court now, and anyone asked you were there many freemen members of the Orange Society, what would you say?—I would say there would not be many in comparison with the number in the city.

3847. That is, in comparison with 2,700; but would you say that of the poorer classes of freemen, many of them were Orangemen?—No, I would say not.

3848. Did you ever hear of subscription from anyone in aid of the funds of any Orange lodge last year?—No, sir.

3849. Did you ever hear of any promise of a subscription?—Never. I am not in a position to hear of it. I never took any position in the lodge since ten years ago.

3850. I am not asking you what you heard in lodges at all. Did you ever hear it stated anywhere?—No, not a single word.

3851. Did you ever hear of any freeman getting a promise of money at any time?—Never.

3852. Do not misunderstand me. I do not ask you did you hear the promise made, but did you never hear say, during the last ten years, of any freeman getting a promise of money?—Except what I may see in the papers, never.

3853. Did you hear of 76, Capel-street?—I did.

3854. Do you believe freemen got money there?—I could not say.

3855. I do not ask you was it the fact that they did; but do you believe that they did?—I don't know, really.

3856. I did not ask you whether you knew. What is your belief?—I could not say.

3857. Mr. TANDY.—You said there were meetings held at Stephenson's, were those the Inns-quay ward meetings?—Yes.

3858. Were all those meetings, as far as you know, public meetings?—They were.

3859. Open to everyone?—Open to everyone.

3860. Did you ever know or hear of any select or private meetings having been held?—I have not till I saw it in the papers.

3861. Have you since heard anything about it?—Only what I saw in the papers. I never knew of it, on my oath, never.

3862. Mr. LAW.—Did you ever hear it said by anybody that there were private meetings?—Never, only what I saw in the papers.

3863. Are there any other Orangemen among the audit clerks?—Except Mr. Butler, I think not.

3864. No other?—None that I know of.

3865. Mr. Landy is not an Orangeman?—No, sir, that would be impossible according to our rules.

George Ponsonby Byrne.

George Ponsonby Byrne sworn and examined.

3866. Mr. LAW.—You are in the employment of the Midland Railway Company?—Yes, in the audit office.

3867. Have you been a long time in the audit office?—Nearly sixteen years.

3868. Do you remember these young men, the Messrs. Malley, being in the office?—I do.

3869. Did you know their father?—No.

3870. Did you know either of the Malleys intimately?—I knew them just as clerks in the office.

3871. Did you know either of them in private?—No.

3872. You were never in their house?—No.

3873. Or they in your house?—No.

3874. Where do you live?—I live at present at Rathmines.

3875. Did you live there at that time?—No; I lived at Synnott-place.

3876. You sit, I believe, in the inner office, in the same room with Hall and some others, and among the rest, Lyons Malley?—Yes.

3877. You and Mr. Hall sit at the same desk?—Yes.

3878. Do you recollect the circumstance of Lyons Malley ceasing to attend at the office?—Perfectly.

3879. That was on the 14th November—I dare say you saw the entry in the book?—I did, the other day.

3880. Did you see it at the time?—No, not at the moment. I did not mind it.

3881. But you recollect the fact of his ceasing to attend?—I do.

3882. That probably you know was on the 14th November?—Yes.

3883. Before that, as you recollect, did you hear Lyons Malley talk about going?—There was, I think, a rumour of it, but I hear so many of these things, and I have so much to do, that I really don't mind these rumours. He was always going.

3884. He was always going?—Yes—he was always saying he would get this, that, or the other appointment.

3885. Who did he say would give him all these things?—I don't remember.

3886. Did you hear him, before he went away, say anything about looking after the election?—No—oh, yes, I did, I think a few days before.

3887. What did he say?—I think he said he would get something to do at the elections.

3888. Did you say anything to him?—No, I attended to my work.

3889. Did he say what way he was to get something at the elections?—No; just merely a rumour from one clerk to the other. I just heard him speaking to someone casually about it.

3890. At all events, there was some talk in the office before the 14th, that Lyons Malley was looking for something at the election?—Yes.

3891. I suppose you recollect the circumstance of his not coming back after the 14th?—Yes.

3892. Was there any conversation in the office about his disappearance?—No, not much.

3893. There was some, I suppose?—I am, generally speaking, at the desk almost by myself. Mr. Hall was my assistant at the time.

3894. What was your department?—I had charge of the passenger tickets department.

3895. Did you hear at the time of Lyons Malley having been found in the audit office after hours, a few days after his disappearing on the 14th?—I might have heard it at the moment.

3896. You heard it spoken of at the time?—Yes.

3897. Did you hear of it at the time?—I remember I had to remain in the office myself on Tuesday evening.

3898. I believe you have to remain after hours pretty often?—Yes; I have certain duties to do on Wednesday, and have to remain after hours on Tuesday evening.

3899. You are often detained on Tuesday later than the other clerks?—Yes; perhaps half an hour or an hour, sometimes more.

3900. What day of the week was the 14th?—The superintendent's book will show.

Mr. *Landy*.—The 14th was Saturday.

3901. Mr. LAW.—Then the 17th would be Tuesday—now on Tuesday, which was your late day for work, do you recollect that you were occupied after hours on that evening?—It is probable; for every Tuesday I have to remain for, perhaps, half an hour or an hour.

3902. Do you recollect, about that time—at all events a few days after Lyons Malley disappearing—do you recollect seeing him in the office at work any day after hours?—Not at work about that. I know he came in one day about 12 o'clock. This was after the Drogheda election, and he was telling us all the humour and fun they had.

3903. I believe he had got some rough usage there?—Yes.

3904. Except on that occasion, did you ever see him in the office again?—I think not; I can't tell whether he came in occasionally or not.

3905. Do you remember it?—Not well.

3906. Do you recollect it at all?—No; I think not.

3907. Then I presume he was not in the office on the Tuesday following his first disappearance before you left it?—I think he came in there to settle some papers or other, as well as my recollection serves me.

3908. That is just what Mr. Landy says, when he found him there alone, he told him he had come for that purpose. Do you recollect what hour he came into the office?—I think he came before the clerks left.

3909. None of the clerks appear to have known anything at all about his being there, so that he could not have come in while they were there?—What evening are you speaking about?

3910. I am speaking of the evening he was found in the office after hours by Mr. Landy. None of the clerks seem to have known of that fact until they heard it from Mr. Landy—can you recollect whether he came in while you were there?—He must have come in while I was there.

3911. Why?—Simply that I had to remain after Mr. Landy—Mr. Landy would have been out before me.

3912. Mr. Landy went out at five o'clock, and this was between five and six?—Yes.

3913. Now was not this a circumstance that would have impressed itself on your recollection?—Well, very slightly.

3914. Can you recollect whether, on the evening of the 17th, Lyons Malley came into the office before you left?—He must have come into the office before I left.

3915. Why?—Simply because only for that I would not have seen him.

3916. Did you see him?—I think I saw him that evening coming to regulate his papers. He told me he was about resigning, and that he came to regulate something or other.

3917. Did you leave the office with nobody in it but Lyons Malley?—I left him behind me, I should say.

3918. When you say "you should say," are you telling us merely your own conclusions from what you have heard, or do you recollect it?—I recollect leaving him behind me.

3919. What was he doing at the desk?—I think he was taking out his papers and seemingly arranging them.

3920. Did you think it peculiar that he should come back in that way?—Not at all. I knew he used to do a great many queer things. He used to come in and go out, and sometimes stop in the evening to do his business.

3921. Was he under the same control as the other clerks at all?—Well, he was. Mr. Landy kept him under very good control.

3922. As well as he could?—Well, sir, Mr. Landy is very sharp, I assure you. I say it now when he is present, for I don't want to say it behind his back.

3923. As well as you recollect, Lyons Malley came into the office the night before the election, before you left the office?—When was the election?

3924. The election was on the 18th?—Well, he was there that day.

3925. Are you a voter?—I am; and voted.

3926. Do you recollect seeing Lyons Malley in the office the evening before?—Yes; I am almost certain I did.

3927. Then you saw Lyons Malley in the office after hours, the evening before the election?—Yes.

3928. You left him there?—I left him there.

3929. Whom did you vote for?—For Pim and Corrigan.

3930. Did you hear it spoken of afterwards that Lyons Malley was in the office?—No; I never had any conversation about it.

3931. Did you mention it to any of the clerks, when the report came about the tickets being abstracted?—No; I didn't hear anything at all about the tickets till afterwards. The first I heard of it was reading it in the paper.

3932. Was the circumstance of Lyons Malley being in the office the night before the election, mentioned then?—No; I never said anything about it.

3933. Charles Malley remained in the office some time after that?—Yes; I think two or three weeks.

3934. You did not hear of the abstraction of the tickets till the trial came on before Judge Keogh?—I never heard a word of it until I read it in the newspaper in my own house.

3935. Then if it was spoken of in the office before that, it did not come to your ears?—Not to my ears.

3936. You recollect the circumstance of Mr. Skipworth, and the chairman coming to make an inquiry?—Yes; In fact Mr. Cusack and Mr. Skipworth came to me every day on business.

3937. You recollect both coming to make an inquiry about the tickets?—I recollect Mr. Skipworth very well.

3938. Did you state to Mr. Skipworth anything about Lyons Malley's being in the office after hours?—No.

3939. Mr. Skipworth has told us he went round to the clerks and asked them questions?—Yes; I believe he was the first mentioned the matter to me, but I was after reading the paper previously.

3940. Did he ask you could you throw any light on it?—I could not; having nothing to say to the tickets.

3941. I believe it was generally understood that if anybody took them it was Lyons Malley? Is not that so?—Well, I would not like to accuse him. I thought him too stupid.

3942. What was the general feeling in the office as to the tickets?—Upon my word and credit, I don't know.

3943. Who do you think took them?—Upon my word I could not answer.

3944. Was there any suspicion created in your mind as to who took the tickets?—There really was not, as far as he was concerned. It was open to a great many in the office.

3945. Are you aware Mr. Skipworth questioned everybody in the office as to these tickets?—I am aware; he spoke to myself on it.

3946. Did you hear him state here to-day that he questioned everybody?—I did.

3947. Have you any doubt that he did?—Not the slightest.

3948. Was any person that remained in the company's service ever accused of taking the tickets?—Not to my knowledge.

3949. Do you believe from what you have heard that the tickets were taken?—I don't know.

3950. What is your belief?—My impression is they were never taken out of the office, from what I have heard.

3951. What have you heard?—I have heard that the tickets were consecutive.

3952. Who told you that?—I heard a rumour of it through different people.

3953. Who told you?—I really can't mention the parties.

3954. Where did you hear it?—It was just a common rumour through the place. I could not mention one person more than another. I think I read it in the newspaper too.

3955. Who in the office did you ever hear say it?—I really could not name any particular person.

3956. Did you hear anyone say it?—I have heard it.

3957. From whom?—I could not mention anyone.

3958. Can you not give us the name of anybody that said it?—No.

3959. Did any one of the clerks in the place tell you?—I think I have heard it.

3960. Did you hear it said by any of the clerks?—I heard it said by some one, but who it was I don't know.

3961. Was it one of the clerks?—I really can't answer the question.

3962. What reason have you for believing that the tickets taken were consecutive?—I have read it on the petition proceedings.

3963. I do not think you did—you must have some other source of information than that?—I really could not say.

3964. Well, now, what did you hear?—I heard those tickets were numbered consecutively.

3965. Did you hear they were numbered consecutively by printing or stamping in the office, or by written marks on them?—Not by written marks, I understood they were printed in consecutive numbers.

3966. That they were issued by the ticket clerk?—No.

3967. Did you ever report that circumstance to Mr. Landy?—No, not at all.

3968. Did you ever report it to anybody else?—No.

3969. You knew inquiries were made in the audit office as to the abstraction of the tickets?—Yes.

3970. Did you know that the chairman, Mr. Skipworth, and Mr. Landy too, were inquiring in the audit office, because it was from that office the tickets were supposed to be taken?—Yes.

3971. When you heard that the tickets were numbered consecutively, you say you drew the conclusion that they were not taken from that office?—It was only a few days ago when speaking about them that I heard it.

3972. Then, sir, if it was only a few days ago it is impossible you can fail to recollect who it was told you?—Upon my word I can't tell.

3973. Where was it?—Somewhere about the office.

3974. We must have an answer, sir—was it in the office you heard it?—I really could not tell you.

3975. Was it since this inquiry began?—No, before that.

3976. What did you mean by saying you heard it a few days ago?—Well, a month or so. I heard people speaking about the matter—a rumour.

3977. You told me a few minutes ago that you heard this spoken of within the last few days? What did you mean by that?—Well, about a month.

3978. Does "the last few days" mean "the last few months?"—No, I say about a month.

3979. Did you hear it since the 1st of November?—I did, oh, I beg pardon; well, I think in or about that time, but in what place or where I was I really could not tell. I just heard the conversation.

3980. You must give an answer or you may have to stay there a great deal longer than you anticipate—where did you hear it—you told us awhile ago it was in the office?—I think it was in the office. I think it very probable it was in the office.

3981. Do you believe it was?—I think it very probable it was.

3982. Do you believe it was, sir—answer the question?—It is more than probable it was.

3983. You must answer the question—do you believe it was in the office?—You want to press me to say what I can't say.

3984. You have a belief one way or the other—do you believe it was in the office?—It is more than probable. I believe it was in the office.

3985. Could not you have given that answer at first—you must answer the questions direct or we shall have to treat you very disagreeably. You may not like to hear these things—you may have various reasons for objecting to answer, but you must answer?—I have no reason at all.

3986. I can tell you you will not get out of that chair until you answer the questions we put to you, or if you do you will not go back to your office?—I am sorry for it.

3987. Now, sir, when you heard this conversation, having known that Mr. Landy and the other officers of the company had made inquiries in the audit office, as the place where the tickets were taken, did you repeat that conversation to them, to lead them to make inquiries in the right place?—No, I did not, because I also heard from an officer of the company that the tickets were not Midland tickets, that they were Marcus's tickets.

3988. Who did you hear that from?—I heard one of the directors say it.

3989. Who was the director?—Mr. Maunsell, I think.

3990. You heard him say they were Marcus's tickets?—Yes—this was during the election petition.

3991. You heard him say they were Marcus's tickets?—That he understood they were Marcus's tickets, not the Midland tickets at all.

3992. Did you hear there was one of the Midland tickets produced at the trial?—I have read it in the paper, and it would narrow the inquiry very much if I could see one of them, or if some of the company's officers saw them.

3993. Where did Mr. Maunsell make that statement?—In the audit office.

3994. Was he one of the directors who instituted an inquiry into the matter?—He was in one day and mentioned the circumstance.

3995. Did he say how he ascertained it?—No, he did not. He was just speaking about the matter.

3996. Did he say how he knew it?—No, he said he heard they were Marcus's excursion tickets.

3997. Who is Mr. Marcus?—A man who some years ago used to give excursion trains, and did last year, from Dublin to London and on to Paris; and I know he gave them some years on our line.

3998. Did Mr. Maunsell tell you he believed they were Marcus's tickets?—He did not tell me.

3999. Did he state it in your presence?—Yes.

4000. Did he say Marcus's tickets were taken out of the Midland office?—No. They were not taken from the Midland office at all. He said he understood they were Marcus's tickets.

4001. He did not say who told him that?—He did not.

4002. Did he say anything of that kind was stated at the trial?—No.

4003. Did he say it was from the chairman he heard it?—No.

4004. Or Mr. Skipworth?—No.

4005. Or Mr. Landy?—No.

4006. Was any change made in the mode of keeping the tickets after this blow-up came?—There was.

4007. They were, I believe, locked up from that time?—They are locked up now.

4008. And have been locked up I presume since this discovery was made?—Yes.

4009. They were no longer left loose in the office?—No.

4010. Do you think the chairman believed they were Marcus's tickets?—I don't know.

4011. Do you think he imagined that they were Marcus's tickets?—I really cannot tell.

4012. Did he ever say or do anything to lead you to believe that he imagined they were Marcus's tickets?—I never had any communication with him on the subject.

4013. Do not you know very well the chairman never believed anything of the sort?—I don't know.

4014. Had you any conversation about these tickets within the last few days?—It was a subject of general conversation.

4015. Where?—Everywhere.

4016. At home and in the office?—No, not at home.

4017. Had you any talk about those tickets in the audit office within the last week?—Within the last two or three days I had.

4018. Did you see the chairman there on Monday?—Yes, he was in on Monday with me.

4019. What hour did he come in to you that morning?—He was in rather earlier than usual—eleven or half-past eleven.

4020. Did he mention the Malleys?—Not a word I ever had with Mr. Cusack on the subject.

4021. Did you tell any of the clerks on Monday that you understood the Malleys were summoned?—Yes, sir, I heard that.

4022. Did you tell any of the clerks, I ask you?—Yes, sir, I daresay I did.

4023. Did you?—I did; very probably I did; I really cannot tell; either Monday or Tuesday.

4024. Are you very probably sitting there?—I am.

4025. Do you recollect that you told one of the clerks that the Malleys were summoned?—Yes.

4026. And could you not say that like an honest man straight? Which of the clerks did you tell it to?—I think I told Potter when we were standing at the fire at lunch hour; for we have half an hour for lunch in the middle of the day.

4027. That circumstance recalls it to your recollection.—Yes.

4028. Who told you?—I think Butler told me that he understood they were summoned——or subpœnaed.

4029. Butler told you?—I think it was Butler.

4030. Did you hear the chairman mention it?—No.

4031. Did you tell Butler it?—No.

4032. Eh?—I really cannot say.

4033. Are you sure of that?—I am almost certain I did not.

4034. Was he standing at the fire with you too?—Yes; where we stand at the fire for two or three minutes before we sit down after lunch hour.

4035. You were gathered there that way on Monday at lunch. Who was there besides Potter and yourself or Butler?—Upon my word I suppose all were there.

4036. Now, did you not hear from Butler or anybody else how he knew that the Malleys were summoned?—Well, I really do not know. I do not think we had any conversation after that. It was merely a rumour among us that they were subpœnaed.

4037. Do you mean to tell us that you do not understand how it was that Butler knew it?—Well no, indeed, I do not.

4038. Was not there some talk about it?—Yes.

4039. Did anybody say, "how do you know?"—No, indeed, for I do read the newspaper.

4040. Well, that would not be an absurd question to be asked?—No, I did not hear a word of it.

4041. Did you, sir?—I do not know, really, for I do read the newspaper; it is the only time I take up anything to read.

4042. Did you say anything about it?—I do not know, sir.

4043. Did Butler make proclamation to the air without anybody addressing him?—Oh no.

4044. Whom did he speak to?—I really could not answer.

4045. You really must answer; was it to you or to one of the other clerks he spoke?—Well, I was reading the newspaper at the moment, and the word just caught my ear. There were some five or six clerks about the place.

4046. But, at all events, that ear, that you point to so significantly, was sharp enough to recognise Butler's voice?—Yes, it was time for me.

4047. Having regard to that fact, can you tell us the voice of anybody that answered him?—Well really I could not. I hear a great many things about me that I do not mind. I was just taken up with reading the newspaper at the moment.

4048. You did hear Butler say this?—Yes.

4049. And it made an impression on you?—Yes, for I knew that you were on the look out for Malley.

4050. How did you hear that?—I heard so.

4051. How did you know that?—Just by rumour.

4052. Where did you hear that rumour—you seem to live in an atmosphere of very vague rumours?—I think we are in an atmosphere of rumours here.

4053. When did you hear that rumour?—I think it was on Monday or last Saturday.

4054. Did you hear that in the office?—Eh?

4055. Did you hear that in the office, sir?—I suppose so.

4056. Now, on your oath, Mr. Byrne, did you hear of any communication made by any of the Malley family to any person in this country within the last week?—Upon my word I did not.

4057. Mr. MORRIS.—You are on your oath, you know?—I say on my oath.

4058. Mr. LAW.—On your oath, I asked you?—Really I say on my oath.

4059. Did anybody tell you on Saturday or before or since it that Mr. Malley, the father, or any of the family, had written over to Ireland?—No.

4060. Eh?—Oh, I have no communication with anybody at all.

4061. With anybody?—With any of the Malleys.

4062. I did not ask you that. Did you hear from any source that any of the Malleys had written a letter over to anyone in Ireland?—No.

4063. Or sent a telegraphic message?—No, really.

4064. And how did you happen to hear on Saturday that we had summoned, or as you express it, were looking after the Malleys?—Just by the rumours passing about—everybody speaking about it.

4065. Did you hear in the rumours passing about, and everybody speaking of it, that any letter had come from any of the Malleys to anyone?—I heard Mr. Skipworth say in his evidence here that Mr. Wallis had a letter; that was the first I heard of it.

4066. Did you hear that the chairman had a letter?—No, I had no means of hearing it.

4067. Do you tell us upon your oath that you have no conception of how the rumour that you heard in the office last Saturday arose?—No, I do not really.

4068. No idea of it?—No, not the slightest.

4069. Did you ever hear, to the present day, that the chairman had got a letter from Malley, the father?—No.

4070. Did you hear that he stated so here in court?—No.

4071. You did not?—No; why it is only this morning that I came in to you.

4072. Did you hear that the chairman stated here in court that he had a letter from him?—No, I did not.

4073. Did you see it in the paper?—No; I did not read the chairman's evidence.

4074. Did you avoid reading that?—Eh. No, I did not, because that was Tuesday; that was the day that I never take up a newspaper.

4075. Not even of a Wednesday?—No indeed.

4076. Once you pass the Tuesday; so Tuesday is a blank to you always?—It is a blank to me always.

4077. You never can fill that up?—No.

4078. Were you present when Lyons Malley's desk was opened?—Yes, I think I was.

4079. You cannot go further than that; do you think you were in the office at all?—Oh yes; I am generally in the office. I am very seldom out of it. I think I remember perfectly Mr. Landy sending——

4080. Does that mean that you do remember perfectly?—I do remember perfectly Mr. Landy sending for a locksmith for the purpose of picking the lock.

4081. Who took the papers out of his desk?—I really could not tell you that.

4082. Did you see them taken out of his desk?—I think very probably Mr. Landy attended to it. It is nearly a year ago. It is more than probable that he did.

4083. Did you hear that Lyons Malley was paid for a month of service after he had left the office altogether?—For the first time to-day.

4084. You knew, I presume, that the two Malleys were rather favourites?—They presumed so themselves at all events.

4085. Were they considered in the office to be under the special protection of the chairman?—Well, I do not

think Mr. Landy ever paid—at least made no difference with them.

4086. I asked you were they considered favourites of the chairman?—Upon my word I had no means of knowing.

4087. I ask you was such the impression in the office, rightly or wrongly?—I never had any communication with anyone as to whether they were favourites or not.

4088. Did you think they were?—They made no impression on me that way.

4089. Did you think they were?—No.

4090. Did you think that their father and the chairman were friends?—I had no means of knowing.

4091. I do not ask you that. I must say that of the several officers we have had from the Midland Railway, you are the most unsatisfactory——?—I am endeavouring to answer the questions.

4092. It is plain you do not like to answer the questions; but you must do it?—I never saw Mr. Malley in my life.

4093. Did you believe, while they were in the office, or afterwards, that the two young Malleys had been favoured in any way by the chairman?—I saw them——at least I understood they were appointed by him.

4094. Can you give an answer?—No; I cannot give an answer that way.

4095. You are quite too intelligent a man not to understand the question perfectly. Cannot you answer as Mr. Skipworth did, or as Mr. Landy does, fairly?—I am answering fairly.

4096. You are not, sir——?—You are asking me my impressions.

4097. Which you can tell us without any difficulty. Was it your impression or belief that those young men in the office were favoured by the chairman?—I never had anything——

4098. Was your impression or belief that, sir?—Well, I understood they were; I did not know it.

4099. I did not ask you that; we see very well you do not like to give the answers——?—I have no objection to answer the questions.

4100. I do not see what objection any honest man can have to answer the question——?—But still you ask me my impressions——

4101. Yes; and you know what they were very well?—I must be very guarded and cautious.

4102. You need not be very guarded and cautious. No one wants you to say what you do not know or believe, but we must get from you what you do know and believe. When did you first hear, sir, that these tickets that you speak of were consecutive tickets?—I say, perhaps, about a month ago or six weeks ago, or just about that time; and really, as I said before, I cannot say where I heard the rumour that they were consecutive tickets.

4103. Was that within a few days, as you first stated, or within six weeks?—Perhaps within the last five or six weeks.

4104. What caused the topic of the tickets to be discussed?—Well, that really I cannot answer. I do not know really, or forget it.

4105. On your oath do you recollect how it was that the question of the tickets came to be discussed on that occasion?—Upon my word I do not. I could not answer it. I really forget the whole circumstances of it.

4106. Have you no recollection of where it was?—I have not, really, sir.

4107. Now, sir, can you tell me anybody that was present?—I really could not, sir.

4108. Mr. Tandy.—Did you hear that rumour more than once?—No, I think it was only once I heard it.

4109. Will you swear you did not hear it more than once?—Well, it was only once.

4110. Will you swear you did not hear it within the last week?—No; certainly not.

4111. Not certainly within the last week?—No.

4112. Did it make any impression on your mind when you heard it?—It did, in this way, that it confirmed then what I heard about their being Marcus's tickets.

4113. Did you make any observation when you heard it?—No; not the slightest.

4114. You swear that?—I would.

4115. As far as you recollect, what was the entire conversation that you heard about it?—Well, I really forget the thing now altogether.

4116. Come now, try and recollect it; what was the entire conversation that you heard?—I could not tell.

4117. Try and recollect to the best of your belief?—I cannot say the exact words.

4118. I am not asking the exact words; tell me to the best of your recollection, what was the entire conversation?—Upon my word and credit and oath, I could not tell you where I heard it; but the matter is just on my mind that I did hear such a thing.

4119. Do you swear that you cannot recollect anything more about it than simply that you heard that they were consecutive tickets?—Nothing more, sir.

4120. You cannot tell where you heard it?—Where I heard it.

4121. Or from whom you heard it?—Or from whom I heard it. It might be a rumour just outside of doors.

4122. And yet the rumour made an impression on your mind?—It just confirmed the impression on my mind.

4123. Do you recollect making any answer?—No, sir; I do not.

4124. Or any observation?—Nor any observation, sir.

4125. Mr. Morris.—The word "consecutive" was used?—The word "consecutive" used.

4126. Who used it?—I really could not tell you.

4127. Now, you know perfectly well who used it; the word "consecutive" is rather an odd word?—Upon my word I do not, sir.

4128. Mr. Tandy.—It made an impression on your mind, and yet you cannot tell a single circumstance connected with it?—I really cannot tell a single circumstance.

4129. When you say that you cannot, is it that you do not like to tell it?—I am on my oath, sir; if I knew it I would tell you.

4130. Mr. Morris.—What makes you fix the dates between a month and five or six weeks ago?—Oh, these things we have forgotten them altogether, and they pass away from our minds.

4131. Mr. Law.—You first said within the last few days, was that true?—You confused me, sir.

4132. No, I did not confuse you at all, for it was your own statement, and it was the first we heard of it. Did you make that statement that you heard it within the last few days?—I did.

4133. Was it true?—No, sir, it was a month or six weeks ago.

4134. Was it true?—No, sir; it was not true. When I say a month or six weeks ago, these things did not make any impression on my mind.

4135. When you stated that you heard they were consecutive, and within the last few days, was that statement true or false?—A month or six weeks ago I would call a few days.

4136. Are your other answers to be taken as being as accurate as that?—Well, I have given every answer as accurate as I possibly could.

4137. Mr. Morris.—Will you swear it was a person in the employment of the company made use of the word consecutive?—I really could not.

4138. Will you swear it was not?—I really could not.

4139. Mr. Law.—Was it one of the directors?—Oh Lord no.

4140. What class of person was it?—I really could not answer. I really forget the whole circumstance.

4141. Do you think that anybody could believe that though you recollect the very words "consecutive

tickets" being used, and though it confirmed your previous theory about the tickets, you do not know where it was, nor by whom it was said?—Upon my word I do not. I really forget the whole circumstances of it, because my mind is so intent upon my business. These are idle rumours.

4142. And on the interests of the company; did you know that the company was interested in this matter of the tickets, if these were Midland tickets that were used?—Yes, I knew that.

4143. And you had a theory that they were Marcus's tickets?—Yes.

4144. Because Mr. Maunsell said they were?—He just said they were; it was just an idle conversation that passed away.

4145. Then the rumour that you heard, as you say, within the last few days, whatever that means, a month or six weeks, that they were consecutive tickets, that made an impression on you, because it confirmed your theory about Marcus's tickets?—Somewhere about that.

4146. Is that so?—Yes.

4147. Do you think that any person, even with every disposition to be credulous, could believe that, though you heard such statement within a month or six weeks, you cannot tell where you heard it, or who stated it?—Well, upon my oath, and word, and credit, I do not.

4148. That means you will not?—No, sir; on the contrary, it is our wish to give every information.

4149. Do you recollect the word "consecutive" was used?—Yes.

4150. You swear that?—I do.

4151. Tell us was it morning or evening when it was used?—It must have been towards evening.

4152. Why evening?—Well, that is the usual time we go home, and we might stand for a while and walk home.

4153. It must have been in the evening, because you were going home?—Yes.

4154. Do you mean that you were going home with some of the clerks? I ask you what hour of the day it was, and you say it must have been in the evening?—Well, in or about the evening, as well as my recollection goes.

4155. What you do mean by saying it must have been the evening?—My impression is that it must have been when walking home.

4156. When walking home with the clerks?—No, sir; for I might have been walking home with a stranger.

4157. Well, when you say it must have been in the evening when you were walking home, tell us with whom you were walking home?—I could not indeed; but this party with whom I was walking home, said that he understood that they were consecutive tickets.

4158. He said "I understand they were consecutive tickets"?—Yes.

4159. Of the Midland Railway?—Oh, no; he said they were consecutive.

4160. That is not a statement for people to make out of the clouds, without some preliminary. How did the tickets come to be mentioned?—We were just speaking about it.

4161. Tell us what he said; that cannot have been the beginning of the conversation, because you must have said something about the tickets to him; what led to this?—Well, really, I think the way the conversation came about was that we were suprised that this Commission was not sitting before, or something that way.

4162. And then the tickets naturally came on the tapis; what did you say about the Commission, to begin with. I only ask you to tell us, and you know that very well, what was the purport of what you said, and what gave rise to the conversation?—Well, as well as I think I can remember, what it was that I was speaking, was perhaps the thing would die away altogether.

4163. Who said that—the unknown individual or yourself?—I think it was myself.

4164. "May be the whole thing will die out;" and then what did the other say to that?—I think it dropped away then.

4165. We have not yet got to the "consecutive" part; this unknown individual said something about the Commission, and you said "I think it will die out, may be"?—Yes.

4166. Can you tell us what street it was in?—Well, I really think it was going home towards Rathmines.

4167. Was it in the neighbourhood of the Broadstone, or in Rathmines?—Not near the Broadstone. In fact, I think it was in the omnibus that this conversation took place.

4168. To the best of your recollection, was this conversation in the omnibus?—Yes.

4169. In the inside?—In the inside.

4170. And you said that may be it would die out?—That may be it would die out.

4171. And what did the other say to that?—Well, I think the conversation dropped there and then.

4172. Oh no, it did not; we have not got to the "consecutive" part of it yet, and you only began by saying that it was a wonder the Commission did not sit?—Yes.

4173. That was the beginning of it?—And in fact it was a conversation amongst a party of gentlemen, and I put in my word.

4174. Now was it the man sitting beside you that began the conversation, or somebody at the far end?—Upon my word and credit, I think it was the gentleman beside my seat.

4175. When he said "I wonder when the Commission will sit," then I suppose you said "may be it will not sit at all"?—No; I think another gentleman sitting by said that he thought it would die away.

4176. And what did you say?—And I put in and I said that I understood they would be sitting immediately.

4177. And then who was the first man that mentioned anything about the tickets?—Then I think it was this gentleman opposite that first began, that said that the tickets, he understood, ran consecutively.

4178. When you got out of the omnibus did you leave that man there?—Oh, yes; they were passing on home.

4179. Where were they going?—They were strangers to me.

4180. Where do you live in Rathmines?—Tourvill House, Rathmines.

4181. Did you leave the other people in the omnibus?—Oh, yes; I think I was the first out of it.

4182. Do you recollect that it was the person sitting in the omnibus either beside you or opposite you that made use of that expression "consecutive tickets"?—Well, it was the gentleman opposite me.

4183. Then you do recollect perfectly well when and where the conversation was, though you do not know who the persons were that made use of those expressions?—No.

4184. The statement about the conversation in the omnibus is not a fiction?—No.

4185. Which is right?—About the omnibus.

4186. You perfectly recollect that?—Yes.

4187. When you were asked by Mr. Tandy a while ago did you recollect where this conversation was?—No; because now on second recollection I think of it.

4188. Now, we shall have to keep you a little longer there till you recollect it better?—Well, it would be taking up your time.

4189. It is perfectly absurd to suppose you did not know all the time where this was. Did you ever see that man who made the observation before or since?—I may have seen him. I could not tell.

4190. Do you frequently go home in that omnibus?—No, sir; I generally walk home and walk in; but the night was very wet.

4191. And the gentleman who made the observation lives in Rathmines?—I do not know.

4192. Do you believe he lives there?—He may, or he might be going to dinner for all I know.

FOURTH DAY.

December 2.

George Ponsonby Byrne.

4193. It will be a long operation, but we shall get it out of you at last; you may as well tell us; do you know where that man lives?—I do not know. I have not formed any opinion on it.

4194. Did you ever see him since?—No.

4195. Or ever before?—Never.

4196. Have you any notion of what this man is?—He seemed to me to be a gentleman.

4197. A gentleman?—Or a merchant; something like that.

4198. A well dressed man?—A well dressed man.

4199. And you mean to tell us that you have no idea of who that man was?—I have not.

4200. Had you any notion of whether he was humbugging you or not?—Well, I should say not.

4201. Why?—The gentleman did not know me or see me before probably, and perhaps never will again.

4202. Mr. TANDY.—Was it to you he said it?—Oh, no; the omnibus was very full at the time, for it was a very wet night.

4203. Do you recollect any single one that was in the omnibus that night?—No, sir; it is so very seldom I go in or out in it.

4204. Were all the people there strangers?—All strangers to me, sir; for I am only twelve months living out at Rathmines myself.

4205. Mr. LAW.—Well in twelve months you might know the faces of a good many people?—Well, I very seldom go in the omnibus.

4206. How often were you in the omnibus; were you in it last week?—Yes; I went home in it a very wet night.

4207. Did you go any other night except that one wet night?—Never, except it is raining.

4208. How often last week?—Only once.

4209. Were you in it the week before?—No; because I think the nights were too fine.

4210. It is only in stress of weather you go into it?—Exactly.

4211. You say the omnibus was full that night?—It was very full.

4212. You never get into the omnibus except on a wet night?—Indeed I never do.

4213. And you were only there once last week?—Only once last week.

4214. Was it that night?—No, sir; I said it was a month ago.

4215. Did you get into the omnibus the week before?—No, sir; I did not.

4216. Were you in it the week before that?—I really could not tell you. I do not recollect whether I went home in the omnibus that week. I think not.

4217. Was it the week before that?—I think it was the week before that, or the week before that again.

4218. Or three weeks before that again?—I said the week before that again; I did not say three weeks.

4219. How often have you been in the omnibus within the last two months—were you there half a dozen times?—No; only three or four times.

4220. One of them was last week?—Yes.

4221. You were not in it the week before that?—No.

4222. Was it the week before that again that you met this unknown individual?—I think I said four or five weeks ago.

4223. And though you do not know who this man is who happened to make this statement in your hearing as to the tickets being consecutive, or what he is, or what means he had of knowledge, you immediately swallowed it, and you say it confirmed your opinion that they never could have been Midland Railway tickets?—I just took it into my mind, and made the remark on it.

4224. Because a man you did not know anything about made a statement in a public conveyance that the tickets were consecutive, you immediately assumed that they were so?—I assumed it.

4225. Did he tell you how he knew they were consecutive?—No, he said he understood it.

4226. And I suppose you generally in the course of your life act upon what you hear strangers say?—Well, I take my own opinion on it; at the same time I pass no opinion.

4227. Do you really believe these were consecutive tickets?—I have not seen them; I think they are.

4228. Have you any other grounds for thinking so than hearing this man say that?—Just understanding from Mr. Maunsell at the moment that he said they were Marcus's tickets and not Midland Railway tickets.

4229. That was last January?—Yes; but it just crossed me at the moment.

4230. Did you think that if Marcus's tickets were taken they must have been consecutive tickets?—Well, if they were unused tickets—not used.

4231. Did you hear Mr. Maunsell say they were unused?—No.

4232. Then how did you come to form that theory?—Well, because I always had a doubt that Malley was—at least I understood from the papers that Malley was accused of taking them, and I really thought that the young man was too stupid to think of doing such a thing or attempting such a thing. I always really had a doubt about it.

4233. But having a doubt about it, how did you come to the conclusion that the tickets, if they were Marcus's tickets, ought to be consecutive—that is what I do not understand?—You know what railway tickets are?

4234. I do, perfectly?—They begin with 00, that is their first number, and then 01 and tied together; and I say in a bundle the tickets must be consecutive.

4235. Are you aware after the tickets have been checked they are no longer in bundles?—Perfectly.

4236. And are not consecutive at all?—But I was speaking of unused tickets.

4237. Was any inquiry ever made of the ticket clerks to see whether unused tickets had been made use of. Where does the ticket clerk keep his tickets?—Under lock and key.

4238. Now was it ever dreamt of till you heard the rumour from this man in the omnibus that Midland Railway tickets were taken out of the ticket clerk's office from under his lock and key?—What knowledge have I that they were Midland tickets.

4239. Did you ever hear it said that they were Midland tickets?—I did.

4240. Did you not hear it said that they were Midland tickets taken out of the audit office? Was not that what the inquiry was made by Mr. Landy, and Mr. Skipworth, and Mr. Cusack about? Do you not believe they were taken out of the audit office?—Upon my word I do not know.

4241. Do you not know they came into the office to inquire about it?—Oh yes, Mr. Skipworth came into the audit office to inquire about the statement. Some such thing did occur.

4242. And did you not hear it generally spoken of that the tickets were suspected to have been taken out of the audit office by Lyons Malley?—I did.

4243. Nobody did imagine that they were taken out of the ticket clerk's office?—No used tickets out of that.

4244. Mr. TANDY.—The evening that you saw Lyons Malley after the Drogheda election in the office, how long were you there with him?—I really could not answer that, because my business may be done in half an hour or a quarter of an hour after 5 o'clock. I do not stop very long then after that.

4245. Pay attention to my question?—You must first recollect it must be twelve months ago.

4246. You recollect perfectly well his coming into the office after hours?—I did not say whether before or after. I said that I left him there.

4247. Was it before or after?—I could not tell you at the time.

4248. Were there any other clerks there at the time except you and him?—I could not tell. I left him after me.

4249. To the best of your recollection were there any other clerks in the office when he came in after the Drogheda election except you and him—yes or no;

to the best of your recollection, were there any other clerks there or not at that time?—I forget that. I could not answer.

4250. To the best of your recollection?—Well really I think I looked very strange at him coming in when they were all gone, and I there by myself.

4251. Do you believe that they were there?—Now you are asking me about a matter that occurred twelve months ago.

4252. To the best of your recollection, were the other clerks there?—Well, to the best of my recollection, I could not tell you. If you came in there about five o'clock, you might find two or three of them.

4253. Do you generally remain after the other clerks?—On Tuesday I am obliged to remain.

4254. And this was a Tuesday?—And this was a Tuesday.

4255. You recollect that this was upon a Tuesday afternoon?—The 17th, I see it there.

4256. Do you recollect that it was the afternoon before the day you voted, or the day before the election, that you met him in the office?—Yes, I do.

4257. It was on that afternoon you met him in the office?—Yes.

4258. The election took place on the Wednesday—it was on Wednesday you voted?—Yes.

4259. That was on the Tuesday evening?—Yes.

4260. Do not you generally remain behind the other clerks on a Tuesday evening?—I do.

4261. Is not that your invariable custom every Tuesday evening?—Except when I am done early. If I am done at five o'clock—if my business is done, I do not stop.

4262. Have you, as a general rule, your business done at five o'clock on Tuesday evening?—Not as a general rule.

4263. In the vast majority of cases you have to remain for some time after?—Some time after—twenty minutes or half an hour, or an hour or two hours, if something goes wrong with the accounts.

4264. Have you any doubt on your mind that you left Lyons Malley after you that evening in the office?—That is my impression.

4265. Have you any doubt that you left Lyons Malley after you; is not it your belief that you left Lyons Malley there when there were no other clerks in the office?—Yes.

4266. What time was it?—I cannot say to the moment whether it was five, or half-past five, or six. I could not to the moment. I say that as soon as my business was done, I got up and locked my desk, and went out; but what hour it was, I could not say.

4267. About how long were you there with Lyons Malley that evening, as well as you can recollect?—I really could not say. I might have been an hour—perhaps half an hour; for I say that I do it every Tuesday evening; sometimes I leave in half an hour, or sometimes in an hour.

4268. Have you got any note of what time you generally leave the office?—No matter what time I leave it, even on a Tuesday evening, I always sign for five o'clock; and sometimes, if I am in at half-past nine, I sign for ten.

4269. Tell me, to the best of your recollection, how long you were in the office that evening in company with Lyons Malley?—Perhaps half an hour. When my business was done, I got up.

4270. About how long were you there in company with Lyons Malley?—I could not tell, really.

4271. To the best of your belief?—About half an hour; I really could not say.

4272. You are only asked to the best of your belief?—About half an hour; but at the same time, I say it is twelve months ago.

4273. Now tell me, to the best of your recollection, what conversation you had with him that evening?—Upon my word, I could not tell whether I had any or not.

4274. Do you mean to swear that you cannot tell me whether you exchanged a word with him?—I could not, sir. I might have asked him how he was, but nothing that I really recollect.

4275. Now, did you tell the Chief Commissioner that Malley stated to you he came to regulate his papers—that he told you that evening that he came to regulate his papers?—Oh, yes; you asked me, I think, had I any conversation with him.

4276. Yes?—And then he stated to me, as well as I can remember, that he came here to regulate his papers that evening.

4277. Now, do you mean to say that he said that without your saying anything to him, or asking him what brought him there?—Well, I think so.

4278. He made that kind of apology for coming in?—Oh, no, I did not think it a kind of apology.

4279. Do you say that he made that observation before you addressed him?—I really could not tell you whether I addressed any word to him. I might have said, "how do you do?" or something that way.

4280. Do you recollect anything further?—I do not remember.

4281. Not a word?—Not that I can recollect.

4282. When you were going away, did you wish him good-bye?—I might have done that. It is more than probable I did, but I do not remember.

4283. Do you believe you did?—Indeed I believe I did. You know, to leave the office without bidding him good-bye——

4284. What did you see him doing in that half hour?—To the best of my recollection and impression, he opened his desk, and took out some papers.

4285. Did you see what he did with them?—Oh, no, sir; I was at a separate desk altogether.

4286. Did you see him writing there that evening?—No, I think not; to the best of my recollection, I do not think he did. He appeared to be regulating his papers. He used to keep his papers in a very slovenly manner.

4287. Had he many papers?—He had a vast number. He was a kind of parcels clerk.

4288. Had he apparently many papers before him that evening?—He seemingly had, sir; that is now according to my own impression.

4289. Do you recollect what kind of papers they were?—I think they were parcel papers.

4290. Will you swear that?—I will not.

4291. Did you see any other papers that appeared to you not to be parcel papers with him?—No, sir; I do not recollect looking particularly.

4292. What was it that you saw him exactly doing with those papers?—Seemingly spreading them along the desk, as if about regulating them.

4293. And was he doing that for half an hour while you were there?—He was, sir.

4294. For half an hour?—Yes, sir; you must recollect, in the first place, that I was at my own business particularly, and this was very close calculations, and looking for perhaps some little money that perhaps I was astray.

4295. Have you got a recollection that that was what you were exactly doing that night?—It was—I would not have stopped otherwise.

4296. When you left, did you see all the papers spread out before him?—I did, to the best of my recollection.

4297. What was he doing then?—Seemingly regulating them, putting them in perhaps weeks or days; I could not answer, really.

4298. You say you heard from Mr. Butler that the Malleys had been summoned?—Yes; I think it was from him I heard it.

4299. Did you hear it from any other person?—No, sir.

4300. You are certain of that?—That is, to the best of my recollection. You hear about these places a good many rumours, and you really forget who it is that tells you. A person having a great deal of business to do, really don't mind the half these things.

FOURTH DAY.
December 2.
George Ponsonby Byrne.

4301. Mr. LAW.—Lyons Malley never came back afterwards, as far as you knew; after that night you left him there, he never came back to attend to his business?—No.

4302. In what condition were his papers found, when his desk was opened?—I did not go over.

4303. Did you hear?—I did not.

4304. Did you hear that his papers were in good order, or how?—I did not, really; I did not even ask.

4305. Did you hear it stated without asking?—I did not.

4306. Mr. TANDY.—Did you ever hear from Lyons Malley since he left Dublin?—I did.

4307. Had you any communication from him?—I had; I will just explain to you, if you like.

4308. Was it a letter you had from him?—It was, inclosing a *carte de visite*.

4309. What has become of it?—Indeed, I tore it up, and burnt it.

4310. When was it you got the letter?—It was very shortly after his brother going over to London. It requires an explanation about the letter, if you allow me to give it to you.

4311. How soon after you got the letter did you tear it up?—Almost immediately; I scarcely read it.

4312. Did you reply to it?—I did not.

4313. Whose *carte de visite* was it—was it of himself?—No.

4314. Whose was it?—It was the *carte* of an ex-foreign potentate, it was a queen, the Queen of Spain.

4315. There is nothing very dreadful in that?—I will explain to you why it was.

4316. What was the purport of that letter, which you scarcely read?—Well, I will tell you, sir; it was a very nasty one. He was a person that used to make use of very nasty language, and very immodest language; and some of it annoyed me so much that I tore it up.

4317. Was there anything in it about the Dublin election?—Not a word. This was almost immediately after he left.

4318. Did you keep the *carte de visite*?—I did, because I paid for it.

4319. How did you pay for it?—He had a very beautiful set of *cartes de visite* that his father got, he told me, at an auction in London. He had them one evening in the office, and I purchased some three or four of them, and I paid for five; and I was anxious to get some of these notorieties, and he promised to get this one for me, but he left before he gave it to me.

4320. You paid him beforehand?—I paid him beforehand, and then he sent this to me from London.

4321. Did that square all money-matters with you?—That squared all money-matters with me.

4322. Except that letter did you ever hear from him afterwards?—Never.

4323. Did you ever hear from Charles?—No; he was a mere boy; and I was not of an age to be in communication with either one or the other, because they were not of my age or near it.

4324. Were you very intimate with them?—No; not just beyond the office.

4325. Mr. MORRIS.—Did you report this conversation that took place in the omnibus to anyone?—No.

4326. Did not it occur to you as in your opinion confirming Mr. Maunsell's view that it was a good matter to report, particularly as you knew this commission was going on?—Oh, no, sir; we do not report every matter; only just what is connected with our own business. It is a very foolish thing for a man to be putting himself forward in everything that he hears.

4327. Did you ever see Lyons Malley after that Tuesday afternoon?—I do not know whether that was the evening that one day he came in to bid us good-bye. I forget even that time. I think it was about the Drogheda election that he came in to bid us good-bye, and I thought he was going to sit down to do business, so little thought had I of his going, and he was just leaning on the desk, and speaking about the amusement he had at the Drogheda election; and then shook hands with us.

4328. That is the only occasion that you saw him?—Yes.

4329. Mr. LAW.—Do you recollect a place being made for locking up tickets afterwards?—I do.

4330. How long was that after the rumour about the tickets?—Oh, almost immediately.

4331. Do you remember that fact?—I do.

4332. How long was that after you first heard the rumour?—I cannot say.

4333. I only ask you according to the best of your recollection?—About a week.

4334. It was as well as you recollect about a week after you heard the rumour?—Yes.

4335. Mr. TANDY.—Was it more than a week do you think?—Very probably a week.

4336. It may be more?—It may be more; but about a week I should say; because they were very much annoyed about this—the chairman and Mr. Skipworth—and this was suggested, and it was immediately carried out.

Mr. *Frederick Sutton* sworn and examined.

Mr. Frederick Sutton.

4337. Mr. LAW.—Mr. Sutton, you were one of the conducting agents?—I was.

4338. Was Mr. Julian an agent joined with you, or was he separate?—He was nominally concerned for Mr. Plunkett.

4339. But practically you were joined?—Practically we were joined, and acting together.

4340. Do you produce any papers?—There are three boxes in the passage. They are so large that I did not know where to put them; but you have every paper that I had connected with the election here.

4341. These boxes are locked?—They are; I have the keys here. (*Keys produced.*)

4342. Do these boxes contain all the papers in your keeping in any way connected with the election?—All the papers that I have.

4343. Were there any other papers that you have not?—There certainly were papers that I have not. After the election, they all went to No. 3, Dame-street.

4344. When did you leave No. 47?—I think we left No. 47 about the 18th December, our time being then up.

4345. And I presume that all the papers connected with the election were kept at No. 47?—Up to that time they were—that is all I know anything of.

4346. As far as you know?—As far as I know, every paper was there, and was sent up to No. 3. That was always the habit. At former elections that was the way we always did.

4347. At previous elections you were in the habit of doing so?—We used to send the papers from our committee rooms up to No. 3, Dame-street.

4348. No. 3 was used in that way before?—Yes.

4349. You only took No. 47 for a limited time?—Yes; our time expired between the 15th and 18th.

4350. And you gave instructions that any papers in your office there should be transferred to No. 3?—All sent up there, as had been the custom.

4351. As far as you know, were there any papers left behind in No. 47?—I don't think there were.

4352. You have never heard there were?—I never heard.

4353. Were all the papers, when removed, put into the same room in No. 3?—I never was in the room in No. 3 in which they were; I believe they were all in the same room, as far as I understand.

4354. Who had charge of the room in which they were put—who was supposed to be actually using the papers—was it for the use of the expense agent at No. 3 they were bought over?—I should say the general number of boxes were placed in the room; and I should imagine they were in charge of Mr. Hodson.

4355. Mr. Hodson was the Secretary of the Conservative Registration Society?—He was the Assistant-Secretary.

4356. What I mean is, were they brought over from No. 47 to No. 3, Dame-street, for use or for safe custody?—For safe custody mostly. The expense agents got a room in No. 3 after we gave up No. 47; all the payments not being made, and they got a room that was, I believe, previously unoccupied, and they had certain papers of their own there. I may say that I was very seldom in No. 3 before the election petition was filed—a very short interval of time. I was not able to give much attention.

4357. The petition was filed on the 15th December?—Then it was immediately before we moved; we moved on the 18th.

4358. And you were busy enough, I suppose?—I was very busy, indeed.

4359. The expense agents had access to any papers that were in No. 3?—I should say so.

4360. Were the papers brought from No. 47 to No. 3 in boxes?—In tin boxes; they were locked, I think every one of them.

4361. Who had the keys, as far as you recollect?—Upon my word, I could not say. I certainly had not; but I think they should have been sent along with the boxes.

4362. Would they be sent to Mr. Hodson?—Either to Mr. Goodman or to Mr. Hodson.

4363. At this time—18th or 20th December—the election being a month past, and most of the payments being made, there was no permanent staff, I suppose, connected with the election except the expense agents?—No one permanently employed. I don't think they even had an assistant; but I did advise them, and the advice was acted on, to appoint a printer to tax the printer's account; and I did so for two reasons—the election petition having been filed; being very much engaged myself, knowing that the printer's bill was very heavy, and not being competent to ascertain the amounts, I suggested, and the suggestion was adopted, that they should appoint a printer to tax the bills.

4364. Who was the printer you appointed?—Mr. Cowan. We had every reason to have full confidence in his integrity, and he did tax the bills.

4365. But there was no staff?—We discharged the staff almost immediately.

4366. Were all the people connected with these papers discharged before you went to No. 3, Dame-street?—Yes; there were a few, maybe half a dozen.

4367. The keys of these boxes would naturally go to Mr. Goodman, or to Mr. Hodson, or to the expense agents, I suppose?—They would; not so much to the expense agents. Of course, if they wanted to get any papers out——

4368. As a matter of belief, to whom do you think the keys were sent?—From belief, I would say to Mr. Hodson.

4369. They were left in his office at all events?—They would be left there.

4370. Have you any idea what number of boxes left No. 47?—I should say at least 12.

4371. Had they all locks?—As far as I know, I think they had. Some had padlocks, and some had locks in the frame of the box itself.

4372. You have three boxes here, what has become of the other nine as far as you know?—There are three or four boxes which have briefs and documents connected with the election petition, and I believe they were some of the boxes that were used at the election; but there is nothing connected with the election in them.

4373. Where are those?—I have them, about four of them. The other boxes I do not know where they are.

4374. Are these three boxes we have here, three of the identical boxes which were at 47?—I think those are three of the boxes connected with the election. One of them is endorsed "Inns-quay ward," and I think——

4375. Are these three of the identical boxes that were in No. 47, and that were afterwards in No. 3, Dame-street?—One of them is endorsed "Inns-quay Ward." I doubt that that ever was in No. 47. I don't think it was.

4376. I suppose it would be brought up from No. 47 to No. 3, Dame-street?—I am not sure. I rather think it came across from the ward after the petition was filed—to our temporary office that we had taken in Abbey-street to carry on the defence to the petition. The other two boxes, I think, went to 3, Dame-street, from No. 47. The gentleman who brought them will be examined, and he will be able to tell you better than I can.

4377. Who is he?—Mr. Williamson. He went on the 1st January. He brought them to No. 70, Abbey-street, from No. 3, Dame-street.

4378. You say that in No. 47, Dame-street, there were twelve boxes?—I should say, fully twelve.

4379. Were there at least twelve boxes?—At least, I would say.

4380. Well, as far as you had reason to believe, were those twelve boxes brought over from No. 47 to No. 3, Dame-street?—Oh, yes; I directed every single paper. There were some presses, and I directed the papers to be taken out of the presses and put into the boxes.

4381. That would make more than twelve boxes?—We filled in the boxes as tight as we could. There may have been more.

4382. We may take it that at least twelve boxes were brought over to No. 3?—At least.

4383. Of those twelve only two are here, which you can identify as having been in No. 3?—I think two of them were at No. 3; the third, I think, came from the ward directly.

4384. Then the other ten remain to be accounted for?—Yes.

4385. Can you form any opinion as to what became of them; they were placed under Mr. Hodson's charge?—Some of them were broken open, I know.

4386. Were the boxes subsequently brought to 70, Abbey-street?—As many as Mr. Williamson got I should say most of them. I dare say eight were brought.

4387. At the time you are speaking of, you were preparing to defend the petition?—Yes.

4388. And at that time eight, at least, of the boxes came from 3, Dame-street to Abbey-street?—About eight.

4389. Was any inquiry made as to the others?—We expressed our conviction that we had not got all the papers and documents connected with the election.

4390. To whom did you express that—To Mr. Hodson?—We did and to Mr. Williamson; myself and Mr. White expressed it strongly.

4391. Mr. Thomas Fell White?—Mr. Thomas Fell White. When the boxes were brought to us, and when we found that we had not got all; Mr. Williamson then went on the 1st January, accompanied by young Mr. Byrne, and they brought some more boxes. I think altogether we got about eight boxes.

4392. That would leave at least four unaccounted for?—I think there were four unaccounted for.

4393. When you speak of papers missing was it only the papers, or did the boxes disappear?—I think there were more boxes went from No. 47 to No. 3, than came from No. 3 to Abbey-street; about eight came to Abbey-street.

4394. That would be four boxes did not come?—Yes.

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4395. Did those missing boxes remain in No. 3?—I don't know.

4396. Did Mr. Williamson or Mr. Hodson ever tell you there were boxes there, but that there was nothing in them?—I never spoke to Mr. Hodson about them since the election petition came on for hearing.

4397. Was it represented to you that boxes had disappeared, or that papers were taken out of certain boxes?—Mr. Williamson mentioned that, I think, some of the papers were taken out and destroyed.

4398. But did the boxes disappear; did you ever get twelve boxes?—There were some boxes that we never got.

4399. Boxes and all had disappeared in some cases?—They did.

4400. Did you ever hear from anybody where any of these boxes were?—There was one box; but I don't think it ever went to No. 3; it was really a box I don't remember having seen.

4401. What did you hear about it?—I heard that it went to Mr. Bond, of Palace-street.

4402. Perhaps that is the box there was some discussion between him and Mr. Mortimer about—connected with the out-voters?—Yes.

4403. Did you ever hear where any of the other boxes were?—No.

4404. Did you ever hear it said who took them away?—No.

4405. Did you inquire from Mr. Hodson?—We did inquire about the papers and he asserted that all the papers—he certainly said they all came to us.

4406. Did you ask Mr. Hodson for any explanation?—We were rather annoyed, and we held very little communication with Mr. Hodson.

4407. Did you ask him for any explanation?—We did, but we did not get any satisfactory information.

4408. What did he say?—My memory is that he said we got all the papers they had.

4409. Did he admit that there were other boxes that were not forthcoming?—He did not; he did not say that there were, or not.

4410. But you got not no satisfaction?—No.

4411. Where were these twelve boxes placed?—I never saw them, but I believe it was in the front room on the third story.

4412. An upper room?—I believe on the third floor; I am not certain whether it was the third or fourth.

4413. Do you mean by the third floor the one over the drawing-room?—Yes.

4414. The two-pair?—The two-pair. Either there or in the room over that again.

4415. Was the room in which you think the boxes were put the room occupied for the purpose of clearing up the expenses and accounts?—No; they occupied a room at the back of the house.

4416. Was it on the same floor?—The two-pair back.

4417. Their room looked out at the back, and was separated from the front room by a staircase; and you think it was the front room the boxes were in?—Yes; and the back-room they were certainly in.

4418. You say you kept three or four boxes containing papers connected with the election petition?—Solely.

4419. What did they contain?—They contained printed proofs and things of that class, heads of evidence taken down from different witnesses that came into us, cases for counsel, and briefs of counsel.

4420. How many boxes are there of these?—Well, I might say there was also in them a package of blank forms that had been printed for the election, but were not used.

4421. Mere blanks?—Checks for the day of polling; getting a check-list, and that sort of thing.

4422. With the exception of these boxes of paper that you have yourself connected with the election petition matter and what we have here, do you know where any other papers connected with the election are?—I have not the most remote idea.

4423. Have you ever heard where any of the papers are except what we have here?—No.

4424. Have you in your control or keeping any papers save what we have got here?—Not since they went to No. 3, Dame-street on 18th December.

4425. Did you ever hear what became of them?—I may say that the newspaper accounts came to me, and I examined them and sent them to the expense agent. Nothing that was really used in the election have I but what is here.

4426. How many boxes were there connected with the election petition matter?—Three connected with the election petition I think, and one of blank forms.

4427. They are all in your office?—They are.

4428. I suppose they are under lock and key?—They are, except one in my own private office which has a padlock, but I don't think it is locked at this moment, for I searched it to see if any paper connected with the election could have got into it.

4429. But with that exception?—With that exception, they are all under lock and key.

4430. Did you leave the box in your private office open when coming away?—I came away rather hurriedly, for there were some people on business with me, and I did not lock it; but I examined it to see that there could be no paper connected with the election in it.

4431. I suppose papers connected with the trial?—When I say election petition papers, I mean papers connected with the trial.

4432. The petition was filed on the 15th?—Yes, in or about a month after the election.

4433. Did you get a bill of particulars?—I did.

4434. What date was that?—I could not say, for it was delivered a few days before the trial; I think on the very last day allowed.

4435. I believe it was required to be delivered three clear days before the hearing of the petition?—It was the last day—the evening of the last day.

4436. Did you ever hear that any papers connected with the election had been destroyed?—I did.

4437. Where did you hear that?—Mr. Williamson told me he saw marks of destruction.

4438. Where did he say he saw them?—In No. 3, Dame-street. He said he saw the remains of papers burned.

4439. When did he make that statement?—On 1st January.

4440. That was after he had gone over. I presume a few boxes in the first instance were sent, and he went to look after the rest?—Yes.

4441. After that some few more boxes came?—He brought them over.

4442. And told you that he found marks of other papers being burned?—Of some papers having been burned.

4443. Where did he tell you these remains were found?—In the grate of the room in which the boxes were.

4444. Did he say whether there was a fire in the room that day?—There was not a fire the day he was there.

4445. Did he say that the burning was recent?—He did not say; but he will be much better able to tell you himself. But I may say that I have some papers that came in the boxes in a hogshead, in my coach-house. I examined them, thinking they were election papers, but I think they are forms that were not used. I thought I would get them brought——

4446. I am afraid we shall have to ask you to produce them?—They are in a hogshead, and I shall have them brought here with great pleasure.

4447. Are they printed forms?—Mostly printed forms.

4448. Are there any bills amongst them?—I don't think there are.

4449. We may as well have them, and then we will see if there is anything in them?—I shall produce everything with the greatest pleasure.

4450. Is the hogshead full?—Well, if you were to press it down, it would not be full.

4451. They are thrown loosely into it?—They are thrown loosely into it.

4452. Would you be good enough to examine the papers that are in the hogshead. You know there are such things as printed forms of no value at all; but there may be also written matter, and for the present if you be good enough to search it yourself, or to have it examined in your presence, and see what class of papers are in it, and let us know; and perhaps we may have to ask you some few further questions?—If you allow me, I will bring a specimen of those in the box. I shall do it with the greatest pleasure; and perhaps as you are likely to sit for some time, you will let me do it next week.

4453. Certainly. Have the papers in the box, which you say contains papers connected with the election petition matter, been in the same condition since they were put in?—They are just in the same condition now as when I got them. I examined those boxes lately, when I got the subpœna, to see that no papers connected with the election should be in them. There were some few forms, and I put them into one of those tin boxes, and brought them here.

4454. Save these, they contained nothing?—Save these.

4455. We shall expect you for the present to keep these boxes, and to take care that no one else gets at them?—They are in a room, the key of which I keep myself, and no clerk sits in the room at all.

4456. All at present we require, is that you shall keep these boxes with perfect safety?—With perfect safety.

4457. And to take care that nobody has access to them?—I shall take care.

4458. Now, except the papers that Mr. Williamson said he found had been destroyed, did you ever hear of any other papers having been destroyed?—No—oh, I read in the evidence of the expense agents, that they destroyed some papers; except that, I did not.

4459. Did you know at the time they had destroyed them?—No, until I read it in the paper within the last couple of days.

4460. It was stated here that there were several lists of persons employed in connexion with the election, which did exist as long as they were there, and it is believed you took them into your possession?—I have very few of them indeed, and what I have are in the box. They should not be in my possession at all, and they came into my possession in this way. They had what I call a "back sheet," containing a list of inspectors and poll clerks in each booth. That document they asked me to lend them, and I did. I wanted it to produce in a summons in the Lord Mayor's Court, by a gentleman who thought he was an inspector, and I got it back, and in the fold were several of these lists.

4461. What date was it that claim was made against you?—I think about February.

4462. In the course of the trial or after?—After the trial.

4463. In point of fact, these gentlemen had the lists you have now until some time in February?—I think they had.

4464. At all events it was upon this occasion that you received them?—It was.

4465. Which of the agents did you get them from?—Dr. Beatty, I think.

4466. Do you know of any room being occupied in No. 47 or 46—the two houses are in one I believe?—I know; the room you are referring to was in one of them.

4467. I was asking about the room occupied by Mr. Lane?—I was not aware that Mr. Lane ever occupied a room at all. I have seen him there continually.

4468. Do you know in what capacity he was there?—I think as a friendly adviser. He was a great friend of Mr. Plunkett.

4469. He was a very young man?—A very young man. I think he used to be there merely in the private room of the candidates. I was not aware that he had a private key.

4470. You did not know that until you saw it in the papers?—I did not.

4471. He had no recognized duty?—No.

4472. Merely as a personal friend that Mr. Plunkett happened to know?—Yes.

4473. Were you surprised to hear that he had a key?—I was.

4474. Did you ever hear before you left No. 47, of any papers being destroyed?—No.

4475. Did you ever hear of any papers being made away with—torn up?—Not until the trial came on here, when it was stated that these letters were made away with.

4476. Letters to out-voters?—Yes; up to the time the petition was filed I thought every paper was in perfect safety.

4477. The first intimation you had of it was on the 1st January?—It was.

4478. Did you ever see the list of young men to be paid for services upon the day of election?—I think Mr. White had a list, which, I think, he handed to the expense agents to pay from. That was a department that fell very much on him, for he had a great deal to do with the out-work.

4479. The out-work. What was that?—Going from ward to ward.

4480. Your duties, I presume, were chiefly confined to the office?—Mostly in the house, but I did go through the wards accompanied by Mr. White.

4481. Was the outdoor work done chiefly by Mr. White?—Most of it fell on Mr. White.

4482. Where was Mr. Williamson?—He was with me, inside.

4483. And Mr. Julian?—Down stairs. I believe he wrote some letters.

4484. You mean that no very heavy part of the work fell upon him?—I think not; but he had very great annoyance in refusing applications for employment. I put as much of the reception part on him as I could.

4485. Mr. Macnamara is Mr. Dillon Macnamara?—Mr. Dillon Macnamara.

4486. Was he retained under you?—He came in to assist, and he was in Mr. Julian's room.

4487. What were his duties?—He used to assist in writing letters, and perhaps received reports from the wards.

4488. I find from Mr. Meredith's evidence that there was a room on the second floor which was occupied by Mr. Alexander M'Neill?—Yes; I rather think Mr. M'Neill's duties whilst in No. 47 were more to trace up the astonishing number of returned envelopes—voters who had changed their residences; and his duty was mainly tracing up, with the assistance of some clerks, where the parties were.

4489. These, I suppose, were canvassing letters?—The candidates asking the favour of their vote.

4490. Addressed to out-voters?—Yes.

4491. Were they addressed chiefly to the rated occupiers or to freemen?—To the whole constituency. from the beginning to the end—rated occupiers, freemen, lodgers, and all.

4492. That was his duty?—Yes. We thought it better then to send him to one of the wards—the Rotundo ward, I think.

4493. Why did you think it better to send him there?—We preferred to get him out of Dame-street.

4494. Why did you prefer to get him out of Dame-street?—We did not much fancy having him there.

4495. Was any part of his movements displeasing to you there that you were glad to get him out?—I cannot say. The fact is, we thought him a little officious.

4496. Had he committed any indiscretion?—I have no reason to say he committed any indiscretion; he was, we thought, a little officious, and we were anxious to keep him out.

4497. His room, I believe, was afterwards occupied

by Mr. Mortimer and Mr. Barker?—I think Mr. Barker was occupying it. Mr. Mortimer had a room under the expense agents' room.

4498. Did you ever see any list of persons to be paid, except the list of the persons you got from the expense agents?—There is among the books I produce a book all in Mr. White's handwriting, with the different canvassers in the wards; those to be paid are marked opposite.

4499. Is it among those books here?—It is.

4500. Have you a book containing recommendations of persons to be employed?—There is a book containing the entries of a great number of names of persons applying for employment; and when anyone recommended any of them, it was put down in that book.

4501. Dr. Beatty said he thought you had that book?—It is among these here; I directed it to be kept.

4502. Who kept that book—who had charge of it?—Mr. Mortimer kept it.

4503. Was there any other book of the same character kept in the office?—No; I think there was only the one.

4504. Mr. TANDY.—You say you thought that Mr. MacNeill was too officious?—Yes.

4505. What do you mean by the term "officious?"—He was very often in your way, coming in when you didn't want to see him, making recommendations which you didn't want to receive—all which may be perfectly innocent, but they were perfectly useless.

4506. Can you form the slightest idea of the character or nature of the papers that were destroyed in No. 3, Dame-street?—I cannot. As far as I can see, I can't see the smallest reason for destroying a single one of them.

4507. Have you any idea of the nature or character of the papers that were destroyed in No. 3?—I wouldn't like to take it on myself to say.

4508. Have you any belief or idea what their character was?—Some of them may have been letters written by people applying for employment or situations—at every election they send in a large number of papers of that class. I wouldn't like to go further than that.

4509. You can't form any other idea of the character of these papers?—I cannot. I wouldn't like to venture an opinion on a matter of which one is not certain.

4510. Did you ever receive letters from persons wanting pecuniary assistance?—Indeed I did, but I never answered them. I always thrust them into the fire.

4511. Do you think there was any letter of that kind in the box?—It is quite possible; and it is quite possible that some letters of that kind may have been portions of those that were destroyed. There would be no earthly reason for destroying letters of that kind, if one wanted to do what was wrong. I mean to say that many a one would ask, but no one in their senses would listen to it for a moment.

4512. As a matter of fact, were there letters of that kind received from freemen, asking for pecuniary assistance, during the election?—I have no doubt there was a good number asking for assistance—they were rather asking for employment or situations of that kind. I think there were very few, if any, that directly asked for money.

4513. Could you form a rough estimate of how many applications of that kind you received from freemen?—I wouldn't take it on myself to say.

4514. Could you form a belief?—I wouldn't venture a belief on the subject.

4515. Did you receive a hundred applications of that kind from freemen?—It is possible I did. I wouldn't like to take it on myself to say—the multiplicity of the correspondence during an election for so large a city as Dublin, is such that no human being can conceive it.

4516. Could you form any estimate, now that there is a £4 and lodger franchise, of what would be the number of freemen on the list that would not be able to qualify as £4 rated occupiers?—My friend, Arthur Molloy, was making a calculation—a kind of estimate—and he didn't think that more than 300 would go off the roll, for most of them would come in as rated occupiers or lodgers.

4517. From your general knowledge of the subject, do you coincide in that opinion?—I do; but I doubt that so many would go off. The lodgers would bring in a vast number.

4518. You say a printer named Cowen, taxed the printers' bills—do you know where does he reside, what is his Christian name?—He is the son-in-law of Mr. Harris; he lives, I think, up somewhere in Parnell-place.

4519. Is Samuel Cowen his name?—Yes; I think that's his name—S. Cowen.

4520. Mr. MORRIS.—You say you do not recollect if you heard of any lists of expenses that were burned among the papers destroyed in No. 3, Dame-street?—I didn't hear of any, I think.

4521. If 300 freemen would go off the roll, wouldn't a considerable number of out-voters be thus excluded?—No; the out-voter is taken off the list immediately, if he resides seven miles from this court-house. The out-voters are almost all property voters.

4522. They would not then vote in the city?—It wouldn't at all affect the property voters, if the freemen were disqualified.

4523. Mr. TANDY.—Can you tell me if the freemen predominate in any particular ward, or are they scattered over all the wards?—I think they are pretty well scattered over all the wards.

4524. Mr. LAW.—Was there any one ward where they were looked after more than another?—I think not. I think it is possible I may be able to get a book to show the number of freemen in every ward, and their residences.

4525. If we had it, it would facilitate our inquiry very much; is it a printed book?—It is.

4526. I should have asked you, do you remember a room that was occupied in 47, Dame-street, by Mr. John Ouseley Byrne?—Yes; he had a room there.

4527. That was, I believe, at the top of the house?—Yes, at the back of it. I never was in the room, but I think it was over the room Mr. Williamson, Mr. White, and myself had.

4528. Did you ever hear that the room occupied by Mr. Byrne was kept locked and fastened inside by him, when he was there?—I think I never did hear it; but I think it is very likely he did keep it fastened—he had a great deal of difficult work to do that he could not be disturbed in.

4529. Did you ever hear that communication with him had to be made by putting pieces of paper underneath the door?—I did not.

4530. Do you know who was employed in that room with Mr. Byrne?—Some clerks, I think. He compared the lists. You must know we couldn't get the Clerk of the Peace's list, and we had to prepare a list for ourselves. It was a printed list we wanted, and we had to get it printed, at enormous expense, and great delay in preparing for the election.

4531. Was Mr. Byrne occupying that room on the day of the election?—I think he was out of it then; his work there was done.

4532. Wasn't he giving his services at the election?—He was; but his need for that room was at an end—his work was done.

4533. No. 47 was the committee-rooms?—Yes; the central committee-rooms.

4534. I believe they were used a good deal during the election, and in preparing for it?—They were.

4535. Was Mr. Purcell employed in any way there?—He was there.

4536. How was he employed—in what capacity?—He was mostly employed in arranging the printed lists.

4537. What room was Mr. Purcell in?—He mostly

occupied the same room as Mr. Mortimer, when he was in; but he was very much out. When he was in, he occupied the room Mr. Mortimer occupied.

4538. Was Mr. Purcell ever helping in Mr. Byrne's room?—I don't think he did.

4539. You never heard that he did?—I never knew that he did, and I never heard it.

4540. Have you in these boxes any list of persons who signed gratuitous service papers?—I have the letters themselves.

4541. Have you the papers themselves?—I have; they are all in one box.

4542. Are they complete, as far as you know?—Every one of them that was signed is there, that I know of.

4543. How many papers were signed?—I think very nearly from 300 to 400—something over 350.

4544. Under whose charge was that department chiefly?—These papers, do you mean?

4545. The signatures to them?—The clerks in the different wards got printed forms in 47, Dame-street; they got them signed themselves, and we got them signed. Every poll clerk or check clerk that wanted employment, we gave these forms to them to get them signed.

4546. Didn't you understand that a very considerable number of these papers were signed by freemen?—A little over one-half, I believe, were signed by them. Mr. White made up a return for Judge Keogh, and it was a little over one-half. I may tell you, I signed one myself as a freeman.

4547. As a matter of fact, I presume that among the half who signed these papers there were a good many of the poorer classes of freemen?—No doubt there were.

4548. Do you think that these papers were signed by the poorer classes of freemen in the expectation that they would be remembered after the election?—I can't say what they expected.

4549. But do you believe that these papers were signed by them in the expectation that they would receive some remuneration after the election?—I never gave them any reason to expect anything—we held out no hopes to them. On the contrary, in every room in each ward, we had posted the section of the Act of Parliament pointing out the penalties attached to bribery.

4550. Yes, but notwithstanding all these very proper precautions, do you think that the papers were signed by the poorer classes of freemen in the expectation that they would be remunerated after the election—do not you think that some of them expected payment?—I think from what I heard that some of them did.

4551. That a considerable number of the poorer class of freemen did sign these papers in that expectation?—They certainly expected payment, but they weren't led to expect it by me—quite the contrary, we held out no hopes to them.

4552. The 300 that would go off the roll, to what class would they principally belong?—They would be mostly poor men, for they could register as lodgers or four pound rated occupiers.

4553. I believe there was some carpenter's work done in 47 Dame-street, before the election?—I don't remember that there was any done immediately before the election; I remember there was some done when we went to the house first—putting up counters, and something of that sort. I remember we had to get in gas then.

4554. Do you remember any carpenter's work being done there a day or two before the election?—I don't remember its being done immediately before the election; it is quite possible there may have been, because on the day of the election we endeavoured as far as possible to prevent a rush of people upstairs, and we therefore opened the shop part in order to issue voting cards—the counters there may have been regulated a day or two before the election.

4555, You spoke of applications being made to you nominally for employment or situations before the election?—Yes.

4556. Were there any applications made to you or to any one after the election, as far as you heard or know?—For employment?

4557. For payment?—Certainly not for votes.

4558. I do not say that, but applications would be made by persons who were to be paid at certain prices by the clerks?—I have no doubt of it.

4559. As a matter of fact, after the election was over, say within the next month after the election, were any applications made to you by any voters for assistance?—I haven't the slightest doubt that they did apply for assistance; I haven't the slightest doubt that some of them did apply, but not many, I think.

4560. And you haven't a doubt, I suppose, that several of the poorer class of freemen did apply to you for assistance after the election?—There may be a few who applied, but I don't think there were a great many of the poorer classes applied.

4561. Do you believe that many of the freemen applied for assistance to you after the election?—There is no doubt that some of them did.

4562. How many applications of that kind were made to you and refused?—I would say there were not twenty.

4563. Were there twenty freemen made applications of that kind to you?—If twenty freemen applied that would be the outside.

4564. Were these applications made to you verbally?—Yes, mostly.

4565. Where were they made to you?—Mostly, the party applying came to my own house.

4566. You do recollect, as a matter of fact, persons that came to your house making these applications?—I think some few did; and some came to me before we left Dame-street.

4567. Did Mr. Williamson tell you if any persons applied to him for assistance?—I didn't hear him say so and I never asked him.

4568. Did Mr. Byrne tell you that they applied to him?—He didn't; I didn't hear him say so, and I didn't ask him.

4569. Did you ever hear that any freemen applied for assistance after the election, to anyone but to yourself?—I did not.

4570. Did you ever hear that they applied to Sir Arthur Guinness?—I don't remember hearing that they did. Some persons I am sure, wrote letters to him for employment, or situations; but whether they were freemen or not I can't say. I told him not to answer these letters, and not to give them anything.

4571. Did you hear that many so applied to him?—I know some did. He told me he had a good many applications from persons applying for employment or situations.

4572. Did you ever hear that persons wrote to him for money?—I have no doubt that some did write to him for money; but I told him not to listen to them.

4573. Didn't he complain that he was teased and annoyed, by the number of applications he so received?—He didn't complain that he was teased, but he said he had received a number of applications.

4574. From whom did he say these applications were?—He did not say from whom they were, whether they were from freemen, or from householders, or from any other class of voters.

4575. Was there any other person to whom the voters made application for assistence, after the election?—I heard of no one to whom they applied, except myself, or Sir Arthur Guinness.

4576. Did you hear whether they applied to Mr. White, or to Mr. Williamson, or to Mr. Byrne?—I didn't, and I didn't happen to ask either of them if any such applications were made to them.

4577. You have known a good deal about elections in Dublin for the last four or five years?—I had fallen out of elections a good deal, until the election of '65. That was the first election of Sir Benjamin Lee Guinness.

4578. In that way you came to know something about the electoral body?—Yes; but I know much

FOURTH DAY. *December 2.* Mr Frederick Sutton.

less about it than many others. It requires, I assure you, long service to come up to it.

4579. Did you know Mr. Foster?—I did; I knew him as a public officer in the Registry of Deeds office, and a very efficient officer he was.

4580. Had you known anything of his father?—No.

4581. Or of his family?—I knew nothing of his family; and as I said, I only knew himself as a public officer.

4582. Did you know that he was a zealous supporter of Sir Arthur Guinness at the last election?—I knew he was a Conservative, but I didn't know that he took any active part in the election.

4583. Didn't you know he was a member of the Inn's quay ward committee?—I did not.

4584. Didn't you see his name in the book as a committee man?—I did not; I never examined the books.

4585. Didn't you know he was a committee man?—I never looked into the list of the committees; and if you had asked me on the day of the election if he was on the committee, I couldn't tell you.

4586. Did you know he was working for Sir Arthur Guinness?—I did not.

4587. Can you tell us anything about the taking of the room in No. 76, Capel-street?—Nothing whatsoever. I knew nothing of it until the evening I got the bill of particulars. When I got the bill of particulars, I sent for the Directory to see who lived in 76, Capel-street. I saw it was Mr. Forest, who did our printing for us. I said, he is a Conservative, and that it was all humbug, a perfect sham.

4588. Did you send for Forrest?—I did not.

4589. Did you make any inquiries as to whether the statement in the bill of particulars was true or false?—I did not; I looked on it all as a sham.

4590. Did not you make any inquiries respecting it until the election petition came on for trial?—I did not.

4591. Were you surprised at the trial, when Forrest stated on oath what he did state?—I was very much surprised when I heard that anything of the kind was carried on in his house. I was surprised that, when people were doing anything of the kind, they should go to so foolish a place. I thought they did it very lumsily.

4592. Do you know the names of any of the men that were employed in that house?—I didn't know their names until I heard them at the trial before Judge Keogh. I knew nothing of them until then.

4593. You have no doubt now, I presume, that Foster was actually in that house on the day of the election?—From what I heard here at the trial, I think he must have had something to do with the transaction.

4594. Have you heard what use was made of the Midland Railway tickets; do you remember that one was produced at the trial?—Yes, I remember a railway ticket was produced at the trial; I didn't examine it.

4595. It was, I believe, an ordinary railway ticket that had been used?—It was.

4596. Had you, up to the trial of the election petition, when this transaction was disclosed, heard anything at all of this matter about the railway tickets?—I had not.

4597. I presume when you got the bill of particulars, it was known to you that such a case was to be made?—The bill of particulars disclosed the house No. 76, Capel street.

4598. Did it state what was done there?—It gave the names of the parties alleged to have been bribed there.

4599. These were substantially, I presume, the same persons that were produced at the trial?—Yes.

4600. Have you the bill of particulars?—I have, but I didn't bring it down with me.

4601. Have you a printed copy of it?—I have.

4602. Would you let us see a copy of it?—Yes, I will.

4603. After you heard these particulars, did you make any inquiries then of Forrest, in whose house the bribery was alleged to have taken place?—I certainly did not examine him.

4604. Did Mr. Williamson?—I think not.

4605. Did Mr. White?—I think not; but they will be able to tell you themselves better than I can.

4606. Before the trial of the petition, had you not ascertained anything about it; had you not made any inquiries about the case?—No, I didn't.

4607. And why didn't you?—Because, simply, I didn't believe a word of it.

4608. Wasn't Forrest a supporter of Sir Arthur Guinness?—He was.

4609. Didn't you go, or think it necessary to get some inquiries made, to see about it?—I did not.

4610. Did you hear that any inquiry was made?—I think not.

4611. Do you think that every one went into court without making any inquiry as to whether the statement was true or false?—The first thing we heard of the real facts was on this table.

4612. Wasn't it stated that some thirty or forty people were bribed in Forrest's house?—It was.

4613. And he was your printer?—Yes.

4614. And didn't you think it necessary to inquire whether that statement was true or false?—I did not.

4615. Did Mr. Williamson or Mr. White make any inquiries about it?—I am not certain, but I don't think Mr. Williamson or Mr. White did.

4616. Didn't counsel direct proofs for you?—They did, but the proofs were more directed at consultations at night.

4617. Didn't any one at the consultations suggest that it would be well to make inquiries respecting that statement?—No, we looked on it as a sham.

4618. You know it was a very easy thing to make the inquiries—do you mean to say that, though it was alleged that thirty people were bribed in Forrest's house, neither at the consultations, nor anywhere else, it was suggested to make inquiries as to whether the statement was true or false?—I haven't the slightest recollection that any inquiry was made at Forrest's house respecting it.

4619. Or elsewhere?—I think not.

4620. The bill of particulars, I believe, included a number of other cases also?—Yes.

4621. At consultation was your attention directed to these cases?—We got several people examined, and we took down their evidence. Some of them were alleged to have been bribed; we have their evidence in the briefs.

4622. That, I suppose, was directed to be done at the consultations?—We did it of ourselves; we got as many as we could and had them examined.

4623. It strikes one as something marvellous that such a thing should be passed over without making any inquiry into it?—We didn't do it.

4624. Why didn't you?—Because I didn't believe it. I looked on it as a sham.

4625. Wasn't that a good reason for asking Forrest if it was not all false?—Perhaps it would have been more prudent to do so.

4626. Wouldn't it be the natural course to do so—did you never send for Forrest and ask him about it?—I did not.

4627. Was there ever any communication made to Forrest by you?—No, not until he was on the table; we made no communication with him.

4628. Did you inquire into the truth of the charges made in the bill of particulars?—We inquired from witnesses that we examined, and whose evidence we put down in the brief; we inquired from several of the parties themselves.

4629. You made no inquiry at 76, Capel-street?—No, there was no inquiry made there.

4630. Was Forrest subpœnaed to attend as a witness on your behalf?—He was not; he was subpœnaed by the petitioners; it was they that examined him.

4631. Did you ever hear who the person was that was inside that house on the day of the election—that

was inside that room?—In one of the rooms, I heard that Campbell, Watkins, and Noblett were there. Except that, I never knew who was in the house. I knew nothing of the bribery transaction, except what was proved before Judge Keogh.

4632. You made no inquiries about it afterwards?—No. I was never told anything about it by any human being.

4633. Do you know any one who can give us information about it?—I do not. Whoever did it kept it very secret from me up to the present moment.

4634. Did you hear nothing at all about it?—I did not. If I did, I assure you, I would tell you.

4635. Mr. TANDY.—When you examined the witnesses, as you stated; when you tried to find out from those who were mentioned in the bill of particulars, whether they were bribed or not, were they persons who were described as having been bribed at 76, Capel-street?—Some of them were, I think.

4636. When you were examining them, did you ask them any questions about 76, Capel-street?—Once we got the bill of particulars, we were very much pressed for time.

4637. You say you examined them?—Yes, and they denied having taken the money.

4638. Did any of them admit having taken it?—One or two, I think, did.

4639. Were there one or two who admitted having taken the money, persons who were described in the bill of particulars as having been bribed in 76, Capel-street?—Some of them were.

4640. Did you ask them whether they had been bribed at 76, Capel-street?—To tell you the truth, I wasn't the person that examined them at all.

4641. Who examined them?—Mr. Williamson and Mr. Byrne were the persons who examined them.

4642. You didn't examine them yourself?—Not one of them.

4643. Did you ever hear of any money having been supplied for any purpose connected with the election, from any other source except through the agency of Mr. Meredith and Dr. Beatty?—I never heard of a farthing being supplied except through them.

4644. Do you know, or did you hear, was Henry Foster mentioned in the bill of particulars?—Yes, as one of the party bribing.

4645. At the time you received the bill of particulars, do you know was he in Dublin?—I couldn't tell you.

4646. Did you make any inquiries about him, or did you send for him? You saw his name down in the bill as one of the parties who bribed?—I rather think he had left Dublin at the time.

4647. Did you make any inquiries about him?—I did not.

4648. Did any of the persons assisting you make any inquiry about him?—I can't say whether they did or not. I didn't, for I didn't believe the statement. Every witness that ever spoke of the matter, never brought his name into it. I may tell you that I was put down myself as one of the parties who bribed.

4649. Do you know whether Foster was in Dublin at the time you got the bill of particulars?—I suspect he had left Dublin.

4650. In January?—Yes.

4651. What time in January did he leave?—It was, I think, something about the 10th or 12th January.

4652. Did you ever hear positively of his disappearance until the petition?—I did not, I think.

4653. Did you hear any report of his having disappeared before the trial of the election petition?—I didn't hear it until shortly before the trial of the election petition, that I remember.

4654. Did you hear nothing at all about it?—I knew very little about him, except as a public officer.

4655. Have you heard anything about him since the trial of the election petition?—During the trial of the petition, I heard that he was in Paris, and again I heard he was in Torquay.

4656. Mr. LAW.—Who told you he was in Paris?—I think Mr. Williamson said he heard that he was in Paris.

4657. Mr. TANDY.—You say you heard at another time that he was in Torquay?—Yes.

4658. When did you hear he was in Torquay?—It was during the trial of the petition it was stated that there was a letter received from him.

4659. Since that have you heard of him?—No.

4660. Or of his whereabouts?—I have not.

4661. Have you any idea where he is now?—I have not the slightest idea where he is.

4662. Did you ever hear who were his intimates or associates in Dublin?—I don't know who his intimates or associates were, nor did I hear who they were.

4663. Mr. LAW.—Do you know any person who knows him?—There was another person who, I believe, knew him.

4664. Who is that?—Mr. Davenport Crosthwaite. I believe he knew him.

4665. Do you know anyone else that knew him?—I think Mr. Williamson and Mr. White knew him.

4666. Did Mr. Byrne know him?—I dare say he did, but I can't say for certain. Professional men knew of him more or less.

4667. It appears that Mr. White lives next door to Mr. Foster?—I knew that at the trial of the petition.

4668. Is Mr. Byrne a professional man?—Young Mr. Byrne is called to the bar lately. He is a barrister.

4669. Mr. John Ouseley Byrne who was in the top of the house is not a solicitor or professional man?—He is called to the bar lately.

4670. What is the father?—He keeps a pawn establishment in Lombard-street.

4671. He didn't come across Mr. Foster in his official capacity?—I should say not.

4672. In the course of your inquiries, I presume you sent for some of the people who were alleged to have been bribed in No. 76, Capel-street?—They very often dropped in on us at Abbey-street.

4673. And some of them, you stated, admitted that they were bribed?—Some of them did.

4674. Didn't they tell you they were bribed at 76, Capel-street?—No; I can't say they exactly stated where they were bribed; I think it is more than likely they didn't know who bribed them.

4675. Was not the impression made on your mind that they were bribed at 76, Capel-street?—I doubt that they said where they were bribed. If they did, it is in the brief. I didn't speak to them, or inquire whether it was there they were bribed or not. I didn't examine them myself.

4676. But you heard from those who examined them, that some of these persons admitted they were bribed?—Yes.

4677. Did those who examined them tell you where they stated they got the money?—Unless I read the brief I would not like to say whether they stated where they got the money.

4678. Mr. TANDY.—Who examined them?—Mr. Williamson and Mr. Byrne.

4679. Did Mr. White examine them?—He did not.

4680. Did Mr. White give his professional assistance at the election?—He did. I did a great deal of the out-work, I attended in court, and I prepared the affidavits; but I did not examine the witnesses.

4681. The examination of the witnesses was done for you by Mr. Williamson and Mr. Byrne?—Yes, almost exclusively.

4682. Was there anyone else who examined and took down the witness's evidence?—There was a young man—I forget his name just now—he is a friend of Mr. Byrne's; he was in at the trial of the election petition.

4683. What is his name?—I forget it just now. I will think of it again, I can find it out.

4684. Mr. LAW.—It could not be Mr. Gerrard?—No, he wasn't with us at the trial of the election petition.

4685. Was it Mr. Hamilton?—Yes, that's the

FOURTH DAY. December 2.

Mr. Frederick Sutton.

name—he sometimes examined witnesses but not often.

4686. What is he—is he a solicitor or barrister?—He is not; he is a friend of Mr. Byrne's.

4687. Where does he reside?—I don't know.

4688. As far as you know, did anyone else take down the evidence of these persons for the purposes of the trial of the election petition, except those you have named?—No, except these three I don't think anyone else did.

4689. What help did Mr. White give you in connexion with the petition?—You know we filed a petition against Mr. Pim, and we were working it up very much. Mr. White helped us to do so.

4690. He wasn't on the defensive?—He was assisting us in working up the petition against Mr. Pim.

4691. Did he take any part in the examination of the witnesses?—He didn't examine one, we had very few witnesses for our defence.

4692. About how many of these witnesses, as far as you know—your information, I presume, is confined to the evidence taken down, and the statements made by those who assisted you—admitted that they had been bribed?—I should look at the brief before I could answer you; as it is a question so completely connected with the petition, I should like to look at the brief before anwsering you.

4693. Were nearly all the persons mentioned in the bill of particulars, freemen?—There were others besides.

4694. Most of the men mentioned were freemen?—I think the majority were.

4695. Those persons you sent for were freemen?—I think the majority of the freemen voted for us, and the majority of the lodgers voted against us. In our bill of particulars, we chiefly relied on the other side.

4696. Yes, but were the persons you sent for freemen?—I thing the majority of them were. The brief would be able to tell you.

4697. Did you hear of any communication being received from Mr. Foster during the last six months?—I did not.

4698. Did anyone tell you that they heard from him?—Not a human being that I remember.

4699. Or that he was in such or such a place?—I haven't the most remote idea where he is.

4700. Did you hear by rumour or otherwise where he has been for the last six months?—I did not.

4701. Did you hear anything said about his being here?—I don't imagine he was over here.

4702. Did you hear of any of his family leaving this?—I did not.

4703. The persons who admitted to those who were acting for you that they were bribed—did they say who bribed them?—I am very certain they did not.

4704. Were the inquiries that were made of them, limited to finding out if they were bribed?—The inquiries were made to take down their evidence.

4705. If anyone came in and stated that he was bribed, did you assume that he could not be bribed except by some one acting on behalf of Sir Arthur Guinness?—I won't admit that the bribery was committed by those acting on behalf of Sir Arthur Guinness.

4706. Did not you find out who it was that bribed?—It was more than likely that they had no idea who gave the money—the evidence was that a hand was put out.

4707. You did not know at the time of this arrangement in 76, Capel-street?—I did not.

4708. When a witness came in, and stated that he was bribed, is it a fact that no one asked the question—"where were you bribed?"—I can't tell you that. I know that whatever questions were asked were taken down in evidence; I will give you the closest answer I can when I see the brief.

4709. I am now only asking you from recollection—it was admitted that some were bribed?—Some admitted that they were.

4710. Have you any recollection whether they said where they were bribed, or who bribed them?—I doubt that they did say where they were bribed.

4711. Did you hear in the course of the examination, or was it reported to you that those who admitted that they were bribed, stated that they had a railway ticket put into their hand?—I don't remember that. If they stated that, it is taken down in evidence, I am sure, by Mr. Williamson, from his great caution.

4712. Mr. TANDY.—You say that there was a counter petition presented?—Yes.

4713. Was bribery one of the allegations in it?—It was.

4714. Did you make any investigation for the purposes of that petition?—We did, as far as we could.

4715. Did you obtain any information to lead you to believe that any of the freemen were bribed by that party?—I don't think we could trace it exactly. I think there was one man mentioned as having been bribed—Nicholas something—it was stated that he got some trifle of money.

4716. Do you recollect his name?—I do not.

4717. Was he a freeman?—I will look into the bill of particulars, and then tell you.

4718. Do you recollect the name of the person from whom he was said to have received money?—I couldn't say without looking at the bill of particulars.

4719. Mr. LAW.—There were cases you had, I suppose, some difficulty in proving?—We heard that there was a good deal of bribery going on, but we had a difficulty in fixing on the persons who bribed.

4720. Had you reason to believe that there was bribery on Mr. Pim's behalf?—Yes.

4721. Had you any reason to believe that there was any bribery, or offers of bribes made to freemen?—I had very little doubt that there was an offer from some people.

4722. In making an analysis of the body, 300 you say would go off the roll?—It is possible that 300 may, but I doubt that they would.

4723. Do you think that they are persons who are accessible to bribery?—I should be very sorry to hazard that opinion. I have seen the very lowest classes that would indignantly refuse a bribe when offered to them. I dare say there may be some couple of hundred who would be vulnerable.

4724. Was Mr. Foster visible in the outer office of the Registry of Deeds Office?—I generally—I very often saw him in the outer office when I went to make searches.

4725. I suppose he was a sharp, intelligent person? Was not his duty inside in the inner office?—Yes.

4726. Then you could not have seen him there?—Oh, yes, we professional men often go inside to make searches.

4727. But the general public coming to the office would not see him?—No; but a person passing in would find him in the inner office.

4728. Mr. MORRIS.—Is it on any information, or is it only conjecture, when you say that 200 freemen would be accessible to bribery?—It is more from conjecture. It is impossible, out of a body of 2,700, to fix on any number.

4729. Mr. LAW.—Assuming what you heard at the trial to be true, there is no doubt, I presume, that bribery of freemen took place?—I can't have a doubt of it after what passed at the trial.

4730. You were concerned in the election of 1865?—Yes.

4731. There was a contest at that time?—There was.

4732. There were three candidates I believe?—There were three—Mr. Vance, Sir Benjamin Lee Guinness, and Mr. Pim.

4733. It was a triangular fight?—It was.

4734. Did you ever know or hear how many freemen voted for Mr. Pim in 1865?—I believe something near 600. I am now talking merely from memory.

4735. How many freemen voted for him at the last

election?—Something over 300. I know that many who voted for him in 1865 wouldn't vote for him in 1868 in consequence of the Church question—many told me that they wouldn't.

4736. After the election of 1865 were there any applications made by freemen for gratifications?—No, I don't remember one. I believe that not a human being gave a sixpence on behalf of Sir Benjamin Guinness in the way it appears they did at the last election.

4737. Were any subscriptions given to lodges or societies of which freemen are members?—I never heard of any, I had not subscribed to any. I subscribed to certain things I subscribed to for years, and I certainly did not give up doing so in consequence of the election—charitable things.

4738. Was the number of freemen who voted for Mr. Pim in 1865 only 600?—It was about 600, it may be half a dozen over or under.

4739. Out of 2700?—It was 2900 in '65.

4740. Then 2300 freemen did not vote for him?—Yes, they either did not vote for him or did not vote at all. In '65 there were 2900 freemen on the roll.

4741. Mr. MORRIS.—Have you the slightest recollection of the number of cases of bribery charged in the bill of particulars against Sir Arthur Guinness in 1868?—I should like to count them—they may be 50 or 60. There is one thing I think it right to set myself right about. I see by the papers that Dr. Beatty when giving his evidence yesterday, stated that he was a mere tool in my hands. I think it right to give that the most unqualified and emphatic denial—he was not a tool of mine. I never had a tool of any kind.

4742. Mr. LAW.—I did not understand the word to be used in that sense.

4743. Mr. *Sutton*.—That is the expression that is used in the papers.

4744. Mr. MORRIS.—He meant agent, I am sure. We did not understand the word in the sense implied by you.

4745.—Mr. LAW.—It was an awkward word to use, but I am sure Dr. Beatty did not mean it in that sense. It was an unfortunate expression.

4746. Mr. *Sutton*.—Dr. Beatty was an independent agent as much as I was. They all seem to forget that we appointed Mr. Cowen to tax the printer's bills.

Isaac Christian sworn and examined.

Isaac Christian.

4747. Mr. LAW.—You are the cashier for the Midland Company?—I am.

4748. Do you recollect in the month of November, 1868, the circumstance of Lyons Malley leaving the employment of the company, or do you know the fact that he did?—I know that he did.

4749. Do you recollect upon any occasion in the end of November or beginning of December advancing to him or any relative of his any money as his wages or salary?—I could not say that. If an order came from the manager's office to advance him the money I would get his receipt.

4750. Whose receipt?—The person to whom I pay the money. I would lay it aside and deduct it from the paymaster of the staff, and give a voucher.

4751. Would you not retain the voucher?—No.

4752. Have you no written record of an order to advance money?—None whatever. I hand that as a voucher to the paymaster for the deduction from him.

4753. On the pay sheets which came in on the 9th December, for the 11th, the 11th being a Friday, and the 9th Wednesday, there appears the name of Lyons Malley, as to receive £1 15*s*. signed by Mr. Skipworth?—The pay sheets do not come to me.

4754. What comes to you?—An order to hand the paymaster a certain sum of money.

4755. If you had advanced any money to any relative before that upon a written order, you would deduct that amount from the cash you hand over, and give the order as a voucher?—Precisely so.

4756. As a matter of fact can you recollect whether anything of that kind took place on the 9th or 10th of December?—I could not tell.

4757. Have you any recollection at all of advancing money to Lyons Malley, or his mother, or brother, in the month of December?—None whatever.

4758. I suppose the disappearance of Lyons Malley was known immediately after he had gone away?—I heard he did.

4759. After you had heard he left on the 14th November, would you be likely to forget being asked to advance money for him in December a month after he had gone away?—If I got an order from the manager's office I would advance it.

4760. If you had heard he had quit on the 14th, and found orders to pay him as if he were at work when he was not, would you not recollect it?—It might appear strange.

4761. If you got an order to make an advance for wages to a clerk who you knew was not in the employment would you not recollect it?—I think I might.

4762. Do you recollect anything of the kind?—No.

4763. Do you think you got an order?—I could not say. If I got it the paymaster could produce it.

4764. Who is he?—Mr. John Joly.

4765. Is he with you now?—Yes, but he is not here.

4766. Have you no recollection of advancing any money to either of the Malleys, or anybody for them?—No.

Mr. *John Landy* recalled and further examined.

Mr. John Landy.

4767. Mr. LAW.—Mr. Byrne stated that after the messenger who had been sent to Lyons Malley for the key had failed to get it, you got a smith to break open the desk. Did you break it open?—Yes.

4768. He says that you took the papers out. What did you find?—I have no recollection of finding anything in the desk except the ordinary papers of the company—the traffic returns of the department he was checking. That was the parcel department.

4769. Did you take out all the papers?—I did, I think.

4770. I suppose that brought you there?—Yes, it did.

4771. And you found papers he ought to have made up in the course of his duty?—Yes, made up and checked.

4772. Were they checked?—They were not checked.

4773. I suppose those papers were handed over to some one who was to do his work?—Yes.

4774. To whom did you give them?—I cannot think now, because in the beginning of December there was a clerk appointed to fall into his place, and bring up the arrears of the work.

4775. What clerk was that?—Kelly. He has since left.

4776. Was he placed at Lyons Malley's desk for the purpose?—He was at that time.

4777. Was it Kelly who made up or checked the papers that Lyons Malley had left undone?—Yes; that is my recollection.

4778. Where is Kelly now?—He lives in Ranelagh.

FOURTH DAY.
December 2.
Mr. John Landy.

4779. Is he in the employment of any company?—Not that I am aware.

4780. Have you seen him lately?—No; I think he is there.

4781. You found the parcel sheets to be returned from the parcel office to be checked?—Yes, the usual abstracts that come from the stations.

4782 And some blank forms?—Yes.

4783. Did you find any other papers at all?—I have no recollection of any except the papers connected with the traffic.

4784. Any papers you found in the drawer, did you hand over to Kelly?—Yes, decidedly so.

4785. You had not to separate any other papers from them?—No, they were the ordinary returns from the stations of the traffic he was checking.

4786. Mr. TANDY.—Did you hand over to Kelly all the papers?—I think so. I have no recollection of any papers being in the drawer but papers belonging to the company.

4787. Were there many papers?—There was a considerable number, for his work was in arrear, and the papers had accumulated.

4788. Then there were a considerable number of sheets?—Yes.

4789. Did you find railway tickets?—Not one.

4790. Were there any letters?—No, I think not; I have no recollection of any letters or papers but the company's papers.

4791. Mr. LAW.—Where does Kelly live?—In Ranelagh.

4792. Is it John Kelly?—No, James Dawes Kelly.

4793. I see a Mr. Kelly living at 54, Ranelagh-road?—Yes, that might be him.

4794. Or his father, John Kelly?—No, his father is not alive. I don't know the house he lives in, but I know he lives about there.

4795. How long had he been in the service?—He had been some years in the company's service, and he was so frequently sick he had to retire, and he was then three years absent. After Malley left, he applied for the situation, and said his health was recovered. He was about eleven months with us then. I think he joined on the 11th December.

4796. Was it from ill-health he had to resign at last?—He absented himself very frequently, stating he was sick. I suppose he went from ill-health.

Matthew Allard.

Matthew Allard sworn and examined.

4797. Mr. LAW.—Are you in the audit office?—Yes.

4798. And were employed, as we heard from Mr. Butler, assisting him in checking the tickets?—Yes, that was my duty.

4799. And so employed for some time before November, 1868?—A few months before.

4800. Are you a voter?—No. I had no vote at that time, nor have I now.

4801. You remember, I suppose, the time of the election?—Yes, perfectly well.

4802. Do you recollect that Lyons Malley had been absent from his office a day or two before?—Yes.

4803. I dare say you saw the entry by Mr. Landy in the attendance book?—I did not see it, but I have a recollection of his being absent.

4804. Absent without leave, did you know?—No, I did not.

4805. Did you hear he was engaged at the election?—Yes, I heard it.

4806. Did you hear he was found by Mr. Landy in the office after hours upon the night before the election?—Only from what I heard here.

4807. You did not hear it before that?—No, not till I heard it here.

4808. Now Mr. Butler has described that when the tickets are checked they are thrown into a basket and at the end of the day you hold the mouth of a sack open, and he puts them in and ties up the sack?—Yes.

4809. Do you recollect how many sacks were holding checked tickets at that time?—I think there were two or three. We generally fill three sacks, and they are then all taken to a strong room to be destroyed.

4810. They are generally kept in your corner in the office?—Yes.

4811. That is the place that is made secure now?—Yes, it is a locked-up place now.

4812. You remember hearing the rumour about the tickets having been used?—Yes.

4813. How soon after the election did you hear that?—Immediately after. I saw it in the public papers. That is the first intimation I got about it.

4814. Was it noticed in the public papers before Christmas?—No. I never heard about it until after the election petition.

4815. Until the trial came on here?—Yes.

4816. I suppose there was a good deal of discussion about it when it was heard of in the office?—Yes, there was a good deal of talk.

4817. Mr. Skipworth and the chairman came to the office and made inquiries?—Yes.

4818. Did these inquiries go on for some two or three days to find out what could be found?—Yes.

4819. Mr. Skipworth says he asked everybody about the matter. Did he ask you?—Yes, he asked me.

4820. When he asked you what did you tell him?—I told him I knew nothing about it, and neither did I.

4821. Was there a general belief or impression in the office at the time as to who did take them?—No.

4822. Who was supposed to have taken them?—Malley's name was mentioned. He had been absent at the time, and that caused a suspicion, but there was no other reason.

4823. You did not suspect anybody else of taking them?—No.

4824. When the rumour first reached your ears, had Charles Malley gone away?—Yes, he had gone before that.

4825. How long was it after the inquiry was made and the rumour reached the office, that the door was put on?—A few days after. It might have been a week or ten days. I don't think it was outside of eight days.

4826. About a week, then?—Yes.

4827. We can easily find the day by the time that the doors were put on. I suppose there is an entry of payment for that?—I was present at the time, but I took no notice of the day.

4828. There is a record in the office, I suppose, of payment for the work done?—I should think so.

4829. And a week before that the rumour reached you?—Yes.

4830. Did you ever see Lyons Malley in the office after he went away?—Yes, on the day after the election, but I could not say that he transacted business.

4831. He came in after the Drogheda election?—One day, I am sure.

4832. Did you see him more than once?—I might, but I am certain I saw him once. I might have seen him a few times.

4833. To transact any business was it?—I don't think it.

4834. Did he take leave of his fellow-clerks when going away?—Not to my knowledge.

4835. Did you ever see him again after that?—Not after that.

4836. Did you ever hear from him?—No.

4837. Did you ever hear of his writing to anybody?—No, except what I heard here. I heard Mr. Byrne state it.

Matthew Allard.

4838. Was there any conversation before Charles left as to his brother's conduct?—No, not a word that I heard.

4839. Do you know that Charles was away for two days—the 17th and the 18th—the day of the election and the day before it?—Yes.

4840. I suppose you recollect that he was away?—Yes.

4841. When he came back the day after the election—the 19th of November—was there any chaff or talk in the office as to what he had been about?—No; I am stationed rather at a retired place in the corner. I might have heard, but I really did not hear it.

4842. Was it understood that he as well as his brother had been engaged at the election?—It was the rumour in the office.

4843. He remained on to the middle of December?—Yes.

4344. Did you ever hear of his communicating with anyone after he went away?—No.

4845. Have you heard anything about him for the last few days?—Not a word.

4846. Did you hear any of the rumours that reached the office about their being summoned?—I did not hear they were; I heard their names spoken of.

4847. In connexion with a summons?—Yes, I heard they were looked after.

4848. Who told you they were looked after?—I could not say.

4849. Was it in the office you heard it?—It was.

4850. When did you hear that? Was it within the last few days?—Yes.

4851. Was it since Monday or on Saturday, because I think Mr. Byrne said he heard the name on Saturday?—It was within the last four or five days I heard it?

4852. Well, Sunday is a sort of mark. Was it Saturday (last week) or was it this week you heard it?—It think it was since Saturday.

4853. Well, was it on Monday?—Yes, I think so.

4854. When you heard they were looked after who said it?—I really could not say.

4855. Was it Mr. Byrne that said they were looked after?—I could not say that.

4856. Did he say that he understood they were looked after?—I could not say he did. I did not take much interest in the conversation.

4857. It is only a few days ago. Who was it that said it?—I could not say.

4858. But it was said in the office?—It was in the office.

4859. Was it at luncheon time or when?—I could not say. I heard it, but took no notice of it.

4860. What were you doing when you heard it?—I was checking the tickets. I had my back to the others.

4861. Was it in working hours?—Yes; and when I am working I have my back to all the clerks.

4862. Mr. Byrne says it was at luncheon time, when they were all airing themselves at the fire?—I am not there at luncheon time. I am far away.

4863. But you say you heard them talking about the Malleys?—I heard some one say that they were looking for them.

4864. Who was looking for them?—That the Commissioners were.

4865. Did you hear who it was said that?—No. I did not mind who said it. There were seven or eight clerks there.

4866. Whoever it was that said it, and I suppose you cannot identify the clerk who spoke—whoever the clerk was did he say from whom he heard it?—No.

4867. Did he say how he knew they were looked after?—No.

4868. He just said, "I hear the Commissioners are looking after them"?—He did not say it in that way. He said he thought that the O'Malleys were looked after. It was my impression that they wanted to serve them with a summons, and that they could not be found, or something that way.

4869. The impression was that the summons-server was looking for them and could not find them?—Yes.

4870. Was that a subject of discussion for any time?—No, it was only a passing word.

4871. Did you hear at any time this last week that the chairman had a letter from their father?—No.

4872. You have had no communication, and did not hear of any from either brother?—No. I was not acquainted with them. I was there only a few months, and saw them there.

4873. Was it the belief in the office that the used railway tickets had been taken?—From what I saw in the papers I believe it, but from no other reason. It was given in evidence at the petition that they were railway tickets, and I believe it.

4874. Did not Mr. Cussack, and Mr. Skipworth in the investigation they made, assume that the tickets had been taken by somebody?—I could not form that opinion.

4875. Did not they come to make inqurics as to the tickets having left the office?—They did.

4876. Does not that imply that they thought they were gone away by somebody's hand, and that they wanted to find out who took them?—Yes.

4877. Would not you draw the conclusion that they thought somebody took them?—I would, of course.

4878. Mr. TANDY.—Did you ever hear that they were Marcus's tickets that were taken?—I heard a rumour of that after the petition.

4879. Who did you hear that from?—I could not say who it was.

4880. Have you the slightest recollection?—No; I heard about Marcus's tickets after the petition, and that it was likely they were theirs.

4881. Where did you hear that?—In the office.

4882. Do you recollect from whom?—No.

4883. Have you the slightest recollection?—Not the slightest, but I heard it mentioned.

4884. Did you hear that they were in consecutive numbers, so that they could not be used up tickets?—I never did.

4885. Mr. MORRIS.—Was it well known about the time of the election, that Lyons Malley had been taking a part in it?—It was well known from rumour.

James Blakely Frazer.

James Blakeley Frazer, sworn and examined.

4886. Mr. LAW.—Were you engaged in any way previous to the last election?—I was.

4887. In what capacity?—I was engaged at the revision.

4888. At the Registration?—Yes.

4889. Whom were you assisting at that, or who engaged you?—Mr. Hodson.

4890. The gentleman who was spoken of as the secretary of the registration society?—The assistant secretary.

4891. Were you employed in his office?—In the office and outside.

4892. The inside employment, I suppose was in his office?—Yes.

4893. Did you remain in the same employment up to the time of the election?—I think up to about a fortnight or three weeks previous to the election.

4894. Did you cease to be employed by him at that time?—I never ceased to be employed.

4895. You were engaged in his office for a fortnight or three weeks previous to the election?—A number of the staff moved from 3, Dame-street, to Nos. 47 and 48, Dame-street.

4896. You belonged to the registration staff, and moved to 47?—Yes.

4897. And you were acting up till after the election was over?—For a week or ten days after it.

FOURTH DAY.
December 2.
James Blakely Frazer.

4898. That would bring us to the first week in December?—About that.

4899. What was your duty in 47, Dame-street? In what room did you sit?—I was in different rooms.

4900. What was your exact employment?—Sometimes checking lists, and sometimes directing envelopes to the voters with circulars.

4901. Was there any one room there that you were generally employed in? Take the week ending the 18th November—in what room were you then?—I was in a room upstairs.

4902. Who was in the room?—Mr. Mortimer.

4903. Was that the two-pair front?—It was a back room.

4904. Was it the back room at the top?—Not at the top, but next it, I think.

4905. What were you doing during that week? Preparing lists, or checking, or what?—Part of the time checking lists, and part of the time sending out circulars.

4906. Do you recollect was there any particular list of persons for employment on the day of the election?—The names of parties who sent in applications, or any parties who were recommended for employment, came in to Mr. Mortimer, and he entered them in a book, classifying them into whatever employment they would get at the time of the election.

4907. Was there a book containing the names of the persons to be employed?—Yes; it was kept by Mr. Mortimer. I entered some names.

4908. Would you know the book if you saw it?—I would.

4909. When the move was made back to No. 3 did you go back?—No; I remained some time with the expense agents.

4910. In No. 47?—Yes.

4911. And did not go back to No. 3?—No.

4912. Where was the book left?—I gave it up to Mr. Hodson.

4913. In No. 47?—I say I gave up the box that Mr. Mortimer had all his books and papers in to Mr. Hodson when he was collecting all his books and removing. I gave up the book.

4914. Was it a locked box?—It was locked.

4915. Did you give the key to him?—I had no necessity.

4916. Who had it?—Mr. Mortimer.

4917. You handed over the box?—Yes, knowing what it contained.

4918. Had you seen the book placed in it?—I placed it in it myself. I had the key last previous to giving it to Mr. Mortimer.

4919. You saw it locked, and saw Mr. Mortimer take the key?—Yes.

4920. And you handed the box to Mr. Hodson?—Yes.

4921. Was there a list of any young men to be employed upon the day of the election for assisting freemen to get to the booth?—No; there was no list of that sort in the box.

4922. Did you ever see a list of that kind?—I saw a list of young men employed at Green-street who were to be paid.

4923. Were they paid any fixed sum?—The way that occurred was this:—Mr. White brought a list to Mr. Meredith on the Monday morning after the election, and said that a certain number of young gentlemen would call with him next day, and they were to get two guineas each. Mr. White drafted the receipts.

4924. Did he leave that list with Mr. Meredith with an instruction to pay?—Yes. Mr. Meredith gave me a cheque, and I went to the bank, and I think got £100 of notes, and some silver all in two-shilling pieces.

4925. Florins?—Yes.

4926. Did you see the next day a number of those young men call and get paid?—I was with Mr. Meredith, and I think I filled nearly all the receipts.

4927. Were a considerable number paid by the notes?—They got £2 2*s.* each.

4928. You saw that done?—I saw forty or forty-five paid. It took two days to pay them.

4929. Do you know the names of any of the young men whom you so paid?—There were some of the name of Thorpe.

4930. May I ask you was the name of Malley amongst them?—I think so. Two of the Malleys were employed for two or three days before the election. One was introduced by Mr. Dillon MacNamara, who asked could I not give him something to do.

4931. Who was that?—A very young lad.

4932. When you say that Mr. Meredith sent you for the cash to pay these men did he draw the cheque?—Yes, a cheque in my favour.

4933. On what bank?—The Bank of Ireland.

4934. You brought back the money, and saw them paid that day and the next?—Yes.

4935. You think there were two Malleys?—I am sure there were two; because the eldest Malley came to me asking to get paid, as he had got a pass, and was going to London. I brought him to Mr. Meridith, and got him paid for extra work part of the time he had been under me.

4936. How long was that after the election? Was it ten days?—Not so long—not more than four or five.

4937. Was he paid by cash or cheque?—By cheque. He also got his brother's money. I took his brother's account to Mr. Dillon MacNamara to get it initialed, as he had been put down as clerk to him.

4938. The younger Malley?—Yes.

4939. As clerk to Mr. M'Namara?—Yes. He was more with him than with me.

4940. I presume Lyons Malley was a couple of days longer employed than the other?—I don't know. I know he went with forty or fifty other young men who had been engaged to go to Drogheda, and I think he was engaged at the county election on the Saturday.

4941. Look at this cheque—"C. Malley," or "E. Malley," for £4 4*s.* Is that the cheque?—That must be another. It was not so much as this. I don't think it was over £2 or £2 2*s.*

4942. You do not think it was that one?—I am sure it was not. If I saw his receipt for that I would know. The receipt is likely in my handwriting.

4943. Was there among the young men so employed a young gentleman called M'Carthy?—There was.

4944. Was he one of those to be employed, or who were employed at Green-street?—I believe he was.

4945. Was he one of those paid?—I believe so.

4946. With the exception of this cheque you speak of in payment of Lyons Malley's claim, the majority of the others were paid in cash?—Yes, the arrangement was that they should be paid in cash. That was the instruction that Mr. White gave to Mr. Meredith. Mr. Meredith asked how many there were, and I counted the list and found there were some forty-nine, and he drew a cheque then for £100.

4947. I suppose he told you to get a certain number of notes?—Yes, and a certain number of florins.

4948. Did you ever go for money for Mr. Meredith before that?—I never went but once.

Adjourned.

FIFTH DAY.

[FRIDAY, DECEMBER 3, 1869.

Ralph Smith Cusack, esq., appeared at the sitting of the Court, and, addressing the Commissioners, said—I respectfully ask you to allow me to say a few words.

Mr. LAW.—Certainly.

Ralph Smith Cusack, esq.

Ralph S. Cusack, esq.

There are a couple of points I just wish to go over; in reply to a question put by you, I stated that part of the tickets, after they had passed, went to the clearing house, and part to our own audit office. I understand that a ticket had been produced at the investigation before Judge Keogh, and if I could see that ticket I would be able at once to say whether it passed through that clearing house, or whether it passed through the audit office; if it passed through the clearing house, of course it came from the clearing house.

4949. Mr. LAW.—We have not, as yet, any ticket in our possession?—I may state to you that during the inquiry before Judge Keogh, I made several applications both to the solicitor for conducting the petition, and to Mr. Heron, the counsel, and to the Registrar of Judge Keogh, to see the ticket, and I was unable to do so. Yesterday afternoon I met Mr. Molloy, the conducting agent for the Liberal candidate at the last election, and he told me I need not be uneasy about the ticket, as he had it from a gentleman upon the Liberal side, by whom it had been examined, that it was not a railway ticket; and that is the reason why I now ask to see it.

4950. We cannot act on that statement?—Will you examine Mr. Molloy and ascertain the fact from himself.

4951. We shall no doubt examine Mr. Molloy in due course. Is there any other matter that you desire to mention?—Yes; some of the witnesses were asked whether I assumed that Lyons Malley took the tickets, and I wish to state that I never assumed anything of the kind.

4952. The question was not put in that form?—I understand it was; it is so in the morning papers.

4953. The question asked was whether the inquiry made by you, and by the manager, Mr. Skipworth, had been made upon the assumption that the tickets came out of that office, and whether you locked up the place after?—I wish to say that I never assumed it.

4954. Everyone about the railway appears to have suspected Lyons Malley?—If the tickets were taken from the railway, and he was away, he might be suspected—that is, provided they were taken from the railway. I may mention that at the time that the inquiry was made about the ticket, I brought the matter before the Board, and I have a clear recollection of Mr. Waldron, one of the directors, stating, "this is not a matter for us to inquire into; Judge Keogh is sitting and he is the proper tribunal."

4955. It was brought before the Board during the election petition inquiry?—Yes, I brought it before the Board then, and Mr. Waldron said it is not a matter for us. There is another matter, to which I desire to call attention. It is as to the Malleys. It has been repeatedly stated that I have been rather partial and kind to the Malleys in different ways. In order to save time and trouble, I wish to state that I freely admit that I was so, and allow me to state my reasons.

4956. Certainly, if you wish it?—Mr. James Malley, the father, was the founder of the Midland Railway. In his house was held the first meeting for the promotion of that line; he subsequently became the solicitor of the company, in which capacity he acted for many years, and he was then a member of the shareholders' committee, who held their investigation in 1864. You may remember that at the termination of that inquiry, the present Lord Gough, then the Honorable Captain Gough, attended at the Board with a request from the shareholders' committee, that Mr. James Malley should be appointed as a sort of solicitor for the company in London; we declined to do so, but promised Lord Gough at the time that Mr. Malley's sons should be provided for in the railway office. This promise was kept with Mrs. Malley, when she applied to get them into the office, and, no doubt, they were treated with great leniency.

4957. What you state was substantially mentioned by Mr. Skipworth?—I treat all young boys coming in in the same way; allowances must be made for them, they are upon small pay; and as to the pass Lyons Malley got, my experience of such matters is that a pass is never refused to anyone leaving the office, even to a servant dismissed; we would ask for a pass for him over any line—the Drogheda, or any other. I understand from a morning paper it was stated that Lyons Malley was paid for a month. Such was not the case; he was paid a fortnight's pay; his name was put on the pay sheet a fortnight after he left; a blank was left for the money, showing he was away, but as he was away, it would not be paid. I will produce, if you please, the pay clerk, who will swear to this. I saw the pay sheet, and I examined it yesterday evening myself with Mr. Ward.

4958. Is that the book which was before us yesterday?—The pay sheet.

4959. Is it a sheet or a book you speak of? There was a book composed of sheets?—They are put into a book.

4960. He read it for us from the pay sheet as appearing to be received?—His name was upon the list, but there was no money after his name.

4961. That is very curious?—He not having received the pay Mrs. Malley wrote to Mr. Skipworth asking for a fortnight's pay, and stating it was always given—a fortnight's notice or pay. Mr. Skipworth brought this letter to me—I brought it to the Board and got a positive and distinct order from the Board that the money should be paid to Malley. His name was put on the pay sheet—we pay by the fortnight—and he got £1 15*s.*, but numbers of others do the same.

4962. Have you got the book here?—The pay clerk has it. I may tell you the manager pays no money.

4963. But he passes the sheets?—Yes. There was a blank for the name.

4964. Look, pray, to the pay sheets of the 11th of December—is the name of W. L. Malley there to receive £1 15*s.*?—It is.

4965. Now turn back to the pay sheet of the 27th of November?

John Joly (*here produced several sheets*). He was sworn and examined.

John Joly.

4966. Mr. LAW.—There is another name—Kelly—on the same line, what is the meaning of that?—Mr. *Joly.*—That is another clerk. They put two names upon the same line. He was the man that succeeded Lyons Malley.

4967. Mr. LAW.—This certainly is very strange. Yesterday Mr. Skipworth read out to us, whether accurately or not I do not know, that Lyons Malley's name appeared upon the pay sheet of the 11th of December as to receive £1 15*s.*; that he appeared upon the pay

FIFTH DAY. *December* 3. John Joly.

sheet of the 27th of November as to receive £1 15*s.*; and he went back to the 13th of November and to the 30th of October, and in each instance Lyons Malley appeared to receive £1 15*s.* Now I see here by these sheets weekly 29*s.*

Joly.—That is Kelly's pay.

Ralph S. Cusack, esq.

Ralph S. Cusack, esq., further examined.

Mr. *Cusack.*—When I went to the Railway, Mr. Ward told me Mr. Skipworth had made a mistake.

4968. Mr. LAW.—Do not tell us what Ward said.

Mr. *Cusack.*—Some stress has been laid upon the fact that a situation was procured for Lyons Malley in London. Some of the clerks said they heard he had got it through me; now, neither directly nor indirectly did I ever interfere in getting the place for him. I did not know where he was.

4969. Mr. LAW.—They said they understood that the situation was obtained partly through your influence?—Not the slightest. Neither hand, act, or part had I in it.

4970. Mr. LAW.—Is there anything more that you wish to say?

Mr. *Cusack.*—I have not, except that I would wish to see the ticket.

4971. Mr. LAW.—We should be glad to see it ourselves.

Mr. *Cusack.*—I trust you have the machinery to make it be forthcoming.

4972. Mr. LAW.—Let me ask you had you any communication with Mr. James Malley since?—Yes. I had one letter, in which he asks me to get him a pass for himself and his sons as they had been summoned, which I may tell you I did not answer, nor did I take any steps to interfere in it. He says that only one of the young men has been paid his expenses.—[The witness here handed a letter to the Commissioners.]—I will leave that letter with you. I got it after I was last examined. There is not anything private in it.

4973. Mr. LAW.—I presume these two letters are the only letters that you have received from any of the family?—It is the only one that I have received from the family. I have never heard from any of the family except Mr. Malley himself.

4974. The former letter was dated Thursday?—I think so.

4975. I think you told us you answered it only on Sunday, the day before you were examined?—Yes. I think it likely it was on Sunday. I wrote a few lines to say I hoped that the son would appear.

4976. You recommended him to come over here and throw any light he could on the subject?—Yes.

4977. In the interim did you show the letter to anyone?—I showed it to my brother-in-law—Mr. Kaye. I may have shown it to Ward also. I did not make any secret of it.

4978. Did you mention the receipt of the letter to anyone else?—I may have.

4979. Do you recollect that you did?—I don't recollect at present the name of anyone I showed it to.

4980. Did you speak of, or show it to Mr. Williamson or Mr. White?—No, I have not seen one of the party for months. I certainly did not show it to anyone in connexion with, I may say, the machinery of the election.

4981. Mr. TANDY.—Do you recollect when you showed it to Mr. Ward?—I am not sure. I may have shown or spoken to him about it. I think it was upon Wednesday, it is the day I generally see him. The way I either showed it to him, or came to speak to him about it, was telling him Mr. Malley had written to me.

4982. It was after you had given your evidence the first day you showed it, the first letter?—I forget whether I showed it.

4983. Mr. LAW.—Did you show it to anyone?—I may have shown it to Mr. Kaye, but I certainly did not show it to anyone connected with the machinery of the election.

4984. As you best recollect, did you show it to Mr. Kaye?—I did, certainly.

4985. When?—Very likely the day I got it, we are constantly together.

4986. Did you mention it to Ward, Byrne, or anybody in the office?—I did not mention it to Byrne; I may have done so to Ward; I have had frequent communications with him.

4987. Did you mention it upon Friday or Saturday?—No, he was away in the north of Ireland.

4988. Did you mention it to anyone about the railway on Friday or Saturday?—I may.

4989. The reason I ask you is, some of the clerks seem to have heard on Saturday talk in the office that the Malleys were looked after?—They did not hear it from me. I did not speak in that way.

4990. Did you speak to Mr. Maunsell about it?—I did not.

4991. I see that Mr. James Malley speaks of Mr. Maunsell—you did not mention the matter to him?—I don't think so. I don't know what that alludes to—I rather think it alludes to trying to get him to do what I refused to do—get a place in London for him.

4992. Lyons Malley left the office to get employment at the election, upon the 14th of November, 1868?—That was the day.

4993. Did you know of his absence upon the day on which he went?—I knew he was going to London.

4994. Did you know he was absent from his office upon that day, the 14th November?—I do not think so.

4995. Do you recollect seeing [the memorandum made in the book, stating that he was absent without leave?—I never examined that book till after the inquiry before Judge Keogh.

4996. Do you recollect whether Mr. Skipworth, or any officer of the company, ever told you of the absence of Mr. Lyons Malley upon the 14th November?—It is most likely Mr. Skipworth did so; I do not remember it, but it is likely.

4997. Two days afterwards, you applied for a pass for him to go to London?—No, it was Mr. Skipworth applied.

4998. Was it not by your direction?—He stated so, very likely it was; very probably; he asked me if he should apply for it.

4999. Have you any recollection at all about directing him to write for a pass?—None whatever; he constantly asks me shall I get a pass for so-and-so.

5000. What I understood him to say was that he would not have written for the pass, but for your directions; he says, he certainly got directions from you upon the 16th to write for that pass?—I think it was required about that time.

5001. Do you recollect having applied for the pass?—He applied.

5002. You know what I mean. Do you recollect having spoken to Mr. Skipworth about getting a pass for Lyons Malley upon the 16th November?—I have not any recollection; he has sworn so, and I have no doubt of it.

5003. That was a pass to leave Dublin for London, upon the 19th, the day after the election. You knew Lyons Malley was away from the office on the business of the election. What Mr. Skipworth stated was that the application for a pass for Malley to go from Dublin to London, the day after the election, was significant?—If I had known he was away at the election, I would not have given the pass, for when he wanted it to be renewed, I told Mr. Skipworth not to get it renewed, because he had been at the election.

5004. Will you undertake to swear that you did not know upon the 16th November, he had been absent from the 14th?—I do not remember whether I knew it or not.

5005. You do not recollect whether you told Mr. Skipworth to get the pass or not?—I swear distinctly that if I knew he was away at the election, I would not have allowed him to get the pass.

5006. Is your evidence this, that upon the 16th of November, assuming that upon that day you told Mr. Skipworth to get the pass for him, you did not know he was absent from his office. I may tell you, I understood Mr. Skipworth to swear distinctly, he told you so on the very day?—All I can swear is, if I had known he was away upon the election business, I would not have given him a pass.

5007. But you will not undertake to say that you did not know he was away upon the 16th?—I will not.

5008. Nor that you did not tell Mr. Skipworth to get him the pass?—I will not.

5009. Mr. MORRIS.—When did you first see the entry in Mr. Landy's book about the absence of Malley?—At the time of the inquiry before Judge Keogh.

5010. Not before it?—Certainly not; I do not think I ever examined the book till then.

5011. Mr. LAW.—Had complaints been made to you of Lyons Malley's irregularities in the office?—There were.

5012. Was his irregularity noticed?—He used to come late to the office.

5013. I believe that Mr. Skipworth frequently complained of him, and suggested it would be well to get rid of him?—I know he thought he did not give us value for the money, if I may say so.

5014. Was he kept there rather against the wish of Mr. Skipworth?—Oh not at all.

5015. I mean if Mr. Skipworth were perfectly free, would he not have disposed of him before?—I think his tendency would be to try and dispose of every clerk who he did not think was giving value, in order to keep the pay sheets down. But under the circumstances of Malley's connexion with the company, we were lenient with him; he was borne with.

5016. Mr. TANDY.—Did you ever hear that Lyons Malley was found in the office after hours on the evening of the 17th, the day before the election?—Up to the inquiry before Judge Keogh, I never did; but when I came to look at the book, Mr. Landy pointed out a note where it was stated that he had been in the office after hours.

5017. Mr. LAW.—Let us see that note?

[*The attendance book was here produced, and handed by Mr. Landy to Mr. Cusack, who referred to it and said*—There is an entry of the 11th November, "Mr. Malley, departure 5.20"—that is, twenty minutes after the time. That is what I took to be after time.]

5018. But what you have been asked about was whether you were aware he was found in the office "after hours" on Tuesday, 17th November?—I did not fix the date; I saw that he was in the office after hours upon some day.

5019. If you run down the book, you will probably find he did not appear in the office, as signing his name after 14th, when he left at 10.20?—He came on that day at ten o'clock, but left without leave in twenty minutes.

5020. The 14th was Saturday—were you aware that, on the following Tuesday evening, the evening before the election, he was found alone after hours in the office?—No; I never heard it from anyone.

5021. Never until this inquiry?—No.

5022. Was not that reported to you by Mr. Landy or Mr. Skipworth?—No; there was not any report.

5023. I do not speak of written reports?—Neither written nor verbal; nor did I hear of his attendance at the office after time till after the inquiry before Mr. Justice Keogh. It was never looked into.

5024. Do you mean any inquiry made in your own office at that time?—Until my attention was called to it.

5025. Was it not brought to your notice that Lyons Malley was in the office under peculiar circumstances?—It was brought to my notice that he was in the office after hours just previous to the election; but what day I do not know.

5026. There alone?—I never heard he was alone, except from the book.

5027. Did you ever hear, before the present inquiry, that Lyons Malley was found alone in the office the evening before the election after he had practically ceased to be in your employment?—I never heard he was found there alone; I heard he was in the office after hours.

5028. When did you hear that?—From that book, during the time of the inquiry before Judge Keogh.

5029. This book would not tell. Lyons Malley's name does not appear in the attendance book as doing anything in the office after the 14th; but it is stated that, upon the 17th, the evening before the election, he was found by Mr. Landy in the office alone after all the clerks had gone. Did you ever hear that?—Never.

5030. That was not brought under your notice at the time?—I never heard it before.

5031. Mr. Skipworth told us the reason why he came to the conclusion that seems to have been arrived at pretty generally by those concerned, viz., that Lyons Malley was the most likely person to have taken the tickets, was that he was found in the office alone the night before the election?—I never heard that; on the contrary, my impression was that the 14th was the last day that he came to the office, except the day that he came to take the things from his desk.

5032. Does that circumstance strike you as peculiar?—I think it is.

5033. Is it not suspicious?—I think it is very peculiar that he should come after hours.

5034. Did you mention the matter of the second communication from Mr. Malley to any of the directors?—Yes; I told the directors, at the board, on Wednesday, that Mr. Malley had written to me for a pass for his son.

5035. That was the last letter?—Yes; the last letter.

5036. Did you tell any of the directors of the receipt of the former letter?—I showed it to them, to let them see the last paragraph in it, which was on a railway matter.

5037. When did you show it?—The Board met upon Wednesday.

5038. When did you show them that?—I have no idea.

5039. Your Board meetings are on Wednesday—you gave us that letter on Monday. Did you show it on Saturday?—I am not sure; there are two or three there generally.

5040. It was not at a formal Board meeting?—I think it was in the office.

5041. Two or three interested in the matter met there—they saw the letter?—Yes.

5042. Who were they?—I think Mr. Warren was one, and Mr. La Touche the other.

5043. That must have been after Friday when you got the letter, or Saturday?—I am not sure.

5044. Or was it upon Monday—the morning you came here?—No.

5045. It must have been Friday or Saturday?—Yes.

5046. Is there anything else you wish to mention?—No, sir.

5047. Do you know that handwriting (letters handed to witness)?—I don't know the handwriting. I never saw the handwriting of the boys, the young Malleys. It is clearly not the handwriting of either Mrs. or Mr. Malley.

FIFTH DAY.
December 3.
John Joly.

John Joly further examined.

5048. Mr. LAW.—What is your office in the Midland railway?—Paymaster.

5049. How long have you filled that office?—Two years.

5050. Were you in the office in the month of November 1868?—Yes.

5051. Did you take any part in the election?—Well, I may say I did not. I was summoned to a committee of Inns-quay ward, at the beginning, and I attended two of the preliminary meetings of the committee. I think not more than two or three.

5052. What do you mean by being summoned? Were you brought there against your will?—I was not consulted to know whether I would act, but I got a written form asking me to attend, and I did attend.

5053. Was your name put upon the committee without your knowing it?—I cannot tell who did it, I suppose being a resident they thought I could give some information; I attended two of the first Committees, that was all the part I took.

5054. About what time were those meetings?—Upon my word I cannot exactly say; I suppose the latter end of September.

5055. Do you say you were not at any of these in October?—I think not.

5056. Will you swear that you were not at any in November?—I will.

5057. Are you a freeman?—No.

5058. Are any relatives of yours freemen?—Not one.

5059. I suppose you are a voter?—Yes.

5060. As a matter of fact you were upon the committee of the Inns-quay ward?—I was.

5061. The same committee upon which Mr. Hall and Mr. Bradburne, were?—I do not know Mr. Bradburne.

5062. Who was the solicitor in charge of that ward?—I think the person who signed the document was Mr. Lawler—I don't know him.

5063. Your duty in the Midland railway was to pay the clerks with the money furnished by the cashier?—It was.

5064. Do you recollect in December last, receiving from Mr. Christian any docket or voucher for his making advances to either of the Malleys?—I do, I turned up a document before I came away. (*Paper produced.*)

5065. Is this Mr. Skipworth's signature?—It is.

5066. The docket is, "Please pay to Mr. Malley 35*s.* to be entered in next pay-sheet." That is 28th of November, 1868—then there is "Received 35*s.* C. L. M."?—It would seem according to this entry, that his brother got the money.

5067. At this time Lyons Malley was out of the Company's employment?—It must be Lyons Malley, because the amount £1 15*s.* would represent his pay, the other brother did not get so much—besides upon referring to the pay-sheet I found the amount entered upon it for him is 35*s.*

5068. The next pay sheet would be the 11th December?—Yes.

5069. When you pay the clerks do you take any receipt from them, or do they sign a book?—Not in that fortnight.

5070. As a matter of business do you take the signatures of the clerks whom you pay?—I get a receipt.

5071. Do they sign a book?—They sign a book—they sign a sheet.

5072. Where is the book of that day?—Upon that day, this is the only receipt I have. (*A number of pay sheets were here produced*).

5073. Each clerk signs opposite to his own name?—Yes.

5074. Show me the pay sheet of the 13th November—upon that William A. L. Malley signed as receiving £1 15*s.* for the fortnight ending the 13th November?—Yes.

5075. Show me the pay sheet for the next fortnight—the 27th November?—I don't seem to have the audit office sheet attached for that fortnight—I got very short notice to come down.

5076. I thought Mr. Cusack spoke of the sheet as showing it. The book shows it.

5077. We want to see the receipt for it?—That is the receipt I have for it.

5078. Where is the sheet?—I have not got it—I shall have to search the office for it.

5079. Are not all the sheets tied up?—They are, but so far back they are all knocked about.

5080. You have all but that one?—Yes. I don't seem to have that one.

5081. Are they fastened up in this way by the night?—They are.

5082. Where ought it to be?—It ought to be there. It has, I suppose, got torn off.

5083. It was not a front sheet?—It should be. The manager's office is first. The audit office is generally put first. The Dublin sheets are all placed together.

5084. The manager's office comes first, then the audit office?—They don't seem to have it attached there.

5085. Should it come before this sheet—return of persons employed at the Broadstone for the fortnight?—It should come before that.

5086. When did you see the pay sheet last?—I do not remember seeing it since the fortnight that occurred, because the pay sheets are left by.

5087. These sheets are carefully put by?—They are.

5088. You have no other receipt to show the clerk was paid?—No.

5089. Have you the pay sheet of the 11th December?—I have.

5090. Is it only one single sheet?—There are three sheets. This is the audit office sheet.—(*Reads entry, C. L. M.*, £1.)

5091. I do not find the name of Lyons Malley here?—No, he had left the service at that time. The document I handed you represents his pay for the fortnight before.

5092. It is, "Pay 35*s.* to L. Malley, and enter it as if for the next fortnight"?—Yes.

5093. That was written upon the 28th?—Yes.

5094. After the pay-sheet of the 27th was completed?—It would appear that as no money was entered upon the 27th, they considered him entitled, and entered it for him on the next day. That is a usual thing.

5095. But it is not entered on your sheet here?—No, of course not.

5096. Who paid the money?—Mr. Christian, the cashier.

5097. It is dated the 28th November?—Yes.

5098. That would be Saturday?—I think so.

5099. The pay-sheets are made up from alternate Fridays?—Yes.

5100. The last previous pay-sheet would be Friday, the 27th November. That pay-sheet was in the course of preparation from the preceding Wednesday?—Yes.

5101. Issued from the manager's office, with the names and payments, and would be completed upon the 27th?—Yes.

5102. Upon Saturday, the 28th, Mr. Christian got the order, "Please pay Mr. Malley 35*s.*, to be entered on the next pay sheet"?—Yes.

5103. The 11th December would be the next—it is not here?—No. I do not pay the men in the audit department personally; I pay them *in globo*. I give the money generally to a clerk, O'Neill, and he distributes the money amongst the clerks.

5104. Mr. Christian told us he sent you the money to pay all?—So he does, but this office is paid by one of the clerks.

5105. Is the course of proceeding this—do you get all the money in a lump from the cashier and then

hand the requisite sum—say £27 14*s.* to one clerk to divide amongst all?—Yes. If I had Lyons Malley's name in it, I would have handed it to the clerk, and I would have been so much out of pocket.

5107. Are the lists made out from the audit office?—Each department makes out its own pay-sheet.

5108. These are furnished to the manager's office?—Yes.

5109. And he makes out a pay-sheet, including all?—Yes.

5110. And this is the formal document signed by the manager, upon which you act?—Yes.

5111. It is not on the manager's pay-sheet the signatures are entered?—No, it is on sheets similar to that.

5112. Is the original sheet returned to the manager's office kept for the purpose of the signatures, or is another one made out?—No. When the manager's office clerks make out the general pay-sheet, they are handed over to me to pay.

5113. Along with it?—No, these sheets are sent to the Board to be certified by the chairman.

5114. That is on Wednesday?—Yes.

5115. The pay-sheets leave the office of the manager upon Wednesday, at two o'clock?—Yes.

5116. They go to the Board?—Yes.

5117. And are passed by the Board?—Yes.

5118. When do they come to you?—About five o'clock on Wednesday.

5119. Along with the formal sheets, do you get these also returned?—They are sent down to me from the manager's office.

5120. Direct?—Yes.

5121. I presume it is your duty to tie up all the returns, and make them up in a bundle—that is your course of business?—That is my system.

5122. Is it not your duty?—I would say so; that is the only protection I have.

5123. When you pay the money to O'Neill, do you take an acknowledgment from him?—Yes. He gives me the sheet signed. They sign the sheet; he brings it to me, and I hand him the money, and he divides it.

5124. Where do you keep those pay sheets—I suppose they are kept in a safe place?—They are kept in the office in a press.

5125. Locked?—Yes.

5126. Who keeps the key?—I do.

5127. They seem to be carefully made up, with a piece of parchment at the end of each lot. Are they all made up in this way?—Yes.

5128. Or in a similarly safe way?—Yes.

5129. When did you go look for those things?—About ten minutes before I came to the court.

5130. Did you before you came down, look to see if you had the pay sheets of the 27th November?—I did not; one of the clerks from the manager's office came down. I looked for the voucher, and got it. I looked for those two pay-sheets, and got them. It was all I looked for.

5131. Mr. TANDY.—Was anyone with you in the office when you looked for the pay sheets?—Two clerks in the manager's office.

5132. Mr. LAW.—Who are they?—Magill and Turner.

5133. Is Turner the man who was here a couple of evenings ago?—Yes.

5134. Were those the only persons in the office?—Yes.

5135. Did they look after the papers as well as you?—Yes, they were looking for the right one.

5136. You purported to bring here the three fortnightly returns you were asked to bring?—Yes, the 13th and 27th November, and the 11th December, the manager told me to bring these.

5137. And, I suppose, you and the other clerks were looking to see if you had the right documents?—Yes; I looked to see if I had the fortnightly sheets. I assumed I had those documents.

5138. Who found the documents?—I found them where I had them locked up.

5139. What did the clerks do?—They wanted to make themselves right about the statement. It was stated that Malley got more than £1 15*s.*

5140. What were the others doing while you were looking for the papers?—They were standing by.

5141. Did they examine any of the papers?—I do not think they did.

5142. Did you see if you had got the pay sheet we are inquiring about?—I did not.

5143. Turn to the entry of the 27th November—is the name of William Lyons Malley entered there?—It is.

5144. With the name "Kelly" after it?—Yes.

5145. For the fortnight ending 27th November?—Yes.

5146. What amount to be paid is put opposite?—£2 3*s.* 6*d.*

5147. What is that?—It represents a broken portion of a fortnight.

5148. How much would the full amount be?—There is a remark that he joined the service.

5149. Who?—Kelly.

5150. What does that mean as to Malley?—It means that there is no money down to him at all.

5151. Does it mean that Kelly received £2 3*s.* 6*d.* for the broken part of the fortnight's salary?—Yes.

5152. What was his fortnight's salary?—His full fortnight's salary would be £2 18*s.*

5153. I notice that £2 3*s.* 6*d.* is on an erasure?—I do not make out that sheet.

5154. Whose handwriting is that?—Magill's.

5155. Has Turner anything to say to that sheet?—No.

5156. Did you ever notice before that was on an erasure?—I never did.

5157. Did you look at that book before you came down to-day?—No.

5158. That is the only erasure I see on the page?—It must have been made before it went to the Board. The Board clerk made the entry for £34 4*s.* 4*d.* in red ink, and, if the erasure were not there before, it would be a different sum from that.

5159. How do you know that £34 4*s.* 4*d.* is correct? Tot up the figures, and see if they make that amount?—I find they do come to £34 4*s.* 4*d.*

5160. Is that name the last in the audit office?—It isn't exactly the last of the office staff; but, being travelling auditor, he is included in it for the purpose of making the analysis.

5161. Are those red ink figures put in at the Board?—My impression is that they are; or they are put in before they go to the Board.

5162. Are you sure of that?—I think so. I know they are there when I get the sheets at five o'clock.

5163. Do you believe were they there, when you got the sheets at five o'clock?—I do.

5164. Mr. TANDY.—Is the meaning of J. D. Kelly being on the same line with William Malley, that J. D. Kelly took William Malley's place?—It is not.

5165. What is the meaning of having J. D. Kelly's name on the same line with William Malley's?—It is to save space. Two or three men are often placed on the same line. If you turn over to the next page, you will find that three or four names are placed on the same line.

5166. Mr. LAW.—They are not generally put on the same line—is it that, if the names are short, you put two of them on the same line?—No. If you turn over, you will see similar cases; in the centre of the next page you will find three or four names on the same line.

5167. Mr. TANDY.—What situation did J. D. Kelly hold in the office?—He was a clerk in the audit office.

5168. How long has he been clerk in the audit office?—I can't really say.

5169. Was he a clerk in the audit office before the 27th November?—That was the first time, I think.

5170. He was only a junior clerk at the time, I believe. He acted as junior clerk only?—I can't really say; I don't know what his position was. All

FIFTH DAY. *December 3.* John Joly.

I know is, that he was a clerk in the audit office, and that he was formerly in the service before.

5171. What is the ordinary pay of the clerks in the audit office?—They vary from the boys up—from ten shillings a week.

5172. According to their standing, I presume?—According to their time in the office.

5173. I suppose if a person went in as a clerk in the audit office on the 27th November, he would not commence with as high a salary as if he were there four or five years?—He would not. They are taking in lads now.

5174. J. D. Kelly was not taken in as a lad?—No; he was formerly in the service, and he was taken back as a trained clerk.

5175. Twenty-nine shillings a week was rather high pay for commencing as a clerk in the audit office?—He had that pay formerly when in the company's employment.

5176. What pay did Lyons Malley receive?—Seventeen and sixpence.

5177. There was a considerable difference between seventeen and sixpence which Lyons Malley received and the twenty-nine shillings which J. D. Kelly got?—There was.

5178. Can you account for why it was that J. D. Kelly had twenty-nine shillings a week, while Lyons Malley had only seventeen and sixpence a week?—I cannot.

5179. Mr. TANDY.—Kelly commenced his duties in the audit office on the 19th November, and was immediately put down at twenty-nine shillings a week?—Yes.

5180. Is that the ordinary pay of the clerks in the audit office?—I can't exactly tell you. Some of the clerks have that pay, but it varies very much.

5181. Mr. TANDY (to Mr. *Landy*).—Can you tell us, Mr. Landy, what is the ordinary pay of the clerks in the audit office?—Mr. *Landy*.—The circumstances connected with Mr. Kelly's getting twenty-nine shillings a week are these:—When he was restored he was restored on his former salary. When he was in the company's service formerly he had a high position, and got twenty-nine shillings a week. That position was filled up, and when he was restored he was ordered to get the same salary as he had before; he wouldn't get as good pay otherwise. These are the circumstances under which he got it.

5182. Mr. LAW.—It was arranged that he was to get the same salary as he formerly had?—Yes.

5183. Mr. LAW (to the witness *John Joly*).—I see by the attendance-book that the first day Kelly appeared in the office was Thursday, the 19th—"J. D. Kelly, Thursday, the 19th"—but the sheet is for the fortnight ending the following Friday. How did he get £2 3*s*. 6*d*.? Is not the meaning of it that there was got under his name, £2 3*s*. 6*d*., and that part was to pay Lyons Malley's salary also?—It is not.

5184. How do you account for twenty-nine shillings a week making £2 3*s*. 6*d*. for that interval?—I can't tell you. The clerk who made out the book will have to explain it to you.

5185. Mr. TANDY.—The £2 3*s*. 6*d*. is decidedly written on an erasure, and it appears as if the £2 were originally a one instead of two?—The clerk will probably be able to explain it.

5186. Mr. LAW.—The one is turned into a two, and the 3*s*. is written on an erasure?—I know nothing about it. The clerk who made out the book knows all about it, I suppose.

5187. Who is the clerk?—Magill. He will tell you probably about it.

5188. Mr. TANDY.—In whose hand was this book before—who had charge of it, Mr. Landy?—Mr. *Landy*.—Mr. Skipworth.

5189. Mr. LAW.—Mr. Landy, look at the attendance book, and you will see that Kelly's name appears on Thursday, the 19th, for the first time. Go back in the book and see if you can find his name in it before that date?—[*Looks at book.*] Mr. *Landy*.—I cannot.

5190. Then he came for the first time on the 19th?—Mr. *Landy*.—He came on the 19th.

5191. Do you believe, Mr. Landy, that, having come on the 19th to the office, and the pay sheet being to be made out on the 27th, he got paid for a fortnight, that he got £2 3*s*. 6*d*. for a week's service?—Mr. *Landy*.—I do not. What is the date of the pay sheet?

The 27th November; and Kelly was in the office just one week from the Thursday previous?—Mr. *Landy*.—Yes.

5192. Mr. TANDY.—Would you show me the pay-sheet for the 11th December?—Mr. *Joly*.—Yes.

5193. Mr. LAW.—Here is William Malley, 17*s*. 6*d*. for the week, and £1 15*s*. for the fortnight; he is entered according to a note or voucher in the pay-sheet—it looks as if it were a receipt for it?—Mr. *Joly*.—That is it. It is the one the cashier has.

5194. That was paid to his brother for him?—I can't say. The cashier will be able to say.

5195. Mr. TANDY.—Will you look at James Kelly's name, and see if there is not a whole sheet of erasures connected with his name?—The total at the foot will show that the erasure must be there before it went to the Board.

5196. Mr. LAW.—Are these sheets copied in a copying machine?—They are.

5197. Where are the copies preserved?—In the manager's office.

5198. The manager retains a stamped copy of the original?—A tissue copy.

5199. We should like to see that tissue copy, and get us the missing sheet in the audit office?—I will have a search made for it.

5200. Make a search for it?—I will have a careful search made for it.

5201. And bring it down yourself, Mr. Joly?—I will do it. I will have the search made immediately.

(*The witness withdrew.*)

Mr. John Landy.

Mr. *John Landy*, further examined. He said—

I was asked the other day if I found anything in Malley's desk on opening it. I said I did not, but some forms and the company's papers. I recollected since that I found in it a hymn book.

5202. Mr. TANDY.—Will you look at the attendance book; on the 14th November do you see under the line noting Malley's attendance an interline?—I do.

5203. In whose handwriting is it?—In Malley's.

5204. When was it interlined?—When he came to the office in the morning he signed his name 10.10; when he went away out of the office he signed his name 10.20, and I wrote "absent." I went to the book afterwards and looked at this, about these two dark lines.

5205. Mr. LAW.—Was that the night you found him in the office alone?—No. It must be after he went away. It was after that I looked at the book. I know it was his handwriting.

5206. Was that writing of his there before you wrote the red ink memorandum?—I don't think it was. The words are up so very tight, they were pressed up in order to make room for them.

5207. How soon after they were written did you see them?—I think I saw them in a day or two after.

5208. Then he must have come back to the office for the purpose of writing them?—I should say so, I think so.

5209. Do you remember seeing Malley on the 15th?—I cannot fix on any date that I saw him there afterwards.

5210. Was that writing there, according to your recollection, before you found him in the office on the night of the 17th?—The 14th was Saturday. I think it was, I think so; I am not positive, but I think it was.

John Landy.

5211. How often did you look at that book?—I look at it occasionally.

5212. Do you recollect that that writing was there at that time?—I think it was.

5213. Before you found him on the night of the 17th in the office?—Yes. I think so.

5214. No one, I believe, saw him in the place after the 14th, until he came back to bid you all good-by?—Except when Mr. Skipworth met him.

5215. That was after the Drogheda election?—Yes.

5216. Can you say when you first saw that writing?—I cannot, it is so long ago one cannot call to mind these trifling things.

5217. Mr. Tandy.—You saw these lines before the 18th November?—Yes. I think so.

5218. Are you quite certain of that?—I am almost certain of it.

5219. Are you quite sure that it was not inserted recently?—It was not—that is Malley's signature.

5220. Is that book open all the day?—It is lying on the counter, and there is a window in the manager's office looking in. I often went into the office, and found it lying open, and I said to the messenger "You shouldn't leave that book open." I would then shut it.

5221. Mr. Law.—If Malley were in the office, he might make an entry in it?—He might, or any stranger might make an entry in it. There is a pen and ink near it, and every facility.

5222. You say it is in his handwriting?—It is. I know that that is his signature. I haven't seen much of his writing, except his signature.

5223. Mr. Tandy. — Are you certain it is not Charles's handwriting?—It is not. Charles wrote in a stumpy hand or way; he wrote lighter and longer.

5224. Mr. Law—(*handing a document*)—Whose handwriting is that?—That is not like either of their writing, in my opinion.

5225. It purports to be signed by some of them?—Yes. Lyons O'Malley.

5226. It purports to be signed by him?—Yes.

5227. It is a receipt for his pay?—Yes, £1 14*s*. I wouldn't undertake to say that it was the singnature of either of them.

5228. (*Handing another receipt.*)—That is more like it, it is a receipt for?—For two guineas. Charles has a peculiar way of making his C. That's his signature.

5229. (*Handing a third receipt.*)—Could you tell us in whose handwriting that is?—I don't know it.

5230. It is still more extraordinary?—It's not like either of their writing.

5231. Did you ever hear of an Abraham Malley?—Never.

5232. This document of the 19th November, a receipt for £1 14*s*., purporting to be signed by Lyons Malley, you do not know the signature?—I don't recognise his signature.

5233. The receipt of the 19th November for £1 14*s*. you say you do not recognise the signature of it?—No.

5234. This receipt for two guineas is signed by C. L. O'Malley; you say you recognise the signature as that of Charles?—There is no doubt of it.

5235. You believe it to be his signature?—I do.

5236. The receipt of the 22nd November for two guineas, and purporting to be signed by Abraham Malley, whose signature is that?—I really don't know it.

5237. Mr. Tandy.—The word "without" in red ink, appeared to be something else, in the attendance book?—I should say the ink failed in the pen, as if you follow it out you will find that it was a redder colour.

5238. Mr. Law.—It was intended to be an emphatic decision on it—what is the name of the Board clerk that Mr. Joly spoke of?—Copley is the name of the secretary's clerk.

5239. Is he the person Mr. Joly alludes to, who enters the red ink notes?—I think so.

5240. Are you sure?—It must have been—there is no other clerk to do so.

5241. Have you any recollection of having informed Mr. Cusack of the absence of Lyons Malley after he left the office?—I don't remember speaking to Mr. Cusack at all.

5242. Whom would you inform of his absence?—I would go to Mr. Skipworth.

5243. You would go to the manager?—Yes.

John Finlay sworn and examined.

John Finlay.

5244. Mr. Law.—You are a junior clerk in the audit office?—Yes.

5245. Were you intimate with either of these young gentlemen, the Malleys?—I was, in the same way as the other clerks were.

5246. Which of them were you the more intimate with?—I was intimate with both of them, but not more intimate with them than any of the other clerks.

5247. You are somewhat younger than they were?—Yes, or nearly of the same age.

5248. Have you heard from them since they left Dublin for London?—I have.

5249. From which of them did you hear?—I heard from Charles.

5250. When did you hear from him?—About a fortnight after he went to London.

5251. Did you hear from him lately?—I did not.

5252. You had but the one letter from him?—That's all.

5253. Did you preserve that letter?—I did not.

5254. What was the letter about—was it telling you of his getting a situation in London?—Yes, and asking how the rest of the clerks were.

5255. You never heard since from either of them?—I did not.

5256. Mr. Tandy.—Were there any allusions in the letter to the election?—No.

5257. Were there any allusions in it to his doings at the election?—No.

5258. Did you ever hear anything of his doings at the election?—I did not.

5259. Nothing at all?—Nothing at all.

5260. Do you know where the Malleys are now?—I do not.

5261. Mr. Law.—Were you on duty on the day of the election?—I was not.

5262. Where were you on the day of the election?—I was in the audit office.

5263. You were in your office, that's what I mean by being on duty—I don't mean that you were on duty at the election?—I was.

5264. Mr. Tandy.—Did you ever see Lyons Malley after he left the office?—I saw him for a few minutes one day.

5265. When was that?—It was after the Drogheda election.

5266. Where did you see him?—He came into the office to bid the clerks good-by.

5267. Was that the only time you saw him after he left the office?—That was the only time.

5268. Had you any conversation with him that day?—I think I had no conversation with him on that day.

5269. Mr. Law.—I suppose he was telling you all he did in Drogheda?—Yes.

5270. Mr. Skipworth spoke of his having received some injury—was he marked when you saw him that day?—I didn't see any mark on him. He was come in only a few minutes when I was in the office.

5271. Mr. Tandy.—Did you ever hear him say anything about the Dublin election?—I did not.

5272. Mr. Law.—I presume the people in the office knew where he was for the few days he was away?—I think it was their opinion that he was at the election.

FIFTH DAY
December 3.
John Finlay.

5273. Charles Malley was also away—he was away for two days—he was away on Tuesday and Wednesday, the day of the election and the day before it. I suppose they knew pretty well what he was at also?—I don't know.

5274. Where did you think he was?—I thought he was at the election.

5275. Had the Malleys spoken before that of wishing to be employed at the election?—I was up at his house one evening before the election, and his mother told me that she applied to the Chairman and to Mr. Skipworth for leave to do duty at the election, and that both the Chairman and Mr. Skipworth refused to give him leave. That's all I ever heard of it.

5276. Did either of them give you to understand that they were going to the election notwithstanding that refusal?—They did not.

5277. Until Lyons Malley left on the 14th, did you ever see the writing in the attendance-book?—I never remember seeing it.

5278. You knew he left the office?—I did.

5279. That was the 14th; he was away the 14th, 15th, 16th, 17th, 18th, until after the Drogheda election?—Yes.

5280. Did you hear he was back in the office on the 17th?—I didn't until I heard the evidence of Mr. Landy.

5281. I presume there was a good deal of discussion about the tickets in the office?—There was.

5282. I believe you were asked about them by Mr. Skipworth?—I was. He questioned all the clerks about them.

5283. Did you tell him anything about the matter?—I did not; I couldn't tell him anything about it.

5284. How long before that had you heard any remarks made about the tickets?—That was the first time I heard it.

5285. Do you recollect when that was?—It was, I think, the first day of the election petition.

5286. When the statement was made of it?—Yes.

5287. Are you certain that it was the first day of the election petition you heard it?—I think it was; I could not say.

5288. Was it after the case was opened in court?—Yes, I think so.

5289. How did you hear it?—It was Mr. Skipworth came in and asked about the tickets.

5290. It was several days after, I believe, that you heard that the place for keeping the tickets was boxed up and fastened?—It was, I think, a week or ten days after.

5291. Then if we had the date of the carpentry work, it was a week previous to that you heard of it?—Yes, about that.

5292. Would you be surprised to hear that the boxing up was done the day before the hearing of the election petition?—I think it was after the election petition it was done.

5293. Mr. Ward, the manager, states that it was done on the 22nd January; the hearing of the election petition was on the 23rd?—I can't exactly say what time it was.

5294. You could not explain that?—I couldn't.

5295. The boxing up was after the election petition came to be spoken of; you are quite right in that?—Yes.

5296. Did you hear anything said in the office about the Malleys in connexion with these tickets?—It was generally believed that they took them.

5297. One or other of them?—Yes.

5298. Was Charles Malley suspected of having taken them as well as Lyons?—I think not.

5299. It was Lyons Malley was suspected of taking them?—Yes.

5300. And that was the general impression in the office?—Yes, I think so.

5301. Did you hear it said in the office, as a matter of talk, what was done with the tickets when they had been taken out of it—did you ever hear what use was made of them when they were taken out of the office?—I didn't hear.

5302. Do you know what was done with them?—I heard that they were used at the election here; that's all I heard.

5303. As vouchers?—Yes.

5304. Where did you hear that?—I saw it in the papers.

5305. Is that what you saw in the papers, or heard in the office?—Yes.

5306. Did you hear anything more about them?—I did not.

5307. Mr. TANDY.—You stated that you were in Mrs. Malley's house a short time before the election, was it in the day you were there?—In the evening.

5308. After dinner?—Yes.

5309. After hours?—Yes.

5310. I suppose Lyons and Charles Malley lived in the same house with their mother?—They did.

5311. Where was it they lived?—In Buckingham-street.

5312. Had they the whole house to themselves?—I can't say.

5313. Did you ever see any persons in the house, but the Malleys?—Not one, but a little girl.

5314. Were you in their house more than once?—I was there twice.

5315. That's all?—That's all.

5316. When was the second occasion on which you were there—was it before or after the election?—It was before the election; I was sent for the key of his desk there.

5317. When you were sent for the key, whom did you see?—I saw Lyons Malley, to the best of my opinion.

5318. What part of the house did you see him in?—I was going up to the door, he was at it; he was going away; he was dressed, and going out.

5319. When you saw him at the door, what did you say to him?—I asked him for the key.

5320. What did he say to you then?—He said he hadn't it about him, or that he hadn't time to get it.

5321. When you say he was going away, what do you mean by the term "going away"?—Going out to some place. There was a cab outside, and he went down the street in it.

5322. Did you see any luggage with him?—I did not. There was another gentleman with him.

5323. Did you know who the other gentleman was?—I did not.

5324. Did you ever see him before?—Never.

5325. Did you ever hear who he was?—I did not.

5326. Was he a young or an old gentleman?—He was an old gentleman.

5327. What was his appearance do you recollect, was he tall or short?—He was rather tall, he was stooped.

5328. Was he gray?—No; I think not.

5329. Where did you see him with Lyons Malley?—Lyons Malley went down some street below his own place, and he sent a man for this other gentleman.

5330. Who was the man Lyons Malley sent for this other gentleman?—It was, I think, a labouring man he sent for him.

5331. Did the other gentleman come when the labouring man was sent for him?—He did.

5332. What was the street Lyons Malley went down?—I can't tell.

5333. Did you see him going down the street?—Yes; I was down the street with him.

5334. You walked down the street with Lyons Malley?—I did.

5335. You said you met him at the hall door of his own house in Buckingham-street?—Yes.

5336. And there was a cab at the door?—A little below the door.

5337. And you then walked down the street with him?—I did.

5338. Was the cab standing in the street?—Yes.

5339. What part of the street?—Near the corner of his house.

5340. Did you hear him direct the cabman to follow him down the street?—I did not. He waited at the cab until the other gentleman came down.

5341. Do you know what was the number of the cab?—I do not.

5342. Did you know who the labouring man was?—I did not.

5343. Did you ever see him before?—I think I never saw him before.

5344. When you got down to the street, where was the labouring man when he was sent for the other gentleman?—He was at the corner of the street.

5345. Did he appear as if he was waiting for some person?—I can't say.

5346. You were with Lyons Malley when he sent the labouring man for the other gentleman?—I was.

5347. What did you hear him say to the labouring man, when he sent him for the other gentleman?—He asked him to go for the other gentleman.

5348. Do you know the name of the labouring man?—I do not.

5349. Try and recollect his name?—I can't tell you what's his name.

5350. You swear that?—I do swear it.

5351. Where did Lyons Malley tell him to go for the other gentleman?—I don't know.

5352. Did you hear him tell him to go for the other gentleman?—I did.

5353. Did you hear him tell the name of the gentleman?—No.

5354. What did he say when he told him to go for the gentlemen?—The words he used were to go for such and such a gentleman.

5355. He did not mention where the labouring man was to find the gentleman?—He did not.

5356. Did the labouring man appear to know where to find the gentleman?—He did, for he went off immediately.

5357. How long was he away before the gentleman came?—About three or four minutes.

5358. What street did the labouring man go down after he left Buckingham-street?—Some street coming towards Amiens-street, off to the left.

5359. Did you see the labouring man go into any house?—I did not.

5360. Did he go out of your sight?—He did.

5361. Did you watch where he was going after he left?—I did not.

5362. Did he come back with the other gentleman?—I can't say.

5363. Were not you there when he came back?—Only one came back.

5364. You did not see the labouring man afterwards?—I did not.

5365. Had the other gentleman any luggage?—No.

5366. What passed between him and Lyons Malley when he came up?—I can't say.

5367. Were not you there when he came up?—I was.

5368. And standing near Lyons Malley?—I was.

5369. Were they whispering?—They were not.

5370. Can not you tell then what they said to each other?—I cannot.

5371. Did they say good morning?—They did, I think.

5372. Did they shake hands?—They did.

5373. Had they any conversation at all?—They had not.

5374. Where did they tell the cabman to drive to?—I can't say.

5375. Did the cab start before you left with the two of them in it?—I was down in the cab with them.

5376. Then the three of you got into the cab?—Yes.

5377. What way did you drive?—We came up by Henry-street, and I got out at Moore-street.

5378. Was there any conversation passed between them while you were in the cab?—Not that I remember.

5379. You must try and remember. Was there any conversation passed between them in the cab while you were there?—I can't say.

5380. You must tell me?—I think there must be some conversation.

5381. What was the conversation about?—I can't say what the conversation was about.

5382. What was the substance of it?—I can't tell.

5383. Mr. LAW.—You must surely be able to tell us the substance of it?—I don't remember it; I can't remember it.

5384. Mr. TANDY. — Was any name mentioned during the conversation?—No.

5385. Was it stated where they were going to?—It was not, I think.

5386. What was the general nature of the conversation that passed between them—was it about the state of the weather?—I can't say.

5387. Did you yourself hold any conversation with them?—I did not.

5388. None at all?—Not that I remember. The only thing I remember saying was that I wanted to get out at Moore-street, and Lyons Malley said he would drive that way.

5389. Were the two of them sitting at the same side of the cab?—They were not. Lyons Malley and I sat at the same side, and the other gentleman sat at the opposite side.

5390. Will you swear now that you don't remember a word of the conversation that passed while you were in the cab?—I don't remember it.

5391. Or the purport of it?—I do not.

5392. How soon after the election was this?—I can't say.

5393. About how soon after it was it?—I think it was about a few days after the election.

5394. Did you hear them telling the cabman to go to any place?—I did not.

5395. What way did they drive after you got out at Moore-street?—They went off by Henry-street.

5396. Towards Capel-street?—Yes.

5397. What way did you go after?—I went up Moore-street to the railway.

5398. What hour of the day was this?—It was about eleven o'clock, or half-past ten.

5399. How was the gentleman dressed that was with Lyons Malley?—He was rather a respectable gentleman. I remember his having a large flower in his coat.

5400. Did you ever see that gentleman before?—Never.

5401. Or since?—No.

5402. Did you see any other person in the Malleys' house that day?—I was not in the house that day.

5403. You did not see anyone there?—No.

5404. What kind of a man was the labouring man that was sent for the message?—He was a low-sized man.

5405. Did you see any money given to him for going for the gentleman?—I did not.

5406. Did the labouring man return to Lyons Malley after he went for the gentleman?—He did not.

5407. Did the cab in which they drove appear to be on any stand, or did it seem to be waiting for them?—It seemed to be waiting for them.

5408. Do you know if there is a cab stand near that place?—I can't say.

5409. Mr. LAW.—When you got into the cab with both of them, at the foot of Buckingham-street, where was the cabman told to drive?—I can't say.

5410. How did the cab happen to go by Moore-street? You know you were sitting in the cab before you told them you wanted to go that way?—I can't say. I told them before I went into the cab, that I wanted to go up Moore-street, and even if I didn't, Lyons Malley knew very well that I wanted to go to the Broadstone.

5411. Did you say while you were standing in the street, that you wanted to go up Moore-street?—I think I did.

5412. Where were the other two when you said it? Were they on the street also?—They were.

5413. Did you get into the cab first?—I did.

5414. Lyons Malley sat beside you?—Yes.

5415. And the strange gentleman sat opposite you?—Yes.

5416. You say he was a tall man?—Yes.

5417. And an elderly person?—Yes, about forty-five or forty-six, I think.

5418. And stooped?—Yes, a little stooped.

5419. Was his hair gray?—I think not.

5420. Did you hear his name?—I think I heard it.

5421. Do you recollect what it was?—I do not. I forget it.

5422. Did he speak often to Lyons Malley, or Lyons Malley to him, while you were in the cab?—I don't think they did.

5423. You say you made no observation, but the one about going up Moore-street?—I did not.

5424. Who were speaking?—They were talking.

5425. All the way?—Not all the way.

5426. Did you join in the conversation?—I did not.

5427. Could you tell us by his accent whether you think the strange gentleman was an Englishman or an Irishman?—He was an Irishman, I think.

5428. Did you know at this time that Lyons Malley had got a pass to go to London?—I did not.

5429. Did he ever speak to you of his going to London?—Never.

5430. Did the other clerks in the office hear him speak of going to London?—I think they did.

5431. But you never heard him speak of it?—I never heard of it until I heard he went to London.

5432. Did you ever hear he wished to go to London to get a situation?—I did not.

5433. Are you the only one of the clerks in the office who did not hear of it?—Yes.

5434. You know you are a friend of his?—Not more than any of the other clerks in the office.

5435. When did you hear of his going to London?—I didn't hear it until long after the election.

5436. Whom did you hear it from then?—I heard some of the clerks speak of it.

5437. I do not want you to tell exactly the words that were used while you were in the cab with Lyons Malley and the strange gentleman, but it is impossible to believe that you don't recollect the subject of their conversation?—I can't tell you what it was.

5438. You recollect that they spoke together?—I do.

5439. You recollect how they were sitting in the cab, and that they talked together. Do you say that you do not know what the subject of their conversation was?—I can't tell what it was.

5440. Do you mean you will not tell?—I can't tell. I don't remember what it was.

5441. Not a word of it?—No; I don't remember a word of it.

5442. Was it about travelling, or the state of the weather?—I don't know.

5443. Did you observe this strange gentleman with the flower in his coat? Were you watching him all the time you were in the cab?—I was not. I was looking out of the cab window all the time.

5444. Did you look out of the window designedly to let them talk?—I did not. I was looking out at the passers-by.

5445. Did you bid Lyons Malley good-by when you went out of the cab?—I did.

5446. Did you bid him good-by? Did you know then he was going away?—It was good morning, I think, I bid him.

5447. Was this after the Drogheda election?—It was. I think before the Drogheda election.

5448. The Drogheda election was on the 19th. It must have been the week after the Drogheda election you were sent to Lyons Malley for the key?—I can't say.

5449. Do you not know that he was several days out of employment before you were sent for the key? The 14th was the last day he was in the office, then it would be about the 20th or 21st when you were sent for the key, and that was after the Drogheda election?—Yes.

5450. You recollect very well that Lyons Malley came to the office to bid you all good-by?—I do.

5451. And you recollect his talking about the Drogheda election?—Yes.

5452. Was it before or after that that you were sent to him for the key?—I can't really say. I think it was after that. I think it was the day Mr. Kelly came to the office, or the day before it.

5453. The day Kelly came to the office?—Yes. I recollect there were some papers wanted out of Lyons Malley's desk, and I was sent for the key of it.

5454. Do you recollect, as a matter of fact, that you were sent for the key before Kelly came to the office?—I don't.

5455. Did not Lyons Malley come to the office and bid you all good-by the day after the Drogheda election? Did you understand by that that he was leaving Dublin?—I did.

5456. When you saw him afterwards in the cab with this strange gentleman, do you mean to say that in bidding him good morning you did not mean to bid him good-by, it being likely you would not see him again before he left Dublin?—I can't say.

5457. Did not you believe at the time that you would not see him again?—I suppose I did.

5458. Did you know he was going to London?—I didn't at the time.

5459. Did you hear that he was going to leave Dublin?—I didn't.

5460. When you saw him about the key, did you say to him, "I suppose you are not coming back to us, as I am sent for the key of your desk," or anything like that?—I did not.

5461. What did you say to him when you went for the key?—I only asked him for it.

5462. Did he say he was coming back to the office?—He didn't, he said nothing of it.

5463. Did you think that he was coming back?—I did not.

5464. Did you believe he was not coming back?—I couldn't say whether he was coming back or not. I never knew much of what was going on in the office. I was very much out of it.

5465. Was Lyons Malley not a friend of yours, and hadn't you spent an evening at his house with him?—I only spent one evening there.

5466. How long before the election was that?—I think about a week or ten days.

5467. Where were you on that occasion, what were you doing—amusing yourselves, I suppose?—Yes, he had a small billiard table in his house.

5468. It was not lodgings the Malleys were in, I suppose they had their own house?—I can't say. I should say it was lodgings they were in.

5469. Did he tell you that he was going to be active at the election?—He did not. It was his mother told me.

5470. Would you know the name of the gentleman you saw in the cab with him if you heard it?—I would not, I think.

5471. Would you know him if you saw him again?—I think I would.

5472. Did you ever tell anybody that you had this drive with Lyons Malley and this other gentleman?—I did not.

5473. Not to anybody?—No. I think not.

5474. Did you not tell any of the clerks of it when the inquiry was made about the tickets?—I can't remember telling anyone about it.

5475. Do you believe that you did or did not tell anyone about this drive?—It is most likely I did tell them of it.

5476. Did you tell Mr. Skipworth, the manager, of it?—I did not.

5477. Or Mr. Landy?—I did not.

5478. Whom did you tell of it, do you recollect?—I think it was one of the clerks I told.

5479. Which of the clerks did you tell?—I can't tell.

5480. Which of them did you talk of on the subject?—I can't say.

5481. Did you talk to Charles Malley about it?—I think I did.

5482. Charles Malley and you were good friends?—Middling.

5483. I suppose, being in the same office, you were intimate?—Not very.

5484. Well, tolerably? Did you talk to him about having seen his brother?—I did not.

5485. Did not you tell him that you saw his brother in a cab that day after you came to the office?—I did not.

5486. Did not you hear Charles saying that his brother had got a situation in London?—I can't say that it was from him I heard it.

5487. But you did hear it from someone?—I did.

5488. Had Charles left the company's service at the time you heard that his brother got a situation in London?—I think he was in the office at the time I heard it.

5489. Do not you believe it was Charles told you the news of his brother getting a situation in London?—I should say it was.

5490. And did you then tell him of the drive you had with his brother before that?—I did not.

5491. Who was the clerk you told it to?—I can't say who it was.

5492. When did you tell it to him?—I can't say.

5493. Did you tell it when you came back to the office that day?—I did not.

5494. What did you do when you came back to the office?—I went to Mr. Landy and told him I couldn't get the key.

5495. Did you tell Mr. Landy the circumstance of Lyons Malley going away in a cab?—I don't think I did.

5496. What excuse did you give Mr. Landy for not getting the key?—I told Mr. Landy that Lyons Malley said he hadn't time to get the key for me.

5497. Did you tell him the reason he had not time to get it?—I did not.

5498. Did you tell Mr. Landy that you found Lyons Malley getting into a cab to go off?—I did not.

5499. You merely said that he had not time to get the key you were sent for?—Yes.

5500. Did Mr. Landy tell you to go back for it again?—He did not.

5501. Was he satisfied with the exertions you had made to get the key?—He was. He knew it was no use to send me back for it, and that Lyons Malley was a careless sort of fellow who didn't care whether he'd give up the key or not.

5502. Did you speak to Mr. Landy at all about the drive you had in the cab with Lyons Malley?—I did not.

5503. Mr. Tandy.—Did you tell Mr. Landy at all that you saw Lyons Malley on that occasion?—I did. I told him I saw him.

5504. Who were in the Malleys' house the night you were up there playing billiards?—Himself, his brother, and his mother.

5505. Anyone else?—No.

5506. Did anyone come in while you were in the house?—No; except a little girl of about eleven years of age.

5507. What number in Buckingham-street did he live in?—I forget the number of the house. I think, as well as I remember, twenty-four was the number. It was a few doors down the street.

5508. Were you ever in the house except on that one occasion?—Never, I think.

5509. Will you swear you were not?—I will swear.

5510. Will you swear you never played billiards in that house except on the one occasion?—I will swear that I did not, nor in any other house with him; I don't know how to play billiards.

5511. Was the gentleman that was in the cab with Lyons Malley the day you went for the key, stout or thin—what was his appearance, do you recollect?—He was rather thin.

5512. Was he a red-looking gentleman, or was he pale—what kind of man was he?—He was a little red.

5513. Was he much red?—He was not.

5514. What kind of hair had he; what colour was it?—His hair was just beginning to turn gray.

5515. From what?—From black, I think.

5516. What was the colour of his coat?—Brown.

5517. Was it an over-coat?—Yes.

5518. Did it look like a travelling coat?—It was an ordinary brown coat.

5519. Did he wear gloves?—I can't say; I suppose he did; he was dressed rather respectably.

5520. Did you ever hear of a person named Henry Foster?—I never heard of such a person until I heard it here yesterday.

5521. Did you ever see any other person but this gentleman in company with Lyons Malley?—I did not, except the clerks.

5522. After that time did you ever go to his house while Charles was there?—I did not.

5523. Do you know that part of the town very well; I suppose you do?—I do not; I live at Rathmines since I came to Dublin.

5524. Where did you come from?—I came from the county of Cavan; I was born there.

5525. To which of the clerks did you tell about Lyons Malley being in a cab on that day, as well as you can recollect?—Most likely I told it to whoever was sitting beside me in the office.

5526. Who was that?—If I should tell it to anyone it would be Mr. Owens.

5527. Where is he employed?—He is in the audit office.

5528. Did you ever go a message for either of the Malleys?—I did not.

5529. Do you swear that?—I will.

5530. On any occasion?—I did not.

5531. Did you ever bring any letters for them?—I did not.

5532. Did you ever bring any letters from anyone to them?—I did not.

5533. Did you ever bring any message from anyone to them?—I did not.

5534. Do you swear that?—I will, except it might be about the railway—except it might be on business.

5535. I am sure the messages were on business?—On railway business. I might have brought a message from the parcel office to them.

5536. Was there any luggage in the cab on that day?—There was not.

5537. How was Lyons Malley dressed that day?—He had a tweed suit on, I think. He had a short-tailed coat on him, and a low hat, I think.

5538. Did you ever meet him in any place of amusement about town?—I think not.

5539. You say he had a billiard table in his house?—He had a small one.

5540. Did you play billiards the night you were there?—That was the first time I tried my hand at them.

5541. Did you play afterwards with him?—I did not.

5542. Did he invite you up to his house that night?—He did.

5543. Who marked for you while you were playing billiards?—We did so ourselves; there were little holes at the side of the table.

5544. Mr. Morris.—You say that Lyons Malley came to the office to bid you all good-by?—Yes.

5545. At the office?—Yes.

5546. That was the day of the Drogheda election, about the 19th or 20th?—Yes.

5547. Were you not rather surprised, after his bidding all the clerks in the office good-by, to see him afterwards in company with this other gentleman?—I was not.

5548. Why were you not?—I couldn't be surprised to see him in company with any gentleman.

5549. You know he came to the office to bid you all good-by, and you thought, I suppose, when he did that, he was going to England, or somewhere out of Dublin?—I couldn't say where he was going.

5550. Did you not know he was going away?—Yes.

5551. Were you not then rather surprised to see him in company with this other gentleman afterwards?—I was not.

5552. Did you ask him the name of that gentleman?—I don't think I did; I am not quite certain whether I did or not.

5553. What were they talking about in the cab?—I don't remember.

5554. You know you have been able to give a description of what they both wore; you said you went with them in the cab from Buckingham-street to Moore-street, and it is perfectly ridiculous to suppose that you do not know what they were talking about?—I didn't mind what they were talking about.

5555. Were they talking at all?—They were.

5556. Did you keep your head out of the window for the purpose of not hearing what they were talking about?—I did not; as a general rule I keep my head out of the window of a cab, when I am in one.

5557. Would you know the cabman again, do you think, if you saw him?—I would not.

5558. You have no recollection of the number of the cab?—I have not.

5559. Mr. Tandy.—Was it a yellow coloured cab, or what coloured cab was it?—I think it was a black cab, as well as I can remember.

5560. Did Lyons Malley appear to know the labouring man he sent with this message for the other gentleman?—I think he did.

5561. Did you hear him call the labouring man by any name?—He didn't; immediately the labouring man came up, Lyons Malley told him to go down for Mr. ——

5562. Try and recollect if you can what this gentleman's name was—I do not expect you will tell us, but it might slip out—he told him to go down for Mr. —— who?—I can't recollect the name.

5563. Try and recollect it, it might slip out; he told him to go down for Mr. —— who?—I can't recollect the name.

5564. Try and recollect it—I will give you every chance?—I can't recollect the name.

5565. Think again, and think seriously?—I will do my best to recollect. I can't remember the name.

5566. On your solemn oath cannot you form the slightest opinion of this gentleman's name?—I cannot.

5567. Have you ever heard the name before?—I can't say.

5568. Would you know the name again?—I would not.

5569. Mr. Law.—Was it a strange name or a common name?—I couldn't say.

5570. You recollect everything about his dress, even down to noticing the flower he wore, but your mind seems a perfect blank as regards all else?—The flower was a remarkable thing.

5571. You can recollect that he was an Irishman and not an Englishman, but you can't recollect his name, or what he talked about while you were in the cab with them—how long was the labouring man away before this gentleman came up?—I think about three or four minutes.

5572. Did the gentleman as far as you could observe, come from a street that turned off Buckingham-street, do you think he was living or lodging in that street?—I think he was not.

5573. Had he time to come from farther than that street?—I think he had time to come from farther than the street we were standing in.

5574. You were standing at the foot of Buckingham-street, was it down the street leading to the barracks the messenger went?—It was. As far as I can say, the messenger was waiting at the corner to go back and tell the gentleman that Lyons Malley was ready.

5575. Was that the inference you drew from what you saw?—Yes.

5576. What did Lyons Malley say to the messenger?—He said, "Go and tell Mr. so-and-so that I am ready."

5577. You know Dublin very well I presume?—No, not very well.

5578. What is the name of the street down which the messenger went?—I couldn't tell.

5579. It is some little distance from the foot of Buckingham-street, that part of Gloucester-street is of some length, I believe, and there are a good many houses in it?—There are, I think.

5580. To the best of your belief, did the gentleman come from some one of the houses in Gloucester-street?—I should say he did.

5581. He didn't come from any distance—he came almost immediately, as I understand?—He did.

5582. Did you see him walking up the street towards you, whilst you remained at the corner of Buckingham-street?—I was standing a bit from the corner, a little above Lyons Malley's house, and the cab remained above.

5583. You stood at the corner, when the gentleman came down to the corner Lyons Malley, I presume, said, "Good day, Mr. so-and-so, I am ready?"—Yes.

5584. Didn't you walk down to the corner while you were waiting for him?—I think I did.

5585. Did not you see the gentleman coming up towards you?—I think I did.

5586. You saw him walking up from this street towards you?—I did.

5587. Lyons Malley was with you at the time?—Yes.

5588. Did Lyons Malley speak to the gentleman, when he came up?—They had a shake hands.

5589. Were you introduced to the gentleman?—I was not.

5590. Did you know him previously?—I did not.

5591. Not even by sight?—I did not.

5592. Had he anything in his hand when he came up?—Nothing but a stick, I think it was a stick he had in his hand.

5593. Did he walk with a stick?—It was either a stick or an umbrella, I am not sure which it was.

5594. Did he require the assistance of it, whatever it was?—He did.

5595. Was it that he was so lame or feeble that he required the assistance of it?—He had a stoop.

5596. Did he appear to be infirm?—He appeared to be a little infirm.

5597. Was he so infirm that he required the use of the stick or umbrella—was that your impression?—It was.

5598. Had he nothing but a stick in his hand when he came up?—He had not, as well as I remember.

5599. He had a large coat on him—had he a frock or an outside coat on him?—He had an ordinary brown coat on him.

5600. It was not a frock, or ordinary morning coat?—No.

5601. It was one that would be over another?—Yes.

5602. Did you see any papers, or things of that kind in his pocket?—I did not see any with him.

5603. Who told you to get into the cab?—Lyons Malley did.

5604. He asked you where you wanted to go?—I said I wanted to go the shortest way to the Broadstone.

5605. When you asked him that day for the key, he said he had not time to get it for you?—Yes.

5606. And you remained with him until the gentleman came?—I did.

5607. Did you suggest to him, while you were waiting for this gentleman, to go back for the key?—I did not.

5608. Why didn't you?—He told me he didn't know where the key was, and that he hadn't time to go for it.

5609. Did it occur to you to ask him, while waiting for this gentleman, to go back and get it?—I didn't, for I knew he wouldn't take any heed of me.

5610. What did you talk to Lyons Malley about while waiting for this gentleman?—I can't exactly say.

5611. I do not ask you to say exactly; as well as

you recollect, what were you talking about—was it about office business?—As well as I remember, it was about office business just.

5612. Was it about office business?—Yes; he was asking how the clerks were getting on, who was taking his place in the office, and was there anyone to do his work.

5613. I suppose you told him that Kelly was there?—I did not.

5614. When he asked you was anyone doing his work, what did you tell him?—I can't remember whether Kelly was appointed that day or not.

5615. Do you remember what you told Lyons Malley?—I should say that Kelly was doing it.

5616. Did you ask him what are you waiting here for, when you saw him loitering up and down the street?—I did not.

5617. Did he walk down and send off the labouring man?—He did.

5618. When you saw him going away, did you say where are you going to?—I don't remember asking him where he was going.

5619. Did you speak to him on the subject of where he was going with this gentleman?—I couldn't positively say.

5620. Do you remember that you did ask him where they were going?—I suppose I asked him where he was going.

5621. Have you any doubt that you did?—It is most likely that I did.

5622. Is it likely that he told you where he was going to?—I think what he said was that he was going down town.

5623. Did you understand that he was going down to the quays, or that he was going across the river, or down Capel-street?—It might mean any place a distance away.

5624. And having received that distinct information, you were satisfied that you knew well where he was going to?—I was not.

5625. Did you ask him what was this man's business?—I did not. It did not cost me a thought.

5626. Did the man who was sent for the gentleman appear to be a servant?—He appeared to be a labouring man.

5627. Do you mean a man who worked with a spade, or a servant in a house?—A man who worked with a spade.

5628. Mr. TANDY.—What kind of looking man was this labouring man?—I could not describe his features.

5629. Was he a tall or a short man?—I think he was a short man.

5630. Did he appear to be young or old?—He appeared rather old.

5631. What coloured hair had he?—I can't exactly say. I should say it was brown.

5632. Do you recollect how he was dressed?—I do not.

5633. Do you recollect nothing at all about his appearance?—Only just that he was an ordinary labouring man, with an ordinary dress—something like a corduroy sort of jacket.

5634. Did Lyons Malley call him by any name?—As well as I recollect he did.

5635. Do you recollect what he called him?—I do not.

5636. Have you got any brothers?—I have, one.

5637. Where is he?—He is in Dublin.

5638. How many brothers had you in Dublin in 1868?—One.

5639. Is he older or younger than you?—He is older.

5640. Did he know Lyons Malley?—He did.

5641. Were you ever in Malley's house with your brother?—I should say not.

5642. Was your brother in the railway company's service?—No.

5643. Where is he employed?—He is in an insurance office in Sackville-street.

5644. Where Mr. Manly is the manager?—Yes.

5645. How did your brother know Lyons Malley?—He was in the insurance office for a few days; he was preparing for another situation.

5646. Have you got any other relatives or friends that knew Lyons Malley, to your knowledge?—No, I have not.

5647. Mr. LAW.—Was Lyons Malley ever in your house?—He was not.

5648. Mr. TANDY.—Do you recollect on that last occasion when you were with him his saying what he was going to do with himself now that he was left the company's service?—I do not.

5649. Do you recollect your asking him the question?—I do not.

5650. Are you quite certain you did not?—I am almost certain I did not.

5651. Mr. LAW.—You say the labouring man wore a corduroy jacket?—It was something in that way; it was rather dusty.

5652. What colour was it?—It was rather white.

5653. Mr. TANDY.—Did he look as if he was in a baker's establishment?—He didn't. He seemed as if he had been something like lime-work, white-washing, or something of that description. He was rather white.

5654. Mr. LAW.—Did he look as if he had been travelling a long while, or anything of that sort?—He did not.

5655. You say he was rather white?—He was covered with white dust; white or gray dust.

5656. Mr. MORRIS.—Did Lyons Malley tell you that the man was a labouring man?—He did not.

5657. Mr. LAW.—Did you hear Lyons Malley describe the gentleman as belonging to any profession? Was it Mr. So-and-so, or Dr. So-and-so, or Captain So-and-so he styled him?—I couldn't say.

5658. What do you believe?—It was Mr. So-and-so to the best of my belief.

5659. You say you would know him again if you saw him?—I think I would.

5660. Was he low-sized or tall?—He was rather tall; he had a stoop.

5661. What is your brother's name that is in the insurance office in Sackville-street?—George.

5662. How long is he in the insurance office?—Over three years.

5663. Who got him in there?—Mr. Cusack.

5664. How long are you in the railway company's service?—Two years in October.

5665. Your brother was first brought up to Dublin?—Yes.

5666. How did Mr. Cusack know him? Did he know your people?—Yes.

5667. Has Mr. Cusack any connexion with that part of the country?—Not that I know of.

5668. How did it come about that Mr. Cusack brought your brother up to Dublin?—Through Mr. Johnson.

5669. What Mr. Johnson is that?—He lives at Rathgar.

5670. What is Mr. Johnson's name?—William.

5671. What is he?—I think he is a solicitor.

5672. Was he formerly of Blackhall-street?—I think so.

5673. Was it Mr. Johnson recommended you to Mr. Cusack also?—It was.

5674. He got a situation first for your brother in the insurance office?—He did.

5675. He was satisfied with your brother, I suppose, and then he got you a situation?—Yes.

5676. Does Mr. William Johnson know your family?—He does; his brother lived beside my family.

5677. What is his brother's name?—Captain Johnson.

5678. That is the way he happened to know you?—Yes.

5679. When did you see Mr. William Johnson last?—I didn't see him now for four months.

5680. Where was he when you saw him?—At Arbour Field, Rathgar.

FIFTH DAY. *December* 3. John Finlay.

5681. Was your brother George taking any part in the election?—Not that I know of.

5682. Were there any other clerks in the insurance office at that time that Lyons Malley knew besides your brother?—He didn't, I think. He was but a few days in the office, before he left, getting instructions in the business.

5683. What time was it that he was getting these instructions, preparatory to leaving for England—was it before or after the cab transaction?—I think it was after it.

5684. Are you certain of that?—I can't say whether it was before or after it.

5685. I suppose you heard from your brother that Lyons Malley had left the company's service, when he was in the insurance office getting some insurance information?—He was only in it a few days for a few hours every day.

5686. What part of the day used he go there?—In the morning.

5687. As you understood from your brother, was that before or after you saw Lyons Malley in the cab?—I think it was after I saw him in the cab.

5688. Did your brother tell you how Lyons Malley happened to come to the insurance office?—He did not.

5689. Did your brother tell you who brought him there?—He told me that his mother came along with him.

5690. Mr. TANDY.—Did he tell you anything that Lyons Malley said while in the office?—He did not.

5691. He only told you that Lyons Malley came to the office and that his mother came with him?—Yes.

5692. Was that the only conversation your brother had with you about Lyons Malley?—That was the only conversation. He told me that Lyons Malley was making a great deal of noise in the office telling stories.

5693. Did he say whether Lyons Malley told the clerks in the office anything about the election?—He did not.

5694. Where was it Mr. William Johnson used to live?—I think it was at No. 22, Blackhall-street.

5695. Mr. LAW.—Did he ever live in Palace-street?—I don't know where that street is, to the best of my recollection.

5696. You say he lives at Arbour Field, Rathgar?—Yes.

5697. Mr. TANDY.—Does your brother live with you?—He does.

5698. Did you ever hear that Lyons Malley went to London?—I did.

5699. About how soon after you saw him in the cab with the gentleman, did you hear it for the first time?—I can't exactly say.

5700. About how soon, as near as you can go?—I think about a week or ten days.

5701. Are you quite certain it was as long as a week?—I think it was.

5702. Did you then hear where he had gone to?—I think I did not.

5703. Can you tell exactly when you first heard that he went away?—I can't exactly tell the day.

5704. You say you heard of Lyons Malley's departure for London about a week after the cab affair. When you heard it did you hear how long it was since he had gone to London?—I can't say, he was gone, I think, about a few days.

5705. From whom did you hear it?—I can't say exactly.

5706. Where did you hear it?—It was in the office I heard it.

5707. Did you hear it out of the office?—I think not.

5708. Who told you of it—was it one of the clerks told you of it?—I should say it was one of the clerks told me.

5709. Were you in the office all the day of the election?—On the day of the Dublin election?

5710. Yes?—I think I was.

5711. You were not taking part in the election—you were not in Green-street here?—I was not.

5712. Mr. LAW.—What number on Grosvenor-terrace or Grosvenor-road does Mr. William Johnson live?—There is no number to it; there is a field next to it—there are only two houses there altogether.

5713. Does he live there still?—I think he does.

5714. Is he a married man, do you know—is it his own house?—He is living, I think, in the same house with Captain Johnson's wife—he is not a married man.

5715. Is his brother still living?—No; he is dead.

5716. And Mr. William Johnson is living in the same house with Captain Johnson's wife?—He is, I think.

5717. He is living with Mrs. Johnson?—Yes.

5718. What was Captain Johnson's name, was it Robert or Richard?—I think his name was John.

John Joly.

John Joly further examined.

5719. Mr. LAW.—Have you found the audit office sheet?—I have made every search for the sheet, and failed to find it. I have not brought down the tissue books.

5720. You must get them?—I did not know that you required them.

5721. I told you we required them?—I will have them in a few minutes; and will I bring the clerk, the man who copied them?

5722. Are they copied by a machine?—Yes; I will bring the clerk.

5723. Mr. TANDY.—In whose charge are they?—Mr. Magill; I suppose I had better bring him with me?

5724. Mr. LAW.—Who made the search?—I made search for them now, sir.

5725. Anybody else?—I had an inspector, Byrne, that assists me.

5726. Is that the man whom we had here yesterday?—Oh, no; he has not been here at all.

5727. What is his office there?—He is my assistant. He is an inspector of police on the railway, and he assists me in paying the men. I brought him to assist me in looking for these papers now.

5728. When were you last at that press?—Oh, every day; I have to go to that press every day—several times during the day.

5729. When did you go to search for those papers?—At eleven o'clock; I got the notice a few minutes before eleven o'clock; and I just remember that I missed a pay sheet; but I could not tell whether it was that particular one or not.

5730. You missed a pay sheet?—Yes.

5731. I thought you told us that you did not?—I remember since that I missed one.

5732. Did you miss a pay sheet out of any of the documents you brought us, before you came down?—Yes, I think I did.

5733. And that was the only one that was wanted; you did not miss that before you came down?—I cannot say; I thought that perhaps it might have been mixed up with the others.

5734. Did you, before you brought the bundle of documents down to us, notice in your office that there was one pay sheet of the audit office missing out of its proper place?—I did.

5735. You did; you told us here that you did not?—Perhaps if I did, it was a mistaken statement.

5736. But did you tell us that?—Well, I am not certain; perhaps I did. I might have stated so, but such was not the case.

5737. When you did observe that it was missing this morning, who was in the office with you?—Magill and Turner.

5738. Did you make any observation about it?—I think I did, that there was a sheet missing, but I cannot exactly now remember.

5739. It is not very long ago?—It is not.

5740. Did you tell Magill and Turner it was one of the sheets we wanted to see?—Oh no.

5741. Did not you know it was?—Well, I could not say.

5742. Did not you know it was the audit office sheet that we wanted to see?—I did, but I thought the large book was sufficient.

5743. Did not you know that we wanted you to bring down the parcels of sheets?—Yes.

5744. Did not you know the sheet above all others we wanted to see was the audit office sheet?—I did not at that time.

5745. Did not you know it was the payment to the Malleys was in question?—I did.

5746. Would the Malleys' names appear in any other sheet but the audit sheet?—No, they would not.

5747. Did not you know then very well it was the audit sheet, containing the Malleys' names, we wanted to look at?—I suppose so.

5748. Did not you know that?—Oh, I did.

5749. You did know that it was the audit sheet which ought to contain the names of one of the Malleys, of the 27th of November, that was absent; did you make any observation upon it to either Turner or Magill?—Oh, I think I did.

5750. What did you say?—I think I said there was a sheet missing.

5751. Did you say "The sheet they want to see is gone"?—No, I think I remarked that there was one of the audit sheets missing.

5752. Did you say audit sheet?—I did.

5753. Did not the clerks know as well as you why it was that it was that sheet we wanted to see?—I suppose so.

5754. Did you say, "The sheet the Commissioners want to see is gone"?—Oh no; I said, "there is one of the sheets gone."

5755. One of the "audit sheets" gone?—Yes.

5756. What did they say?—I do not think they said anything.

5757. Did you make any inquiry about it, because you seemed before to think it came upon you by surprise, that it was not there, and you went back for the purpose of making inquiry about this sheet that you led us to believe you would find. Now, why did not you tell us when you were here first that you had noticed the absence of that sheet before you came down?—I do not know.

5758. Did not you know it was one of the sheets we wanted to see, and that it was what you were sent for; and you found this morning when you went to the press that it was not forthcoming?—Yes, sir.

5759. And you remarked it to the people in your office?—Yes.

5760. And yet you came down here and affected to think that it came upon you by surprise, that you had not it?—Well, it quite escaped my memory at the time.

5761. Did you hear the clerks say anything about that sheet; what did they say about it when you made that observation this morning?—Well, I do not remember that they said anything at all.

5762. Did they or did they not; you remember that you said, "there is one of the sheets gone;" what did they say to that?—Well, I quite forget whether they made any observation at all or not.

5763. Did you lock up that press last night?—I did.

5764. Did you look at those sheets at all last night?—No. I did not look at those sheets I suppose for the last three months.

5765. Had anybody access to that press there yesterday but yourself?—No, not yesterday, nor for the last two months.

5766. You had the key?—Yes.

5767. Was it locked last night?—It was.

5768. Did you unlock it this morning?—I did. They were in a safe. Those sheets were kept in an iron safe, and there is a second key for it.

5769. Who keeps the second key of the safe?—It is kept, I believe, by a man of the name of Neill.

5770. Do you not know very well who has got the second key of the safe?—It is a porter of the name of Magill that opens the safe, and I think he has to give it up to the inspector at night to keep.

5771. Is the safe a strong room?—A strong room.

5772. A fire proof room?—Yes.

5773. Have you one key of that?—I have.

5774. You always keep that in your own charge?—Yes.

5775. Who keeps the other key?—I think there are two persons; Magill the cash porter has it sometimes to open it, and I think he gives it up now to this inspector, Neill.

5776. Who had it yesterday?—I really don't know; I was away yesterday in the country.

5777. What has the porter to do with the key of the strong room or safe?—He has to lock up the box containing the money every night in it.

5778. Is not that done before you leave the office?—Oh no, it is not.

5779. Are not you the paymaster?—Yes; but this money belongs to the cashier.

5780. And does the cashier permit a porter to have access to a strong room with a key to lodge money?—He does.

5781. He does?—To lock up the box; and then there is a small safe inside that I have the key of where I lock up my money.

5782. And you keep your money in an inner safe inside the strong room?—Yes.

5783. I presume there is no second key for that?—No, there is not.

5784. You have charge of that; that is for your money?—Yes.

5785. Are those bundles of sheets, when laid inside, placed in boxes or on shelves, or how?—On shelves in the strong room.

5786. Loose?—Loose.

5787. Now at what time is the money box belonging to the cashier's office deposited in the strong room?—After the quarter past five train arrives; and it is taken out in the morning again.

5788. The cashier unlocks the box in his own room?—No; it is a spring lock and the lock opens a large cash box and the cashier has the key of this large box, and it is merely left in there for safety at night.

5789. Is not it left in the strong room before you go?—Oh no.

5790. Always after you go?—Always after I go.

5791. Is the strong room off your office?—Yes, it is; it opens out on my office.

5792. You cannot get into it except through your office?—No.

5793. Is there anybody in your office at the time this operation takes place every night?—No; not one.

5794. Does not the cashier follow to see that the box is put into the right place?—No; it is to avoid that that it is put in there; otherwise he would have to stop after five o'clock.

5795. Who is that man?—Magill.

5796. What is he?—A porter.

5797. Is he one of the ordinary porters?—Yes.

5798. And he keeps a master key for the strong room containing your money box and the cashier's box?—Yes.

5799. Has that always been so?—Well it has been so for the last six months.

5800. Had Magill the key yesterday so far as you know?—I do not think he had; I think he is sick and another porter had it.

5801. Who had it yesterday?—I think a man named Hewston whom I see, did the duty for him.

4802. Is he a common porter?—He is.

4803. Does the cashier keep a key of the strong room?—No; he does not.

5803. Has he to depend on the services of the porter to get at his money box?—Yes; he has.

5804. Who had the key yesterday do you say?—I think this porter named Hewston, so far as I know.

5805. When you went into your office this morning did you find the strong room locked?—No, I did not; it had been opened.

5806. And the cashier's box was gone?—Yes.

5807: Did you find that anybody had been rummaging among your papers?—No; they seemed in tolerable order.

5808. Tolerable order?—Yes:

5809. They might have been looked over for all you know?—Yes, they might; but I frequently have to lend these sheets to the manager from time to time:

5810. Did you as a matter of fact lend any sheets of that strong room for the last month?—Not for the last month; I had not any of them—had not any of that half year. They were laid up in half years:

5811. This bundle as far as you are aware never left the strong room for the last six months till you came down to us here?—No; never to my knowledge:

5812. Who were in the office when you came in this morning?—No one; I was the first there, except, I suppose, this man.

5813. Had your own clerks not arrived, Magill and Turner?—They are not my clerks:

5814. Who are in the office with you?—No one.

5815. Are you alone in your office?—Yes; that was the first intimation I got about the sheets in my room. I took out the sheets before them. They came down to tell me about those sheets.

5816. What time does the cashier leave?—He leaves at five.

5817. Did you see the cashier after he left this yesterday?—I was in Galway yesterday, and did not return till ten o'clock last night.

5818. At all events, you know the cashier and the porter have one key between them, and you the other?—Yes.

5819. Mr. TANDY.—Did you not say you observed the loss of one of the audit sheets before you came down this morning—one of the sheets of the audit department?—Yes.

5820. Did you remark which of the sheets you missed?—No.

5821. You did not take the trouble to look?—No; it was one of them; I remarked only one.

5822. You had only the pay-sheets for the 13th November, the 27th of November, and the 11th of December?—I was after taking out these five out of the half yearly bundle.

5823. You took out those three leaves there?—Yes.

5824. Was it after you took out those three leaves, that you observed that one of the pay sheets of the audit office was gone?—No; because I think it was Turner and Magill came down before I got word from the manager to go up, and it was for their information that I took out the sheets in the first instance, and I left them on the table when the manager sent for me, and desired me to bring a certain number; and it was on my taking out the pay sheets for their inspection, that this ——

5825. How many pay sheets did you examine—how was it that you came to miss one from a large number—how many did you examine in the first instance?—Only the three fortnights.

5826. And when you examined those three fortnights, you found one of them missing, and you did not take the trouble to look which of the three was missing?—I did not.

5827. Did you make any search for it then?—No, I did not; I did not think it at all material, for the general pay sheets that I am bound by were forthcoming.

5828. Though you were told to bring them, at the same time you did not think it was material—you substituted your judgment for ours?—I did not know that they were required.

5829. Mr. LAW.—You were told to bring them down?—The manager did not say so; he said they might be required.

5830. Mr. TANDY.—That they might be required?—Yes; that you might wish to see them.

5831. And you made no search for it at all?—No, I did not; when I did not find it just there, I made no search for it.

5832. Mr. LAW.—When did the manager tell you that you would be wanted down here?—At eleven o'clock; just a few minutes before eleven.

5833. Had you heard before that that these pay-sheets would be wanted?—No.

5834. I think you told Mr. Tandy that you had taken out the pay sheets, and left them on the desk before going into the manager's office?—Yes; for the information of Turner and Magill.

5835. Did Turner and Magill ask you for them?—Yes.

5836. And to give them whatever information they wanted, you took them out of the strong room; did you leave them with Turner and Magill before you went to the manager's?—Well, I am not sure.

5837. Did you not discover the absence of this missing pay sheet till after you returned from the manager's office?—Oh, I did before.

5838. When you turned over the papers to get the information for Magill and Turner, did you notice it then?—Yes, I think so.

5839. Whether was it before or after?—Oh, it was before.

5840. Was it before you knew that they would be wanted at all?—Yes.

5841. What did Turner and Magill tell you they wanted?—They said there was a statement made that Malley got £4, and they wanted to see if that was the fact.

5842. Did they tell you they wanted that for their own information?—Yes, I think so; I think it was for their own information.

5843. Did they tell you that anyone had sent them to ask you to make the inquiry?—No, they did not.

5844. But merely that they had a deep interest in this matter and wanted to satisfy themselves?—And wanted to satisfy themselves; and when I found that I had that receipt, I considered that that satisfied them.

5845. Mr. TANDY.—Which was it Magill or Turner first told you they wanted to see this?—I could not tell you; they both came in together.

5846. Which was it spoke?—I cannot say.

5847. Do you swear you do not recollect which of them was it first spoke to you this morning about it?—I swear that positively, because they were both nearly speaking together, or speaking together, perhaps.

5848. Did they both say they wanted the information?—They did.

5849. Both said exactly the same words at the same time?—Oh, I cannot say the words; tantamount to that.

5850. Which of them was it first said that they wanted the information?—I cannot say.

5851. What is your belief?—I think it was Magill first, but I would not say positively.

5852. Are you aware that Magill has not been examined before us at all?—No, I am not. I am absent from Dublin three days in the week.

5853. Mr. LAW.—You were away yesterday?—I was away yesterday, and part of the day before.

5854. Now, when you observed to those two clerks that this pay sheet of the 27th of November was not there, what did either of them say?—Well, I cannot recollect.

5855. You must try to recollect?—I really cannot; or whether they made any observation at all or not. They might have made some observation.

5856. You remember that you said it was gone?—Yes.

5857. And what did they say to that?—I do not know.

5858. It is perfectly impossible that you have no recollection of it?—Well, I have not.

5859. Was there anything said about how it was gone?—No.

5860. Did you express surprise that it was gone?—Well, I think I did.

5861. Do you not know you did?—Oh, there are several of them gone; in looking over and going through the papers now, I find, I suppose I could produce a hundred audit sheets out of place.

5862. Did you express surprise this morning when you found it was gone?—Well, I think I did.

5863. Have you any doubt you did?—I have a doubt. I would not be surprised to miss a sheet; but just a particular one. I would be, of course, surprised if a particular sheet I was looking for was not to be found.

5864. The other two appear quite right and this one that we wanted to see is gone; did that surprise you?—Yes.

5865. Did you express surprise to the others in the office?—I cannot say.

5866. But you do not remember that they said anything?—No, I do not.

5867. How long were you discussing these papers before you went to the manager's office?—Two or three minutes.

5868. And then you went away leaving the papers there behind you?—Yes.

5869. Now may I ask you why you did not tell us this morning the whole of this story about the discovery and your surprise?—Well, I do not know.

It is not a matter of six months ago but of this very morning; you were told we required these documents; you picked them out for us, and you found the only one that we wanted to see was not there and you were surprised, and you expressed surprise to the clerks, and yet you came down and were examined without mentioning the circumstance, and affected surprise then that it was not to be found.

5870. Mr. Tandy.—And you went through the farce of searching for it; when you returned to make the search was there anybody assisting you making it?—There was.

5871. Who?—Inspector Byrne, my assistant. He went I suppose through a cartload of papers.

5872. Mr. Law.—Did you hear anybody say what had become of it?—No, not one.

Are Magill and Turner here?

Mr. Landy.—They are not here.

Mr. Law.—At all events we shall require to see those tissue copies of the months of November and December.

James B. Frazer further examined.

James B. Frazer.

5873. Mr. Law.—I think you told us yesterday that you were engaged in the first instance at No. 3, by Mr. Hodson?—In the month of June or July.

5874. In the early part of July.—Yes, sir.

5875. Did you work with him or with any person connected with election matters from that to the end of the year?—Yes.

5876. Up to the end of December?—The beginning of December.

5877. What was your business with Mr. Hodson in the first instance?—Preparing for the revision.

5878. Who else was engaged along with you?—Oh there were a great number engaged.

5879. I think you told us your duties were partly outside, and partly in the office?—Previous to the revision they were almost entirely outside except in the evening.

5880. The revision was in——?—October.

5881. After the revision did you go over with Mr. Hodson or any part of his staff to the house No. 47?—Sometime after the revision I was brought to it by Mr. Hodson with a number of gentlemen that were there to 47, Dame-street.

5882. Did Mr. Hodson himself move across?—He was back and forward between 3 and 47.

5883. He had some charge also at 47?—He left a staff; he selected a portion of the staff for No. 3, and a portion for 47.

5884. He transferred the latter portion over with you to 47?—Any of the staff that had votes, or were freemen, were left in No. 3.

5885. And the others were taken across?—At that time they were taken across, and afterwards all were brought over.

5886. And then eventually, I believe after the election was over, portion of the staff moved back to No. 3?—The original staff of the office, Mr. Campbell and a few others.

5887. I think you told us you did not go back to the office after the election?—No, sir.

5888. Was Campbell part of the permanent staff?—He was one of the permanent staff, and I believe is still.

5889. And I believe he had been for many years inspector of freemen?—I think he was principally connected with the freemen.

5890. Was there any other person employed about Mr. Hodson except Campbell, as part of the permanent staff?—There was a young man, Mr. Bloxham, who was principally with Mr. Hodson, especially when he was paying money; he carried a book in which we signed our names, and he took receipts, or I. O. U.'s for any money that Mr. Hodson gave.

5891. Bloxham?—Yes.

5892. Chiefly employed about assisting in the payment of money?—Chiefly, sir.

5893. This book you speak of, and which Mr. Bloxham kept, was it an attendance book?—Oh no, sir; we had no attendance book till we went to No. 47, and then we had an attendance book; I think it was Mr. M'Neill that originated that.

5894. What was the nature of the book that Mr. Bloxham kept?—It was a book in which the money that was paid to us was entered, and we signed opposite to our names, how much we got for overtime and for salary.

5895. All the different members of the staff?—Yes.

5896. Did Mr. Bloxham remain with Mr. Hodson as long as you remained?—Yes; I may say he was.

5897. Did he go there as early as you did?—He was there before me; I think about the same time.

5898. And was he one of those who moved across from No. 3 originally to 47?—No, sir; he was a freeman.

5899. And he remained at 3?—He was a freeman, and he was not moved at first, but he came over after.

5900. You mentioned last night the name of Malley, and I think you told us that one of them, the elder brother, was introduced to you by some one?—No, sir; the younger.

5901. By whom?—By Mr. Dillon Macnamara; he asked me could I give him anything to do.

5902. Do you know that he was employed for a couple of days in the election?—I think for two or three days altogether.

5903. The elder boy was employed longer?—I think they were both employed about the same time.

5904. I think you said last night that you filled up yourself most of the receipts in Mr. Meredith's office?—Very few, except those two guinea payments.

5905. [*A receipt is handed to witness.*]—Did you fill up that one?—No, sir; I think that is Mr. Meredith's

5906. You did not see that paid?—No, sir.

5907. Now look at this one [*another receipt handed to witness*]. Is that filled up by you?—No, but I got a number of the receipts filled by another young man—some one of the other clerks that were there, for Mr. Meredith, in the same form.

5908. Do you know in whose handwriting that is?—I do not; but this is a form that Mr. Fell White wrote

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out for those young men, to be paid by the special tally agents of the freemen's booth. That is the form Mr. White gave with a list of the young men so employed.

5909. Was that one of the receipts you got the young man to fill up [*document produced*]?—Yes.

5910. That was done under your direction for Mr. Meredith?—Yes.

5911. Do you know that signature [*document produced*]?—I do not.

5912. Now look at this one [*document produced*]?—That is the same writing; but the word "tally" is in my writing.

5913. That is the reason I wished to call your attention to it; I suppose you do not know the signature?—I do not.

5914. Now look at the word "tally" in this one [*document produced*]: is that your writing?—It is not, sir.

5915. Can you tell us in whose handwriting that is?—I could not, sir; but this is mine.

5916. That is one which shows traces of blotting paper?—Yes, that is mine.

5917. The one that has the word "tally" is your writing?—Yes, with the blotting.

5918. That is one of £2 2*s.* to Abraham Malley?—Yes, sir; it was I put that word "tally."

5919. In the receipt by Charles Malley for £2 2*s.* the word "tally" is not in your handwriting, nor do you know in whose it is?—I forget the name of the young man now that filled them up; but I gave a whole book of receipts, and wrote the first of them myself, and I said, "fill in those receipts as quick as you can, and give them back when done."

5920. But how was "tally" added in in this receipt; you gave it to the person without the word "tally," and the word "tally" is inserted?—Yes, and it is not my handwriting.

5921. Who directed you to add the word "tally"?—That was the form.

5922. Then the clerk had not followed your directions correctly?—He had not; Mr. White gave the form.

5923. Was it given in writing?—Yes, and he gave a list, and he gave the form of receipt to be taken from those young men that would come the next day to be paid.

5924. Was the list that Mr. White gave in his own handwriting, do you know?—I believe it was.

5925. At all events, it was given in by him?—Brought in by him to Mr. Meredith. He just merely said, "these young men are to be paid two guineas each; they will call at ten o'clock the following day."

5926. Did Mr. White say for what employment?—He gave the form of receipt.

5927. "Special tally agents"; but did he state it, I mean?—Oh, nothing further; he just came in abruptly into the room, and left it a moment or two afterwards, after giving the form of receipt, and Mr. Meredith then drew a cheque for £105, and he told me to get £100 in pound notes, and £5 in two shilling pieces.

5928. And you saw them paid?—I saw 30 or 35 paid. There were I believe 50 or 52 paid altogether. There were some added to the list Mr. White gave in.

5929. They were all paid £2 2*s.*?—Yes, some of them were merely boys—very young lads.

5930. This was the day after the election?—Yes.

5931. Did you hear Mr. White say how they had been employed on the day of the election?—No, sir.

5932. Were you present at the payment of any other persons besides those young special tally agents?—The first week that Mr. Meredith paid I remained with him nearly every day; and sometimes Dr. Beatty would be there and sometimes he was by himself; and I saw several tally agents and poll clerks and inspectors paid

5933. Speaking generally, were the persons chiefly paid by cheques or by cash?—Both by cheques and cash.

5934. Were there a great number of payments made by cash?—Oh there was a great deal of payments by cash; the check clerks and poll clerks were all paid in cash, if I recollect—and they signed two receipts, one for the legal payment of 13*s.* 4*d.* and the other for attending to be instructed in their duties.

5935. And they signed two forms of receipts?—Yes.

5936. One was for 13*s.* 4*d.*?—I think 13*s.* 4*d.* or something, the statutable fee; and then for two days' attendance to be acquainted with instruction in their duty.

5937. And that makes a pound altogether?—They got a pound.

5938. How long was that paying going on—about how long?—I am sure they were at it for a fortnight or three weeks at all events, calling in every day—a great number of them.

5939. Were those poll clerks and persons so paid at No. 47?—47 and 48.

5940.—None of them were freemen or voters?—I do not know.

5941. You say that those who were voters were left behind?—But that was the staff.

5942. And those were outsiders?—Outsiders.

5943. Did you hear whether any of them were freemen or related to freemen?—Oh I know some of them were sons of freemen.

5944. Some of those clerks who were so paid in this way?—Yes.

5945. Now there were two receipts in each case which were signed by the clerks—what became of the two receipts?—Mr. Meredith retained them.

5946. But do you know whether the two forms of receipts were forwarded to the sheriff?—Oh, I saw some of them in the sheriff's box myself.

5947. Were they for the 13*s.* 4*d.* or for the seven shillings?—For both.

5948. One for instruction and the other for duty?—Yes.

5949. Do you know of any other payments being made, or did you see any other payments made to anybody in connexion with the election?—I have seen carmen paid.

5950. Were they paid for services by the day, or how?—Generally paid at the end of the week.

5951. For their services during the week?—Yes, a great number of carmen were employed.

5952. Was there any fixed payment for them?—I think the average was from £3 to £3 10*s.*

5953. Was there any list of carmen to be paid?—Oh no; I think Mr. Hodson managed the carmen.

5954. There must, of course, have been some record of who were to be paid?—Oh, he had a list of them, of course.

5955. And how long did that go on?—They were paid up to the last; and I believe when Dr. Beatty and Mr. Meredith were paying they had to keep the carmen continually with them.

5956. Previous to the 18th of November—from the 1st to the 18th—was Mr. Hodson principally at 47 or in No. 3?—Oh, he was in No. 47, and over at No. 3 also. I have seen him in both places.

5957. They are nearly opposite each other I believe?—Not quite.

5958. When he was away from No. 47 or No. 3, who was in charge?—The way that was managed was, Mr. Campbell had charge of a set of clerks, and Mr. Walsh another of the permanent staff had charge of another set of clerks in a room; but Mr. Campbell had charge of his own set, and he managed them, and Mr. Walsh managed his.

5959. Had Mr. Bloxham any clerks under him?—No; he was generally always with Mr. Hodson.

5960. What is Walsh's name?—Indeed I am not sure; I don't know his Christian name.

5961. Is he still in that office?—He is still in the Registration Society's employment.

5962. Of course you saw in 47, Dame-street, when you were there, a person called Henry French?—I did, sir. He was with the expense agent.

5963. Where is he?—I saw him the other day in the street.

5964. Do you know where he lives?—I do not. I think he lives somewhere in the Summer-hill direction.

5965. Was he in the employment of the insurance company or was he brought there?—I think he was some relative of the man that was taking care of the house.

5966. As a matter of fact do you happen to know where people named Robinson who had care of the house are; they are not living in the premises now?—No; the premises have been taken down.

5967. And rebuilt; I understand that only two of the three houses of the insurance company have been pulled down?—Two of them have been pulled down.

5968. Do you know does Robinson live in the third?—I do not.

5969. Or French?—I think French lives somewhere in the direction of Summer-hill or Britain-street. I have seen him there lately.

5970. Do you know anyone intimate with French that would find his address?—I do not; I never saw him until I saw him there.

5971. Was French very much employed in any way connected with the election?—Not till he was employed by the expense agent. He was a sort of messenger or clerk for the expense agent.

5972. You were in and out of No. 47, sometimes at outdoor and sometimes at indoor work?—Well, I was.

5973. Do you recollect the top of the house being occupied by Mr. John Ousely Byrne?—I was in that room with him. I was doing business with him.

5974. Was that in the top of the house?—Yes.

5975. The back or front?—The front.

5976. He had clerks under him?—He had.

5977. How many?—At one time he had only myself. For some days we had only myself and two young lads—I forget their names—and then we had about six or eight.

5978. Now, when you were not there who was his principal assistant or clerk?—Mr. Hamilton, I think, a friend of his own.

5979. Was he a young man?—A young man.

5980. Do you recollect was that room generally locked?—Mr. Byrne's room?

5981. Yes?—Sometimes. When he went into it first there was no door upon it at all, and he got a door put on it.

5982. Was it ever kept locked?—I have seen it locked.

5983. When Mr. Byrne was inside?—Yes.

5984. And how was communication made with Mr. Byrne from the outside?—We would knock at the door, and someone would open the door and speak to you.

5985. Did you ever know of tramp papers being put under the door as a mode of communication?—Except in the conducting agents' room, if they were privately engaged we would put the message on paper.

5986. Did you know of a room being occupied in No. 47 by a Mr. Lane?—I have seen Mr. Lane there, but I did not know that he had any room more than another. There was a candidates' room; and I have seen him in and out of the candidates' room.

5987. What was the room at the top of the house in which Mr. Meredith seems to have had his office?—It was the expense agents' room.

5988. And Mr. Lane had a key for it?—I did not know that Mr. Lane had a key of it. I did not know that anyone except Mr. Meredith and Dr. Beatty had a key of it. There was a latch on the door; and I have seen young Mr. Purcell and Mr. Robert Hyndman in it.

5989. You did not move back to No. 3 from 47?—I did not.

5990. Do you recollect how many boxes of papers there were in No. 47 before you went away?—Oh, there was a great number of boxes. When they were all collected together, there were two rooms occupied with them.

5991. About how many boxes of papers?—I suppose of tin boxes there were over sixteen at all events.

5992. As far as you could observe, were they full of papers?—There were lists—ward lists—and papers in them.

5993. Sixteen, or whatever number there was, were all required to hold the papers—I presume they were not empty?—They were purchased for the purpose of the revision first, and then brought over for the election purposes.

5994. Do you know did they leave 47, Dame-street?—I believe they did; I heard they did.

5995. You were not there when they left?—I was there when Mr. Hodson collected all together and locked the two rooms.

5996. You were there at that time; did you see at least sixteen boxes there?—There were, and more than sixteen.

5997. Did Mr. Hodson lock the rooms containing those?—He did. I gave him what I had in the room in which I was, because I had that room locked.

5998. Which room was that?—The room in which I was doing business with Mr. Johnson and Mr. Mortimer.

5999. Do you remember Johnson's name?—Mr. William Johnson.

6000. Where does he live?—I do not know where he lives, but he has an office in Palace-street.

6001. Is he the same gentleman who had an office in Blackhall-street at one time?—I could not say.

6002. Do you know where he lives at present?—I do not; I think he has an office in Palace-street. I believe he lives in the country somewhere. I think he comes in by the Midland railway. I have seen him coming down that way.

6003. What boxes were in that room?—There was one box in which Mr. Mortimer used to keep lists and things, and there was one small box which Mr. Johnson kept things in, and that small box I did not give up to Mr. Hodson.

6004. Was that Mr. Mortimer's box?—No, a box Mr. Johnson had for himself.

6005. Did Mr. Hodson gather all the boxes into the two rooms you speak of?—He did, into the two front rooms.

6006. He locked the doors?—Yes.

6007. About what time was that; was it near Christmas?—No, sir; I think it was about the Wednesday after the election.

6008. The election was upon a Wednesday?—Yes; just about a week after the election. It was certainly the following week. The box that Mr. Johnson had, I sent by a messenger over to Mr. Johnson's own office in Palace-street, knowing that he had private papers in it.

6009. I presume from the box being there, that he had papers in it connected with the election?—They were all election papers.

6010. But his private papers?—He had no private papers in it. What I meant by private papers is, I knew he had papers connected with the county election. He was two days in the office afterwards with me, preparing for the county election, after the city election was over, and I stayed with him there till the county election was over, and I knew he had the county election papers, and that was my reason for moving that box over to his office.

6011. But in that box with the county election papers had he papers connected with the city election as far as you know?—He had.

6012. Do you know as a matter of fact, what became of that box; did Mr. Hodson ever get that box from him?—I sent it over to Mr. Johnson's office, and I saw it there a few minutes after; I followed the messenger over.

6013. And it remained there; it was retained by Mr. Johnson?—I believe so.

6014. Mr. Mortimer had boxes also?—Yes; one of which I gave to Mr. Hodson.

6015. Did any box get into Mr. Hodson's charge

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from the room occupied by Mr. Sutton?—Oh, he collected all the boxes out of all the rooms.

6016. In the whole house?—In the whole house.

6017. He took charge of them all?—He took charge of them all.

6018. This was a considerable time before the staff moved back—before Mr. Meredith and the others moved over to No. 3 again?—Oh, a considerable time.

6019. Do you know anything of a printer called Forrest?—I know Forrest.

6020. He is a printer in Capel-street?—Capel-street.

6021. Did he do any work that you know of in connexion with the election?—I have seen him coming with proofs and looking for work, the same as the other printers did.

6022. To what office did he come?—I have seen him at No. 3, Dame-street, and at No. 47, Dame-street.

6023. With Mr. Hodson?—Well, I could not say whether directly with Mr. Hodson or not.

6024. When that printer, Forrest, came, to what particular department or place would he go?—He would go upstairs; and there was a man on the stairs to take any message from any party that would come wishing to see Mr. Sutton or Mr. Julian.

6025. Did Forrest go to any particular place or room rather than to another?—No, sir.

6026. Did you hear of the arrangement made at Forrest's house the day before the election?—Not till I heard the election petition tried.

6027. Did you know Forrest before that?—I did not know him till the election.

6028. Did you know Mr. John Ousely Byrne before the election?—To see him I did; that was all.

6029. Was he in an office for transaction of business connected with the election anywhere but at No. 47?—Not that I know, except on the day of the election.

6030. Where had he an office on that day?—Here in Halston-street—the Temperance Hall, as they call it.

6031. Did he move over there that day?—He was there that day, I believe, sir.

6032. In the Temperance Hall?—I believe he was; I have heard so.

6033. Who told you he was?—Well, I heard two or three saying it.

6034. Give us any of the names?—I think Mr. Campbell told me he was there on that day, and a young man of the name of Thompson told me he was there on that day.

6035. What is Mr. Thompson's name?—Henry Thompson.

6036. Is he in court?—He was in court this morning.

6037. Where does he live?—I think it is somewhere off Queen-street. James Henry his name is, and he goes by the name of Henry.

6038. And he told you that Mr. Byrne was there?—Yes; I heard it from several that he was there that day.

6039. Did you understand from Campbell, or Thompson, or anyone else how he was employed?—Except from Mr. Campbell.

6040. What did he say?—Mr. Campbell mentioned something that he had something to do with reference to the freemen.

6041. What did he say that Mr. Byrne was doing in reference to the freemen?—I understood from Mr. Campbell that it was in connexion with personation of freemen.

6042. When did Mr. Campbell tell you this?—A few evenings ago.

6043. Did he say the Temperance Hall?—Well, he did not mention the Temperance Hall, but I had heard that that was the place.

6044. You know it was somewhere about here?—Yes; about Green-street.

6045. Was there any mention made of railway tickets in connexion with Mr. Byrne's name?—No; not that I heard.

6046. Did you understand from Campbell or Thompson that whatever Byrne was engaged at it was in connexion with the election?—I knew it was in connexion with the freemen; they were all polled in Green-street.

6047. You understood it was for the purpose of having some connexion with the freemen?—So I heard; but not from Mr. Thompson. He did not know.

6048. It was from Mr. Campbell that you heard that?—That was the subject of our conversation.

6049. You only heard from Mr. Thompson that Mr. Byrne was there that day?—Yes; we were talking about it this morning, and he mentioned to me the fact of Mr. Byrne being across. What Mr. Thompson said was that he was there, and that no one could get seeing him.

6050. Mr. Campbell had told you a few days before that, in a general way, what he was there for?—Something to the effect I mentioned.

6051. What did he say?—In reference to bringing up the freemen, personating freemen, or something to that effect.

6052. Did Mr. Campbell mention that he was there at all in connexion with any money arrangements with the freemen?—No, sir, he did not. I think Mr. Campbell told me at the same time that he had got some money from Mr. Byrne.

6053. Did he tell you what he had got the money for—for what purpose?—For some men he said.

6054. Did he say whether they were freemen or not?—Oh, I understood they were freemen.

6055. Was it about freemen you were conversing that time?—Yes; it was about freemen.

6056. Was it in reference to this pending inquiry?—It was.

6057. Did he mention how much money he had got from Mr. Byrne?—He did not.

6058. Did he say how many men it was for?—No.

6059. Did you know of any other place or places used in connexion with the election by anyone for dealings with the freemen, for holding communication with the freemen—was any other place used by any person—for instance, was there any at 3, Dame-street?—On the day of the election I do not know what was done because I was in the south city ward the whole day, from the morning to the evening.

6060. But did you understand from any persons that there were other places—was there any use made of No. 3, as far as you heard, for the purpose of holding communication with the freemen?—Oh, nothing that I was aware of.

6061. Or 47?—Nothing that I know.

6062. Did you ever hear that there was any mysterious communication held with freemen either on the day of the election or about that time—I mean in respect to their votes?—I understood that there was one room in which, I think, Mr. Harris was during the day of the election, and he took a great interest in the election.

6063. That was Mr. Harris of the firm of Ferrier and Pollock?—An elderly gentleman.

6064. With a white cravat?—I understood he was there on the day of the election.

6065. Was he there for the purpose of making up the returns?—Making up the returns, and seeing how many of the freemen had polled.

6066. Was there any place used for the purpose of prevailing on freemen to vote or gratifying them for voting?—Not that I am aware of.

6067. I presume you were present on some occasions when the gratuitous service papers were signed?—I got several of them signed myself.

6068. Was there any particular ward in which you were engaged more than another?—No; not during the election; except on the day of the election.

6069. In what ward that day?—The south city ward.

6070. Are there many freemen in that ward?—I do not think there are a great many of the freemen in that ward.

6071. Then on the day of the election had you nothing to do with bringing up freemen to the poll?—Nothing; I was an inspector.

6072. You yourself got a number of these papers signed you say?—I did.

6073. Did you see what number was signed by other persons acting on behalf of the candidates?—I have been handed them signed; and I always handed any that I got signed either by myself or by any other to young Mr. Byrne.

6074. To whom?—To Mr. J. O. Byrne.

6075. Did you ever hear it stated to the persons signing those papers what was the nature of them or the object of them?—Why, they were told to read them before they signed them. Any that I got signed I was told to be sure and tell them to read them, and that they understood them before they signed them.

6076. Was there anything particular said to them? Did they object to signing them when they saw what they were?—No; there was no one objected to signing them as far as I know.

6077. Was there anything said to them as to the form that was to be gone through of signing those papers?—Well, I believe they looked on it as I did myself, as a matter of form.

6078. From the way in which the subject was dealt with, was the impression left on you, and, as far as you could see, upon them, that it was to be regarded as a matter of form?—I am quite sure it was.

6079. As far as you could see, the persons that signed those papers did not consider themselves actually bound by them?—I know myself that some of them asked to be paid afterwards.

6080. Did you ever hear it said to any of them reading these papers—"Never mind, it will be all right after the election," or anything of that kind?—I think I may have made use of that observation myself.

6081. Do you recollect anything of that kind being said by others?—I do not recollect. I think I may have made use of that observation myself, and I think I have heard it said. I believe I did hear it said.

6082. Was it said that these had to be signed to keep things easy?—They were given to know that their services could not be accepted unless they signed something to that effect.

6083. But was it intimated to them in some way, direct or indirect, that for all that they would not be forgotten hereafter?—I think that they so understood it.

6084. Have you any doubt that a great number of the poorer class of persons that signed those papers did expect to get something hereafter?—So far as my own opinion goes I think they did.

6085. Were there many of those papers signed by freemen?—There was a good many of them, of course, signed by freemen. I know several of them signed by freemen.

6086. And I suppose a great number signed by the relatives and friends of freemen?—Well, I do not know about that. I think there was no one to sign them except those that had votes.

6087. Was it to get rid of the objection to voters being employed that the paper was devised?—Yes.

6088. Do you know who devised the scheme of the paper?—Well, from my own knowledge I do not; but I heard——

6089. What did you hear?—It was Mr. White.

6090. Mr. Thomas Fell White?—Yes.

6091. Did you see the proofs of the papers before they were printed?—No, I never did; I never saw them till, I think, the first that I signed of them, I got from Mr. Byrne, to get signed by some parties that were there, and I got them signed and handed them back to him.

6092. I believe they were distributed round the different wards to be signed in the different wards?—I do not know about that.

6093. You heard, of course, at the trial, at all events, of the arrangements made at 76, Capel-street?—I heard at the election petition trial.

6094. Did you hear any rumour of that before the trial came on to be heard?—Oh, I did; some little time before it.

6095. I suppose after the petition was filed and the particulars were given?—I think the first time that I heard it was after reading the petition and after it had been filed; I had the curiosity to read it.

6096. It did not appear in the petition itself?—It did not, but I heard it.

6097. I suppose it came to be known what the grounds were?—Yes.

6098. Did you make any inquiries at this time—the 15th of December the petition was filed—were you still acting with Mr. Byrne or Mr. Meredith?—Oh no, I do not think I was with him up to December.

6099. The end of November?—The latter end of November.

6100. Were inquiries ever made at Forrest's. Did you think of going to Forrest's to make inquiries at the time?—No, sir.

6101. You did not hear of any such inquiries?—I did not hear of any.

6102. You heard, of course, the evidence given at the trial as to the mode in which the tickets were received and money handed out?—Yes, sir.

6103. Did you ever see any of the tickets so used?—I did not; I heard they were railway tickets, and that was all.

6104. Did you see any of them?—No, I did not see them myself.

6105. You know that there was a poster up at 76, describing it as Marcus's offices?—I heard that at the trial but not before.

6106. Did you hear it till after the petition was filed?—Oh no; not till the petition was tried, I think.

6107. Did you ever see any proofs of them; they were printed by Mr. Forrest, as deposed by himself, twenty-five copies?—Yes, I heard him state that.

6108. Were proofs sent to Dame-street?—Not that I saw. I do not think anything of the kind would be sent there.

6109. You have heard of Mr. Henry Foster?—Yes.

6110. Had you known him long?—Not till the revision.

6111. He was an active supporter of the Conservative candidates?—I met him at the Inns-quay ward.

6112. You were not on the committee yourself I suppose?—No, I was not; I had to attend at the meeting.

6113. Was Mr. Foster an active member of that committee?—He appeared to be so.

6114. What aged man was he?—He was rather a young man.

6115. Under thirty?—I think about thirty-five or so.

6116. When did you see him last previous to the election—I mean how recently before it?—Oh, a few nights before the election, I saw him at Mr. Bradburn's—about half a dozen nights or so before the election.

6117. Is that Mr. Samuel Tudor Bradburn?—Yes, in his own house; myself and another, Mr. Wilkin, who was also connected with the committee of the Inns-quay ward, had to go up there to meet them by appointment, to go over the lists.

6118. And did you find, when you went there, Mr. Foster with Mr. Bradburn?—No; we found Mr. Lawler, who was the secretary of the ward; and afterwards I think Mr. Foster came in, and he did not remain long; he left us there. He was complaining of being in bad health at the time.

6119. This was in Mr. Bradburn's own house?—Yes.

6120. Where is that?—Cowley-place, opposite Mountjoy prison.

6121. Mr. Foster lived in the neighbourhood?—He lived in Mountjoy-street.

6122. Have you ever been in his house?—I have never been in his house.

6123. Have you ever met him in Bradburn's house?—Only once.

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6124. Have you ever met him anywhere except at the committee meeting of the ward, and at Mr. Bradburn's house that night?—I have seen him at 47, Dame-street.

6125. Did he frequently come there?—I have seen him there two or three times at all events.

6126. When?—Immediately previous to the election.

6127. Into which room did you see him go at 47, Dame-street?—Well, I think he went into the conducting agent's room. He has turned into the room where I was there with Mr. Mortimer, and walked out again.

6128. And Mr. Mortimer's room in which you were, I think you say was on the same floor with Mr. Meredith's room?—No; Mr. Meredith's room was directly over.

6129. Was Mr. Mortimer's room near Mr. Sutton's room—it was not in the same house, I believe?—No; Mr. Sutton's room was upstairs. The room that Mr. Mortimer and Mr. Johnson and I were in, was on the same floor with the candidate's room, and the room that Mr. Dillon Macnamara was in, and then there was a waiting-room opposite.

6130. When Mr. Foster used to come, was it into the candidate's room, or into your room that he went?—Well I have seen him come, and just walk out again—ask us how we were getting on, and walk out again.

6131. Did he come to make that inquiry, or to see other people?—I think he had been coming to see some of the gentlemen there.

6132. Can you say what room he used principally to go to when he was there?—I could not say that.

6133. Can you say was it into the room of either Mr. Sutton or Mr. Julian?—I believe so.

6134. Or did he go to Mr. Byrne's room?—I could not say.

6135. With the exception of these visits to 47, Dame-street, and the other occasions you mention, did you ever see him anywhere else?—I think I met him a few days after the election in Capel-street once, near the bridge.

6136. Walking?—Walking.

6137. Had you any conversation with him then?—Nothing, but merely to speak to him casually passing by.

6138. Did you ever hear that Mr. Foster had been supplied with any funds for the purpose of the election?—No; I did not.

6139. You never heard that he had funds to dispose of?—No.

6140. Did you see him again after the election, after the time you met him in Capel-street?—I don't think I met him more than once after.

6141. Were you ever in his house?—I never was in his house at all.

6142. Were you ever in any house with him?—No.

6143. Did you ever see him afterwards walking with any person?—No; I knew nothing of him at all till I met him at the committee rooms.

6144. Was there any member of the committee that he was intimate with?—He was intimate with Mr. Lawler, I know.

6145. The solicitor?—Yes.

6146. Do you believe he knew Mr. Fell White?—I am sure he did; he was living next door to him.

6147. Did you ever hear Mr. Fell White speak of him since the election?—No.

6148. Or before it?—No.

6149. Did you ever hear Mr. Lawler speak of him?—Since the election?

6150. Any time since the election?—No; I never did.

6151. Have you heard anything at all about him since the election?—I heard enough of talk about him.

6152. Did you ever hear where he was?—I heard he was on the Continent.

6153. Where did you hear it said he was?—I don't know where. I forget now. I think I heard last week he was in Belgium.

6154. In Brussels?—Yes.

6155. Did you hear that any of his family had gone to join him?—I did not know anything about his family.

6156. Did you hear?—No; I did not.

6157. Did you ever hear the names of the young Malleys mentioned in connexion with the election?—Not till a few days before the election. I never saw them about the place at all till three or four days before the election.

6158. When the election petition came to be discussed, either before the trial or about the time of it, did you hear the Malleys mentioned?—I never heard their name mentioned, and I believe it never was.

6159. Not at the trial; but did you hear it discussed outside?—Never.

6160. Do you recollect you said that Mr. Harris spent a good deal of time at 47, Dame-street?—The only way I had of knowing that is, that there was a door broken between the two houses; and the night previous to the election that door was built up, and, I think I heard Mr. Harris say himself that he would be in that room the next day.

6161. The room that the door——?—The passage between the two houses was built up previous to the election.

6162. Built up or boarded?—Built.

6163. And you say you heard Mr. Harris saying that he would be in that room next day? Which room do you speak of?—It was the room outside, a sort of waiting-room outside where Mr. Dillon Macnamara was; and on that day Mr. Dillon Macnamara occupied the room that Mr. Mortimer and I were in.

6164. I don't exactly understand the arrangement of the house?—There were two houses.

6165. What floor?—The two-pair floor.

6166. The two-pair floor communication was built up?—Between the two houses.

6167. That is, between——?—Forty-seven and forty-eight.

6168. Was it opposite to Mr. Sutton's private room?—It was underneath Mr. Sutton's room.

6169. Was one of the rooms you speak of the room that Mr. Hodson used to sit in?—Mr. Hodson did not sit in any room that you speak of.

6170. Mr. Meredith stated to us that Mr. Hodson had clerks there; Mr. Hodson was in charge, he said, of one room?—Oh, that was the drawing-room floor that Mr. Hodson took charge of, and Mr. Campbell had charge of the other room.

6171. But this particular door?—Was on the two-pair floor.

6172. Was it between the front room and the back room?—It was on the lobby—the passage of the lobby between the two houses. It had been opened specially for convenience, and it was closed up again.

6173. Which was the room that you say Mr. Harris was to occupy? Was it a room next the Castle? One of the houses, you know, was nearer the Castle than the other?—It was the other house—the house that is taken down.

6174. The room Mr. Harris was to occupy was to the right of the lobby where the door was broken open?—To the left of the lobby as you go upstairs.

6175. Was that the room that was used next day in casting up the tallies and numbers—the two-pair upper?—I think it was.

6176. Or was it on the drawing-room floor that they were making up the poll from time to time?—I don't know where they made up the poll on the election day. I was not there till night.

6177. You heard Mr. Harris say that he would occupy that room?—I heard him there at the time I mean.

6178. Was that the day before or the night before the election?—The night previous to the election.

6179. It was built up at night?—It was closed up—the passage between the two houses.

6180. Did you hear the next day or week how the room had been used by Mr. Harris?—I don't know how it was used.

6181. Did you hear anything said about it?—No.

6182. Did you ever hear any rumours as to who it was that exchanged the railway tickets for £5 notes?—I never heard. I could not tell who it was.

6183. But did you ever hear it said who the persons were?—No, I never heard anyone mentioned.

6184. Is there any person that to your knowledge could give us any information on that—who do you think could tell us?—I don't know. Perhaps Mr. Campbell would know something about it.

6185. You have told us that on an occasion after the election, those special tally agents came to be paid, and that you were sent by Mr. Meredith for pound notes and silver for the purpose. Do you recollect before the election any person bringing a quantity of coin?—Bringing money.

6186. Bringing money—I mean bringing cash?—Oh, I have seen cheques sent out and cash coming in for the expense agents from time to time.

6187. Do you remember was there any hard coin brought there, gold for example?—I heard talk some way, through the house, something about gold being changed into notes.

6188. Gold turned into notes or notes into gold?—Gold into notes.

6189. Gold into notes?—Yes.

6190. Where did you hear that?—Some time previous to the election.

6191. Of gold being turned into notes?—Yes.

6192. Who was it that told you that?—I could not tell, I heard some talk about it.

6193. Whose name was mentioned in connexion with it?—Well, I don't recollect that I heard anyone's name mentioned.

6194. What was the alleged purpose of turning gold into notes?—I could not say, nor I don't know whether it took place or not.

6195. Well, but when you heard it said that gold was turned into notes, was it not said for what purpose—what was the meaning of it?—No, I did not hear that.

6196. Mr. TANDY.—Were they small or large notes?—I could not say.

6197. Mr. LAW.—Did you ever hear that any gold was sent to the bank to get £5 notes?—Well I heard some talk of it, but I don't know anything about it.

6198. Yes; but when you heard talk of it, who was it that you heard mention it?—As well as I recollect it was down stairs either in the hall or in the waiting-room that I heard the talk.

6199. I mean, whom did you hear mentioning it?—Oh, I could not say; there was always a lot of parties about the hall.

6200. This was at 47, Dame-street?—Yes.

6201. Who were they? Were they members of the staff?—Oh no, certainly not.

6202. Were they strangers?—There was always a lot of men hanging about.

6203. Freemen, or others waiting for employment or what?—Waiting to see Mr. Sutton, or perhaps the candidate. There was always a lot hanging below stairs.

6204. I believe there were barricades to prevent them from coming up?—There was a bar that fell down with a hinge. Sometimes you could not go up stairs with the crowd of people.

6205. Did this discussion that you heard take place in one of those rooms?—In the parlour of one of the houses where they generally waited.

6206. Do you not recollect any persons that happened to be in the room even though you don't remember speaking to them?—I do not. There was a great crowd in the room the night I heard it. It was the night previous—I think that they were taking the names of the men that were going down to Drogheda.

6207. To Drogheda?—Yes; making a list of the names of those that were going down to Drogheda.

6208. Was there a list taken of men that were going down to Drogheda—There was.

6209. On the night before?—On the evening before the Drogheda election.

6210. The Drogheda election was the day after the Dublin election?—I think the day after the city election—I forget the date.

6211. The day of the Dublin election was Wednesday, the 18th?—The 18th.

6212. Was this taking down of names for service in Drogheda before the Dublin election or after it, as well as you recollect?—I think the names were taken down the evening previous to the Drogheda election; but what day the Drogheda election was I don't know for I was not there.

6213. Who took them down?—A man named Kennedy, and somebody else were taking down the names.

6214. What is Kennedy?—He is a book-keeper—a clerk somewhere.

6215. Where does he come from?—He lives in town.

6216. Is he from the railway?—He lives here in town. He is not connected with the railway.

6217. Do you know what his name is?—William Kennedy, I think.

6218. Do you know where he lives?—I think in Brown-street.

6219. Your recollection is that he was taking down names to go down to Drogheda?—Yes.

6220. Do you remember the name of any person else?—That was taking down names?

6221. Yes?—I think a young man named Connolly was assisting him.

6222. Where does he live?—I do not know. I only know that he was employed.

6223. In what room were they taking them down?—Down stairs.

6224. On the ground-floor?—The front and back parlour of No. 47; I think the house is still standing.

6225. I don't want to press you too closely, but can't you recollect whether it was after the Dublin election that this took place?—All I can recollect is, that it was the night previous to the Drogheda election.

6226. Of course they were to go down next morning, when their names were taken down in that way; were you engaged in taking them down?—No.

6227. Were they to get any remuneration for going?—They were told that they would be paid I think £1 each.

6228. Were they told that by these men Kennedy and Conolly?—I think Kennedy told them.

6229. Have you any idea how many names were taken down?—Oh, there was a great number.

6230. Have you any idea whether any of them were freemen or not?—I am sure there were.

6231. I suppose you do not know whether young Malley's name was taken down or not?—He told me he was there.

6232. Did he tell you that he was there employed in this way?—Oh, yes, I know that Bloxam was there and went down to Drogheda; at least he said he would go—he was there at the time.

6233. I suppose besides getting £1 they were to get——?—They were to get their fare, I believe, some refreshment, and £1.

6234. I suppose if freemen had voted the right way—this was after the election—they were pretty sure of getting employment in this way?—I don't know: I think anyone that would have gone down would have been taken down—could have got down.

6235. Was it during the discussion about these preparations for the Drogheda election that you heard this mention of the gold and notes?—It was in the course of that day.

6236. Among some of the parties gathered in for that purpose?—Yes.

6237. That's your recollection, but you cannot tell who said it; were these men Connolly and Kennedy there at the time when this talk was going on about

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gold being turned into notes?—I could not say whether they were or not, but I presume they were. The two parlours were crowded; they had to shut the doors and put the people out there were so many.

6238. Were both those men taking down names in the one room, or was there one in each room?—Kennedy was inside in the front room as well as I recollect; Connolly was standing at the counter in the front room calling out names to see how many of those on the list were there. The names were taken down somewhat earlier in the day, and they were told to come back in the evening.

6239. For railway tickets—were they supplied with tickets in the evening?—To get instructions as to what they were to do.

6240. They did not get the money at that time?—I don't know whether they have got it since or not.

6241. Did you hear it said—whoever it was that spoke of it—what was the meaning of changing gold for notes—was there any particular class of notes?—I don't recollect that there was anything of that kind mentioned.

6242. Were you aware of any money being ever got for purposes connected with the election from any other source than the Bank of Ireland?—I was with young Mr. Byrne on a car when he got money in Guinness & Mahon's in Dame-street. He went in with a cheque in his hand. I was with him on the car. He went first to the Royal Bank and got a cheque cashed there. I remained on the car, and he went across the street; he drew the cheque out of his pocket and came out with the money. He got cash for the two cheques.

6243. For the two cheques?—One on the Royal Bank, and the other on Guinness and Mahon's.

6244. Have you any idea whose cheque it was that was drawn on Guinness and Mahon's?—I don't know that.

6245. Or what the amount was?—Nor what the amount was.

6246. Was it notes you saw, or coin?—Both notes and coin.

6247. Silver?—No, gold.

6248. How long was this before the election?—A few days; just after he had the first set of street lists finished. I had been working with him in his house a couple of nights.

6249. In his own house?—In his brother's house, where he stopped at that time. I mean Mr. John Ousely Byrne.

6250. You had been working with him a couple of nights?—I had been up a couple of nights with him.

6251. Besides the building up of this communication between the two houses, was there any other work—carpenters' or other work, done at the time for the purpose of the election?—Nothing that I know.

6252. Was there any particular person to whom applications for work, or employment were referred?—In the case of any parties that wrote letters, asking for employment, and that were recommended, the letters came down to the room where I was with Mr Mortimer; he registered the letters in a book, with the names of the party, and of the parties recommending; or, if a gentleman came in to recommend a party, he took down the name, and the name of the party recommending, and entered them in a book, classifying them as he thought proper.

6253. Who determinend whether these persons should get employment or not?—That book I believe went up stairs before Mr. Williamson, and young Mr. Byrne; and I believe young Mr. Byrne selected the parties.

6254. You mean Mr. John Ousely Byrne?—Mr. John Ousely Byrne.

6255. Is there an elder Mr. Byrne?—There was his father, who was there back and forward very often.

6256. What is young Mr. Byrne's occupation?—He is a barrister.

6257. Of course we know of 76, Capel-street, and as far as you have told us, we have heard about the Temperance Hall; did you ever hear of any othe place that was used by anyone, for the purpose of communication with the freemen?—No.

6258. Did you ever hear of any other name than Mr. Byrne's, as holding communication with the freemen on the day of the election, and Mr. Campbell's, I think you said?—I heard of Mr. Crosthwaite, and Mr. White's son.

6259. Thomas Fell White's son?—Yes; they were very active in instructing those men that were employed as special tally agents on that day.

6260. And—coming back to these young men—these young men, I believe, special tally agents, had been selected a day or two before?—I don't know when they were selected.

6261. You told us a list was prepared—was it prepared before or after the election?—After the election.

6262. Did you ever hear under whose charge these young men were placed—who commanded them?—I heard they were partly under the charge of young Mr. White and Mr. Crosthwaite. I don't know whether there is any truth in that or not.

6263. What is Mr. Crosthwaite's name?—Davenport.

6264. That is the gentleman who was mentioned in the inquiry before Judge Keogh; is Mr. White's son a professional man?—I think he is serving his time to his father.

6265. Did you hear the names of either of the Malleys mentioned as having any charge?—I did not, nor I don't exactly know what the Malleys were doing on the day of the election. I never heard.

6266. Did you ever hear who distributed the tickets?—Except so far as I heard it at the election petition I know no more about it. There were some young men who followed the parties and put the tickets into their hands.

6267. Was there any room in 47, Dame-street, kept more securely closed or more secret than another?—There was. There was the room that Mr. Campbell had a number of young men in, which was kept closed, and no one—at least I have been sent down, of a message, and I saw no one get into that room except those that he had under him there.

6268. What house was that in—that was in 47?—That was in the house that is at present standing—the back drawing-room.

6269. Was that room placed entirely under Campbell's charge?—Entirely under his charge.

6270. How many clerks had he?—I don't know; he had a good number.

6271. Half a dozen?—Oh he had more; certainly a dozen.

6272. Do you know any of the clerks?—Mr. Fitzgerald, Mr. Crofton; I think Mr. Connolly was there.

6273. That is the person mentioned before?—Yes. Mr. Yoakley. I could not recollect them all, it is so long since now; they were all strangers to me.

6274. About how long were they employed in this way under Campbell; did they remain there up to the election?—Well, there was not much to be done immediately before the election.

6275. Did they remain there till a few days before the election?—Some days before the election.

6276. What were Campbell's duties on the day of the election? I suppose he had then ceased to occupy that room—he was not there on the day of the election?—I don't know where he was on the day of the election except what I have heard.

6277. You saw a number of those special tally-agents paid?—I saw them nearly all paid.

6278. I think you said before that some of them were very young men—quite boys?—Some of them were so young that I was surprised at their getting anything like two guineas. Some of them were mere boys.

6279. Mr. TANDY.—Were you actively engaged about the revision?—I was.

6280. In searching up different persons?—I had charge of one ward, and when I had that finished I

took up another ward. My business was exclusively with the lodger franchise.

6281. What ward were you in charge of?—Merchants'-quay ward first, and then Inns-quay ward with Mr. Winton.

6282. Do you know any person living in the neighbourhood of Gloucester-street or Seville-place, who was active at the election times?—Mr. Mortimer lived in that direction.

6283. Do you know any other person?—I do not, that I can recollect.

6284. Or in the neighbourhood of Buckingham-street?—Not that I recollect. Mr. Thomas Henry Parkinson lived in that direction.

6285. Does he live there?—He lives in Richmond-place, as you go round from Buckingham-street.

Adjourned.

Fifth Day. *December* 3. James B. Frazer.

SIXTH DAY.

Sixth Day. *December* 4. W. Walker.

Saturday, December 4, 1869.

W. Walker, a freeman, addressed the Commissioners at the sitting of the Court. He said :—

I wish to speak a few words before the business commences. I have been attending here every day since Monday. I am under pecuniary loss, because I have five children depending upon my weekly wages.

Mr. Law.—You must have heard it stated that no one need attend till he received notice ; this intimation was given on the first day, and afterwards upon the second day, it was announced that persons wishing to be relieved from attending should mention the fact to the Secretary. This was publicly stated, and we understand you were told so.

W. Walker.—You said that witnesses would be indemnified for any pecuniary loss to which they might be put.

Mr. Law.—But you were also told that witnesses would be informed by notice a day or two before their attendance was required.

Mr. Tandy.—This was distinctly stated in court.

Mr. Law.—If you chose to waste your time here we cannot help you.

James B. Frazer's examination resumed.

James B. Frazer.

6286. Mr. Law.—Those gratuitous service papers—tell us at whose suggestion or idea they were got up?—I think I heard it stated Thomas F. White.

6287. Did you ever hear that stated amongst the persons in the room?—The first time I heard it was at the trial of the election petition.

6288. Did you ever hear or know that any of those papers were signed, when Mr. White was by?—No ; I don't remember.

6289. Did you ever see them signed in the presence of Mr. Byrne?—No, I don't recollect I did, but I handed them signed to Mr. Byrne.

6290. Did you ever hear Mr. Byrne or Mr. White say anything as to why they were signed?—No, but I understood the reason myself.

6291. Did you ever hear these, or any other persons connected with the conduct of the election, state why the papers were signed?—No, I did not.

6292. Was there any attendance book in which the clerks acting under those papers signed their names?—No, there was not ; the clerks of Mr. Campbell had a book ; there was another book in another room, and the volunteers signed their "attendance" in one end of the book ; the book was reversed.

6293. Did the "volunteers" enter the time at which they arrived?—Yes.

6294. So that the gratuitous people entered the times of arrival and departure, like the others, though in a different part of the book?—Yes.

6295. Was this done by any other clerk or person in Campbell's room?—It was done in the other rooms by the clerks, over whom Mr. Walsh or Mr. Hodson had control.

6296. Was the same course pursued in the other rooms presided over by Walsh and Hodson?—There was an attendance book in Mr. Walsh's room.

6297. What class of business did his clerks do?—Sending out circulars to rated occupiers, and filling the tickets for polling.

6298. Had Mr. Walsh charge of the rated occupiers and lodgers, not the freemen?—Yes.

6299. Did any of Mr. Walsh's clerks sign "gratuitous" service papers?—Yes ; some did.

6300. Did they enter their names in the same way as in Campbell's book?—Yes.

6301. Was a similar attendance book kept in any other department?—I never saw any ; when I went up stairs I did.

6302. Was there any book of persons employed who refused to sign the papers?—I never heard of any who refused.

6303. Did you hear there was any book in which the names were entered of those who would not sign that they would work for nothing?—I did not.

6304. How many clerks had Campbell under his charge?—I cannot say.

6305. A dozen?—A dozen or more. I was with him myself, and I saw more than a dozen.

6306. Had he ever as many as two dozen?—I do not think he had.

6307. Were all in one room?—At one time the front and back drawing-rooms of Nos. 47 and 48.

6308. Were the two rooms filled with clerks. I cannot say how many he had, but he had from a dozen, to a dozen and a half at different times—according as they had work, they were removed from one to another.

6309. His department was for the freemen exclusively?—Yes.

6310. Were any of the clerks in that room freemen, or connected with freemen?—I think one or two were freemen—one certainly was—and he is a freeman himself.

6311. Were any relations or connexions of freemen employed?—I think so, but I am not sure.

6312. While Campbell was working away with his clerks, was the room kept closed?—At one time it was kept closed—the door was kept locked.

6313. When was that?—Immediately after moving there, when they were preparing the lists ; they could not get the official list, and therefore were preparing them from the books of the revision, immediately after removing to 47, Dame-street.

6314. For how long was that practice pursued?—Certainly for a week or more.

6315. Welsh, we have heard, had three rooms?—The two drawing-rooms in No. 47.

6316. How many men did he employ?—About twenty.

6317. There was an attendance book in that room also?—Yes, the volunteers signed at one end of the book, and the paid clerks at the other.

6318. Mr. Byrne had a room also?—Yes.

6319. At the top of the house?—The first room he had was at the bottom of the house, and the last was at the top.

SIXTH DAY. *December 4.* James B. Frazer.

6320. How many clerks had he?—For a week or so, only myself and two young lads; afterwards he got a staff of young men out of college; they were a better class—medical students and others—a son of Mr. Callow, coach builder, Westland-row, was one.

6321. They were, I presume, better paid than the others?—I do not know, but it was rumoured in the house that they were better paid.

6322. How many had he at the time of the election?—Six or eight.

6323. Were these people employed a fortnight or so before the election?—Yes.

6324. They remained till the election?—They did.

6325. It was before that you were there with two boys?—I was brought down to Mr. Mortimer's.

6326. Was M'Neill there still?—He had been removed.

6327. And placed with Mr. Mortimer?—No, Mr. Mortimer was there before M'Neill's removing. Some dissatisfaction was expressed about M'Neill.

6328. Why?—Mr. White expressed dissatisfaction about his interference.

6329. Did Mr. Byrne?—I do not know, but I heard them joking and laughing about getting rid of him. I heard Mr. White and Mr. Byrne.

6330. What did they say, what fault did they find. Did they insist that he should be removed?—I believe they did; I believe there is no doubt about it—he was sent to Sackville-street to the North City ward.

6331. What time was it before the election—a fortnight?—It was more; it was three weeks or a month.

6332. Did you ever hear Mr. Byrne or Mr. White speak of M'Neill's expenditure of money?—I heard remarks made about his extravagance in ordering stationery and things.

6333. Was it merely that he got things that were too good, or that he paid too much for them?—The bills had not been sent at the time, it was more in reference to the furnishing of rooms that I heard the remark—upholstering, carpentering, &c.

6334. Do you recollect the Saturday before the election, the 14th? Do you recollect any gold coming to No. 47?—No.

6335. Did you at any time state that gold was brought there by Mr. Fell White?—I do not recollect.

6336. Do you recollect hearing of Mr. Fell White bringing any gold?—He used to bring his despatch box; a long box, eighteen inches long—that was got at Austen's, I think—this I have seen him carry up stairs.

6337. Did you ever say or give it to be understood that Mr. White brought gold there at any time before the election?—I never saw any gold.

6338. Did you hear he had brought it in?—I don't think I did.

6339. I think you told us yesterday, that some of the persons employed, and who received two guineas a day, were very young?—Some of them were very young.

6340. What might be their ages?—Some of them were not more than fourteen or fifteen years of age.

6341. Did you understand whether they were in any way related to freemen?—I believe some of them were sons of freemen.

6342. Do you know whether all of them were sons of voters?—I am not sure about them all, but I know some of them were from their names; I take that they were, and from their appearance.

6343. Some of these were sons of freemen?—Yes; some young men of the name of Thorpe—they are free.

6344. A list was given by Mr. Fell White to Mr. Meredith for payment?—Yes. He gave the list in his own handwriting, and said that the persons in it were to be paid, and to call the following day. I called the names, and one by one let them into the room. Upon one occasion, a number rushed in, and we had to clear the room.

6345. Do you know who the insurgents were that rushed in?—A number were waiting to be paid, and Mr. Meredith would not pay them.

6346. Do you know any of those persons?—Some of those who expected to be paid for election services, but I do not remember their names.

6347. Did Mr. Fell White or Mr. Meredith say when these persons would call for payment?—At ten o'clock the following day, and Mr. Meredith drew a cheque for £105; the cheque was drawn in my favour.

6348. What day of the week was it?—I cannot tell that, the cheque will say. Mr. Fell White said they would be there next day. They were paid one by one; they did not all come up next day.

6349. How many were there altogether?—Fifty, and some three or four more joined; the cheque was for £105.

6350. Did you ever hear that any dealings with tickets went on in the Temperance Hall, Halston-street? That payment was by tickets?—I did not hear.

6351. Did you ever hear of any transaction or communication, about the time of the election, with freemen, at 24, Dame-street, as to the payment of them by tickets?—There was supposed to be a William Johnson at 24, Dame-street, and parties came to the William Johnstone at 47, Dame-street, with a letter purporting to be signed Wilson Johnson; he would tell them he was not the party, but that perhaps they would find the Wilson Johnson they were looking for was at the other side of the street, No. 24, Dame-street.

6352. Did you see the letters, and what were they about?—Telling the party to call; principally out-voters brought those letters.

6353. Was it in reference to expenses?—Something in reference to that. When he would read the letter—a lithograph letter—he would say, "I have nothing to do with this, I am not the Wilson Johnson who signed this, but perhaps you will find him at 24, Dame-street."

6354. I believe that house, No. 24, Dame-street, has a number of offices?—It is the County Registration Office; Mr. Thomas Parkinson also has an office there.

6355. It was there that Wilson Johnson, whoever he is, had an office?—Yes.

6356. Were you ever up in that room?—I was.

6357. Were you admitted into it?—I saw an old gentleman, and he told me that Mr. Johnson had gone out. I was sent there with a letter for Wilson Johnson.

6358. From whom?—It was from William Johnston, of 47, Dame-street.

6359. Was it addressed to the other Mr. Johnson?—I don't think there was any address. I was told to give it to Mr. Johnson, and when I arrived at the upper rooms, the back and front were open, and upon the stairs, after you pass Mr. Parkinson's office, a white bill, a printed bill—Mr. Johnson's office was upstairs.

6360. Did it appear when you looked in as if the two rooms were thrown into one?—No, the doors of both were open; it was not a single room in two.

6361. Where did you find the elderly gentleman?—He generally came out upon the lobby.

6362. Would you know that elderly gentleman again?—I think I would.

6363. Do you see him in court?—I do not.

6364. It was not Mr. Crosthwaite?—No.

6365. Do you know who he was?—No.

6366. Did you ever see him before?—No.

6367. Or after?—No.

6368. Did you ever, in the course of your dealings in this matter, ask who the person was that thus took upon himself to act for Wilson Johnson?—I did not; it never struck me.

6369. Did you leave the letter you had been told to give to Mr. Johnson with that elderly gentleman?—Any letters I was sent with I left with Mr. Parkinson or that gentleman.

6370. Were you ever, upon any occasion, sent with letters by anyone but Wm. Johnston, letters you were to give to the gentleman in 24?—Never, by anyone, but by William Johnston; I was sent several times.

6371. Were you directed by him to give the letter to Mr. Wilson Johnson?—I was directed to take the letter over to No. 24, to Mr. Wilson Johnson; at other times I got a letter to give to Mr. Parkinson.

6372. Did you get a letter at No. 47 more than once to give to the gentleman in No. 24?—I am sure I did.

6373. Did you ever see anyone who said he was Wilson Johnson?—No, I never did; he was always gone.

6374. Were you always received upon the landing?—I do not think I was ever in the room. The door was not shut, it was open.

6375. Did the occupant always come out?—He was either in the back or front room; if I went towards the back room, he would hear my footstep and come out upon the lobby. I was never in the room.

6376. Did you see that the rooms were furnished?—They were furnished as offices, for I was in one of them afterwards.

6377. Did you ever after that see the same elderly gentleman?—I do not think I did, I could not say I did; upon the night of the county election, when making up the poll, I was there.

6378. Who was the occupant of the room then?—Some three or four gentlemen, who were making up the poll books for the county election.

6379. Who were they?—Mr. Harris and Mr. Gerrard.

6380. The secretary?—I do not know whether he or his brother was the secretary.

6381. Mr. Harris is at Ferrier and Pollock's?—He was there assisting to make up the poll books.

6382. Was he the elderly gentleman?—No.

6383. Was Mr. Gerrard that elderly gentleman?—No, he is young.

6384. Is he solicitor to the county society?—I am not sure which, there are three Gerrards, and I do not know which was making up the poll book, I think that all were there.

6385. When you got a letter from William Johnstone, of No. 47, Dame-street, to deliver to Wilson Johnson, at No. 24, Dame-street, did you always bring that without any address?—No; I brought a letter addressed to Mr. Parkinson or Mr. Alma.

6386. That is Mr. Alma, the solicitor?—I don't know whether he is or not.

6387. Are the offices of Messrs. Alma and Hacket in that house?—No.

6388. When you got a letter for Mr. Alma or Mr. Parkinson, the name was always on the envelope?—Always, the letter was closed and addressed.

6389. Did you ever get a letter addressed to the unknown Wilson Johnson with his name upon it?—I think I did.

6390. You got a letter from the one Mr. Johnstone to the other?—I did.

6391. Did you ever deliver a letter so addressed to anyone but the elderly gentleman?—I believe I delivered one to Mr. Parkinson.

6392. How long was this before the election?—Some two or three days. I don't believe that Wilson Johnson was more than seven or eight days—perhaps ten days, there.

6393. When you delivered the letter to Mr. Parkinson for Mr. Johnson did he receive it for him?—He said he would give it to him.

6394. Was the poster upon Mr. Parkinson's lobby?—Yes, and one, I think, below stairs, was posted upon the wall.

6395. Was it large? Were the letters large?—A long strip, and the letters were about two inches.

6396. Can you tell us, did you ever hear who the elderly gentleman was who represented, or acted for Mr. Wilson Johnson, and received the letters. Did you ever hear anybody say who he was?—I don't think I did. I may have heard Mr. Crosthwaite's name mentioned. I think I did.

6397. Can you tell who mentioned Mr. Crosthwaite's name as that of the gentleman to receive the messages?—I think it must have been during the time of the election petition it was mentioned.

6398. Did you not hear while in 47, Dame-street?—I did not know Mr. Crosthwaite's name, nor hear his name mentioned, till the petition trial.

6399. Did you not hear at the time who the person was that received the letter?—I did not understand it at all.

6400. But at all events Wm. Johnston frequently sent letters to that unknown Wilson Johnson, by your hand?—He did, and Mr. Parkinson, upon one or two occasions, received the letters or that gentleman, saying it should be delivered—one or two he did.

6401. Did you ever hear that any tickets to be used for the purpose of payment, were given to voters in 47, or 48, Dame-street?—I never heard anything about them.

6402. Tickets or vouchers used by Mr. Harris?—No. I heard at the petition trial some circular was issued, but I don't know.

6403. Did you ever hear it before the election petition trial?—No.

6404. Did you ever hear that on the day but one after the election,—Friday, the 20th—anything in the shape of payment or gratuity was given at Byrne's in Lombard-street?—I heard at the petition inquiry that some of the voters went with the ticket to the Committee-rooms in Westland-row and were directed to go to Byrne's. There was a great deal of inquiry about it at the trial of the petition.

6405. Did you hear before the petition that some operation of that kind had taken place at Byrne's?—No, I did not.

6406. Do you recollect after the election, letters coming to the office from persons asking for money?—Letters.

6407. Yes, letters from persons asking for money? Oh, there were a great number.

6408. Am I right in saying this was after the election?—No, previously.

6409. Do you recollect any letters, after an application for money, being referred to Mr. Mortimer?—Correspondence as well as I remember, that came to the conducting agent, came down to the room in which I was with Mr. Mortimer and Mr. Johnston, applications for employment and anything else.

6410. Do you recollect after the election any letter applying for money, being referred to Mr. Johnston, Mr. White, or Mr. Byrne?—None after the election.

6411. Was it your duty at any time in the room where Mr. Mortimer and Mr. Johnston were, to send circulars to voters?—Yes, to everyone who applied for money or expenses.

6412. A printed circular?—Yes, there were three printed circulars, almost the same in form, with the exception that the first circular had the extract from the Corrupt Practices Act upon the fly-leaf.

6413. The others had not, I suppose?—I do not believe they had the printed circulars; I stated that it could not be done, that it would be illegal to make any payment as heretofore.

6414. That was all before the election?—Oh, certainly, previous to it.

6415. How many of these applications came?—I could not tell; Mr. Johnston had all in his box; a book in which Mr. Mortimer registered letters, will show which had reference to expenses or employments.

6416. Was any record kept of letters for payment—not of expenses or employment, but payment? They were recorded as letters asking for expenses.

6417. Suppose a voter wrote, stating that he would be very happy to vote if he got a £5 note?—There was no such letter as that.

6418. Were all the letters seeking payment of expenses?—A letter would come from a party saying that an execution had been issued against him, and that he could not come out of the house.

6419. Do you remember that happening?—I do.

6420. Do you remember whether any of the letters seeking employment or relief from difficulties, came from freemen?—I know that some of them were from freemen.

6421. Were all letters, so far as you remember, registered by Mr. Mortimer?—I am sure they all appear

in Mr. Mortimer's book, he was very particular. He has a very peculiar way of doing business. We checked them over, put a number upon each letter and the name of the party, and they were tied in a bundle that the number in the book might correspond with the letter, they were in an alphabetical book, a very large book.

6422. You told us these letters were placed by Mr. Johnston in a box?—When Mr. Johnston came, he took all the letters from Mr. Mortimer, and left with him merely the application for employment.

6423. Did he leave the letters of application?—Yes.

6424. Did he take away all the letters asking for expenses?—I put them all in a box and sent the box to him.

6425. Do you recollect upon any occasion being directed to prepare the circulars—the letters of refusal—to be sent to those people?—Yes.

6426. Do you recollect upon any occasion being told to put the letters in envelopes, but not to seal them?—Mr. Johnston, Mr. Mortimer, and myself, addressed the envelopes, and put in the circulars—Mr. Johnston and Mr. Mortimer left, telling me to leave the letters tied together, as they might require to be checked, and I left them there in envelopes.

6427. Did you close them up, and fasten them in the ordinary way?—I did not.

6428. Were you directed to leave them to be checked?—Yes.

6429. Were postage-stamps upon them?—I used impressed stamps.

6430. Post-office envelopes?—We used the impressed stamps so long as we could get them. I tied them up in a bundle, I put a cord round them, and placed them on the chimneypiece.

6431. Had you to go anywhere?—I had to go to my dinner; it was after five.

6432. When did you return?—About seven.

6433. Were the letters posted when you came back?—No.

6434. Were they fastened up—was the adhesive part of the envelope closed?—Yes, I closed it; I did not check them—I merely counted them to see that the number was the same.

6435. Did you post them?—I did; I put them in the General Post-office.

6436. Who was in the room when you came back?—I do not recollect; but there was a person named Smith, who was employed as a messenger or caretaker. He was upon duty always at the door to take the names; he has died since.

6437. Was he upon duty at the foot of the stairs?—No; upon the lobby. I was there.

6438. Were there more than two?—No; one above, the other below; two on the lobby—one to remain the other to go away—one went of messages.

6439. I think I asked you before about the list of young men who were employed on the day of the election—was that list kept in a book or on a sheet of paper?—It was in a book, on a leaf of a ruled book.

6440. There was no separate list of these young men on a sheet of paper?—There was not.

6441. What sort of a book was it in which it was kept—was it foolscap size?—Yes; about that size.

6442. Was it a book that was used for any other purpose?—There were other names in it, the names of those to be employed or of those employed were in it on different sheets.

6443. Did you hear from Mr. White or from anyone under whose charge those young men were?—I did not; I only heard a rumour of it since the election.

6444. Do you know if young Mr. White was one of the young men on that list?—On the list for payment?

6445. Yes?—Certainly not.

6446. Had he anything to say to these young men?—I heard he had; I heard he had charge of some of them on that day.

6447. Who told you that he had charge of some of these young men, do you recollect?—I don't recollect who told me.

6448. Did you hear it in or about the time of the election?—It was since that I heard it.

6449. When you say you heard he had charge of some of these young men on that day, do you mean the day of the election?—Yes.

6450. Mr. Tandy.—Was there any other person of of the name of Frazer employed in connexion with the election but yourself?—Certainly not; at least, not that I heard of. I knew no other person of the name employed.

6451. Could you tell us how the Temperance Hall in Halston-street was employed for election purposes?—It was only employed on the polling day.

6452. Was that all?—That was all; it was taken by Mr. James Fitzgerald for that purpose.

6453. Did you hear of any meetings having been held there previous to the election?—I did not.

6454. You saw a receipt signed by Abraham Malley?—Yes.

6455. Did you know any person of that name?—I did not.

6456. Did you know any person that passed under that name, or that was known by that name?—I did not.

6457. You say you were engaged in the revision from the month of June or July?—From some time in the middle of June.

6458. Had you been engaged on former occasions at the revision?—I was not; I wasn't in Dublin then.

6459. Were you never engaged before at the revision?—Never, until that year.

6460. How did you get employment at the revision—was it through anybody who knew you you got it?—I went to Mr. Bloxham.

6461. Had he known you previously?—He had not.

6462. Did you bring any recommendation from any person who knew you to Mr. Bloxham?—I did not.

6463. How did it come that you were engaged?—I met some of the young men one day that had been employed. They told me that they were employing parties for the revision. I then went to Mr. Bloxham, and he sent me to Mr. Byrne. I was then set to work immediately.

6464. Mr. Bloxham did not know you previously?—He did not.

6465. Had Mr. Byrne known you previously?—He had not.

6466. Was there anyone engaged in the revision who had known you previously?—I knew some of the young men employed at the revision.

6467. Did you know no one else?—I did not.

6468. Which of the young men employed in the revision did you know—tell me the names of those you knew?—I knew two or three of them. I knew a good many of them by appearance.

6469. Do you recollect the names of those you knew?—I knew a young man named Thompson very well, as I lived for a length of time next door to him near Glasnevin.

6470. Do you recollect the names of any of the others that you knew?—I didn't know the others intimately.

6471. You knew that Mr. Bloxham was employed for the payment of money?—He was always with Mr. Hodson when paying the carmen and the like.

6472. What did he in the business?—He was generally—he was always employed in the office.

6473. Was he employed in doing any out-door work?—I never heard that he was.

6474. Do you believe he was?—I don't believe he was.

6475. You say you never heard he was employed in doing any outdoor work?—I never heard it.

6476. You say you never went into the top room

where Mr. Wilson Johnson, of 24 Dame-street, was supposed to be?—I never went into it.

6477. Were you ever told not to go into that room?—I was not. I might have often gone into it if I had any curiosity to do so.

6478. Where did you generally meet the old gentleman?—I met him generally on the stairs.

6479. When you were sent with letters or messages addressed to Mr. Wilson Johnson, to whom were you told to hand them?—I wasn't told to hand them to any person in particular.

6480. How often did you go with letters to Mr. Wilson Johnson?—I went about five or six times.

6481. When generally used you go with letters to him?—I went when the office was closed, and I then dropped the letter into the letter box.

6482. You saw no one there that was the real Mr. Johnson?—No.

6483. How often used you to go to his office?—I went there during the day at different times.

6484. Did you ever see anyone there but this old gentleman that you recollect?—I did not.

6485. What seemed to be his rank in life—did he appear to be a clerk?—He did not.

6486. What was his appearance?—He was a very respectable, elderly gentleman—not like a clerk; at least I wouldn't consider him a clerk in an office.

6487. What kind of looking person was he?—He was rather low-sized.

6488. Was he gray?—He was.

6489. Was he more than gray—was he white?—He was not.

6490. Was he bald, do you recollect?—I can't say. I didn't look that particular at him to notice whether he was or not.

6491. You say you saw him five or six times?—I saw him three or four times at all events.

6492. Had he a beard and mustache?—I think he had. I think he had small whiskers like your own.

6493. Would you think I was the gentleman?—No, I would not.

6494. What way was he dressed?—As well as I can recollect, he wore a brown coat—what I'd call a zephyr coat.

6495. Was he stooped in appearance, as far as you can recollect?—I don't think he was, as well as I recollect. I didn't expect to be asked so much about him.

6496. Did it strike you at the time that he was stooped?—It did not.

6497. Do you recollect, as a matter of fact, whether this old gentleman was stooped or not in his appearance?—I think he was not—that's my recollection.

6498. You say he was low-sized?—Yes.

6499. Do you recollect was he a fat or thin gentleman?—He was rather thin, I think.

6500. With a brown kind of over-coat on him?—Yes.

6501. Did you ever see him with a flower in his button hole, or anything of that kind; did you ever notice that?—I did not.

6502. Did you ever see any other person upstairs, except this old gentleman you have described?—I did not; but Mr. Parkinson or Mr. Gerrard.

6503. Were Mr. Parkinson and Mr. Gerrard upstairs in the upper room?—They were not.

6504. I mean, did you ever see any other person but this old gentleman in the upper room or the floor where Mr. Wilson Johnson was supposed to be?—I did not; I never saw anyone there but the old gentleman and the porter. The porter was sometimes on the first lobby; he was, I believe, connected with Mr. Parkinson's office. They were preparing for the county election, and they had this man there to prevent the people from intruding upstairs.

6505. Did you ever see the porter on the lobby adjoining the room that Mr. William Johnston was supposed to occupy?—Never.

6506. About how many times a day did you go and not meet this old gentleman?—I used go there two or three times a day sometimes.

6507. How often did you meet him?—I think I met him three or four times.

6508. You say the door of the room supposed to be occupied by this Mr. Wilson Johnson was always open?—It was half open.

6509. And where was he supposed to be?—He was either in the front or the back room.

6510. Had you ever the curiosity to walk in, when you saw it half open?—I had not; I could see into the front room, when the door was open.

6511. Did you ever see anyone in it?—I never saw anyone in it except when this old man came out.

6512. Out of which room used he come, was it out of the front or the back room?—It was out of the front room he came.

6513. And he always met you coming up the stairs?—He did.

6514. Used the back room door be also open?—It was lying half open.

6515. Did you ever see anyone in the back room?—I did not.

6516. Might there be persons there without your seeing them?—There might.

6517. From the appearance of the rooms, how did they seem to be used?—They appeared to be used as offices.

6518. Did you see papers there?—There were tables and chairs in the front room.

6519. How do you know that?—I was in it afterwards, and I saw the tables and chairs there.

6520. Do you recollect if you saw papers there?—I am sure I saw papers in the front room.

6521. You never had the curiosity to go in?—I had not; except the night of the finish of the county election.

6522. We heard of the disappearance of some papers from No. 3, Dame-street, did you ever hear of it?—Never, until I read Mr. Meredith's evidence in the papers.

6523. Do you believe that any papers disappeared?—I don't believe they did, except those that were destroyed.

6524. Did you ever hear that papers were destroyed?—I heard that some old lists were thrown in a corner in 47 or 48, Dame-street, to be destroyed.

6525. Did you ever hear that any papers were destroyed in No. 3, Dame-street?—Never.

6526. You say you were never employed in No. 3, Dame-street?—I was.

6527. You were employed in No. 3, Dame-street?—Yes.

6528. Was that before you went over to 47?—Yes.

6529. After you went over to 47, were you ever employed in No. 3, Dame-street?—Never.

6530. Did you ever go into No. 3, after you went over to 47?—I did, several times.

6531. Was that after the election?—It was.

6532. To whom did you go there?—I went to see Mr. Hodson, to get settled for the revision.

6533. Were you ever in any room in No. 3, after you went over to 47, except Mr. Hodson's, when you went, as you say, to get settled for the revision?—I was. I was all through the house.

6534. While you were in 47?—Yes.

6535. What business had you there?—I would sometimes go over and have a chat with some of the young men I knew there, at dinner time.

6536. Who were the young men in No. 3, with whom you were so particularly intimate as to go over and have a chat with them? You know that at first you were intimate with scarcely any of them?—During the progress of the revision we got very intimate.

6537. But was there any of the young men you were particularly intimate with?—No one more than another.

6538. Except at dinner time and the hours of recreation you had, were you ever at No. 3, except when you went to Mr. Hodson to get settled for the re-

vision?—I have been there in the evenings preparing for the municipal election. We were preparing for it at the same time.

6539. Was that before the city election took place?—Yes. The municipal election was on the 25th November.

6540. When you went over to No. 3, to work for the municipal election, what room did you occupy?—I was generally in the room Mr. Hodson sat in himself.

6541. Were you ever engaged in any other room?—I have been there on Sunday with Mr. Campbell.

6542. What were you doing there on Sunday?—We had to work on that day more than once.

6543. Was it always to work you went there?—Yes.

6544. How often were you in No. 3, on Sunday?—I was there one Sunday with Mr. Campbell, and another Sunday with Mr. Hodson.

6545. Do you remember with whom else you were in No. 3, on Sunday?—I was there with three or four.

6546. Who were they, do you remember their names?—Mr. Campbell and myself and Mr. Crofton. I can't remember the other names.

6547. These are the only names you recollect?—Yes, that's all I can just recollect.

6548. Are you certain that is all you can recollect?—I think there was a person named Soherby there.

6549. What room did you occupy on the Sunday you were in No. 3?—I was there several Sundays.

6550. What room did you occupy when you were there on Sundays?—We were sometimes in the front room, in Mr. Hodson's office; sometimes in the back office; and one Sunday I recollect we were upstairs.

6551. Do you know the room in which the box with the papers, in No. 3, was put?—No, that is when they were removing from 47 to No. 3. I was not there when they were removing to No. 3. The only thing I saw was Mr. Hodson locking every one of the boxes in 47 and 48, in the front room.

6552. You were not present at the removal of the tin boxes from 47 to No. 3?—I was not. I didn't know that they were removed to No. 3.

6553. Did you ever hear at what time they were removed to No 3?—Some days considerably after the election. I heard that some papers were removed in a cab by Mr. Hodson to Abbey-street.

6554. That was from No. 3, Dame-street?—No, as well as I recollect it was from 47, Dame-street.

6555. Were there not some papers removed from 47 to No. 3, Dame-street?—No, except the originally checked lists and the revision books. I believe that they were brought directly to No. 3.

6556. After they were brought to No. 3, were you at No. 3 after that?—I may have been.

6557. Do you recollect whether you were or not?—I am sure I was there the last week in November.

6558. Was that before or after the papers were removed to No. 3?—The papers connected with the revision and the original ticked off list, as we call it, were there.

6559. I allude to the papers that were removed to the expense agents' room, some of which Mr. Meredith stated were destroyed; after their removal to that room were you at No. 3?—Never. I wasn't at No. 3, after the expense agents removed there.

6560. Or after the papers were removed to No. 3?—Never.

6561. You say you heard that some of the papers were removed to Abbey-street?—Yes, I heard that some of the blocks were.

6562. Was it from 47 or No. 3, Dame-street, you heard they were removed?—I don't recollect whether it was 47 or No. 3. I heard that Mr. Hodson went in a cab with them.

6563. Did you ever hear what was the character of the papers that were so removed to Abbey-street by Mr. Hodson?—I don't know, unless it was the poll books.

6564. Did you ever hear what was their character?—I did not.

6565. I suppose you never heard what became of these papers after they were removed to Abbey-street by Mr. Hodson?—Never.

6566. Did you ever hear of a box of papers having been missed from Mr. Mortimer's room?—It was all a fiction, the mysterious disappearance of Mr. Mortimer's box of papers, as to which he gave evidence at the election petition. The box he refers to is his own box, which I gave up to Mr. Hodson. When Mr. Mortimer came back to the room and saw that the box wasn't there—nor was Mr. Johnston's—he asked me what had become of it. I gave him no satisfaction about it.

6567. Did he ask you where it was?—He did.

6568. And what did you say?—I wouldn't tell him.

6569. Why wouldn't you tell him where his box was?—I do not know.

6570. Can you give no explanation as to why you didn't tell him where his box was?—I could not.

6571. You were employed for a very considerable time in the same office with Mr. Mortimer?—Yes.

6572. Did you work harmoniously together?—We did.

6573. He asked you where his box was?—He did.

6574. What did you say?—I think I said it was all right.

6575. Are you certain he asked for it?—I am, as he had the key out to give it up.

6576. Did Mr. Mortimer make any further inquiry about the box?—He didn't.

6577. He was satisfied when you said it was all right?—He was.

6578. Did Mr. Mortimer ever complain of any papers having been taken out of his room, and taken mysteriously to another room?—Never.

6579. When did he know it was Mr. Hodson had the box?—I think it was the week following, it was some time in the latter end of the week of the election.

6580. Did Mr. Hodson ask you for the box?—He did not.

6581. How came it that you gave the box to him?—I came there one morning and found him gathering up all the papers. He said he wanted to get the alphabet box. I brought him upstairs, and he brought it out of the room where it was into the front room. I gave him at the same time Mr. Mortimer's box.

6582. Did Mr. Hodson ask you for it?—He did not. He asked me for the alphabet box.

6583. And you gave him Mr. Mortimer's box?—I did.

6584. Did Mr. Hodson say that is Mr. Mortimer's box?—He didn't.

6585. Did you tell him it was?—He knew very well it was.

6586. When you were asked by Mr. Hodson for the alphabet box, why did you bring the other?—Mr. Hodson was gathering all the boxes down stairs.

6587. But he was not gathering the boxes from the other rooms?—I thought it was my duty to give up the box to him.

6588. Did you think it was your duty not to give Mr. Mortimer any satisfaction about it?—[No answer.]

6589. When was it that Mr. Mortimer asked you about it?—It was the following day, I think, Mr. Mortimer came down and asked me where was it.

6590. Did you tell him then it was all right?—I don't think I told him where it was. I said it was all right.

6591. Why did you not tell him where it was?—I can't give any reason for not telling him.

6592. Did Mr. Mortimer make any inquiry then about it?—He didn't.

6593. Did you continue long after that in the room?—I didn't.

6594. Was the room left open after that?—It was, to clear the things out. I think Mr. Tickell came for his furniture the next day.

6595. Was there anything else left in Mr. Mortimer's room?—There was not.

6596. What did you do after that?—I went over to Mr. Johnston to Palace-street.

6597. What for?—I told him that they were gathering up all the papers, and that as he had the county papers and telegrams in the room, I had better send them over.

6598. Did you send them over?—I did.

6599. In whose room were the papers and telegrams?—That was in Mr. Mortimer's room.

6600. You stated that there were some papers in the box connected with the city election?—Yes.

6601. What were they?—Telegrams and letters.

6602. What was in the box connected with the city election that you sent to Mr. Johnston?—Letters from parties asking for expenses.

6603. Asking for money?—Yes.

6604. Were all the letters from parties asking for expenses in that box?—And the receipts.

6605. What other papers connected with the city election were there?—Telegrams.

6606. Was there anything else in it?—The remainder of the circulars sent to voters that were not used.

6607. Were there any other written documents in it?—There was in it a list of the parties to whom the circulars were sent.

6608. Was there anything else?—Nothing else that I know of.

6609. Was there anything connected with the freemen in it?—They were connected generally with the city election.

6610. Was there anything else in the box?—I think there was a list of voters in it.

6611. Anything else that you recollect?—There was, I think, a ticked-off-list of the general voters—freemen, householders, and every class of voters.

6612. Were any of the boxes removed to Mr. Byrne's custody?—Mr. Byrne had an immense press and a large tin box in his room.

6613. Were there any papers connected with the city election transferred to Mr. Byrne's custody?—Not that I know of. I am not aware that Mr. Byrne got any papers but his own, in connexion with the city election.

6614. How much were you paid for your services?—I can't say. I never totted up the amount I got.

6615. About how much did you get—I dare say you can make a rough calculation of what you got?—I got in or about £50, perhaps more. I know I got six guineas on the day of the election.

6616. You are quite certain that it wasn't over £50?—I think not.

6617. Altogether?—I think it wasn't.

6618. How long were you employed in the election business?—I was employed from June to November.

6619. Did the £50 then include the revision also?—Yes.

6620. And you say you didn't get more than £50?—I think it could not be more than £50.

6621. You are quite certain of that?—It may be more than £50.

6622. Could it be £80?—I think not.

6623. Were you engaged by the week?—Yes.

6624. How much a week were you to be paid?—The arrangement was that parties employed at the revision were to get £1 a week, and any extra time we were to be paid for.

6625. How much were you to be paid for the extra time?—A shilling an hour.

6626. Did the same arrangement continue after the revision, were the prices raised at the time of the election?—No. There was 5*s.* a week stopped from us during the revision, which we got afterwards—at least I did.

6627. Mr. LAW.—How do you mean "stopped"?—It was retained as a sort of security that we would attend at the revision.

6628. Mr. TANDY.—Did you read the poster that was on the landing leading to the room where the old gentleman used be, and that had on it "Mr. Johnston's offices"?—"Mr. Johnston's chambers."

6629. "Mr. Johnston's chambers," did you see that poster?—I did.

6630. What printer's name was on it?—There was no printer's name on it.

6631. Do you know where it was printed?—I couldn't tell.

6632. Did you ever hear where it was printed?—Never.

6633. Did you ever hear where the elderly gentleman lived, who acted for Mr. Johnston at 24, Dame-street, and whom you always met on the lobby?—I did not.

6634. Do you know where he lived?—I do not.

6635. Had Campbell been long employed in reference to the freemen?—For several years. I recollect seeing him at the revision some years ago.

6636. Were he and you good friends?—We were on the ordinary terms.

6637. Have you known him long?—I never knew him intimately until the revision. I knew his appearance before that.

6638. Do you know whether there were any papers connected with the election, in No. 24, Dame-street?—I do not know.

6639. Mr. LAW.—Do you recollect being sent by Mr. Johnston to No. 24, for the purpose of identifying anybody?—I do.

6640. Tell us the circumstances of that case?—I recollect—I think it was the evening before the city election, a gentleman, whom I intimately knew, coming to the office. He met me on the stairs, and said, "I got a telegram from you." I then brought him to Mr. Johnston, and he told me to take him across the street.

6641. What was the telegram he said he got from you?—It was to come up and poll early.

6642. That telegram was to be sent?—It was sent in the morning, and he came up in the evening.

6643. He came up the stairs with that telegram in his hand?—Yes.

6644. And you met him on the stairs?—Yes.

6645. Is that gentleman a freeman?—He is on the roll.

6646. What is his name?—William Joyce Pickering.

6647. What is he; is he a professional man?—He is a solicitor, now living in Drogheda.

6648. He came up from Drogheda that day?—He did. I telegraphed for him.

6649. When you met him at 47, Mr. Wm. Johnston you say told you to take or go with him to 24?—He told me to take him across the street.

6650. Did you take him across the street?—I did. I left him with Mr. Parkinson.

6651. Across the street, I believe, is 24, where you left him?—Yes.

6652. When you left him with Mr. Parkinson what did you say?—I introduced the gentleman to Mr. Parkinson.

6653. What did you say?—I said this gentleman is come up in pursuance of the message.

6654. You say you sent a message to him in the morning?—Two messages were sent.

6655. Was there any intimation in them, except asking him to come up?—And poll early.

6656. You say that there was always a porter on the stairs or landing of 24 whenever you went there; was it, do you recollect, the same man that was there all the time that you were going back and forward?—I only saw but the one there.

6657. And that was always the same man?—Yes.

6658. Was he an old or a young man, do you recollect?—I think he was a young man.

6659. Did you ever hear him called by any name?—I did not.

6660. Did he ever come across from 24 to 47?—Not that I know of.

6661. Did you see him in 47?—No.

6662. Did you see him anywhere but in 24?—I did not, I think.

6663. Could you say, from observation, that he had

SIXTH DAY. *December 4.* James B. Frazer.

any duty to do on the stairs; was he occupied particularly on the stairs?—He was inside and outside, taking any messages that came.

6663. Did he always go up stairs with messages to Mr. Johnson?—I never saw him go up stairs at all.

6664. Where used he go with the messages?—He used to go into Mr. Parkinson's room, or into Mr. Gerrard's room. I saw him take messages from parties on the stairs, and go with them into Mr. Gerrard's room.

6665. On the landing on which Mr. Parkinson's office is, there are I believe the offices of the Conservative Registration Association also?—Mr. Parkinson, I think, occupies one room there.

6666. Do you know that of your own knowledge?—I do not.

6667. Mr. Parkinson has an office, you think, in 24?—The whole house is his, and he occupies one room as a solicitor's office.

6668. Is there not a room on the same landing on which Mr. Parkinson has his office, connected with the Conservative Registration Association office?—Yes.

6669. Do you know does Mr. Parkinson ever go into the room connected with the office of the Conservative Registration Association?—I think he is in there as much as he is anywhere else.

6670. Are the rooms adjoining each other?—They are.

6671. Are there rooms also upstairs?—There are.

6672. Have the rooms occupied by Mr. Parkinson and the Conservative Registration Association separate doors on the landing?—They have.

6673. Is Mr. Parkinson's name on one door, and "Conservative Registration Association" on the other?—I think Mr. Parkinson's name is on one door.

6674. When you saw the porter take messages from parties did you ever see him go into Mr. Parkinson's room with them?—I can't say positively.

6675. You saw him go into Mr. Gerrard's room?—Yes, certainly.

6676. Did you ever hear it said by anyone that Mr. Williamson had money for any purpose connected with the freemen?—Did anyone ever tell you that they got money from Mr. Williamson for any purpose connected with the freemen?—I think that Mr. Campbell, in a conversation we had the other evening about this commission, mentioned something about getting money from Mr. Williamson before the election.

6677. Did he say for what purpose he got it?—He did not.

6678. Did he say he was afterwards asked to give the money back?—He did, but he didn't do so. I think it right I should state that I do not think Mr. Campbell mentioned to me in that conversation that Mr. John Ouseley Byrne had duties in reference to the personation of freemen as I see reported in the papers. We had a general conversation about the election and this commission, and about his evidence at the trial of the election petition. We talked about the manufacture of freemen, and I mentioned Mr. Byrne's name, as having been in Halston-street on the day of the election.

6679. That was spoken of?—Certainly. He spoke of the manufacture of freemen; that is, of getting people on the roll that had no right to be there.

6680. And of his having received money from Mr. Williamson?—Yes. He said he was asked afterwards to return it.

6681. Did he say what the money he got from Mr. Williamson was for?—Not directly.

6682. What was the subject of the conversation at the time?—We were conversing about this commission. I met him accidentally, and the conversation was a casual one.

6683. Did Campbell not say for what purpose the money was given to him by Mr. Williamson?—He did not.

6684. Did he say that Mr. Williamson asked him afterwards to give it back?—He gave me to understand that he was asked to give the money back.

6685. Did he say he gave it back?—He said he didn't give it back.

6686. Did he give any reason for not giving the money back?—He gave no reason for not giving it back.

6687. Did he say how the money was applied?—He did not. It was only a casual conversation. He was expressing himself as feeling very sore for the way he was treated, and the position he was placed in by the election petition.

6688. Mr. MORRIS.—I believe you were never employed at No. 3, Dame-street?—I was for a long time? certainly from June to the latter end of October, or the beginning of November.

6689. When did you move from 47 to No. 3?—I am not sure of the day we moved.

6690. Mr. LAW.—No. 47 was not taken, I believe, until after the revision?—It was taken after the revision closed.

6691. Mr. TANDY.—Were there any other offices in anyway connected with the election, that you knew of?—No, except some committee-rooms through the town.

6692. What committee-rooms?—For instance, Merchant's-quay ward committee-rooms, and Inns-quay ward committee-rooms—the two committee-rooms in Inns-quay ward.

6693. Have you ever been in those committee-rooms?—Only to attend meetings. I was for a week in the north city ward committee-rooms, in Sackville-street.

6694. I suppose these were public meetings that you attended?—No, they were private.

6695. Did you ever see Mr. Henry Foster at these meetings?—I did. He attended very regularly at Inns-quay ward, except once, at the meetings of the ward committee.

6696. Were there any other still more private meetings than these?—Not that I know of.

6697. Did you ever hear of meetings still more private?—Never.

6698. Had you known Mr. Foster long before the election?—I knew he was connected with the Registry of Deeds office.

6699. Did you know him in connexion with election matters previously?—Never.

6700. When you saw him during the election proceedings, at those meetings of which you spoke, before the election, did you see anybody particularly intimate with him, and generally with him?—I saw him and Mr. Lawlor very much together.

6701. Did you ever see anyone else, except Mr. Lawlor, with him?—I don't know. I think he was a particular friend of Mr. Bradburne. I know he was.

6702. Did you ever see him with anyone else?—I did not.

6703. When you met him at the committee-meetings, used he generally come by himself, or in company with anybody?—He came generally alone, I believe. He was generally there before I could get there.

6704. Used he generally wait until the meetings were over?—He generally went away, I think, very early; he was complaining of being in delicate health at the time.

6705. He was sufficiently recovered to be able to travel a short time afterwards?—I believe he did travel.

6706. Mr. MORRIS.—Where used Mr. Campbell sit before the election?—At No. 3, Dame-street.

6707. Had he a room there to himself?—I think he had not. I think it was a public office or room where he was.

6708. Was that room door kept open or locked?—It was generally kept open.

6709. Was that room in the front or back of the house?—It was a back room or office.

6710. Had he any particular business assigned to him in connexion with the election?—His duties were exclusively confined to the freemen.

6711. Mr. TANDY.—I believe a good many of those persons who signed gratuitous service papers were in good circumstances, and were respectable?—Some of them were.

6712. Was there any distinction made in the list of persons who signed gratuitous service papers, by dividing them into two or three classes?—I think not, except so far as they may have been selected for duty on the day of the election. There were some of them who acted merely as messengers.

6713. No separate list was made out for checking off, so as to show a distinction between the persons?—I never knew of any distinction being made, except by Mr. Mortimer in his books. Mr. Mortimer selected each of them according to his position, and according to the position of those who recommended them; and he showed that to Mr. Hodson.

6714. Mr. MORRIS.—Were many of those persons who signed these gratuitous service papers, freemen?—I know myself that there were a good many of them freemen, at least as far as I know.

6715. Mr. TANDY.—Who were the persons who had the principal charge of the freemen on the day of the election?—I could not say that.

6716. Who, do you believe, had the principal charge of them on that day?—I believe Mr. White and Mr. Williamson were the principal agents acting there on that day, but I can't say positively, for I was not here at all on the day of the election, and I know nothing of the arrangements.

George Finlay sworn and examined.

George Finlay.

6717. Mr. LAW.—You are, I believe, the brother of the witness that was examined here yesterday?—Yes.

6718. An elder brother?—Yes.

6719. How long have you been employed in the insurance company's service?—About three years and a half.

6720. Had you been in any employment previously?—I had not.

6721. Your brother stated that it was Mr. William Johnston got you employed in the insurance office?—It was Mr. Cusack.

6722. Mr. Cusack is, I believe, one of the directors of the insurance company?—He is the chairman of it.

6723. Was it through Mr. Johnston, that Mr. Cusack knew you?—Yes.

6724. Had you a letter of recommendation from Mr. Johnston to Mr. Cusack?—I knew Mr. Cusack some years before that.

6725. How did you know him?—Mr. Johnston introduced me to Mr. Cusack. I didn't get any employment at that time.

6726. Mr. Johnston introduced you to Mr. Cusack for the purpose of getting you a situation or employment?—Yes; he spoke to Mr. Cusack to try and get me employment.

6727. Were you living in Dublin at the time?—I was.

6728. What were you doing in Dublin?—I wasn't doing anything; I was going to school at the time.

6729. I believe you are from the county of Cavan?—I am.

6730. You are now one of the clerks in the insurance company's employment?—Yes.

6731. Do you recollect in November, 1868, Lyons Malley coming to the office?—I do. I don't know if Lyons Malley was his name.

6732. But you do recollect a person of the name of Malley coming to the office some time in that month?—I do.

6733. About what time in the month was it, do you recollect?—It was a few days after the election, I think.

6734. As the day of the election is pretty well impressed on you, I suppose you remember it perfectly?—I do.

6735. And it was some few days after that he came to the office?—Yes.

6736. Who brought him to the office, do you recollect?—He came, I think, with his mother.

6737. Had Mr. Manly, the manager, been told that he was coming?—I believe so.

6738. Did you understand that the young man was coming to the office?—No, not until he came in.

6739. What hour of the day was it when he came to the office?—He came in the morning; I think it was about twelve o'clock.

6740. And, I suppose, Mr. Manly, or some of the other officials set him to work immediately?—Mr. Manly was out at the time, and Malley called again.

6741. Then he did not stay the first day he came?—He didn't stay at the time. He went away.

6742. Did he call again?—He did.

6743. What time did he come back?—He didn't come back that day; not until the next day.

6744. Did he remain the next day?—He did.

6745. Did he see Mr. Manly the second day he called?—He did.

6746. And, I suppose, he was put to some work that day?—He was shown some forms.

6747. Did he set to work like the rest of you?—He did not; he got some instruction in the business from Mr. Manly.

6748. He did not sit down at a desk to write?—No.

6749. How long did he remain in the office that day?—Half an hour, I think.

6750. Did he leave the office then?—He did; it was about half-past one o'clock then.

6751. When next did he come to the office?—Next evening.

6752. How long did he remain on that occasion?—For about a quarter of an hour.

6753. Did he do any business that day?—He did nothing but stand at the fire talking.

6754. Did Mr. Manly give him instruction the second day?—He did not.

6755. Was the instruction on the first day confined to half an hour?—It was.

6756. The second day you saw him in the office, you say he was standing at the fire chatting?—Yes; I was in one of the inside offices at the time.

6757. Were you in the room with him?—I was.

6758. How many more clerks were in the same room?—There was one more.

6759. What was his name?—Young.

6760. I suppose you knew at this time that Malley had some intimacy with your brother?—I did.

6761. Had you ever known him previously?—I saw him previously, but not to speak to him.

6762. You knew that he had been in the same office with your brother?—I did.

6763. You and your brother, I presume, lodge together?—We do.

6764. While he was chatting at the fire the second day, what was it he was talking about?—I don't remember, except that he said he was engaged at the election.

6765. Was this the day after the Drogheda election?—It was before the Drogheda election, I think.

6766. The Dublin election was on Wednesday, the 18th; the Drogheda election was on the next day, Thursday, the 19th—if he was at the Drogheda election on Thursday, as it seems he was, what day was it that he came to your office?—I couldn't say; I am not sure.

6767. Are you certain it was after the Dublin election?—I am; I remember him saying that he was engaged at the Dublin election.

6768. Taking it that he was away at the Drogheda election on Thursday, the 19th; Friday would be the first day he could be in the office—that would be two days after the Dublin election?—About that time.

6769. You didn't talk to him on the first day he came to the office?—I did not.

6770. Would you say that the first day he got instruction in insurance business from Mr. Manly was Saturday?—I can't tell.

6771. Did he return to the office on Monday, do you recollect?—I don't think he did.

Sixth Day.
December 4.
George Finlay.

6772. He spoke, you say, about his having been employed at the election?—Yes.

6773. Did he speak of being at the Drogheda election?—I didn't hear him say so.

6774. How was he employed at the Dublin election, did he say?—As a poll clerk, or something like that.

6775. Did he say that his being employed at the election had anything to do with his leaving the railway company's service?—He did not. He said he did not like the railway work, and that he was going into an insurance office in London.

6776. Did he say when he was going to London?—I don't remember.

6777. Do you remember his saying anything about his having got a pass?—No.

6778. Did Malley come back to your office after that quarter of an hour's conversation at the fire?—I don't believe he ever came back afterwards.

6779. The instruction he got from Mr. Manly was merely showing him some forms, as far as you know?—I am certain that was all.

6780. Did you ever hear that he was back to the office afterwards?—I am certain he was not.

6781. Didn't your brother tell you that Malley went to London?—He told me that he was in London.

6782. Did your brother tell you that he saw him off in a cab, or going to the station?—Not that I remember.

6783. Do you recollect your brother saying that Malley went off in a cab with an elderly gentleman?—Never.

6784. Did Lyons Malley ever write to you?—Never.

6785. Did you know the other brother?—I saw him with my brother.

6786. Where?—I think it was somewhere about the Midland Railway. I remember I was waiting for my brother one evening coming out from business.

6787. And he was with him?—Yes.

6788. Did you spend any portion of that afternoon with Charles Malley?—I did not.

6789. Did your brother go off with Charles Malley, or did he come with you?—He came with me.

6790. Was this after Lyons Malley went away?—I could not say.

6791. Was it after his being in the insurance office?—It was before it, I think.

6792. Did your brother never mention the circumstance of seeing Lyons Malley meeting a gentleman mysteriously at the corner of a street, and going off in a cab with him?—Never.

6793. Did you ever hear after this instruction in the insurance business—after you heard he was gone to London, did you ever hear any talk from your brother or otherwise about the railway tickets?—I heard there were some tickets taken.

6794. Who told you that they were taken?—My brother told me.

6795. When did he tell you?—It was at the time it was mentioned in the papers.

6796. At the time of the trial?—Yes.

6797. Did he tell you who it was suspected took the tickets?—I believe he did not.

6798. Can you tell what idea you had formed in your own mind when you heard it?—I cannot.

6799. Did your brother intimate to you that Lyons Malley had anything to do with the matter—was his name mentioned in connexion with it?—I don't remember.

6800. Whatever language was used on the occasion, did he convey to you that Lyons Malley was suspected of having taken the tickets?—My brother said some railway tickets were taken.

6801. Was that what he told you?—Yes.

6802. You saw the matter mentioned in the papers, I suppose, and you talked over it to your brother, was that the way the conversation arose?—I don't remember how it arose.

6803. Did he mention the name of anyone as the person who was thought to have taken them?—I think not.

6804. Did anything occur during the conversation to make you think it was Lyons Malley took them?—No.

6805. Did you ask your brother who could have taken the tickets?—I did.

6806. And what did he say?—He said it was open to everyone.

6807. Did he tell you that Mr. Cusack had made an inquiry about them?—He did.

6808. And that he asked all the clerks about it?—He told me that Mr. Cusack made an inquiry.

6809. Was Lyons Malley not mentioned at all in any of these discussions with your brother on the subject?—I don't remember.

6810. You say your brother did tell you that Midland railway tickets were taken out of the office?—He supposed it was, he said.

6811. And that they were so open that anyone might take them?—He said they were lying in the office.

6812. Mr. Tandy.—Were you ever in Lyons Malley's house?—I was not.

6813. You say the first time he came to your office his mother was with him?—Yes.

6814. Do you recollect when he came after that?—It was, I think, the same day in the evening, or the following day.

6815. Was there any person with him the second time he came?—I don't think there was.

6816. Do you recollect anyone coming for him while he was at the office and taking him away?—I do not.

6817. You met him afterwards in the street?—I don't think I ever met him after the last day he was in the office.

6818. Did you ever meet him before he came to the office?—I think I met him once.

6819. Did you ever speak to him before it?—Never.

6820. Mr. Morris.—Do you recollect the last time you saw Lyons Malley?—The last time I saw him in the office.

6821. Before the election, was it?—I think it was after the election.

6822. Can you recollect any conversation you had with him?—None except what I have stated.

6823. What was that?—He was going to London.

6824. When did he say that?—I think it was a day or two after the election.

6825. Was your brother present then?—He was not.

6826. You never saw the gentleman such as your brother described; he described a gentleman who wore a flower in his coat, and was seen in company with Lyons Malley, do you remember seeing such a person?—I do not.

Thomas Noblett.

Thomas Noblett sworn and examined.

6827. Mr. Law.—Where do you live?—In Slane, County Meath.

6828. You are at present, I believe, in the service of Lord Conyngham?—Yes.

6829. What are you there?—A labouring man.

6830. Where were you in November 1868?—At Dr. Duncan's, Finglas.

6831. Working at that time in his garden?—Yes.

6832. You were working in his garden, but not the gardener?—No.

6833. You were merely labouring in the garden?—Yes.

6834. Where do you come from? Are you a Dublin man, or a Finglas man?—I am a Wicklow man.

6835. How long were you in Finglas with Dr. Duncan?—For twenty-four years.

6836. That is a long time. Had you been working for him all that time?—Yes.

6837. And living in Finglas?—Yes.

6838. Do you remember the day of the Dublin election?—Yes.

6839. Where were you on that day?—In Capel-street.

6840. At 76, I believe?—Yes.

6841. In the printing office?—I believe so.

6842. What room in the house were you in that day?—The front room looking out to the street.

6843. When you came into the hall it was the first door to the left?—Yes.

6844. When you go into the hall is there a door across it?—I did not see one.

6845. Do you see the stairs when you walk into the house?—We walked into the next room from the hall-door going in. I don't recollect.

6846. The room you were in was the front parlour?—Yes.

6847. Who was with you?—Mr. Watkins.

6848. Who else?—William Kemp.

6849. Had you known these persons before?—I knew Kemp and Watkins.

6850. How long had you known them?—I know Watkins this twenty-four years.

6851. How long did you know Kemp?—To the best of my opinion about nine or ten years.

6852. What is Watkins?—He was in the constabulary when I knew him.

6853. That is when you knew him first?—Yes.

6854. How long has he quit the constabulary. Is he out these four or five years?—He is longer.

6855. What has he being doing since he quit the constabulary? Has he any employment?—He has the house he lives in, and he has some houses he gets rent from.

6856. He does not work in any way?—No.

6857. What is Kemp?—He is a labouring man with Dr. Duncan, and works in the garden.

6858. Then Kemp and you were labouring in the garden together?—Yes.

6859. Did Kemp live at Finglas too?—Yes.

6860. Where did Watkins live?—In Finglas.

6861. The whole three lived in Finglas?—Yes.

6862. Did you belong to any society?—I did.

6863. What was it?—I belonged to the Orange Society.

6864. In November, 1868, were you a member of the society?—I believe so.

6865. Are you still?—Well, I don't know, sir.

6866. Was Kemp an Orangeman?—I think he was. He was.

6867. And Watkins, too, I suppose?—Yes.

6868. Were you all members of the same lodge?—Yes, at that time we were.

6869. What lodge was that?—It was a lodge in Finglas.

6870. What is the number of it?—I don't know whether you think I am compelled to answer that.

6871. There is no harm in being in the lodge. It is a matter of taste. What is the number of it?—1509.

6872. In what house did you meet in Finglas?—In Mr. Watkins' house.

6873. Who was the master of the lodge last year, or in November, 1868?—To the best of my opinion there was no lodge at that time.

6874. Do you mean you had no meetings?—Yes, no meetings.

6875. In the whole of that year?—No, I think not, and to the best of my opinion there was not this two or three years.

6876. Who was the last master?—Mr. Watkins was the master at Finglas.

6877. I suppose you have been master in your time?—Never.

6878. Was Kemp?—To the best of my opinion he was not.

6879. Then the last master you remember was Watkins himself?—Yes, Mr. Watkins.

6880. Were there any meetings of your lodge during the year 1868?—Not in Finglas.

6881. Did you meet anywhere else?—I have often met in Dublin.

6882. Did Watkins, and you, and Kemp meet at gatherings of your society elsewhere than in Finglas?—I did myself.

6883. Where?—In Dublin.

6884. Whom did you meet?—Different lodges.

6885. Did you meet Watkins or Kemp in Dublin as Orangemen?—Never Kemp.

6886. Did you meet Watkins?—I did.

6887. Where did you meet Watkins in Dublin during the year 1868 as an Orangeman, and in what lodge?—In the York-street lodge.

6888. That is where they all meet. What was the number of the lodge at which you met Watkins?—1679.

6889. Were you both members of that lodge for that year?—Watkins was not.

6890. But you were?—I was.

6891. Did Watkins go there with you as a friend or brother?—He went with me.

6892. Who was the master of that lodge?—I disremember him.

6893. Did you ever see him before?—I did.

6894. Who was he?—On my oath I cannot think of his name.

6895. Can you not remember his name?—No, I can not.

6896. Did you ever see Henry Foster in any lodge in Dublin?—Not to my knowledge.

6897. Did you ever see him at your meetings at Finglas?—I did.

6898. When did you see him last at the meetings at Finglas?—Five or six years ago.

6899. Was he a member of that lodge that time?—To the best of my opinion he was.

6900. Do you not know he was? Answer fairly. I shall ask no questions to do you any harm. Was he a member?—To the best of my opinion he was.

6901. Was he ever master of that lodge?—I never knew him to be.

6902. Was he a member up to the time it ceased to meet, two or three years ago?—To the best of my opinion he was.

6903. And you knew him therefore very intimately?—I never spoke many words to him.

6904. Did you see him at Finglas or elsewhere within say six months of the election?—I saw him the night before the election.

6905. Did you ever meet Mr. Foster at any meeting of a lodge in Dublin?—No.

6906. You mean, I suppose, that you did not meet him in a lodge in Dublin, but you met him there the night before the election?—I did.

6907. Where did you see him?—In Dorset-street.

6908. In what house in Dorset-street?—I think it was the committee house.

6909. Was that in Mr. Stephenson's?—I don't know.

6910. What number?—I don't know.

6911. Who lives in it?—I don't know.

6912. How did you know where to go, or who brought you there?—I met Watkins in the street.

6913. Watkins was living in Finglas at that time?—Yes.

6914. Did Kemp meet you at the same time?—Kemp and I went in together.

6915. From Finglas?—Yes.

6916. After your work was over?—Yes.

6917. Had Watkins been in Finglas that day?—To the best of my opinion I saw him in the morning.

6918. And he told you to come in the evening?—He said he would meet us in Dorset-street.

6919. And you came at the proper hour and met him?—Yes.

6920. And he took you to the house?—Kemp and I went to the house.

6921. You got into that house which you say was the "committee house"?—It was not the committee room. It was a private room up stairs, I think.

SIXTH DAY.
December 4.
Thomas Noblett.

6922. Was it over the committee room?—To the best of my opinion it was.

6923. Did the three of you go upstairs together?—I cannot say whether Kemp came upstairs or not.

6924. But you and Watkins went up together?—Yes.

6925. Who was there?—I saw only one man and Mr. Foster, and as soon as we saw him we went out to the street.

6926. When you and Watkins went to the private room upstairs, whom did you find in the room?—Mr. Foster and another man.

6927. Did you ever see that other man before?—Never.

6928. Did you see him since?—Never.

6929. Did Mr. Foster introduce you to him?—No.

6930. What was the other man doing there?—I do not know.

6931. What did Mr. Foster say to you? Tell the whole thing fairly?—I think he said—"Good morning," or "Good evening, Noblett," or something that way.

6932. What more passed?—We turned out of the room and went out to the street.

6933. You mean that Foster said—"Good evening, Noblett," and turned you out to the street?—We all walked out to the street together.

6934. And Mr. Foster came with you?—Yes.

6935. Did no further conversation take place than merely to bid you good evening?—No.

6936. You are certain of that?—Certain.

6937. And the three came out together?—We did.

6938. Did you meet Kemp?—Yes.

6939. Was he at the door?—He was in the passage.

6940. You did not see him until you got to the door?—No.

6941. There were four together then?—Four.

6942. Where did the four go?—Out to the street.

6943. When you got out on the street where did you go?—He asked me would I come into town, because the county election was to commence on Saturday.

6944. Who asked you?—Mr. Foster.

6945. He asked what?—Would I come in with Mr. Watkins the next morning, the day of the Dublin election. He said the county election was to go on on Saturday, and that there was no time to spare; and he asked would I go in to assist Mr. Watkins with his books. He was going over his books at the time.

6946. What did you say to that?—I said I would.

6947. Did he ask Kemp to come in?—He did.

6948. To assist Watkins with his books?—To come along with me. Mr. Watkins was going out with cars to bring in the men or the voters on Saturday.

6949. Did he tell you what he would give you?—He did.

6950. What did he say?—Three pounds.

6951. Three pounds each for you and Kemp?—He told me what he would give me.

6952. And you said you would come?—Yes.

6953. This conversation took place in the street?—Yes.

6954. Was it on the side-path or the middle of the street?—I think it was on the side-path.

6955. There was nobody by but the four of you?—No.

6956. Was Kemp there?—Yes, the four of us.

6957. Did he arrange with Kemp in the same way?—I don't know.

6958. Did you hear him ask Kemp to come in?—Yes, but I did not hear the money.

6959. You did not know what he was to get?—I did not hear.

6960. Had you any further conversation with Foster?—No.

6961. No more than that?—No.

6962. Did he bid you good night?—He did.

6963. Did he go back into the house or go away?—I don't know where he went.

6964. Where did you go?—Home.

6965. Did Kemp go too?—Yes.

6966. And Watkins?—He did.

6967. Did the three of you walk away and leave Mr. Foster?—We parted him, and I don't know where he went.

6968. Did you see anybody in the house that evening except Foster and that strange man?—I did not see a sinner in it but the two, to the best of my knowledge.

6969. Was the man you found in the room with Mr. Foster an old or a young man?—There was no light in the room.

6970. There was no light in it?—I could not see any. I looked in and saw Mr. Foster and the man in the room.

6971. Did he shine in the dark? How did you see him?—I saw him, but could not see his features.

6972. How did you know it was Mr. Foster if if you could not see him?—When he spoke.

6973. How did you know there was any other person there?—I saw there was a man.

6974. Was he an old or a young person?—I could not say. I did not stop three minutes.

6975. Could you tell whether he was an old or a young man?—I could not say.

6976. Was there not a fire in the room then—in the month of November?—I did not see one. I forget whether there was not. I do not recollect seeing a fire in it.

6977. Was there no candle in the room?—There was no light in the room.

6978. No candle?—I cannot say whether there was or not.

6979. Was there any candle?—I did not take notice.

6980. Was there gas?—If there was gas in it there would be light.

6981. Are you sure there was no light?—I am sure there was no light, to the best of my opinion.

6982. Was it a dark room?—It was a dark room.

6983. Was it a front or a back room of the house?—I could not tell. When I went up stairs I could not say whether it was front or back.

6984. Did the lamps of the street shine into it?—I could not mind.

6985. Before this trouble came on you just now did you not tell us that you saw Mr. Foster and this other man there?—I could just scarce see them.

6986. Before you saw there was a difficulty in it, didn't you say that you saw two men in the room?—I saw two in the room.

6987. You said you knew one was Mr. Foster?—I knew when he spoke to me.

6988. Didn't you know before he spoke to you?—On my oath, I did not.

6989. Did he shake hands with you?—To the best of my knowledge, he did not.

6990. How long were you in the room?—We were not five minutes in the room, to the best of my opinion.

6991. Where were you standing all these five minutes?—Near the door.

6992. Was there a table in the room?—I did not see a table.

6993. Was it an empty room?—I did not mind.

6994. Did Mr. Foster walk across the room and shake hands with you?—I think not.

6995. You were there five minutes, you say?—To the best of my opinion, we were there a few minutes.

6996. During that time in what part of the room were you?—I stood in the room.

6997. What part of it?—Just as we went in the door.

6998. How far were you from the door?—I cannot tell how far, whether I was a yard or not.

6999. Where was Watkins?—He came into the room too.

7000. Was he in front or behind you?—I think he was in front of me.

7001. Then he was further in than you?—I think he was.

7002. Where was the strange man you did not know—what part of the room was he in?—I could not tell what part he was in.

7003. Did not you tell us there were two men?—Yes.

7004. One was Mr. Foster, whom you knew by his voice—where was the other?—In the room.

7005. In what part of the room?—He was beyond the door a piece as we went in.

7006. Was he over towards the window?—I did not see any window.

7007. Were there any windows in the room?—I never minded the windows.

7008. You must know if there was a window?—I cannot tell.

7009. Were you close to Mr. Foster at any time before you left the room when he asked you how you did?—I suppose I was a yard from him.

7010. How far from the other man?—I think I was farther from the other man than from him.

7011. Were you a yard and a half?—I could not tell how far; I cannot tell how big the room was.

7012. Was it as big as this court?—I don't know; It was not so big.

7013. Was it half the size?—I could not tell.

7014. Did you happen to ask Mr. Foster who that man was?—No.

7015. Did Kemp or Watkins?—No.

7016. Did you hear Watkins say who he was?—I did not.

7017. You came in the next day?—I did.

7018. The three of you together?—Yes.

7019. Are you a good writer?—No.

7020. Can you write at all?—No.

7021. Can you read?—Print I can.

7022. But not writing?—No.

7023. Can Kemp write?—To the best of my opinion he cannot.

7024. Can he read?—No.

7025. Was that the reason you two were chosen to assist Watkins with his books?—I do not know.

7026. When you came in the next day who showed you the way into the room?—We went in ourselves.

7027. Did you know where you were to go?—We were told the number by Mr. Foster.

7028. The night before?—Yes.

7029. To go to 76, Capel-street?—Yes.

7030. Did he tell you what part of the house to go to?—No.

7031. What time did you go in the morning?—About eight o'clock, to the best of my opinion.

7032. Was the outer door shut or open when you arrived?—To the best of my opinion Mr. Watkins turned the handle, and it opened.

7033. He was up to the ways of the place. Did he go in then?—Yes.

7034. Did Watkins at once walk into the front room, or did anybody show you where you were to go?—I do not remember anyone showing us into the room.

7035. Did Watkins walk in?—Yes, we walked in.

7036. Did you see anyone there?—We did not when we went in.

7037. Did Watkins open the door of the front parlour?—Yes.

7038. When you walked in was anybody there?—No.

7039. Was there a table in the room?—There was.

7040. Where was the table?—Partly in the middle of the room, near the front window.

7041. Is there more than one window in that room? I think there are two, to the best of my opinion.

7042. Both looking out to the street?—Yes.

7043. Which of the windows was the table at—was it the first window or the one farthest off?—To the best of my opinion it was between the two.

7044. Was there anything on the table?—There was a lot of canvassing papers.

7045. Were they printed papers?—Yes, about the election.

7046. As you can read print tell us what the printed papers were about?—About when the county and city elections were going on.

7047. Were they all about that?—Yes. I saw the very same papers on the wall as I came in.

7048. Were those the placards about the city election?—Yes, and the county, and such papers as that.

7049. Were the papers you saw on the table like the placards you saw outside on the walls?—Just the same.

7050. In big letters, for posters?—Exactly.

7051. Were they about the city or county election?—There were some of both.

7052. Lying on the table?—Back and forward on the table.

7053. Were there any books on the table?—There were. Mr. Watkins had his books he brought in.

7054. Where had he them coming in. Was it in his hand?—To the best of my opinion he brought them under his arm.

7055. How many books did he bring under his arm? You know you were with him all day?—He had the revision books. I don't know how many he had.

7056. What size of books were they? Were they as big as that [*foolscap size book shown*]?—To the best of my opinion there was one bigger. They were the registry books.

7057. Did Mr. Foster come in?—Yes, after us.

7058. You didn't find Mr. Foster there?—No.

7059. How soon after you got in did you see Mr. Foster?—Nine or ten minutes after going in.

7060. Had he told you to be there at eight o'clock?—Yes.

7061. And that he would be there to receive you?—I don't remember that he said he would meet us.

7062. But you were to meet him?—Yes.

7063. And you did see him?—Yes.

7064. About five or six minutes after going in?—Yes.

7065. Was there a fire in the room?—There was.

7066. That was a better arrangement than the night before. Did Mr. Foster come from the hall or from the back part?—From the hall.

7067. Is there a door between the back and front rooms?—I don't know.

7068. Do you tell me that there is no door?—I did not see one.

7069. Why did you not see the door?—There was something opposite it.

7070. When you got in was there something opposite the door into the back room?—There was something between us.

7071. What was it like?—It was the shape of a screen of green baize over it.

7072. Was it a wooden thing with green baize stretched on it?—I don't know whether it was wooden or not.

7073. You saw a thing covered with green baize?—Yes.

7074. Did it stand on the floor in front of the door leading into the back room?—It stood on the floor.

7075. How high was it?—Nearly as high as that press [*in the court.*]

7076. Did it rise above the top of the door?—I cannot say.

7077. Did you see any part of the door when you looked towards it?—I saw no door.

7078. Then I suppose the screen was high enough to hide the door?—I don't know. I took no notice.

7079. Was the screen in front of the door or did one end go into the wall?—It came out from the wall, to the best of my opinion.

7080. And then turned and came across?—It was a straight thing.

7081. Could you have walked behind the screen from each end?—I am not sure.

7082. Could one have walked round the screen or not?—No. To the best of my opinion you could not.

7083. Was it closed at the upper end, next to the fireplace opposite the door? Of course coming in at the door you could walk behind the screen?—Yes.

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7084. Could you come out the other way?—No.

7085. It was closed up?—Yes, to the best of my opinion.

7086. Was what was closed at the end covered with green baize so far as you saw?—Yes.

7087. How long was Mr. Foster there with you when he came at ten minutes past eight?—To the best of my opinion not ten minutes. He opened the windows and put out the gas, and told Mr. Watkins to commence to his work.

7088. Then you came by gaslight?—It had not been put out.

7089. He just opened the windows and said—"Watkins set to your work"?—He said—"Watkins commence your work; time is but short."

7090. Did he tell you what to do?—He did not.

7091. Did he tell either you or Kemp how you were to help Watkins with his work?—He said that Mr. Watkins would give us information where we were to go on Saturday to bring in the voters. It was on the county business he employed us.

7092. I thought you were to come in to the house on that day, Wednesday, to help Watkins at the books?—Yes, he said Watkins had a great deal to do.

7093. And that you were to be paid £3 for the day's work at the books?—Yes, to come to assist Watkins.

7094. When he found you there did he show you what to do with the books?—He said to sit down and go to our business.

7095. Did you sit down?—We did.

7096. What business did you help Watkins with?—I did no business only looking at his books. He asked me did I know such-and-such a person in the county.

7097. Did you say you did?—Anyone whom I knew and where he lived of course I did.

7098. Where was Kemp?—He was listening.

7099. Was he asked any questions by Watkins?—I don't recollect.

7100. Didn't you know that this was all a pretence and a sham?—I did not.

7101. Did you think you were giving value for the £3?—I didn't care. I would take £10 if I could get it.

7102. Did you think you were giving value for the £3 in helping Watkins with the books?—When they gave it to me would I be the fool for not taking it.

7103. No one is blaming you for taking it. Did you think you were giving value for the £3?—I never earned £3 lighter.

7104. You thought it was an easy day's work?—Yes.

7105. I wish you may get nearly as good payment every day, but not for the same work. I suppose you were paid the £3?—I was.

7106. When were you paid?—About a week after the election.

7107. Who paid you?—Mr. Foster.

7108. Where did he pay you?—In his own house.

7109. In Mountjoy-street?—Yes.

7110. Was Kemp with you?—Kemp and I were together, and went to look for it.

7111. Had you received a message to go for it?—Mr. Foster sent word for us to go in and get paid.

7112. Whom did he send?—To the best of my opinion it was one of Mr. Jamison's sons who met him on the street, and told him to call on me and say that Mr. Foster wanted me. Mr. Foster told him to go for me to go in and get the money.

7113. What had Mr. Jamison to do with you?—He had to go past in my direction. He walked past the house. Mr. Jamison met me himself.

7114. What Mr. Jamison do you speak of? Where does he live?—In Finglas.

7115. He told you that Mr. Foster had bade him tell you to go in to him the next day, or that day, was it?—I think it was that evening.

7116. Did he tell you to tell Kemp to go too?—I disremember.

7117. At all events Kemp went with you?—Kemp and I went together.

7118. I suppose he got a similar message? What time did you go in?—After we left off work.

7119. Was it nine or ten o'clock?—After we left off work.

7120. Were you there before seven?—To the best of my opinion it was about seven.

7121. You called at Mr. Foster's and asked for him?—Yes.

7122. Were you shown into the room where he was, or where did you meet him?—To the best of my opinion he opened the door.

7123. Where did you go then?—To a little room off the hall.

7124. Was that the front parlour?—I think it was.

7125. Was there light that night?—There was.

7126. And maybe a fire too. Did you sit down?—No.

7127. How long did you remain?—While he was giving the money.

7128. Did he pay you immediately?—He did.

7129. How did he pay you?—He put his hand in his pocket and gave the money.

7130. Did he count out the money, or had he the £3 each made up for you in little bundles?—No, he gave me a £3 note.

7131. Did he give the same to Kemp?—I think it was a £3 note he gave to Kemp.

7132. Did you compare notes when you went outside?—We did not.

7133. How long were you there?—To the best of my opinion not five minutes.

7134. Did he not ask you to take a glass of wine or anything else?—No.

7135. You do not take it I suppose?—I took it before I went home.

7136. Did Kemp and you have a pleasant bowl together before you went home?—We had a little drop.

7137. I am sure you had. Did you see Watkins that evening or day that you were paid?—Yes.

7138. Where did you see him?—I met him going out towards Finglas.

7139. Was that when you were coming in?—Yes.

7140. Where did you meet him?—At Blackfriar's bridge.

7141. Did you stop and have a chat with him?—Yes.

7142. Did he ask where you were going?—I told him.

7143. You told him you were going to be paid?—Yes.

7144. Did he tell you he had been paid?—No.

7145. What did he say when you told him you were going to be paid?—He turned back with us.

7146. Did he come with you to Mr. Foster's?—No.

7147. Where did he stop?—He stopped outside; he did not come near the house.

7148. Did he wait till you came back after getting the money?—Yes.

7149. And then you went off, and had a glass of grog together?—I think we had.

7150. Do you recollect getting home?—I do.

7151. You told us that Mr. Foster was with you at ten minutes past eight, on the morning of the election?—Yes, to the best of my opinion.

7152. How long did he remain?—I think he stopped about five minutes; all he did was to open the window, put out the gas, and tell us to set to work.

7153. Did he go away then?—He went away.

7154. Did you see him going through the hall door—Yes.

7155. How long was it then before anybody came into the room?—I saw people very shortly after we went in. Another man came in to the room; I did not know him.

[After an adjournment for 15 minutes the examination was resumed:]

7156. Did that strange man who was in the room with Mr. Foster in Dorset-street, speak to you?—No.

7157. Did you hear him speak at all?—No.

7158. Did Mr. Foster speak to him?—I did not hear him.

7159. As far as you can form any opinion or belief, do you think Mr. Foster did speak to him while you were in the room?—No.

7160. He did not then?—To the best of my opinion he did not.

7161. Was Watkins speaking to him?—I did not hear him.

7162 Did he go over in the direction of that man?—No.

7163. Was Watkins speaking to Foster?—He spoke to him in the room, to the best of my opinion.

7164. Did Watkins speak to Foster more than you did?—To the best of my opinion nothing more happened than saying "good night," or "good evening."

7165. Did Foster not have more conversation with Watkins than with you?—No.

7166. Just the same?—Just the same.

7167. Now what was Watkins doing all the time you were in the room? You were there for three or four minutes, and you were not surely standing trying to look at each other?—I disremember.

7168. Was any talk going on?—No; we never sat down.

7169. If you were there for three or four minutes, or even two minutes, you were not standing mute?—I don't remember a word being spoken.

7170. I do not ask you to say what word was used if you did not hear it, but were there words used?—There were some words.

7171. Do you recollect that there was some talk, although you do not recollect what it was?—There may have been, but I don't remember a word.

7172. As you tell me that I will not ask you again. But do you recollect that, as a matter of fact, there was talk, whatever it was?—There might be, but I did not hear it to my knowledge.

7173. Was Foster standing?—I think he was sitting when we went in.

7174. Did he stand up when you went in?—He stood up.

7175. Was the other man standing?—He was sitting.

7176. Did he remain sitting?—To the best of my opinion he did.

7177. Was he sitting at the fire or at the table?—I don't recollect a fire.

7178. Was he sitting near the fireplace?—I don't know. I did not see the fireplace. I never minded it.

7179. You remember seeing him sitting on a chair?—Either on a form or a chair.

7180. Was this house a public-house?—No, it is not to the best of my opinion.

7181. Is your recollection this—that Mr. Foster was sitting upon a chair, and that the other man was sitting beside him on another when you went in?—I could not tell whether they were sitting close together or not.

7182. Tell what you recollect, even although you may not be quite certain. Is it your recollection that when you and Watkins went into the upper room you found Mr. Foster sitting on a chair?—To the best of my opinion he was sitting on a chair.

7183. To the best of your opinion was the other man sitting also?—To the best of my opinion he was sitting.

7184. As well as you recollect, did that other man remain sitting while you were in the room?—Yes.

7185. That is your recollection?—Yes.

7186. Did Mr. Foster stand up when you went into the room?—To the best of my opinion he did.

7187. And he wished you and Mr. Watkins "good evening," or "good night?"—Yes.

7188. Did he say "come down stairs with me," or anything like that?—I don't recollect whether he did or not, but I know the three of us came out.

7189. One time you said five minutes, and another time two or three minutes. I don't wish to tie you down to time in that way, but you were at all events two or three minutes in the room before you came out, and went down stairs?—We were.

7190. You say you did not sit down. Do you remember that?—I do.

7191. You are certain of that?—I am certain.

7192. Are you certain that Mr. Watkins did not sit down?—I could not swear.

7193. But what do you believe?—I could not swear whether he sat down or not.

7194. Well, I will not ask further. While you were standing for two or three minutes, was Mr. Foster talking to you?—He was not to me.

7195. Was he talking to Mr. Watkins?—Either to Mr. Watkins or the other man.

7196. But there was some talk going on in the two or three minutes before leaving the room?—To the best of my opinion there was.

7197. I don't ask what the other man said—but do you recollect the other man speaking to Mr. Foster?—No.

7198. You don't know whether he opened his lips?—I don't remember.

7199. You said that when Mr. Foster found you in the room the next morning, he was not there more than three minutes or so—just while he opened the windows, and put out the gas?—Yes, and told us to go to business, as the time was short.

7200. How soon after he left the room did anybody else come in?—I think another person came in before Mr. Foster left the room.

7201. Where did that other person who came in go to?—He stayed in the room.

7202. With you?—Yes.

7203. Who is he?—I don't know.

7204. How long did he stay in the room?—He stayed while I stayed.

7205. The whole day?—Yes.

7206. Did he sit down at the table with you?—Yes.

7207. Were there four of you at the table all through the day?—Yes.

7208. Did Mr. Foster know that man—did he speak to him when he came in?—I don't recollect.

7209. Did Watkins speak to him?—I don't recollect.

7210. Did Kemp speak to him?—No.

7211. Did you speak to him?—No. I did not know him.

7212. Did you say anything to him?—Not a word, when he came in.

7213. Did you speak a word to him through the day?—Yes, we had some words.

7214. What sort of a table were you at—was it a square table?—I think it was a long table.

7215. Which end were you sitting at?—The most of my time I was looking out through the window.

7216. So I should think. Were you sitting with your back to the window, spending your time turning round and looking out of the window?—I was looking at the mobs going back and forward.

7217. You say the table was placed at the two windows?—The table was along there between the two windows.

7218. It was not against the wall?—No.

7219. I believe you are wrong in that, and we may as well correct you. I am told there is but one window in the room. I suppose the table was, as you said in your evidence before Judge Keogh, up at the window?—Yes.

7220. Was it put up close to the window?—No.

7221. Well, at the one side of the window?—It was sitting near the window.

7222. Were you at the end of the table?—At part of the front of the table, I think.

7223. Where was Watkins sitting at the table?—He was looking over the books.

7224. The table, you say, was near the window, and you were sitting near the end of the table?—Yes.

7225. Where was Watkins?—Watkins had his face to the street. He was looking over the revision. I was sitting at the window looking out.

7226. Was Watkins sitting on your right or left?—Watkins's back was at the door coming in.

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7227. With his left shoulder near where you were?—Yes.

7228. Where was Kemp?—He sat near me.

7229. Was he sitting at the end of the table, or with his back to the window?—Sometimes he would.

7230. Where did the four men sit?—We were sitting quite convenient.

7231. Where did Kemp sit—was he on your right or left?—Partly on my left; to the best of my opinion he was on the left.

7232. Did he stay at the same side of the table as Watkins?—Some of the time he did.

7233. Well, when he was not sitting at the same side, where was he?—He would go over to the fire.

7234. And you would do the same?—Yes; and warm myself.

7235. Where did the fourth man sit?—The fourth man sat very near the fire.

7236. The whole time?—Nearly the whole time.

7237. Warming himself?—The room was warm enough.

7238. Was he writing at the table?—No.

7239. Was he reading at the table?—No; unless he would take up one of the papers.

7240. Did he rest himself, and take a sleep occasionally?—I did not see him sleep.

7241. Did you take a nap yourself?—No.

7242. Did you get any breakfast before you came in?—I did.

7243. Was there any refreshment brought in during the day?—No.

7244. Did you get anything during the day?—I ate a little bit of bread that William Kemp brought with him. I think he did not eat his breakfast, and he brought bread and butter with him.

7245. And he ate his breakfast in the room?—He did.

7246. Did he give you any of it?—He did.

7247. What time of the day was that?—It was about one or two o'clock, to the best of my opinion.

7248. Did he wait till one or two o'clock to eat his breakfast?—I cannot tell.

7249. You say he brought his breakfast in his pocket?—I heard him say that.

7250. Do you think he waited for his breakfast till 2 o'clock?—I don't know.

7251. Was anything else brought in?—No.

7252. Did they give you a paper to read—a copy of *Saunders* say?—No.

7253. Nothing but the posters?—No.

7254. It was easy to read the posters, for they were in large type. Still you got tired of them?—Yes.

7255. And began to look out of the window?—Yes.

7256. Did Kemp get fatigued, and begin to look out of the window?—He did look out of the window.

7257. And the other man spent his time looking out of the window and sitting at the fire, and you did the same?—When I got tired of one place I went to another.

7258. It was a tiresome place. When you got tired of looking out of the window you would go to the fire and sit down, and say something to Watkins?—Yes, I spoke to Watkins and he spoke to me.

7259. Was smoking allowed?—I did not smoke in the room. I went to the yard.

7260. What time did you take a pipe in the yard?—I cannot tell.

7261. Was it in the middle of day, or about the time that Kemp went to his breakfast, at 2 o'clock?—I cannot tell.

7262. Was it soon after you went there, or was it about the middle of the day?—I cannot tell what time.

7263. Did you take the pipe to the yard more than once?—To the best of my opinion I was a couple of times out.

7264. You did not go out immediately after Foster left?—No.

7265. You sat down to the work until you were tired of it, and then had a smoke?—I went out a couple of times.

7266. How long was it after you went in that you went to the yard to have a smoke? Was it two or three hours? Was it before 1 o'clock?—I think it was before 1 o'clock. I cannot recollect it is so long now.

7267. I did not ask to tell the very hour, but you could tell me if you liked within an hour of the time?—I could not tell more.

7268. Was it about 8 o'clock?—I could not tell.

7269. Was it dark when you went out to the yard?—No, it was not.

7270. Well, it was before 5 o'clock?—Yes.

7271. You had been out twice before it was dark?—Yes.

7272. Was there an hour or two between each smoke?—To the best of my opinion there was.

7273. Did Kemp leave the room to smoke?—He did.

7274. How often did he go out to smoke?—He went out once at all events.

7275. Did Watkins go out to smoke? Do you remember him leaving the room?—I think he did not to the best of my opinion.

7276. Is it your belief that Watkins did not go out the entire day so far as you recollect?—It is my opinion he did leave the room, but I don't know whether or not it was to smoke.

7277. How long was he away?—Not long.

7278. What did the fourth man who came in do when he was tired at the fire? Did he go out?—I don't recollect his going out.

7279. According to your recollection he remained there all day?—I cannot say.

7280. What time did you quit that day?—About four o'clock.

7281. Did you leave the fourth man—the strange man—behind you, or did he go with you when you were leaving at four o'clock?—I left him there. We all left the room together. I went down Capel-street, and waited for Kemp and Watkins. We turned down Britain-street into Sackville-street.

7282. How long were you waiting before they overtook you?—Five or six minutes. Mr. Foster came in at four o'clock.

7283. Had Mr. Foster been in the room more than the twice you spoke of, or had he been three times?—He was.

7284. First at eight in the morning, or a few minutes after, and then at four when he told you you might go, and sometime in the middle of the day, I suppose. What time was it?—About one o'clock.

7285. About the middle of the day?—Yes.

7286. From the time you came at eight until you went away was there no refreshment of any kind?—Not a ha'porth.

7287. Did you tell the judge at the trial here that there were four persons in the room?—I was not asked.

7288. Then I may take it you did not tell him?—I did not tell him.

7289. Did you tell him there were three?—They asked me was Watkins there, and there was no more asked.

7290. I must tell you that by the oath you take you are bound to tell not only the truth, but the whole truth, and you are not to wait until it is pumped out of you. Well the fourth man sat by the fire?—Yes.

7291. When you got tired of looking at the window and went to warm yourself did you speak to him?—Yes, I spoke to him.

7292. Of course you did. Did you ask him who sent him there?—I did not.

7293. Now, on your oath, did you hear from anybody, either in the room or elsewhere, who sent the fourth man there?—No, I did not.

7294. Did you never hear who sent him?—No.

7295. Or who told him to go there?—No.

7296. Did you ever ask?—No.

7297. Was he an Orangeman?—I do not know.
7298. Did you try him?—I did not.
7299. Did Kemp?—I cannot tell.
7300. Did Kemp tell you he did?—No.
7301. Did you hear from Kemp or Watkins, whether he was an Orangeman or not?—No.
7302. Nor from Foster?—No.
7303. Did Foster speak to him when he came into the room?—I don't recollect whether he did or not.
7304. What sort of man was he; was he a labouring man?—I don't know what he was.
7305. Answer the question properly. Was he, from his appearance and dress, a labouring man, like yourself, or of a better class?—I cannot tell.
7306. You can tell very well. You know when you see a man of a better class?—I cannot say whether he was a tradesman or not.
7307. Was he better dressed than yourself?—Much about the same dress.
7308. Was he a man of the same class?—I don't think he was as strong for labour as I am.
7309. Do you think he was of a better class; was he a gentleman?—Not by the appearance.
7310. Did he speak of having been at any other work?—No.
7311. Did he sit at the fire all day warming himself, without speaking, or telling what brought him there?—He never told me what brought him there.
7312. Did he tell anybody else; did he say anything to Watkins or Kemp?—He might, unknown to me.
7313. Did you know what brought that man there?—I thought it was the business we were all there on.
7314. What was that?—The county election.
7315. And you were warming yourself at the fire?—Yes, and listening to what Watkins was asking us about; he would ask about this man and that.
7316. Did he ask this man at the fire if he knew anything about anybody?—No; he was showing him the books and where he was to go.
7317. Showing this man; was it to take cars?—No, this man was not to go on a car.
7318. To go anywhere?—I did not hear him told to go and take cars to the country.
7319. Did you take cars to the country?—Yes.
7320. Did you hear Watkins give the man directions of any kind?—No; except about the baronies he was to work.
7321. Did Watkins speak to the man?—They were mumbling together.
7322. What did he say to the man?—That he had had a great deal of trouble in working the places.
7323. Watkins was complaining of having a great deal of work to do?—Yes.
7324. Is that all he said? Did this man sympathise with him, and give him any information?—No, not a bit.
7325. But he was helping at the county election?—Yes.
7326. Did this man come in before Mr. Foster left in the morning?—Yes.
7327. Did Mr. Foster seem surprised to see him?—No.
7328. Did he seem to expect him?—To the best of my opinion he did not.
7329. And Mr. Foster left you there?—He did.
7330. How long after Mr. Foster went away leaving the fourth man there was it before anybody came in?—I cannot say how long it was.
7331. About how long?—Not long.
7332. Was it five minutes before the people began to come in?—It was nine or ten minutes.
7333. Within ten minutes or so people began to come in?—Yes.
7334. Well the four of you were there for five or six minutes before Foster went away?—Yes, about that.
7335. Was the hall door shut at this time?—I don't know whether or not the hall door coming off the street was shut.
7336. Did you hear knocks at the door when the people were coming in?—No, sir.
7337. Before the people began to come in, did it occur to you to take a look at the arrangements behind the screen?—No, sir.
7338. Were you told not to look behind it?—No, sir.
7339. Do you mean to say you sat there without venturing to look behind the screen?—I did.
7340. You had no curiosity?—I had not.
7341. Did you know what it was?—I did not.
7342. Did you suspect what it was?—I did not.
7343. Did Watkins look behind it?—I did not see him.
7344. Did he look behind it?—I did not see him looking behind it.
7345. Did you see him going towards it?—No.
7346. Did Kemp?—No.
7347. Did this other stranger venture?—I did not take notice of him.
7348. You were all singularly devoid of curiosity as to the arrangement behind the screen?—Well I do not know.
7349. Do they generally have screens of that kind before the doors at Finglas?—No.
7350. Did you ever see that before a door before?—No; I often saw a screen at the back of a fire.
7351. But you never saw anything of that kind before?—No; not to my knowledge.
7352. And seeing it for the first time in your life, and having ten minutes to do nothing, it did not occur to you to look at it?—I did not know but it was always to be left there.
7353. But having nothing particular to do all day except to look out of the window, did it occur to you to look behind the screen to see what was to be seen there?—Well, I think it would be very impudent of me to go and look behind it.
7354. Was that your reason?—Yes, sir.
7355. Now, the people that began to come into the room about ten minutes after Mr. Foster went away, where did they go; did they come up to you and talk to you at the table?—No.
7356. Where did they go when they opened the door into the room, did they walk in behind the screen?—Yes.
7357. Did more than one come in at a time?—I never saw more than one; I might not notice them.
7358. I am only asking you to give me your statement as well as you recollect, and believe me I ask you for nothing more; as well as you recollect they only came in one at a time?—One at a time.
7359. As well as you can recollect was there not a boy outside to see after the admission of persons into that room?—Well, I do not know. I saw a boy in the hall.
7360. When you were going back and forwards. Now when these persons were admitted one by one, and came into the room, did they pass in behind the screen?—They did.
7361. How long did they remain there, a minute or two minutes?—Well, I saw people going behind; I never saw them coming out.
7362. You turned your head to the window?—Well, I never minded.
7363. As a matter of discretion, to avoid being supposed to be too curious, when you saw a man walk behind the screen you looked out of the window at the mob in the street?—Well, it was not to see him. I did not want to see him.
7364. When you heard a person walk behind the screen, did not you turn away your head that you might not see him?—No.
7365. It was not for that reason?—No.
7366. But you did not turn your head to see them go out again?—There was a great deal of them I did, and more of them I did not.
7367. You did not try not to see them?—No.
7368. Merely some you did and some you did not?—Yes.
7369. About how long did they remain behind the screen?—I think four or five minutes, and some of them not so long.

7370. Well, I suppose, generally speaking, most of them were a very short time behind the screen, as far as you could observe?—Very short.

7371. I suppose there was no carpet on the room?—Well, I do not suppose there was.

7372. At all events you heard their feet and the door shut behind them?—Yes, I suppose I might.

7373. Did you before you left that room at four o'clock, when there was no reason to be afraid any longer, take a peep behind the screen as you were going out?—I did not.

7374. You walked out straight?—Out through the door.

7375. Straight before you without looking on one side to the right or left?—Never; I never minded it.

7376. You had to pass by the end of the screen going out; did it never occur to you to just take a look over your left shoulder to see what was there?—Well, I did not.

7377. You never saw the door that was behind it all the time you were there?—No, I never saw the door there.

7378. What breadth was the door that faced you?—To the best of my opinion it was broader than that.

7379. Was it half as broad again?—I do not think it was.

7380. I suppose it was about five or six feet wide, roughly speaking?—Well, I did not mind it much.

7381. Now, do you mean to say that you could pass in and out of the door, two or three times in the course of the day, without seeing behind it; how did you pass the end of it when you were going out to have a smoke, for example?—I saw the screen.

7382. Do you mean to tell us that when you were coming back after your smoke, you could not see behind the screen?—No, sir, you need not look behind the screen.

7383. You need not if you shut your eyes; but was not the screen, or the place behind the screen, immediately opposite the door as you came in?—It was very near it.

7384. As you walked into the door coming back, unless you walked with your head turned over your shoulder, could you help seeing behind the screen?—I could, sir.

7385. How—by shutting your eyes?—No, sir, coming in on straight into the room where we were in.

7386. When you walked from the hall into the room, was not the screen right opposite the door?—That was the way the people went in.

7387. Do you mean to tell us that you did not see the inside of the screen when you come in after your smoke?—No, sir, I did not. I should turn to my right to see it.

7388. When you come into the front parlour from the hall, is there any considerable portion of the room to your right—is not the door into the front room just close to the partition wall dividing the two rooms?—The door that came out of the hall?

7389. Yes—Is there much of the room to your right when you come in?—Well, I think there is a good bit, as far as my own opinion. Really, I forget the the room almost now.

7390. Now, about how many people, as well as you can recollect, forming a rough estimate, do you suppose came into the room while you were there that day?—Well, in my opinion there were between ten and twenty.

7391. What number did you give when you were asked before the judge?—I think it was the same. To the best of my opinion it was the same.

7392. And will you take your oath that there were not more than twenty people in the room?—I would not.

7393. Did they come in within ten minutes after Mr. Foster went out?—Well, I think so, to the best of my opinion.

7394. How long was it before they stopped coming in; you were turned out at four?—Yes.

7395. Was it long before that that the last of them came in?—My opinion was that none came in after two o'clock, to the best of my opinion.

7396. But from half-past eight to two they were dropping in?—Well, back and——

7397. Eh?—Yes, sir; by times.

7398. They were coming in from half-past eight till two?—Well, up to that time—I think so.

7399. Would you be surprised to hear that there were 100 of them coming in in those five hours, or rather nearly six hours?—Yes; I could not say.

7400. How many came in every hour, do you think?—Well, really, I could not say.

7401. Did there come in as many as twenty every hour—an hour is a long time?—Well, I could swear again I do not recollect more, to the best of my opinion, than what I stated.

7402. Twenty?—Yes.

7403. In those six hours?—That is what I always judged.

7404. They began coming in at half-past eight?—Well, they would be a great while asunder.

7405. When you were going back and forwards for the purpose of smoking, did you ever meet any of them?—Never.

7406. Would you swear that?—I would; I never met a man going in or out.

7407. You never saw a man in the hall the whole day?—Only a boy that I saw out. I asked him for a drink of water.

7408. That is the boy on the stairs I suppose?—Yes, I think so.

7409. When you passed out of that house into the back—is it an enclosed yard where you went to smoke?—Well, I think you could go to another street out of it

7410. But is there an enclosed yard belonging to the house where you were smoking?—Well, it is a sort of a yard, but I think you could go out of it.

7411. We all know that you can get out behind, and into another street?—Yes.

7412. What street can you get out to by that way?—I could not tell.

7413. Is it a lane—does it go down to Britain-street?—Well, I suppose you could go to Britain-street; it must be.

7414. Does the yard abut upon a lane; after you pass out of the yard would you go into a lane or street?—I think you would go into a lane.

7415. Does the lane run right and left after you pass the yard?—It goes out straight, to the best of my opinion. It is a lane; it is a little by-street.

7416. Did you happen to see anyone in the course of the day passing out that way by the back door?—Not one. I saw only the boy that gave me the drink.

7417. When you were watching at the window, and had nothing else to do, I suppose you could see some of the people coming into the door, and going behind the screen?—Yes, I did.

7418. Did you happen to watch them when they came out of the screen going out of the door again; or did you hear any of the footsteps going out the back way?—No, sir, I did not.

7419. Mr. Foster you say was there about the middle of the day?—Well, between one and two he was.

7420. What did he say to you when he came down?—Well, to the best of my opinion what he said was—"How are you getting on?"

7421. What did you say to him?—Well, I made no answer.

7422. What did you say to that?—Well, I said nothing; I think I laughed.

7423. Did Kemp laugh?—Well, I do not know, sir.

7424. Was there a genial smile all round when he asked that question; did you think it was a joke?—No, I did not.

7425. Did Mr. Foster look very serious when he asked you the question?—Well, I did not take much notice of him although working in the room, or Watkins.

7426. Did you tell him it was easy work?—No, sir.

7427. What did you say?—I did not say anything.

7428. You said nothing?—To the best of my opinion I did not.

7429. Did he ask you did you see many people going in there?—No, sir.

7430. Did he ask Watkins any question?—No.

7431. Did he talk to Watkins—it was Watkins was doing all the work, you know? Did Watkins spend all his time poring over those books?—The most of his time he was.

7432. Was he taking an airing out in the yard when he was not doing that, or was he at the fire?—Well, I have seen him go to the fire to warm himself.

7433. Had he an ink-bottle at all?—Well, I did not see an ink-bottle.

7434. He had no ink-bottle?—No, sir.

7435. Was he working with a pencil even?—To the best of my opinion he was not. To the best of my opinion he did not work with his pencil.

7436. He was just reading over those books?—He had all the writings done that was in the book.

7437. I think so. He had all the writing done before he came there?—He was making it up.

7438. He was not doing anything with a pen or pencil?—No.

7439. What was he doing?—He was looking over the registry books.

7440. Did he fall asleep any of the time?—No, sir, I don't think he did.

7441. Did he spend any of his time in reading the posters—the big placards?—Well, sir, I don't recollect.

7442. When he got tired of poring over those books what did he do? Did he look out of the window too?—Well, he has looked out of the window.

7443. He got up and looked out of the window and then took an airing at the fire?—Well, he warmed himself at the fire.

7444. Did he go out to smoke, or go out of the room?—Well, I do not know.

7445. Did Foster, when he came down, talk to Watkins or to you?—He talked to none of us. He did not speak, I think, three minutes when he came in. He just came over, looked at the table, and turned out again.

7446. Had he the curiosity, or impudence, as you call it, to look behind the screen?—Well, I did not see him looking behind it.

7447. Do you think he did?—I do not know.

7448. Did you not see him going behind that screen?—No, I did not. He did not go behind the screen.

7449. He did not go behind the screen?—He did not.

7450. Did you hear voices in the back room?—No, sir.

7451. The whole day long it was as still as death?—I never heard a voice.

7452. After any person passed in was there even a rustle?—No.

7453. Any noise at all?—No noise at all.

7454. Perfectly quiet?—Yes.

7455. You did not hear even the rustle of a bit of paper?—No.

7456. Nothing of the kind?—No, sir.

7457. Nor a voice?—Nor a voice.

7458. Not in a single instance?—No.

7459. Did it occur to you that it was very well done?—Well, it did not; I did not know what they were about.

7460. Did you suspect what they were about?—On my oath I did not.

7461. When Mr. Foster asked you how you were getting on, what did you think he meant by that?—I do not know, sir; about Watkins with his book.

7462. About what?—I do not know, except about Watkins with his books.

7463. But you were not doing anything with the books?—But sure I was getting information where I was to go to bring in voters.

7464. Were you getting information the whole day where you were to go?—Not the whole day.

7465. Did you take notes of it?—Well, I did not; I knew the county well; I worked it before.

7466. But you were not getting instructions the whole day long?—I didn't want any; only that I got the number that I was to go for.

7467. The number?—The number of the people that I was to go and bring in.

7468. What do you mean?—The voters.

7469. What do you mean by the number?—I might have five to go for.

7470. How long was Watkins telling you the number of people to go for?—He did not tell me how many I was to go for.

7471. Do you recollect his telling you to go for anybody?—I do, some.

7472. Whom did he tell you to go for?—He said I had to go to Glasnevin.

7473. For what?—For men to vote.

7474. Who were the men?—He mentioned Bradburn.

7475. And who else?—Well, different people.

7476. Come—tell us?—Such and such places—did I know them—and to go for different people and to bring them in.

7477. He told you to go for Mr. Bradburn of Glasnevin and bring him in?—Yes.

7478. He was not all day telling you that?—No, sir; but other people where they lived—did I know—and to bring them in, where he had to send cars for other people.

7479. Did you hear no conversation in your room from Watkins or Kemp or this fourth man that was sitting by the fire, as to what these people were doing behind the screen?—No.

7480. Did none of you express any wonder what they were about?—No, to the best of my opinion I asked Mr. Watkins one time what were these people all coming about.

7481. And what did Mr. Watkins say?—He said he did not know.

7482. Did that strike you as a very safe answer—did you tell him, "Ah, you know well enough?"—I did not, and I do not think he knew.

7483. Do you believe that he thought that you and Kemp were brought in to sit by the fire, and look out at the window, and to help him with the books?—Well, I really think he did.

7484. Is he a simple man?—Well, I do not think he is a simple man.

7485. He does not belong to Dr. Duncan's establishment?—No.

7486. You think that Watkins told this in all seriousness—you and Kemp helping him at the books?—Well, I thought so.

7487. You did not, yourself, for you laughed at Mr. Foster when he asked you the question; you thought it a very pleasant joke; well, you went away at four o'clock?—Yes.

7488. Where did you go when Watkins and Kemp and you went over Carlisle-bridge?—We were very hungry, sir, and went and got our dinner.

7489. Where?—Well, I cannot tell where, but it was on the quay; it was down on the quay somewhere.

7490. The three of you dined together?—Yes.

7491. Was anybody else with you?—No, sir; not with us.

7492. Did anybody but the three of you go to this house to dine together?—No, sir; only us three.

7493. You did not cross Carlisle-bridge?—No, sir.

7494. Which side did you turn?—We went down to this side; we did not cross the bridge.

7495. That is down Bachelor's-walk?—No, sir; down along the Coal-quay. We turned down before we crossed the bridge. We did not cross the bridge only turned down.

7496. When you got to the foot of the bridge did you turn?—We turned down to our left.

7497. That is down towards the Custom-house?—Yes.

7498. How far did you go down before you got to the house for dinner?—Well, it was some of the eating-houses.

7499. Now I think you must know that very well;

SIXTH DAY. December 4. Thomas Noblett.

do you mean to say that after twenty-four years in Dublin you do not know the house you went into for your dinner?—Well really I do not.

7500. Were you ever in it before?—Not to my knowledge.

7501. Did you go straight down there from Sackville-street?—Yes.

7502. Do you know where the Northumberland hotel is?—I do not think we went as far as that.

7503. Was the house you went to on the quay or in a street off the quay?—In a street off the quay—just as you go down the quay.

7504. Did you turn down a street off the quay?—No.

7505. Then the house you got your dinner in was on the quay?—Yes.

7506. Did you find any other people that you knew inside?—I never saw one that I knew.

7507. Did you remain there long?—Well we took our dinner.

7508. Did you go home then?—To the best of my opinion we did—after we had our dinner.

7509. Did you go straight home?—To the best of my opinion we went straight home.

7510. Did you see Mr. Foster there that evening?—No.

7511. Did Watkins and you and Kemp all go home together?—Yes.

7512. What time was it when you reached home?—Well I disremember.

7513. I suppose you have a clock in the house?—We have.

7514. About what hour was it?—Well it could not be less or over eight o'clock.

7515. Were you tipsy that night?—Which, sir.

7516. Had you taken any drink?—Well I think after my dinner I took a glass of grog or so.

7517. Was it the grog that prevented you from telling what hour you got home?—No.

7518. I suppose you were home about eight or nine o'clock?—Well I think we were.

7519. Did you live near each other at that time?—Well to the best of my opinion we did not.

7520. Did you all live in Finglas?—Yes.

7521. Did Kemp live near you?—Yes.

7522. Did Watkins live near you?—Yes.

7523. Then you all lived near each other?—We did live near each other.

7524. When did you leave Finglas to go to Slane?—I think it was the 7th of October.

7525. Of this present year?—Two months last Friday since I went to Slane.

7526. I suppose you are a married man? Have you a family?—Yes.

7527. Have you moved your family down there?—Yes.

7528. Mr. TANDY.—Did you ask the permission of Dr. Duncan to go into the house?—No.

7529. You were in his employment?—Yes.

7530. Did he pay you weekly wages?—He paid me weekly wages.

7531. Why was it you did not ask his leave to go in?—Well, I was afraid that he would not let me, and I would rather earn the £3 and be at the loss of my day with him than be at the loss of my £3.

7532. Did he the next day ask you where you had been?—No.

7533. Did he know you had been absent from your work?—No; I do not think he did.

7534. Did he ever hear of it, do you know?—He did.

7535. When did he hear of it first, to the best of your belief?—Well, I think in a few days he heard it.

7536. Did he ask you then where you had been?—He never asked me.

7537. Never asked you one word at all?—No, he did not.

7538. Did any person from him ask you—did he send anyone to ask you?—No. Only my wages were stopped on me the day that I lost.

7539. A shilling was stopped from you, or whatever it was?—Yes, my day's hire was stopped.

7540. Was it Dr. Duncan paid you himself?—No, the steward.

7541. Did the steward pay you without asking you where you had been?—The steward knew.

7542. You told the steward?—I told the steward.

7543. Did you tell the steward you had been at 76, Capel-street, on your oath?—Well, I did not tell him that it was there I was going. I told him I was going to do business on the county. That was the day before.

7544. I want to know after your return from this visit to 76, Capel-street, did the steward ask you when he was stopping your wages where you had been that day?—No.

7545. Did you tell him?—No, I did not. I told him on the county business. I did not tell him where I was or where I was not.

7546. Did you tell him you had been at 76, Capel-street?—No.

7547. Did you ever tell that to anyone till the election petition?—I never told anyone.

7548. You kept that a secret?—Well, I did not care.

7549. Why did not you tell anyone where you had been, and what queer things had been going on behind the screen?—Well, I was not asked.

7550. Did your wife ask you?—She did not.

7551. And you did not tell her?—I did not.

7552. Were there posters put up on the day of the city election on the outside of this house, 76, Capel-street?—Well, I do not recollect.

7553. Come now, recollect?—On my oath, I do not.

7554. Were there posters there, on your oath, on the outside of the house?—Well, I do not recollect it.

7555. Try to recollect that—I do not think it is possible you can forget it; were there posters inside?—There were, all lying, a bundle of them, on the table anyhow.

7556. Did you see any of them posted up on the wall?—Not to my knowledge.

7557. Was there any poster posted up in the hall?—Well, really, I forget if there was.

7558. You cannot tell whether there were any in the hall?—I cannot.

7559. What were those in the room about?—Telling about when the election would commence; the papers were lying on the table.

7560. Did you see the name of Marcus on any of them?—Well, really, I did not mind.

7561. Will you swear you did not see one of those posters in the hall; did you see any of those posters that day?—On the hall?

7562. Yes?—Not to my knowledge.

7563. Will you swear you did not?—I will swear.

7564. Was there any poster in the hall?—I do not recollect it.

7565. Do you swear that?—I will swear that I do not recollect, and if I did, I forget it.

7566. About how often back and forwards were you there that day?—Twice, and the time I went out.

7567. And you swear you cannot tell whether there were any posters posted up in the hall?—I will; I do not recollect.

7568. Was there any paper posted up in the hall?—I do not recollect it.

7569. What were the posters that were inside on the table—did you read any of them?—I read them. It was about when the election would commence.

7570. Did you see any with the name of Marcus on them?—On my oath, I did not.

7571. You did not?—I did not take notice. If I did I forget it.

7572. You cannot tell whether you saw any on the outside of the house?—No.

7573. Eh?—No, I cannot.

7574. When you came into Dorset-street the evening before, and met Mr. Foster, what part of the house was it that you saw Mr. Foster in?—I think it was a back room up stairs.

7575. In what floor was it?—Well, I think it was a couple of storys.

7576. A couple of storys up?—I think so; to the best of my opinion it was.

7577. Who was it showed you the room to go to?—Well, I do not recollect that. I went up along with Mr. Watkins.

7578. Who showed him the room to go up?—On my oath, no one.

7579. Did Watkins go up before you?—He did.

7580. Was it Watkins pointed out to you the room to go into?—I followed Watkins up.

7581. Did Watkins go into the room first?—Yes.

7582. Did he go straight into the room?—Well, I do not know.

7583. Did he make any inquiry?—I do not know whether he did or not. I did not see him make any inquiry.

7584. Did you hear him make any inquiry?—I did not hear him, or hear any person.

7585. Was it Watkins showed you into that room, on your oath?—I followed Watkins up to that.

7586. Did Watkins go straight up to that room?—Well, to the best of my opinion he did.

7587. Have you got the slightest doubt upon the subject?—No.

7588. And you followed him into the room?—I did.

7589. Did he inquire before he went into the room?—Well, I do not know; I cannot tell but the door was open.

7590. What?—I am not sure but the door was open.

7591. You swear that?—I swear that.

7592. You do not know whether the door was open?—No.

7593. Was there a light upon the stairs?—There was not.

7594. No light on the stairs?—To the best of my opinion there was not.

7595. No light in the house?—As we went in there was a room, and I saw a lot of people in it.

7596. Where was that?—Just as we went into the hall.

7597. But was there no light on the stairs?—No.

7598. And did you and Watkins go upstairs without a light, and did Watkins go into this room two storys up?—Well as far as I recollect we did—we went up to it.

7599. I want to know how you went up there?—Well, I do not know.

7600. Did Watkins tell you that he knew the room?—No.

7601. Do you believe that he knew the room?—Well, I do not know.

7602. Do you mean to say you cannot form a belief whether Watkins knew the room or not?—I cannot.

7603. You cannot form a belief?—No.

7604. But he went up before you, up the dark stairs, and went straight into this room?—Yes.

7605. And yet you cannot tell whether you believe he knew it or not?—I don't recollect whether there was a light in it or not.

7606. In what?—And we going upstairs—whether it was dark or light.

7607. Did not you tell me just now that it was dark?—To the best of my opinion there was no light.

7608. Perhaps you are not quite certain whether there was a light in the room or not into which you went?—In the room into which we went there was no light in it.

7609. At all events, you met Mr. Foster in the room?—We met him in it anyhow.

7610. Now, that strange man, that fourth man that was in the room at 76, Capel-street, that day, did you hear him called by any name?—No.

7611. Not that whole day?—Not the whole day.

7612. Did Watkins seem to know him?—No, sir, he did not. Watkins asked me if I knew him.

7613. Did Kemp seem to know him?—No; Kemp did not know him either.

7614. And you never had the curiosity to ask him where he was from?—Never.

7615. And you do not know where he was from?—No.

7616. And you never heard?—Never heard.

7617. And when you went in through the door from the hall into this room where you were sitting, how far was the screen from you—to the right or left, or right before you?—On my right as I went in.

7618. How much to your right as you went in?—Well, it's a good piece.

7619. How far was it to your right?—Well, it was a good piece.

7620. About how far—about how many feet was it to your right when you went in?—To the best of my opinion about a yard.

7621. Will you swear it was a yard?—Well, I could not swear it.

7622. Could you reach it if you stretched out your hand as you were going in?—Well, I think I could, when I was going in through the door.

7623. About what was the distance from that to the end of the door?—Well, I don't think it was over four or five feet.

7624. Will you swear it was over five feet?—I could not.

7625. Will you swear it was more than two feet?—I could not.

7626. Tell me, by-the-bye, the night before the election, who was it told you to go in?—Mr. Watkins told me that Mr. Foster wanted to see me.

7627. When was it Mr. Watkins told you that?—That morning.

7628. Did he go up specially to tell you that?—Well, I don't know; he was going into town, and I met him.

7629. Where did you meet him?—In the garden.

7630. Did he come into the garden?—He did; to the best of my opinion it was in the garden I met him.

7631. Then he came to Dr. Duncan's garden to tell you this?—Well, it was on his way to town.

7632. Do you mean to say that he passed through the garden to go into town?—No.

7633. Do you mean to say that he came in off the high road to tell you?—Well, I don't know whether it was the business he had with me that brought him.

7634. Just tell all the business that passed between you and Watkins that morning?—He never spoke a word, only that Mr. Foster wanted to see me, and that he would meet Kemp and me at seven o'clock—that he would meet me there.

7635. And had you the curiosity to ask him what Mr. Foster wanted you for?—He told me.

7636. What did he tell you?—To assist him about the election.

7637. The county election?—The county election.

7638. Was that what he told you?—It was.

7639. Was that all that passed between you that morning?—To the best of my opinion no more passed that morning.

7640. About how soon before Watkins brought you this message, had you seen Foster?—I had not seen him.

7641. How long was it since you had seen him?—Well, I don't think I had seen him for a year, or two years.

7642. You had not seen him for two years?—To the best of my opinion I had not.

7643. Before that message came to you?—No; only that he knew that I was on the county election always.

7644. You had not seen him for two years? Will you swear that?—I will not swear for the two years; but to the best of my opinion I think I did not see him.

7645. Where was it you last saw him before that, do you recollect?—Well, I think it was at Mr. Watkins's.

7646. Was that at the lodge?—Yes.

7647. Were there any committees for the city election held near Finglas, at all?—I never heard of one.

7648. Did you ever attend any meetings of committees upon the city election?—Never in my life.

7649. When you came in that evening, did you come in by yourself?—Kemp came in with me.

7650. Where was it you met Kemp?—In my own house.

7651. Who was it told Kemp to come in?—Well, I think to the best of my opinion, when Mr. Watkins told me I told him.

7652. Mr. Watkins told you to bring Kemp with you and you brought him in then?—Yes, to the best of my opinion that was the way.

7653. You swear positively that it was you brought the message to Kemp?—Well, I say that I told him.

7654. Now when you came to town where was it you met Watkins?—In Dorset-street.

7655. Was it near the committee-rooms?—To the best of my opinion it was at that corner as you turn up to Dorset-street.

7656. Is that near the committee-rooms?—Yes, going up to the committee-rooms.

7657. Had you any conversation with Watkins that evening before going into the committee-rooms?—No.

7658. Not a word?—Not a word.

7659. Of any sort?—Of any sort.

7660. How long were you before you went in?—We went on straight.

7661. As I understand you when you went up to this dark room at the top of the dark stairs there was no conversation with Mr. Foster in the house at all?—No, sir, not a word.

7662. And then you came into the street?—Yes, and in the street he told me.

7663. In what part of the street did he hold this conversation?—Just in front of the committee-rooms. He came down a few perches from the committee-rooms and told me; asked us would we come in and that he would give us £3 to assist Mr. Watkins. He went down a few perches and asked us would we come in to assist Mr. Watkins as the time was but short; the election would be on Saturday; and would we come in to assist him the next morning.

7664. Was that in the street?—It was either on the street or on the footpath.

7665. He said this to you?—He did.

7666. Did you leave the strange gentleman, or man, or whoever he was in the room in Dorset-street behind you?—The man that was there, I did not see him ever after.

7667. Did you leave him in the room after you—was he in the room when you, Foster, Watkins, and Kemp went out?—He didn't come down with us and I suppose he stayed.

7668. Did you leave him in the room behind you?—We did.

7669. In the room behind you?—In the room behind us.

7670. Did you swear at the hearing of the petition that it was in the committee-rooms in Dorset-street that you had that conversation with Foster?—That who had the conversation with Foster?

7671. That you had the conversation in which he told you to come to 76, Capel-street?—Well, I do not recollect.

7672. Listen to your evidence, sir. I am reading from your evidence before Judge Keogh. [*Reads.*] You were asked, "Where did he tell you to go to No. 76, Capel-street?" and your answer was, "In the committee-rooms, Dorset-street." No, sir, he asked me was it in the committee-rooms I met him and I told him I supposed it was.

7673. Listen to another part. [*Reads.*] "Where did he tell you?"—"In Dorset-street, I think." "In the committee-rooms?"—"Yes?"—Well, sir, when I said it was in Dorset-street, 'Oh, yes,' said one of them, 'In the committee-rooms?' and I said, 'Well, I suppose it was.' It was in the house where it was I met him, but I couldn't tell whether it was in the committee-rooms or not.

7674. But the question you were asked was, "Where did he tell you you were to go to No. 76, Capel-street?"—Yes, sir, and he said, 'Was it at the committee-rooms?' and I said, 'I suppose so.' That was the word I said. I recollect now.

7675. No such thing, sir. "In the committee-rooms' was the answer you gave to the question. You were asked "Where did he tell you you were to go to No. 76, Capel-street?" and your answer was "In the committee-rooms, Dorset-street." Is that true or false?—He said, 'I suppose it was in the committee-rooms you met him' and I said, 'I suppose so.' That was what they said to me.

7676. Upon your oath was it in the committee-rooms, Dorset-street, he told you to go to 76, Capel-street?—No, it was on the street he told me.

7677. Will you swear it was not in the committee-rooms?—I will.

7678. You swore the reverse before?—No, sir, that was a mistake. It was one of the counsellors asked me where did I meet him. "In Dorset-street," says I "Oh, in the committee-rooms," said he, "Yes, sir," said I.

7679. Mr. LAW.—Who was present with you in the committee-rooms?—I know no one but Watkins.

7680. Was he with you in the committee-rooms?—He was.

7681. Was Kemp with you in the committee-rooms?—I don't know—he came into the hall with us.

7682. Mr. TANDY.—Did you ever apply to Foster for your £3 till a week after the election?—No.

7683. Why did you not apply before?—Well, I didn't like to go to him till I got word.

7684. Then if you had not sent word for a fortnight I suppose you would not have gone?—I would not have went.

7685. Why?—I didn't like to go.

7686. Why did you not like to go?—I don't know.

7687. Why? You must have had some reason?—I had not.

7688. The money was promised to you, was it not?—Yes, and I knew I was sure of it, and I didn't like to go to him till I got word.

7689. Did you know that you would get word to go in for it?—I was not sure. I didn't know whether he would send me word or not.

7690. Why did not Watkins go into the house with you, he came with you towards Foster's house and waited till you came out; why did he go in with you?—I don't know.

7691. Did you ask him?—I did not.

7692. Did he tell you?—He did not.

7693. Did he tell you he had been there before?—No, sir.

7694. Did he tell you he had been paid?—No, sir. I asked him had he been paid and he said not, to the best of my opinion.

7695. Why did you not ask him to go in with you and get paid?—It was not my business to ask him.

7696. You walked home with him afterwards?—I did.

7697. Had you any conversation with him walking home about the election?—Not to my recollection.

7698. Will you swear that on that night going home you had no conversation with Watkins?—To my knowledge we had not.

7699. Did you tell him you had got the £3?—I did.

7700. What was the conversation you had then about it—did you remark that you had earned it easily?—Begad we went into a public-house, and I changed it.

7701. I asked you what conversation you had with Watkins about it?—Not a word, only we went and had a sup.

7702. You had a drink?—We had.

7703. Had you no chat during the drink?—Not a word.

7704. How long were you drinking?—About half an hour.

7705. Did you sit down to it?—We did.

7706. And do you mean to say you had no conversation?—A word we never had about it.

7707. Was it on purpose you refrained from having a word about it?—No, sir.

7708. Was it not a most likely thing you should

talk about how easily you earned your money?—No, sir.

7709. Did you not think you had earned it easily?—I did.

7710. You had no conversation with Watkins about it?—No.

7711. And you think I am to believe that?—I don't know, sir.

7712. You may be perfectly certain I will not?—Well, sir, I swear I don't recollect any conversation.

7713. Had Kemp any conversation with you that night?—No, sir.

7714. What were the three of you talking about during the half hour?—There was more than three of us in the room.

7715. Who else was there?—Kemp's sister-in-law was there.

7716. Has she a name?—She has.

7717. What is her name?—Dora Saxsmith.

7718. Where does her husband live?—She has no husband.

7719. Is she unmarried?—Yes; she is an unmarried girl.

7720. Who else was there?—I recollect no one else.

7721. Was Kemp there?—He was.

7722. Did you tell me there were other people there? Who were the "other people"?—Watkins and the girl.

7723. Was that a son of the other Watkins?—Yes, sir.

7724. Who does Dora Saxsmith live with?—I don't know.

7725. Where does she live?—I think somewhere about Dublin—I don't know where she lives.

7726. Did you ever hear where she lived?—No.

7727. Did you know her before that night?—I did.

7728. Had you seen her frequently?—I had.

7729. Had you ever been in her house?—I had, in her brother-in-law's house.

7730. Does she live with her brother-in-law?—She did at that time.

7731. Last November?—Yes.

7732. Who is her brother-in-law?—Kemp.

7733. Were you ever in Foster's house after that evening when you were paid?—No, sir.

7734. Did you ever see him after that?—I did, sir.

7735. When did you see him after that?—I saw him shortly after. I passed him in Dame-street one day.

7736. How soon after the time you were paid did you pass him in Dame-street?—A few days.

7737. Was he with any person after you passed him?—No, sir.

7738. No person was with him?—No person was with him.

7739. Did you stop and speak to him?—No, sir.

7740. Did you not speak a word to him?—No, sir.

7741. Or he to you?—No, sir.

7742. Did you see him on any other occasion?—No, sir.

7743. Was that the only time you saw him?—That was the last time I ever saw him.

7744. Did you ever hear he left town?—I did, sir.

7745. When did you hear that first?—This time twelve months.

7746. This time twelve months?—Yes, sir, about that time.

7747. Before the election petition?—No, sir, at that time. I never heard it till he was called in court, and then I heard he was gone.

7748. You never heard it before that?—No, sir.

7749. Was it a £3 Bank of Ireland note you got?—To the best of my opinion it was.

7750. Was it at a public-house you changed it?—It was.

7751. Whose public-house was it?—Some public-house near the Black Church.

7752. Do you know who keeps it?—I do not.

7753. Were you ever there before?—No, sir.

7754. Or since?—No, sir.

7755. And you do not know what house it is?—No, sir.

7756. You went into the first you could find?—Yes.

7757. You saw Frazer examined here to-day?—Yes, sir.

7758. Do you know him?—Never before.

7759. Did you ever hear of him?—I did.

7760. When did you first hear of him?—I think in the court here this time twelve months. I heard his name mentioned, or somewhere about the courts here.

7761. Was that at the election petition?—Not at the election, but when we was tried before, I heard his name.

7762. When what was tried before?—The time we was tried here about the election last November twelve month. I never knew him till I heard his name through the courts this time twelve month, when we was tried before.

7763. Did you say at that very trial, when you were asked the question, "Did you know Frazer?" did you say, "I heard talk of him, but I don't know who he is"—did you say that?—To the best of my opinion I did.

7764. Had you heard talk of him?—That was what I meant, sir—that I had never heard talk of him before then.

7765. That was what you meant to convey by your answer?—Yes, sir.

7766. That strange man who was in the room at 76, Capel-street, that day; what became of him at four o'clock?—I don't know, sir.

7767. You left him in the room?—I left him going out—I thought they was all coming out after me. I went to the corner of the street, and when I didn't see them coming, I stood till Watkins and Kemp came out to me.

7768. He did not come out with Watkins and Kemp?—No, sir.

7769. The three of you had a drink that evening?—We had our dinner.

7770. At dinner had you any conversation about the events of the day, and what had happened?—No, sir, not to my recollection.

7771. Do you mean to say that after you had spent this day doing nothing, with people going in and out behind a screen as you have described, that when afterwards dining with Watkins and Kemp in the evening, you had no conversation about what had occurred?—Not a word to my recollection.

7772. Why had not you?—I don't know.

7773. Did you purposely avoid having any conversation on the subject?—No, sir.

7774. You swear that?—I do, sir. I didn't care if everyone in the world knew where I was.

7775. You were very silent?—I am always silent.

7776. Did not you think it very strange altogether, those people coming in and out behind the screen?—Yes, I asked Watkins what was the people coming in and out for, and he said he didn't know.

7777. You never had any chat about it?—Never till I heard afterwards about it; and then it struck me.

7778. For the first time?—For the first time.

7779. You were amazed then?—I was, sir.

7780. Did you think you were very stupid the day of the election not to have thought of it?—Well, I did not, sir.

7781. Had you any chat with the boy in the hall that day?—No, sir.

7782. What was his name?—I don't know, sir.

7783. Did you ever hear?—I heard it at the courts here.

7784. Did you leave that boy behind you that day at four o'clock?—I didn't see him when coming out, sir, to the best of my opinion.

7785. Did you ever see that strange man that was in the room 76, Capel-street, before or since to your knowledge?—Never, sir.

7786. What kind of looking man was he? What would you say was his age?—I took him to be older than I was myself—something older.

7787. Was he grey, or was his hair changing colour?—I think it was changing colour in part, sir.

7790. Had he a stoop?—No, sir; I didn't take notice.

7791. Are you certain he had no stoop?—I think I am, sir.

7792. Was he tall or short?—The regular size, sir.

7793. What do you mean by the regular size; do you mean the regulation height?—He was not tall, sir.

7794. Was he short?—He was not taller, to the best of my opinion, than myself.

7795. Did you never hear him called by any name that day?—Never, sir.

7796. You never heard Foster say a word about him?—Never, sir.

7797. Did he come in before or after you, Watkins and Kemp?—After us.

7798. How long after you?—A few minutes.

7799. Did he come in before Foster?—To the best of my opinion he and Foster came in very near one another.

7800. Did they come in together?—Really, I don't think they did—I think he was in before Foster.

7801. As soon as ever he came in did he sit down at the table? What did he do when he first came in?—He opened the windows, sat down, and told us to go to our work.

7802. Do you mean Foster did that?—Yes.

7803. I am not asking you what Foster did—what did the strange man do?—We were all standing when Foster came in.

7804. Was the strange man standing with you?—Yes, we were all standing together.

7805. What did he say—who did he speak to first?—To the best of my opinion he spoke to no one.

7806. Did you hear Foster mention his name that day?—Never.

7807. Mr. MORRIS.—Are you a freeman?—No, sir.

7808. Is Watkins a freeman?—No, sir; I never heard he was.

7809. Is Kemp a freeman?—No, sir.

7810. Now, you had known Foster for seven or eight years before this business?—Yes, sir; I knew him, but I never spoke, I think, twenty words to the man.

7811. You, Kemp, and Foster met, you say, at Orange lodges?—Yes, sir.

7812. How long before the meeting in Dorset-street had you seen Foster?—A couple of years, to the best of my opinion.

7813. You had been helping Watkins at county elections before this?—Yes, sir.

7814. Watkins came to you to Dr. Duncan's?—Yes, to the garden.

7815. Did he tell you Foster wanted you?—He told me to come in, that he wanted me.

7816. What did you say?—I told him I would meet him at seven o'clock.

7817. For what?—For whatever he wanted to tell me.

7818. On your oath was it anything about the election you expected to see him for?—I really could not tell what he wanted me for. Watkins told me he thought it was about the county election, and that he was to be in it too.

7819. You went together to Dorset-street?—I didn't go with Watkins; Kemp and I went to Dorset-street.

7820. And there you met Watkins?—Yes, sir.

7821. Had you ever been at Foster's house before?—Never, sir.

7822. Did you know where he lived?—I never knew where he lived till the night I went for the money. I knew it was about there he lived, but I never knew the house he lived in till that night.

7823. How did you hear about the house in Dorset-street; who told you of it?—Is it about the committee house, sir?

7824. Yes?—Mr. Watkins told me where the committee house was, and that I was to meet Mr. Foster there.

7825. There was a fourth man at Dorset-street?—Yes.

7826. You did not know who the stranger was at all?—I did not know who was the person who was with Mr. Foster at all, good or bad.

7827. In Dorset-street?—Yes, sir—the man that was with him in the room we went into; I never knew him, nor never heard.

7828. Were you ever in the house 76, Capel-street, before?—Never.

7829. There were posters put up outside the walls; were there not?—Really I don't recollect them.

7830. Will you swear whether there were or not?—I swear I don't recollect it.

7831. Did not you know you were going there that morning about election business connected with the city?—Not about the city; the county, sir.

7832. You met a fourth man there?—Yes, sir.

7833. Did it never strike any of you to inquire his name?—It never struck me anyhow; I never inquired his name.

7834. Did Kemp, Watkins, or any of you inquire the name of that man?—Kemp did not; I don't know whether Watkins did or no.

7835. Would you know him?—If I met him now I would not know him.

7836. Had you no conversation with him?—No conversation.

7837. Surely you don't expect us to believe that you three and this man were sitting there the whole day and had no conversation, nor did not make out who each other was—tell the truth?—I am, sir; I am telling the truth.

7838. Go on, tell the truth. You were all four of you doing nothing all day, and you knew you were to get £3 for doing nothing?—Yes, sir.

7839. Now you are on your oath, recollect, and you do not suppose anyone will believe that the four of you were together, that you had no conversation, and that you did not even find out who the fourth man was?—On my oath I did not, nor never asked.

7840. Did you take care not to ask?—No, sir, it was not for that.

7841. Then what was the cause of it?—It was because I didn't wish to ask the man who he was.

7842. Did you form any opinion in your own mind what business the man was on?—I did not, unless he was employed the same as ourselves.

7843. Was he employed the same as yourselves?—I can't tell whether he was employed or not.

7844. What was he employed for?—I don't know.

7845. He was sitting by the fire all day?—Sitting with us all day.

7846. Did you get anything to eat and drink that day?—No, sir, only a bit the man had he gave us part of—he had some bread and butter.

7847. Had the strange man anything at all?—I didn't see anything with him.

7848. Did you notice any particular dress he had on?—I think it was a blue coat he had on, and trowsers.

7849. You never saw him since?—Never saw him since.

7850. Were all the notes £3 notes?—I didn't see any of them only the one I got myself.

7851. Now, it is a very disagreeable thing to say, but nobody can believe that all you four were sitting together, and that you didn't inquire and find out something about who this man was—such a thing is contrary to human nature?—Well, sir, I did not.

7852. Why didn't you?—I don't know, sir; I think it would be a queer thing for me to go ask the man who he was.

7853. Mr. LAW.—When the three of you got together after he went away, did any of you ask the others who he was?—Well, sir, Watkins often asked me since did I know the man, and I said I never did.

7854. When did he ask you that last?—Well, he asked me very soon; at that time, I asked Watkins did he know him.

7855. When the three of you walked off down to Eden-quay, to get your dinner, you say you got

home two or three hours after—had you any conversation then about this man?—I don't recollect it.

7856. When did you first begin to talk of him?—Shortly afterwards we were talking about the man, and we could not make out who he was.

7857. Were you talking of him the next day?—I don't think I saw Watkins next day.

7858. Did you see Kemp next day?—Kemp and I might talk together next day.

7859. Don't you remember talking to him about it?—Yes, sir.

7860. And you often asked Watkins?—Yes, sir.

7861. Did you ever say to Watkins, "You might as well tell me?"—No, sir; he told me he did not know.

7862. You told this gentleman (Mr. Tandy) that the strange man was in the room before Foster came in—was that so?—I said Mr. Foster came very soon after him.

7863. You told us the man was in before Foster, and that the four of you were standing together when Foster came in?—I said we were in before Foster. Foster and the other man must have come in very soon after one another.

7864. You told us that the strange man came in before Foster, and that Foster found the four of you standing in the room?—To the best of my opinion the man was in before Foster.

7865. Did you tell me a while ago that the man came in while Foster was in the room with the three of you?—I don't know.

7866. That is what you told me—now which is right?—To the best of my opinion he was in before Foster.

7867. I asked you, when the man came in, did Foster seem to expect him, and you said, "yes, sir?"—I suppose if he came in without being expected they would put him out—I am not sure which it was. I think the man was in before Foster to the best of my opinion.

7868. What colour was this screen?—I think it was green, to the best of my opinion.

7869. Of course, as you were looking at it all day, you must know what colour it was?—To the best of my opinion, it was green.

7870. Have you any doubt it was green?—No, sir. I think it was green.

7871. Did you ever hear the evidence you gave before the judge read?—Part of it was read to me a while ago.

7872. Did you ever hear the whole of it read?—I never recollect hearing it read.

7873. Did anybody read your evidence to you since it was given?—You did, part of it.

7874. Did anybody else?—No, sir, I think not.

7875. Were you told any time within the last month what it was you stated on the inquiry here?—No, sir.

7876. Nobody read it to you?—No, sir.

7877. Are you sure the screen was green?—To the best of my opinion it was.

7878. Have you any doubt about it?—No, sir. I think it was green.

7879. Do you remember the colour of the garden gate at Finglas, through which you used to go to your work?—I think so.

7880. Do not you remember the colour of the screen just as well?—I think it was green.

7881. Have you any doubt it was green?—No, sir. To the best of my opinion it was green.

7882. Did you swear at the commission that you did not know what colour it was?—I don't know, sir. I think it was green.

7883. Listen, sir. Did you swear that the screen which you were sitting before for six hours, that you did not know the colour of it?—I don't recollect that I swore that.

7884. [*Reads from report.*] "What was the colour of the screen?—I do not know." Now, do you know what colour it was?—I think it was green, sir.

7885. Did you think so last January?—I forget, sir.

7886. When you were examined at the trial here, did you say you did not know what colour the screen was?—I have no recollection of the question being put to me.

7887. Tell me this: when you heard the people coming into the room and going behind the screen, did any person tell them where to go to?—When people would ask, some of them made answer and said, "go in." When they would rap at the door that strange man would say, "come in."

7888. Mr. LAW.—What strange man?—The man that was with us that day.

7889. He would say, "come in?"—Yes, when they rapped at the door he told them.

7890. And when he told them to come in, they came in?—Yes, but some would not rap.

7891. When those that rapped came in where did they go?—Behind the screen.

7892. Did they go at once behind the screen?—Yes, sir.

7893. Did any of them go over to your table before they went behind the screen?—No, sir.

7894. Did anyone point out to them where they were to go to behind the screen?—No, sir, except I used hear him saying, "the next door."

7895. Who said that?—The man that was with us.

7896. Did you hear any other person telling them to go to the other door except the strange man?—To the best of my opinion I heard Watkins one time saying "next door."

7897. What did you understand by their saying "next door?"—Really I did not know what to understand.

7898. Where did they go to when told to go next door?—Behind the screen.

7899. And when they went behind the screen did you understand what was meant by next door?—I didn't know, sir.

7900. They went straight behind the screen?—Straight behind the screen.

7901. Who was it generally told them to go behind the screen? Was it the strange man, or Kemp or Watkins?—Few of them that came asked.

7902. Those who did ask, do you recollect who told them?—I don't recollect Watkins to have told them more than one time, and I think the strange man told them twice.

7903. Did you ever hear Kemp direct them?—No, sir.

7904. Now did you, upon your oath, in your examination before Judge Keogh, ever make one single mention of this strange man from beginning to end?—No, sir—when I was not asked.

7905. Listen to this, sir—were you asked this question—"Did you tell anyone go to the door? Never. Then it was one of the other two persons? I can't tell rightly. It was either Watkins or Kemp told people to go to the other door. I never told them—Watkins or Kemp did." Did you say that?—I think that passed, sir, but I never was asked was there a fourth man in the room.

7906. Did you swear that Kemp directed some persons to go to the other door?—It must be one of the counsel suggested that, or Judge Keogh.

7907. Did you swear at that election inquiry, that Kemp told some of the people to go to the other door?—I did not swear Kemp did.

7908. Did Kemp do so?—No, sir, I never heard him. I swear Watkins did.

7909. Did you swear Watkins and Kemp did?—I do not recollect.

7910. Did you hear the strange man on that day ask anyone, Watkins, Kemp, or any other person, what he was to do?—I did not.

7911. Did he seem to know what he was to do?—I don't know.

7912. Did you hear Watkins giving him any directions?—No, sir, only telling him of the barony he had worked.

7913. That is, that Watkins had worked himself?—Yes, that Watkins worked himself.

SIXTH DAY.
December 4.
Thomas Noblett.

7914. He didn't tell him he would have to do any business at all?—No, sir.

7915. What was the strange man doing all day?—I did not see him doing anything.

7916. And you never asked what brought him there?—I did not.

7917. You never asked Watkins what brought him there?—I knew what brought Watkins there.

7918. Did you ask Watkins what brought the strange man there?—Not to my knowledge.

7919. During that day, while you, Watkins, Kemp, and the strange man were together, did anyone ever call you by your name that day?—No, sir, not to my knowledge. I don't think they called me anything but Tom.

7920. Did anyone call Watkins by his name that day?—I might myself say "Watkins."

7921. Did you?—I did.

7922. You mentioned his name publicly in the room that day?—I think I did.

7923. You swear that?—I would swear it.

7924. Was Kemp's name mentioned?—His name was mentioned no further than William.

7925. You did not mention Kemp's name?—No, sir—no further than William.

7926. You were called Tom?—Yes, sir.

7927. Watkins was either called Watkins or Mr. Watkins?—Yes, sir.

7928. Kemp was called William?—Yes, sir.

7929. How was the strange man addressed when any of you were speaking to him?—I never heard anyone addressing him—I never heard his name mentioned.

7930. Did you hear any name used to him?—No, sir.

7931. What were you talking about during the time?—We had talk now and again about the elections. We could not tell how it was going on, or who would be in, or who would not. That was our talk.

7932. I suppose the strange man joined in it?—Of course he did.

7933. Did you ever make any remark to the strange man as to the people going by in the street?—Never.

7934. When you heard the strange man telling persons to go to the other door, did you think there was another door in the room?—Sure I knew there was, when they said go to the next door, sure there should be a door.

7935. You knew there was another door?—Yes, sir, behind the screen, but I never saw the door.

7936. You knew there was a door behind the screen?—Yes, sir, when they said next door.

7937. Did you hear any door shutting during the day?—No, sir.

7938. Mr. MORRIS.—Did you ever see anything like this going to and fro behind a screen in your life before?—Not to my knowledge.

7939. Not to your knowledge; you know you never did?—I have often seen a quilt or a sheet thrown over a clothes-horse for a screen.

7940. You know well what I mean: did you ever see such a thing as twenty or more people coming into a room, go behind a screen, and disappear—you never saw that before at an election, I undertake to say?—Not at an election.

7941. Or on any other occasion?—No, sir.

7942. Do you mean to tell us that you and the strange man had no conversation about that?—Upon my oath we had not.

Mr. LAW addressing the witness said—We are now going to rise, but you must be here again on Monday morning, and it is right to tell you, that your evidence hitherto has not been so candid or satisfactory as to justify us in allowing you your expenses. We do not wish to resort to stronger measures if we can avoid it; but it must be known that if witnesses do not give their evidence fair and candidly, they certainly shall not be allowed their expenses.

Witness.—I am telling the truth, sir. If I am brought in, it is innocent I am brought in.

Adjourned.

SEVENTH DAY.

MONDAY, DECEMBER 6, 1869.

Thomas Noblett further examined.

SEVENTH DAY.
December 6.
Thomas Noblett.

7943. Mr. LAW.—On what day did you come to Dublin?—On Tuesday morning.

7944. Where have you been staying since?—I went to my son's on Saturday night.

7945. Where is that?—At Killakee.

7946. Where were you staying between Tuesday and Saturday?—I stopped in Chamber-street, more times I went to Finglas.

7947. Where in Finglas?—Dr. Duncan's gardener.

7948. The man you used to work for?—Yes.

7949. What was the name of the gardener?—Jones.

7950. Were you in Watkins's at all?—No.

7951. Not once?—Ne'er a time.

7952. Do you mean to say you have not been at Watkins's house since you left Slane?—No.

7953. Did you see him?—I saw him here.

7954. Anywhere but here?—No, only in Dublin.

7955. Where did you see him in Dublin besides here?—Unless about the streets here.

7956. Walking about the streets?—Well I think I did.

7957. Do not you know you did?—I do.

7958. Where did you go when you left this?—We went in and got a little drop.

7959. How long did you stay?—Not more than ten or fifteen minutes.

7960. Did you do this every day?—Not every day.

7961. How often?—Twice or three times.

7962. Were you talking to him yesterday?—No.

7963. Nor upon Saturday?—Upon Saturday I was.

7964. Did you walk with him from court?—Yes.

7965. Had you any conversation about No. 76?—Nothing only that I thought you did not believe me but that I knew the strange man that was with us that day.

7966. Exactly so. Now let us understand, the evening before the election you came into town with things, and you met Watkins in Dorset-street?—Yes.

7967. And went then to the committee-rooms?—Yes.

7968. Upon what floor are the committee-rooms?—I think the lower one.

7969. The ground floor?—Yes.

7970. Had Watkins been at that house before?—Yes.

7971 How did he happen to meet you at the foot of Dorset-street?—I was to meet him there.

7972. You had arranged that?—Yes.

7973. Had you got any letter to go there?—I do not know.

7974. Had any letter been left at your house, or for you, asking you to go?—No.

7975. Do you know who lives in the house where the committee-rooms are?—No.

7976. How often have you been backwards and forwards to Dublin. Two or three times weekly?—No.

7977. Did you ever hear the name of Mr. Stevenson as the owner of the house?—Only what I heard mentioned in court.

7978. Then you did hear that Mr. Stevenson was the owner of the house?—I heard his name mentioned.

7979. What about?—Nothing only his name. I do not recollect anything else. I heard him called, and his name mentioned.

7980. What was mentioned about him?—I do not

recollect any other thing only I heard his name mentioned.

7981. Did you hear Hardy's name mentioned?—Not to my knowledge.

7982. Into what room were you shown?—Where?

7983. In that house in Dorset-street?—We were not shown up at all. Mr. Watkins went up, and I followed.

7984. Mr. LAW.—If you attempt to quibble, or show off your cleverness to your friends, we shall have to send you to gaol. So far as you tell the truth you shall be protected, but so far as you tell us what is not true, you are likely to be prosecuted for perjury. You have already told two things, one of which must be false. We cannot protect you from the consequences of telling two inconsistent stories, and I need hardly tell you that if we could we would not do so. When you went to the house next morning, in 76, Capel-street, was the house open or shut?—To the best of my opinion it was shut.

7985. Did you see a man there?—I did not see a man before I went in.

7986. Did you see anyone at the door?—No.

7987. Did you hear Kemp swear before the judge that there was a man?—I did not.

7988. Did you hear him examined?—No.

7989. Did Mr. Foster meet you in Dorset-street that morning?—He did not.

7990. Then he did not accompany you up to the house?—No.

7991. The boy was not there?—I did not take notice of him.

7992. Did you hear Watkins examined?—I did.

7993. Did you hear him say anything about the man meeting you at the door?—Not to my knowledge.

7994. You either heard it or you did not?—I forget if I did.

7995. Did you hear Watkins asked—"Who let you in in the morning at eight o'clock?" and answer—"The door was open, and there was a man standing at it?"—I did not hear that to my knowledge.

7996. Is it true that when you went to the door a man was standing at it?—I do not recollect, I have a bad memory.

7997. Oh, not at all?—I do not recollect.

7998. You did not see the boy there?—Not to my knowledge, at that time.

7999. After Foster left you in the room, did anyone else come into the room, except the people who went behind the screen?—No.

8000. Did anyone come into the room, and speak to you and the strange man?—Not to my recollection.

8001. Did you hear any person told by anyone in that room, to go behind the screen?—I did; I did not hear "the screen."

8002. Did you hear Kemp swear that those persons were told to go behind the screen?—I did not hear him examined.

8003. It is a small room, and you had nothing to do but listen; was it said?—I don't recollect I heard it said. When people would come in, some one would make an answer to go to the next door.

8004. Was it the strange man or Kemp or Watkins would say this?—To the best of my opinion, Watkins and the strange man would say so.

8005. Would tell them to go to the next door?—Yes.

8006. Did they point to what they meant by the "next door"?—No.

8007. But the people went behind the screen when they were told?—Yes.

8008. Was it a screen or a press?—I cannot say, it was covered.

8009. What was it like?—It was covered with green baize—with cloth or baize, whatever it was.

8010. I suppose you would know a press. Was it like a press or like a screen?—It was like a press.

8011. Anything of that sort (*pointing to a press in the room*). Which was it?—It was covered with some kind of cloth.

8012. Have you been in the room since you came to Dublin?—No.

8013. Was not the door you came in by so close to the partition wall that you could touch it with your hand?—I cannot exactly tell you. I had never taken any particular notice.

8014. Don't you know the wall was so close when you came in, you could not help seeing behind the screen unless you shut your eyes?—I never looked behind the screen.

8015. From the position of the room it is impossible for you not to see it? Did you shut your eyes?—No. I saw a thing like a screen.

8016. What were your wages at Dr. Duncan's?—Sometime I had 12*s.* a week, more times 9*s.*

8017. What had you in 1868?—Twelve shillings.

8018. Were you paid for that day's work?—No.

8019. Are you certain of that?—I am.

8020. Did you tell your master you were away?—I told the steward.

8021. When?—He knew I was going away.

8022. Do you know did Kemp tell him?—I do not know.

8023. Did not the steward know that Kemp was away?—Certainly.

8024. Did you ever hear that Kemp was paid for that day's work?—No.

8025. You are clear that Mr. Foster did not meet you in Dorset-street that morning?—No. I never saw him till I saw him in Capel-street.

8026. It was not dark; it was 8 o'clock?—Not very dark.

8027. Not so dark as it was in the room the night before?—No, there was gas in the room.

8028. I think you told us that Kemp had not eaten his breakfast?—I did.

8029. He told the Judge upon his oath that he had?—He told me when giving a bit of bread that was in his hand.

8030. Did you or Watkins bring anything in your pockets?—I do not remember.

8031. Had the strange man by the fire anything to eat?—I did not see him take anything.

8032. Do you recollect the night or evening you came to be paid the £3?—That was a week or so afterwards.

8033. You told us a message was given by Mr. Jameson. Was any note left at your house?—No; nothing in the shape of writing.

8034. Did you hear Kemp say that a note was left at his house?—No.

8035. He never told you that?—He never told me.

8036. Do you know Hardy or Stevenson?—No.

8037. Had you been to any of the ward meetings before?—No; never in that house before.

8038. Had you ever been employed at election work before?—I was, upon the county.

8039. That is what you were supposed to be at. Were you employed upon county work in the same way before?—Yes.

8040. When?—At the last election—1868.

8041. The general election before the last?—Yes.

8042. Where were you employed then?—I was employed in Dr. Duncan's.

8043. Mr. LAW.—You know you are asked about the election, and not about Dr. Duncan's garden. Do not trifle any more, or you will find yourself to be too clever. How were you employed at the general election before the last?—The same way—to bring in voters.

8044. Were you employed before the election to bring in voters?—No, unless the candidates came in.

8045. Who attended the committee besides you?—Mr. Watkins.

8046. Do you recollect Foster?—I do not.

8047. I think you told us it was about two years before the last election that you saw Mr. Foster in Finglas?—I said I thought it was a couple of years.

8048. Was he attending the election before the last?—I cannot say.

SEVENTH DAY. *December* 6. Thomas Noblett.

8049. It was there you first met?—Never to my knowledge, I cannot say I met him in the Committee-room, but I did meet Mr. Watkins.

8050. He had charge of that district?—Yes.

8051. And I suppose it was because you were a brother orangeman and a trusty friend that he employed you?—He employed me. I do not know it was for that.

8052. What did he give you?—I got £2.

8053. For bringing in the voters?—Yes.

8054. You did get leave to absent yourself from Dr. Duncan's for that day?—I did not ask him.

8055. I suppose that Jones was well-disposed?—Jones was not in at the time.

8056. How long had you been there—how long was the steward before Jones in the employment of Dr. Duncan?—I think three years.

8057. Do you know that steward's name?—I do, when I think of it.

8058. How long do you mean to think of it?—To the best of my opinion it was a man of the name of MacDaniel.

8059. Where does he live?—I do not know.

8060. Did he take any part in election matters?—No.

8061. Did he know you were going to look after the election in the county in 1865?—I don't think he did.

8062. You lived so long there, I suppose you were employed every day in the year—regularly employed?—Yes.

8063. Did Jones know you were coming into town to look after the county election?—Yes.

8064. You got leave from him to look after the county election upon the 18th November?—Yes, I told him I should be away that day.

8065. Were you away next day?—No.

8066. When was that county election?—The Saturday after.

8067. Were you away that day?—I was.

8068. How much wages did you get for that week—don't mind calculating—tell me how much?—There were 4*s.* stopped from me for that day.

8069. For the two days?—Yes, I was over some men.

8070. Were you over them at that time?—I was working with them.

8071. And you told Jones you were going to leave him?—Yes.

8072. Did you tell him what you were going to do?—I told him I was upon the election.

8073. I dare say you and Watkins walked down by that remarkable house in Capel-street on Saturday night?—No, I went to Killakee.

8074. Did you go down Capel-street?—I went down Capel-street and Sackville-street, and took the bus out.

8075. Did you not pass No. 76, Capel-street?—I went down Mary-street.

8076. Then you must have passed it. Do you recollect the morning you came there were placards or posters upon the outside of the house?—I did not take notice.

8077. I thought you told us upon Saturday that the placards or posters that were to be found inside the house were the same as those outside?—I saw them upon the table, but I did not take notice of any outside. They were the same that would be outside, but I did not see any.

8078. Upon that particular house?—No.

8079. Were they posters about Guinness and Plunkett?—Some about them and some about Hamilton and Taylor.

8080. Which were upon the table?—Both kinds.

8081. Tell me, upon your oath, did you see any posters in the hall or about the premises with the word "Marcus?"—I never took notice if I did—I never seen any to my knowledge.

8082. How many came into the front parlour of that house from half-past eight to half-past nine?—I cannot say.

8083. About how many?—I cannot say.

8084. Say what you think, you can form an opinion very well—about how many, do you believe?—I cannot tell.

8085. About how many according to your belief—I do not confine you to two, three, or five—how many came in the first hour?—I thought in the course of the whole day.

8086. Pray answer me how many came in the first hour?—I could not answer without perjuring myself.

8087. Did more come in the first hour than after?—If it was anything, between 11 and 12 o'clock, the most came in.

8088. I am only asking you, to the best of your recollection, how many came in about that time?—I really cannot say.

8089. Twenty—you could answer the question well enough if you were out of this—did twenty?—I don't think there did during the whole; I did not take notice of more than twenty.

8090. You tell me that most came in between eleven and twelve—how many came in between those hours?—I really cannot tell.

8091. Did twenty?—No.

8092. Did ten?—No; I don't think there did.

8093. Did five?—Well, I think there did.

8094. Would you say ten?—Well, I really cannot say—I never reckoned or minded.

8095. Did you see anything in their hands coming in?—No.

8096. Or going out?—No.

8097. You did not see anything?—No.

8098. Anything like paper?—No; I did not take notice.

8099. Did you hear anything said about a ticket that day or next day?—When subpœnaed before, I heard talk of that.

8100. Did you hear several people swear in the next court, before the judge, that they got railway tickets, which they brought into that room, and exchanged for £5 notes?—I think I did, to the best of my opinion.

8101. Do you think you were in court, to the best of your opinion?—I was there the day, I was examined myself.

8102. Did you, upon that day or any other, hear it sworn?—Well——

8103. Did you hear it read?—Not to my knowledge.

8104. How did you hear it?—Amongst some of the people, about tickets.

8105. You heard it yourself or from some one, that it was sworn that a number of people brought in tickets, and got each £5?—I heard it amongst the people.

8106. That it was sworn to amongst the people who gave the money?—No.

8107. Did you hear of a ticket in anyone's hand?—No.

8108. A paper?—No.

8109. Or an envelope?—No.

8110. Tell me, to the best of your opinion, what was the thickness of the screen—was it as thick as the edge of this cushion—you could not help seeing it?—Well, really, I could not tell.

8111. Was it as thick as the end of that press?—I do not know.

8112. Was it as thick as a door?—It looked—I never minded it.

8113. Was it a door or a press?—I might say if it was not covered.

8114. You were out twice at least that day?—I was.

8115. From the position of the door leading into the room it is physically impossible that you could have avoided seeing it unless you shut your eyes. What was the thickness of it? Was it as thick as the end of the press?—I do not know.

8116. Do you mean to tell us you cannot say whether it was a press or a screen—two feet or three inches thick?—I cannot say.

8117. Mr. MORRIS.—Let us know about how thick it was.

8118. Mr. LAW. You would know well if you saw that press opposite the door acting as a screen. Was it a press like that (*pointing*), or was it a screen?—I don't know what it was, but it was covered.

8119. Would you know the difference between the edge of a door and the end of a press?—I would if I examined it.

8120. No, but without examining it. You see the end of that press. Can you imagine what that would be if it were pulled out into the middle of the floor?—If it were covered——

8121. Suppose you were passing that press, could you tell whether you were passing a board that was two inches or two feet thick?—I might have cast my eyes upon it and would not be minding what thickness it was.

8122. Do you mean to say if that were opposite to you, you could not tell whether it was a press or a screen?—If it were not covered.

8123. The covering would not make it thicker or thinner. Was the end broad or narrow—we do not ask you what the measurement was?—Really I cannot say.

8124. What did you see when you came into the room?—I never minded going on till after some time. I went on as straight as I went up.

8125. Could you get in without touching the edge of it?—I did.

8126. When you were walking in and out during the day, can you not say whether it was the end of a press, or the end of a screen, that you saw?—I cannot.

8127. Mr. MORRIS.—You must be able to form some opinion as to what it was. What would you call it?—A screen for lime and sand.

8128. Mr. LAW.—If you give any more of those flippant answers we shall at once commit you.

8129. Mr. MORRIS.—Try and clear up in your mind what you mean about the screen; answer the question fairly. What do you mean by a screen? How deep or how thick was it?

8130. Mr. LAW.—You were asked was it a screen or a press that was before the door?—A screen, sir? What did you mean?

8131. Mr. MORRIS.—You know perfectly well what the meaning is?—There was something put up and something put across to screen a person like.

8132. Mr. LAW.—You said yourself there was a screen there covered with baize?—Something that would be covered to screen like——

8133. Do you mean that it was a press?—No. I meant there was something covered with a baize cover. I could not tell what it was, either for good or bad.

8134. Mr. TANDY.—Do you know what is generally called a screen?—No.

8135. Did you ever see what was called a screen?—Never, unless the like of that.

8136. Do you mean to say you never saw anything that was called a screen?—Yes; I recollect Dr. Duncan putting something opposite to the fire to screen it from the heat.

8137. Did you never see anything like that in any other place—in a cottage?—No.

8138. Screens with pictures placed upon them?—They might be put across a couple of chairs, or the like of that.

8139. Did you ever see a screen like that?—I never seen anything except chairs put up.

8140. Do you mean to say you never saw a screen drawn before a fire?—For drying clothes.

8141. Did you never see a screen put before a fireplace in any person's house?—I do not recollect.

8142. You never saw anything like a screen standing before a fireplace?—Not to my knowledge.

8143. Mr. LAW.—Who told you to say it was a screen?—I was examined.

8144. Was there anything in front of the inner door?—I said there was, and could not see the door, because there was a thing like a screen.

8145. Then you know what a screen was?—Yes.

8146. Was that thing a screen?—I said it was a screen.

8147. What did you mean. If that press were put across here, would it be a screen. You first said you could not see the door because there was something in front. I asked you what, and you said it was a screen, covered with baize?—Whatever it was, it was covered with baize, and I don't know what it was.

8148. You say you were engaged in the county Dublin election in 1865?—Yes.

8149. Who engaged you?—Mr. Watkins.

8150. Did Foster engage you for it?—I do not recollect him.

8151. Did he engage you, or did you do anything for him about the election of 1865?—I do not know that he was at it?—I never saw him upon it.

8152. Were you ever engaged in any election before that of 1865?—Not to my knowledge.

8153. Did you ever hear of Mr. Foster being engaged at the election?—No.

8154. What did you think Foster wanted with you when Kemp told you?—He did not tell me it was for the election he wanted me, Watkins told me.

8155. You say you went out to take a smoke in the back yard once or twice during the day?—Yes.

8156. Did you pass through the hall into the back yard?—Yes.

8157. Did you see whether there was a door leading into the back room?—No.

8158. Was there a door?—I did not take notice of any door.

8159. Will you swear there was no door leading from the hall into the back room?—No, unless the door I went in through. I went in through the door in front.

8160. Did you, when you went into the hall, see a door leading from the hall into the back room?—No.

8161. Did you ever get more than £3 for that day's work?—No.

8162. You say you were engaged upon the Saturday after the county election?—Yes.

8163. Who was it engaged you?—Watkins and Foster said that I should be in on Saturday again, the day in 76, Capel-street; upon the Wednesday they told me to come in upon the Saturday—Watkins told me I should be on that day going about with the cars, to bring in the men.

8164. You say that Foster and Watkins told you?—They said the time was very short, and I should be up on Saturday bringing in the voters.

8165. Foster told you that?—To the best of my opinion.

8166. When upon the Wednesday did he tell you to come on Saturday as they had but a short time to work?—It was the evening that we were—that he told us to come down to Capel-street, and he said we had no time to delay, and to make regulations where we were to go—that was Saturday.

8167. Where was he then?—That was Tuesday or Saturday; that was the day that to the best of my opinion we were in Capel-street.

8168. I ask you what day was it, that Foster and Watkins said you should be in upon the Saturday, to bring in the voters?—Either that day or the day when I met——

8169. Was it in the evening at Dorset-street or in the day at 76, Capel-street?—To the best of my opinion he told me that in the evening; but Watkins told me in the room, it was to be very early, and to get the cars to go through the country.

8170. Watkins told you so during the Wednesday, and do you think Foster told you upon the Tuesday night you should be in upon the Saturday?—To the best of my opinion.

8171. Was it upon the Tuesday night he told you to be in upon the Saturday?—Yes.

8172. Where was he then?—Upon the street.

8173. Did you hear Watkins telling the strange man he should be in upon the Saturday?—No.

8174. Did he tell Kemp he was to come also? Did

SEVENTH DAY. *December 6.* Thomas Noblett.

Watkins tell him to be in upon the Saturday?—I do not know.

8175. Did you ever hear him telling any other person but you, to be in upon the Saturday?—No, to the best of my opinion Kemp heard him telling it.

8176. But did he tell Kemp at the same time with you?—Kemp knew that he was to be in.

8177. Did Watkins tell you and Kemp at the same time that you were to be in upon the Saturday?—I cannot say whether he heard him or not.

8178. Was not his conversation directed to both of you?—Kemp was by.

8179. Did you understand that he referred to Kemp?—He said that we should be in upon Saturday.

8180. Was the strange man there?—He was in the room.

8181. Did you understand him to refer to the strange man?—I did not.

8182. Why understand that he referred to you and Kemp, and not to the strange man?—I did not hear anything about the strange man to be on the election upon Saturday.

8183. What you told me was, Watkins said, "We will want you upon the Saturday"?—Yes.

8184. To whom was that conversation directed?—To me.

8185. Was it directed to Kemp as well as to you?—To the best of my opinion.

8186. Was it directed to the strange man?—Well, really I cannot tell.

8187. Was it not directed to the strange man?—I believe it was not.

8188. Why do you believe so?—I really cannot tell.

8189. How much did you get for your services upon that Saturday on the county election?—Upon the day I was on.

8190. Yes?—One pound.

8191. Where was it paid to you?—To the best of my opinion it was in Dame-street.

8192. Who paid it to you?—I do not know.

8193. In what place in Dame-street were you paid?—In a committee-room.

8194. When was the £1 paid to you?—Sometime after the election.

8195. How soon after?—I cannot tell.

8196. Did any person tell you to go for the £1 to Dame-street?—Yes.

8197. Who?—Watkins.

8198. When did he tell you to do that?—I think it was the day before I went in.

8199. Was it before you went to Foster for the £3, that you were paid the £1?—To the best of my opinion I got it from Foster first.

8200. I thought you were engaged altogether upon the county election?—I did.

8201. And not for the city election?—No more I was not.

8202. What did you ask Foster for, when you got the £3?—I did not ask him for anything.

8203. What did he say it was for?—He never said what it was for. He asked me was I satisfied, and I told him I was.

8204. Did you suppose that the £3 was only payment for the Wednesday?—Yes.

8205. Why not suppose that Foster was paying for the "Saturday?"—He told me to go in that day upon the county business—that Mr. Watkins was to settle his county registry books, and for me to go in where we were to go through the country.

8206. Who told you that?—Foster.

8207. When?—Upon the evening before.

8208. You thought you were only engaged for the county election; did you think when you were paid the £3 by Foster, you were paid all you were to get for the county election?—No.

8209. Why did you think that two separate payments for the county election were to be made to you?—They told me I should be paid for the day I would be out.

8210. When did he tell you that?—Watkins told me that, to the best of my opinion, the day I was in Capel-street.

8211. In 76, Capel-street, that day?—Yes.

8212. Did he tell you who was to pay?—No.

8213. Why did you not ask Foster; you thought you were engaged altogether for the county work when he paid you the £3 on Wednesday, also to give you the £1. It was all county election work?—I don't know; he did not employ me for any but that day; he only employed me for that.

8214. That is the only reason you give?—That is all.

8215. Did Watkins or anyone tell you that you were to be paid by two different persons for two days' work?—No; he told me I was to be paid for Saturday's work.

8216. Did you believe you were to be paid by separate persons for Wednesday and Saturday's work?—I believed it was not Foster that was to pay for that work on Saturday.

8217. Why?—Because he told me he would give me £3 for that.

8218. Who was to give you the £1; why not go to Foster for that—he had engaged you for the county work, you know?—Foster engaged me; he was to give me £3 for the day.

8219. Did any person tell you to whom you were to go for £1?—No; I did not know till I heard where I was to go, and from Watkins I heard that.

8220. You say you went out of the room once or twice in the day to smoke; did the strange man go out to smoke too?—Not to my knowledge. I never saw him smoking.

8221. Did you see him going out of the room that day at all?—Not to my knowledge.

8222. Will you swear he did not?—To the best of my opinion he did not.

8223. You and Kemp went out?—Yes.

8224. But the strange man remained in all the time?—To the best of my opinion.

8225. Did Watkins go out that day?—To the best of my opinion he went out; but I do not know whether it was to smoke.

8226. Then Watkins, and you, and Kemp went out, but the strange man did not?—Yes.

8227. Did you see the strange man upon the Saturday?—No; I never saw him before or since.

8228. Would you be surprised to hear that the strange man at that time lived at Finglas?—I would. I never saw him before to my knowledge.

8229. Will you swear that you never heard he lived at Finglas?—I would not swear he never was.

8230. Will you swear that you never heard that he lived there in November, 1868?—I would.

8231. Will you swear it?—I will.

8232. You never heard it?—No.

8233. You never knew him?—No.

8234. And you never asked Watkins who he was?—I did.

8235. What did he say?—He told me he did not know.

8236. When you went to 76, Capel-street, on Wednesday morning, did Watkins go right to the front room door and open it and walk in?—To the best of my opinion we went into the hall, and to the best of my opinion he said that should be the door, and he opened it and went in.

8237. He was the man that opened the door and went in?—To the best of my opinion he was.

8238. Mr. MORRIS.—You saw nothing that took place behind the screen, of course?—Never.

8239. Who told you to call this thing a "screen"?—I don't recollect; I heard it mentioned.

8240. By whom?—By some of the people.

8241. From whom?—Well, I could not tell.

8242. You must?—I knew it when I went that day by some of the people, that they went behind the screen.

8243. How long was this thing?—I don't know.

8244. You will not tell how long, how wide, or

how deep it was, but still you are determined to call it a screen?—I could not tell how wide and deep it is.

8246. I suppose you know what a screen is—to hide a thing?—It might be——

8247. Mr. LAW.—You gave eight hours service on Wednesday?—I did.

8248. Doing nothing?—Unless a few questions I had to——

8249. And you laughed when Mr. Foster asked you how the work was going on?—He asked it.

8250. Did you not laugh in his face?—Not in his face.

8251. But you laughed?—I might, because I knew the work was very easy.

8252. How far did you go on Saturday? Did you go on cars?—I did.

8253. How far round the country did you go?—I came in here to Dublin and took a car and went to Finglas, and from that to Glasnevin, and then to Kilmainham, and then back to Finglas; then to Glasnevin again, and then I think I went to Chapelizod.

8254. Any more?—I don't think I did.

8255. How many hours were you at work on Saturday driving about getting in voters—what time did you begin in the morning?—I think I was out with the cars against eight o'clock.

8256. What hour were you done in the evening?—I suppose—I don't think it was four o'clock.

8257. Were you driving about all the time from Finglas to Glasnevin and Kilmainham, and all these places?—The most of the time.

8258. I suppose the car was paid for besides?—I think it was.

8259. You had nothing to do with the payment of the car?—No.

8260. But you were driving from eight o'clock to four, back and forward?—Back and forward.

8261. And for that you were told you were to get £1?—I was; I expected more.

8262. Had you been employed in 1865?—At the time of the other election? Yes.

8263. What were you doing?—The same.

8264. Bringing voters in?—Yes.

8265. Did it strike you as queer that you got £3 for doing nothing, and only £1 for driving about all day?—It was queer; I expected more than £1.

8266. You got 2*s.* a day for your labour, do not you think ten times that is enough for half a day's work, driving about on a car?—I don't know what you mean.

8267. You were earning 2*s.* a day from Dr. Duncan, do not you think if you got 20*s.* in place of 2*s.*, for a day's driving about on a car, it is very good payment?—Very good.

8268. But it is not half as good as getting £3 for sitting in a room and doing nothing?—No, it is not.

You may retire for the present.

Witness.—I have no money. I cannot stop. I had to go three miles on Saturday evening to son.

Mr. LAW.—Stay here for the present, at all events.

[*William Kemp* was called.]

Thomas Noblett.—He is not here; he is very sick.

8269. Mr. LAW.—When did you see him?—On Wednesday.

8270. What was the matter with him?—He was lying very bad. Mr. Watkins has a Doctor's certificate that he is lying very unwell.

8271. What is the nature of his illness?—I don't know; something about his lungs. I saw him on Wednesday morning. I heard he was sick, and I went to Finglas to see him. He was lying in bed, and Mr. Watkins told me he had a certificate from the Doctor, if Kemp was called.

William Watkins sworn and examined.

8272. Mr. LAW.—You live in Finglas, I believe?—I do.

8273. How many years have you been living there?—Over thirty years.

8274. I believe you were at one time in the old constabulary?—I was; I joined it at the first enrolment.

8275. How many years are you out of the service?—Twenty-two.

8276. Have you known the witness Noblett all that time?—I have known him since he came to it.

8277. He says he is there twenty-four years?—Very well; I know him since he came to it.

8278. Are you an Orangeman?—I am.

8279. And Noblett is an Orangeman also?—He is.

8280. I believe the lodge met in your house?—Yes.

8281. Did you hold any office or appointment at the last election?—Do you mean the city election?

8282. Yes?—I did.

8283. What was it?—Mr. Fell White employed me to canvass the freemen in the greater part of the northern suburbs.

8284. That is the outlying districts?—Out of the city entirely.

8285. Had you to canvass the freemen in the city itself?—No.

8286. Did Mr. White give you a list of the freemen?—He gave me a book.

8287. Where is that book?—I gave it to Mr. Campbell; I would know it if it was produced.

8288. I suppose, when you gave it up, you had made marks as to the results of your canvass?—Yes; my notes were on it.

8289. About what time did you give up the book to Campbell?—Well, I think it was a couple of days before the election.

8290. I believe Campbell had special charge of the whole body of freemen?—I could not say.

8291. He was an inspector of freemen?—I heard that he was. I was only twice in the room, and I had nothing to do with them whatever.

8292. I suppose you knew Kemp, who used to work with Noblett at Dr. Duncan's?—Yes.

8293. He also was an Orangeman, and a member of the same lodge?—Yes.

8294. You knew Mr. Foster also?—Yes.

8295. He too was a member of the same lodge?—He was.

8296. Had the lodge been in the habit of meeting in your house for some time?—It was.

8297. Has it met there from time to time during the last eight or nine years?—Not for the last year or eighteen months. There have been meetings from time to time for eight or nine years in my house.

8298. Were there meetings there through 1868?—Certainly, and previous to it.

8299. In the summer of 1868?—Yes.

8300. And the autumn?—Yes.

8301. I suppose you met once a month?—Oh, once a month.

8302. Was there a meeting in November?—I don't think there was.

8303. Was there in October?—There might be in October, but I don't think there was in November. There was a meeting in September or October.

8304. You think there was not one in November?—I am sure there was not.

8305. Was Mr. Foster at the meeting in September or October?—I don't think Mr. Foster was at the last meeting.

8306. Was he at the lodge during the summer?—I think he was.

8307. And Noblett was there?—No, he was not.

8308. Was Kemp there?—I don't think either of them was there, because Noblett has not been a member for three or four years.

8309. Was Kemp?—He has but seldom attended.

SEVENTH DAY.
December 6.
William Watkins.

8310. Noblett, I believe, joined some lodge in Dublin?—Yes, I think so.

8311. Your recollection is that Mr. Foster attended some of the meetings through the summer?—Through the course of that year.

8312. As well as you recollect, did Mr. Foster attend the meeting in September or October?—He did not.

8313. But he was there some short time before that?—He had.

8314. Do you remember the registry?—For the Conservative society.

8315. The preparation for the election?—Yes, I recollect the time it was going on, but I had nothing whatever to do with it.

8316. But you remember the fact that there was such a thing going on?—Yes.

8317. Was there a meeting of your lodge about that time?—I don't think there was, that I recollect. There might, but I don't recollect.

8318. On the evening before the election—the city election took place on 18th November, which was a Wednesday—we know that you saw Mr. Foster?—Yes.

8319. How recently had you seen him before that Tuesday evening when you and Noblett and Kemp came to meet them?—Do you mean the day he paid us, because we were not in his house?

8320. I put it this way—you came to the committee-rooms?—No.

8321. To the committee-rooms in 107, Dorset-street, the evening before the election?—We came to Dorset-street, and we met Mr. Foster.

8322. There?—In Dorset-street, and we went with him to—I don't mind the number of the house—but I think it is Stephenson's. As far as I know, there was a committee-room down stairs, but we were not in it. It was upstairs in a private drawing-room.

8323. But you recollect that evening on which you went with Kemp and Noblett into a drawing-room to Foster?—Yes.

8324. Was there another person in the room there?—There was.

8325. Who was he?—I cannot tell; he was a stranger to me.

8326. How was he dressed?—In a tweed dress.

8327. Tweed coat?—Tweed coat and trowsers too.

8328. Was it all the same colour?—It was; it was a summer dress, all of the one material.

8329. Was it a gray or brown dress?—It was rather grayish—light gray.

8330. It was in the evening?—It was after night.

8331. It had got dark?—It was.

8332. There was a fire in the room?—There was.

8333. And candles?—There were no candles or lamps, but there was fire light.

8334. Did this stranger appear to be a gentleman, as far as you could see?—Well, I would think from the few words of conversation that he was a business man, and not what I would call a gentleman. A man of business.

8335. Do you mean a person like a commercial traveller—you don't mean a tradesman?—No; I mean a better class.

8336. Was he young or old?—He was a young man.

8337. Was he tall or short?—He was sitting on the sofa, leaning against the head of it. He was about five feet five or five feet six. He was not as tall as I,

8338. About what age was he, would you say. speaking roughly?—I think he was about thirty.

8339. Was he more than thirty?—He might.

8340. You would say he was about thirty?—I would.

8341. Might he be rather over or under it?—He might be a little under it, because in consequence of no lamp being lighted or gas I could not scrutinize him.

8342. What was his complexion—dark or brown hair?—I think it was brown hair.

8343. Was he a fresh complexioned man?—He was freh complexioned.

8344. Did he wear a beard?—Well, I think something similar to the way my own are.

8345. His lips were shaved?—I think so.

8346. And the chin?—The chin something similar to the way I am at present.

8347. You say you had not much conversation?—A very few words.

8348. Did Mr. Foster introduce you to him?—He did not introduce me at all.

8349. Did the stranger speak?—Mr. Foster said a few words, and the other joined in the conversation; but Mr. Foster did not introduce me to him, or him to me, by name.

8350. You had a few words of conversation, in which the stranger joined. What was the substance of the conversation?—Yes, I recollect at least a part of it. Mr. Foster told me in his presence that I was finally done with the city election; and that I should be in in the morning to 76, Capel-street, to work for the county, for that there would be a contest. That was nearly the whole of the conversation, for he handed me a registry of the county at the same time.

8351. What part did the stranger take in that conversation?—He made no remark.

8352. I thought you said he joined in the conversation? Did he allude to the county election?—He made some remark, and I really don't know; but I think he said, when Mr. Foster gave me the book, "Foster, you are quite right to be prepared." I think that was the remark he made.

8353. About how long were you in the room that evening with Mr. Foster and the others?—I think I was there not ten minutes; between five and ten minutes.

8354. Who were in the room? Yourself, Mr. Foster, and the stranger, and who else?—Noblett and Kemp.

8355. Were you all in the room at the time?—We were.

8356. Was anything addressed by Foster to Noblett or Kemp as well as you recollect?—I think he asked them would they come in to help me to work for the county next morning.

8357. Did the stranger address them at all?—He did not. Not that I heard.

8358. The stranger was sitting on the sofa?—He was sitting on the sofa, along on the one end of it.

8359. Was the head of the sofa up to the door?—It was at one side of the fire. He appeared to me to be reclining on the sofa.

8360. Did you sit down?—I think I did not take a chair. We all stood for the short time.

8361. Where was Mr. Foster when you went in? Was he sitting on the sofa?—No, he was standing on the floor. He had only gone a few minutes before us, and we followed after him.

8362. You had met Foster then that evening before?—I have already stated that I met him in Dorset-street.

8363. And did he walk to Stephenson's with the three of you?—He went before us. I think Stephenson is the owner of the house, and he told us to follow him there.

8364. But where did you meet Mr. Foster—in what part of Dorset-street?—Convenient to the corner, coming down Dominick-street, and turning to the left. When I went on by the Broadstone, and down Dominick-street into Dorset-street, it was on my left, and we met Mr. Foster a few doors down from that.

8365. Had you arranged to meet Mr. Foster there?—Yes.

8366. When was the arrangement made?—The day previous—the Monday.

8367. Did Foster tell you to be there with Kemp and Noblett on the following evening?—To bring them in.

8368. And, I think, it has been stated that you conveyed this message to Kemp and Noblett. They left after their work on Tuesday evening, and came in with you, is that so?—I think when I was coming into Dublin, previous to leaving home, that I passed in

through Mr. Duncan's garden, because I could go in convenient to my own place on one gate and come on the Dublin road at the other, and that I told them that Mr. Foster wanted to see them and me in Dorset-street, at a certain hour that evening.

8369. You gave the message to them the day you met him?—Yes.

8370. Did the three of you start from Finglas together?—No; I had business in Dublin, and I came in, and appointed a certain time to meet them in Dorset-street.

8371. What time did you appoint?—I know it was after dark, because the lamps were lit.

8372. I suppose they did not leave until after their work was over?—I think it must be about seven o'clock.

8373. As you came down Dominick-street, from the Broadstone, you turned to your left—did you first meet Kemp and Noblett, or first meet Mr. Foster?—I met Kemp and Noblett first.

8374. The three of you met there?—Yes.

8375. How long were you there before Mr. Foster came?—Not long; we walked down the street to the end, and we met Mr. Foster coming up.

8376. In what direction did you go?—In the direction of Mr. Stephenson's.

8377. You turned up to the left?—Well, straight on towards Drumcondra.

8378. Did Mr. Foster turn with you then?—He did, and told us to follow him to such a number—I really do not mind the number, but it is Stephenson's house—and to go upstairs to him into the drawing-room.

8379. The number of the house is 107—did he say to the three of you, "Follow me to 107, and come upstairs?"—He did.

8380. Had you seen Mr. Foster that day before?—No.

8381. You made the appointment the day previous?—The day previous.

8382. Had any arrangement been made between you and him upon the Monday as to what sort of work he wanted you to do on Wednesday?—He said we would have a contest in the county, and that he wanted me, or, I should say, the other two and I, to prepare a list.

8383. He told you that on Monday?—Yes, and to bring them in—to tell them to come in.

8384. The three of you then followed him to the which is 107?—We did.

8385. Had you ever been in the drawing-room of that house before?—No, nor ever in it at all, to my knowledge.

8386. Except that once?—Yes.

8387. Was the outer door open when you came to it?—It was.

8388. The hall door?—It was; but I don't know about the committee-room, for, though I was told the committee-room was there, I was not in it. I should think the committee-room was on the ground floor, to the right of the hall.

8389. Did you meet anyone in the hall or on the stairs to show you up?—No, because Mr. Foster told me to walk up to the first landing, and that the room before me was the one I was to go to.

8390. You say you were between five and ten minutes in the room?—Yes.

8391. Was Kemp with you in the room?—He was.

8392. Did either of the others sit down?—I don't think they did.

8393. Was the direction to be down about preparing the lists for the county election given in the drawing-room?—It was given as far as this, that Mr. Foster handed me the registry in the presence of the others, and told me that there were lists to be prepared out of it for the barony of Castleknock.

8394. That is Finglas barony?—It is.

8395. I think you said he mentioned to Noblett and Kemp that they should come to help?—He asked them would they come in and help, and they said they would.

8396. That was said in presence of the stranger?—It was.

8397. Did anything more take place in the drawing-room before you left?—I don't think there did, for the time was very short; I don't think there did, that I recollect.

8398. You had never seen Mr. Foster there before?—No.

8399. Do you know the appearance of Mr. Stephenson, the owner of the house?—I think I would know him if I saw him.

8400. This gentleman that was in the tweed trowsers on the sofa is not Mr. Stephenson?—No.

8401. Was it Mr. Hardy, who lives with Mr. Stephenson?—I understood Mr. Stephenson to be the owner. Well, no; I don't know. If I saw him in the same dress I would know him—the stranger.

8402. I suppose the three of you came down stairs?—Yes.

8403. Did Mr. Foster tell you at what hour you were to be at Capel-street next morning?—At eight o'clock.

8404. Did he say whether he would meet you there?—No.

8405. He gave you the number you were to go to?—He did.

8406. Did he tell you the room was prepared?—He said when we would go to the hall to turn into the first door on the left.

8407. He told you that on the evening before?—Yes.

8408. Was this in the drawing-room?—No; after we came down stairs.

8409. Had you some conversation in the street before you parted?—Very little.

8410. Did he tell you in the drawing-room the number of the house?—He did—76.

8411. And the directions he gave you in the street were as to the particular room?—The first door as I went into the hall on the left-hand side, to turn into that room; that it was where we were to work.

8412. Did the three of you go back to Finglas together?—We did.

8413. I suppose you left Finglas pretty early next morning?—I think we left about seven o'clock.

8414. Had you breakfasted before you left?—We did. I don't know for them; I did.

8415. You got into town before eight o'clock, I suppose?—No; it would take an hour to walk in. It is three miles, and the road was very dirty, and we might have been five or ten minutes after eight o'clock coming in.

8416. Did you come into Dublin by Dominick-street or by the Drumcondra-road?—No, we came on straight until we came to Dunphy's, and we wheeled down by the Misericordiæ Hospital into Dominick-street, and wheeled to the left and on straight.

8417. When did you meet Mr. Foster?—We did not meet him at all until he came into the room we were in.

8418. I thought you said so?—Not on the morning of the election.

8419. You did not; you are quite right. At all events when you came to the door of 76—had you known the house before by sight; did he say it was a printing-office?—I had been in the house twelve or thirteen years ago; when Mr. Espie was the owner, I had business there.

8420. I suppose he told you?—He told me the number.

8421. When you came to the hall door, was it open or shut?—It was open, and some man was standing outside of it.

8422. As if he was on guard?—He was standing in front of the door on the footpath.

8423. Was he a stranger passing by?—No; he did not appear to be a stranger; he was stationary.

8424. Watching it?—I would say that.

8425. That is what appeared to you?—He was stationary there.

SEVENTH DAY.
December 6.
William Watkins.

8426. Did he speak to you?—No.

8427. But he did not interfere?—No.

8428. Do you know Mr. Forrest's appearance?—I don't know that I would know him, because I had no intercourse with Mr. Forrest.

8429. What class of person was this man on the foot path?—He appeared to be a respectably dressed man.

8430. How was he dressed?—I think he had a dark outside coat on him; something similar to the colour of my own.

8431. Had he an ordinary tall hat or a low hat?—I think it was an ordinary tall hat.

8432. You turned into the hall?—Walked into the hall.

8433. Did you see a boy on the stairs?—We turned into the left, according to directions.

8434. Did you see a boy?—No; while I was going in there was not a boy there.

8435. I believe the gas was still lighting?—It was.

8436. And the window was shut?—The window was shut.

8437. You three—Noblett, Kemp, and yourself, walked into the room together?—We did.

8438. I suppose you went on first, and walked in?—We did. I think the room door was partly on the jar.

8439. Was the gas lighting?—It was.

8440. As you walked in did you notice anything at the door facing you?—Well, the door as I walked in, it is not immediately hung on the wall connected with it on the right, there may be a couple of feet or so between the wall and the jamb of the door; but as I walked in there was something that appeared to me like a screen.

8441. That is in front of the door that connects the two rooms; was the end of it facing you as you opened the door?—If you allow to explain that; I could not swear it was a door; but it appeared to me it was rather a small opening in the panel.

8442. Of whatever it was?—Whether it would be a door or not I could not tell, on the inside of the screen. It was a wardrobe, in fact, that was put up for a screen, and to the best of my knowledge and belief that wardrobe stood in front, and the other end that went round it was stuffed, and I think it was green baize.

8443. Your recollection would be that the wardrobe or press, stood that way in front of the door, and that the end of it was closed with green baize?—This end would be closed; because out of the hall that would be on the left, and as I wheeled to the left going in, the wardrobe was placed on the right, and that part of it that was closed would be the off side.

8444. In turning out of the hall you turn into the left?—Yes; but when you went into the door, the door was partly on your right, but it was the part of it that was open, and the other part of it was closed.

8445. As you walked into the room, supposing you stood at the door, opposite you would be one end of the press, that end of it being open and the other end of it closed?—Yes.

8446. Did the green baize cover the whole of the wardrobe?—There was no covering on the wardrobe, I think it was oak colour it was painted; but at the closed end I think it was baize, but I am not positive.

8447. About how deep was the wardrobe, was it as deep as that wardrobe in this room?—I think it was thicker by a foot.

8448. Was it as tall?—It was scarcely as tall as that, but wider.

8449. I suppose it would be hard to get into the room without seeing it?—You couldn't go into the room without seeing it.

8450. And without seeing what was at the back?—There was a part that you would not see because it was not straight.

8451. Was the press or wardrobe placed right in front of the door—parallel to the door—or was it slanting?—It was parallel to the door; but as you entered where the wardrobe was part of it partly closed, so that there was a space inside connected with the wardrobe that a person could stand in and you would not see him.

8452. Was the green baize fastened to the ceiling?—I don't know that it was that. I think there was part of it was closed.

8453. Was there green baize there?—No; but I think when I was coming in that I noticed part of it closed.

8454. But if you stood in the door-way and looked in the direction of where the door was you would see the back of the wardrobe and the door?—No, but that would be the front of the wardrobe.

8455. You would see the front of the wardrobe?—You would not see the front of the wardrobe there. I cannot tell but that it was one foot broad where you came in here to go behind where the wardrobe was.

8456. I understand you. That little projection was covered in partly, I suppose, with room for people to get behind—did it appear to be a fixed thing?—My opinion is, that it was some baize was dropped.

8457. Was it dropped from the ceiling?—From the top of the wardrobe there might be a fixture.

8458. Did you find anybody in the room when you got there?—No.

8459. Who first came into the room after the three of you had got in?—There came a strange man into it.

8460. Did you ever see that strange man before?—No, nor since; but I would know him, I think, if I saw him.

8461. How long after your arrival did that man come?—We might be from twenty minutes to half an hour.

8462. And no one came in during that interval?—No.

8463. What were you doing during these twenty minutes or half hour?—Regulating papers.

8464. I suppose Noblett and Kemp, who can neither read nor write, did not assist you much?—They could refresh my memory, because they worked on the county before.

8465. Did you sit down to work upon that man coming in?—Not actually to work.

8466. I suppose you were seated?—We were sitting at the table.

8467. The table was placed at the window?—At the front window.

8468. About how big is the room? is it as wide as from you to me?—To the best of my knowledge it was eighteen feet by twelve. I did not measure it, but I think it was that.

8469. It was longer from the window to the other door?—Yes.

8470. From the door across to the fire would be about twelve feet, and eighteen feet the other way?—Yes.

8471. Were there chairs in the room?—There was, and a sofa.

8472. And a good fire?—And a good fire.

8473. Did Noblett or Kemp take a look to see what this queer thing was placed at the front of the inner door?—I did not see.

8474. Did you tell them not to do it?—No.

8475. Do you think they did?—Well, I did not tell them.

8476. Do you think they did?—They might take a look unknown to me; nor did I tell them not.

8477. Describe to us the hole in what we shall call the door? You say you saw a hole in the panel; did you see anything over it?—It was covered with paper—what I took to be paper.

8478. Was the paper put on the side next you?—On the other side; because I would not see it was a hole except the paper was put on the other side from me, for it would be covered.

8479. We shall call it "the door" for shortness. Was it painted?—Something like oak.

8480. I suppose what attracted your attention was the white thing at the back?—It was not white paper, but paper printed on—like part of a newspaper.

8481. While you were there for the twenty minutes before the stranger came in, did you hear any person go to the other room?—No.

8482. Did you hear any voices in the other room?—No.

8483. Did you hear the door in the hall opened?—No; it might be; but I did not hear it.

8484. This man came in about twenty minutes after you came—what aged man was he?—I think he was up to forty.

8485. How was he dressed?—I think he had on a blue frock, black trowsers, and tall hat; he had rather dark complexion, and bushy whiskers.

8486. Was he older than the man you saw the night before?—He was.

8487. Are you sure he was not the same man?—I am positive he was not the same man.

8488. Did that man sit at the table with you?—He sat at the fire on one side of me, and I sat in front of the table facing the window with my back to the door coming down; and he sat to my right.

8489. He sat with his back to the window?—I think he sat rather with his side to the window and his side to the door. He was in a position that he could see both the door and the window.

8490. Did he keep his hat on all the time?—He did—oh, no; not all the time.

8491. Had he a good head of hair?—He was not bald.

8492. What colour was his hair?—I think it was much the colour of mine; a little dark.

8493. Was it at all tinged with grey?—Not the head; but I think the whiskers were a little.

8494. Not much?—Not much.

8495. How long was he with you?—Up to four o'clock.

8496. From half-past eight or nine o'clock?—Yes.

8497. Did he ever leave the room?—I think not.

8498. Did he ever leave his chair?—He did and walked up to the fire.

8499. I thought you said he was sitting at the fire?—He was sitting in the position that he could see the window and see the door. He could see nothing but the back of the screen from where he was sitting.

8500. When he came in how did he salute you?—He made use of some expression; I think to the best of my knowledge he said, "Gentlemen, I am come here to be along with you." To the best of my recollection that is the word.

8501. What did you say to that?—I did not say anything, because I did not know him.

8502. Did you not ask him who sent him?—No.

8503. Suppose another man had come in and said "Gentlemen, I have come to work here too," would you ask him who sent him?—It might happen that I would.

8504. Was there anything so peculiarily confidential about this stranger that you did not think it necessary to ask him?—I did not think it worth my while, for a reason, to ask him.

8505. What was that reason?—Because I did not know what brought him there; that I had work to do which I was determined to do and anything further it was not my business to inquire.

8506. That room was provided for you to carry on this work of revising the books, and you were sent there to do it. If a lot of other people came in, all saying they were come to be with you, you would not look on it as strange?—That might be another thing.

8507. Why did you permit this man to be one of the party without any question?—If he took any part in my work I would then immediately ask him who he was; but he did not.

8508. But what business had he there at all: did it not occur to you to ask him, "If you are come to be with me what are you going to do." He said he was there to be with you; did it occur to you that he was come to help you?—He gave me no help.

8509. When you found him, a stranger, walk into the room to be with you, and not giving you any help, did it not occur to you to say, "May I ask you who sent you?"—I thought it very strange, but I put no question to him of the kind.

8510. You have no idea of who he was?—No; but I have already said that if I saw him I would be able to identify him.

8511. Did you ever tell Mr. Foster about it?—I did.

8512. What did he say?—Mr. Foster and him were in the room together, and I asked Mr. Foster who he was, and he would not tell me.

8513. Did that excite your suspicions at all?—It did.

8514. You got into the room at a quarter-past eight o'clock, and you were there nearly half-an-hour before the strange man came in; about how soon after that did Mr. Foster come in?—A very few minutes.

8515. When Mr. Foster came in tell us what took place; this strange man was sitting down I suppose?—He was, but not at the table with us—at the one end of it.

8516. Was the window open?—No; Mr. Foster opened the shutters and put out the gas, and told us to go to work.

8517. Was it then you asked him?—No, it was not that day at all. I did not.

8518. Did you call Mr. Foster's attention to the strange man that had walked in on you?—No, because Mr. Foster seemed to know him.

8519. What did he say to him?—When he came in he addressed him, "Oh, have I you here?" but he did not mention his name.

8520. Did he shake hands with him?—No.

8521. He said, "Have I you here?" did he say where else he expected him?—No; they seemed to be guarded in their conversation before me.

8522. Talking privately?—Yes.

8523. It was a peculiar arrangement, to say the least of it, and must have struck you as strange at the time?—So it did, and it does up to the present.

8524. No doubt it must have struck you as strange. How long did Mr. Foster remain?—Not more than five or six minutes.

8525. Did he go out then?—He did.

8526. Did the strange man speak to you, or speak to Noblett, during the twenty minutes he was there before Mr. Foster came in except what you have stated?—No; he remained there as a stranger to us, and we did not notice him—at least I did not, nor did I think did any of the other two.

8527. Did you make any observation to one another?—No; not a word.

8528. Up to the time Mr. Foster came had any people, except this strange man, come into the room?—Not that I saw.

8529 As well as you believe did anybody?—I don't think there did. I don't know that there did.

8530. So far as you can say, from hearing their feet, you do not believe that anyone came?—No one came into the room before Mr. Foster and the strange man.

8531. How soon after Mr. Foster went out after nine o'clock did the first man come into the room as well as you can recollect?—I think it was not more than ten minutes.

8532. I suppose there was no carpet in the room?—No, I think not.

8533. And of course you could hear their feet and their talking coming into the hall?—I don't know but that there might be a carpet where we were.

8534. But there was no carpet, I suppose, on the hall?—I am positive there was not on the hall.

8535. You could hear the feet coming into the hall, and walking into the room?—I could not hear them in the hall, because where I was sitting was nearly opposite the hall door.

8536. I suppose you kept the door shut?—The door was shut.

8537. The first man that came did he tap at the door?—I think he did.

8538. Did anybody speak when he tapped at the door?—This strange man said, "Come in."

8539. Did you turn round and see who this other fellow was that was coming in on top of you?—I did. He walked behind the screen.

SEVENTH DAY.
December 6.
William Watkins.

8540. Did he say, "Gentlemen, I am come to join you?"—No.

8541. When you saw him going behind the screen, did it strike you as most peculiar, then, that this last stranger should be going to the inner door?—It might have done so.

8542. But did it strike you as something very peculiar?—I don't know for that.

8543. When did the whole thing first strike you as peculiar?—When I heard a number of men coming in it struck me then. I didn't know what to say to it.

8544. When you saw the first man coming in and turning in behind the screen, of course you did not know what he was doing there?—I didn't know what he was doing there.

8545. Did it strike you as at all peculiar his coming in and turning in behind the screen?—Not for the first man.

8546. Though I suppose you were immersed in your books, did it not at the moment occur to you to ask yourself the question—what did that fellow go in there for?—It might have.

8547. Did it not rapidly cross your mind that there was some person behind the screen to whom he went, and did not you wonder what he was doing there?—It didn't.

8548. Did you think it queer?—Not for the first man to come in and go behind the screen; but when I heard a number of them coming and going behind it, I didn't know what to say to it.

8549. Do you know what the first man was doing behind the screen?—I couldn't tell what he was doing there. He didn't come where I was.

8550. You know the room was taken specially for you, did it not then occur to you to wonder what it was all about?—It might at the time.

8551. I am sure it did?—It might; I will not say it did.

8552. How long, do you recollect, was the first man behind the screen before he came out—about how long was he there, was he a minute, or was he three minutes there?—I suppose about two or three minutes.

8553. Did you hear any voices then?—I did not.

8554. Did you any rustling of paper?—I did not.

8555. Did not you hear any noise at all behind the screen?—I did not at that time.

8556. That was the first man that went behind the screen?—Yes.

8557. And, I suppose, being the first, you naturally watched to see him go out again?—I think I did.

8558. When he went out into the hall, did you hear any voices speaking to him there?—I did not. I have explained it already, that we were so placed in the room that, except they spoke very loud in the hall, we couldn't hear them.

8559. Did you happen to notice—you told us already that you were sitting with your face to the window—did you see if he went out the front way or not?—I didn't see him going out.

8560. How long was it after he left that the next man came in and went behind the screen?—I couldn't say.

8561. About how long?—It might be some minutes.

8562. Did you watch that man when he went in behind the screen?—I did. not.

8563. How many people came in in this way and went behind the screen before you thought it very extraordinary—a thing you could not account for?—Through the course of the day, as far as I can judge.

8564. How many people came in in that way before you thought it odd?—I think about three or four.

8565. How long was it before they came?—It might be half an hour.

8566. About what time of the day was it that most of the people came, do you recollect?—I think it was about ten o'clock. I may be astray. I think it was about ten o'clock; it might be from ten to eleven.

8567. Between ten and eleven o'clock?—Yes, I think so.

8568. Do you recollect about how many came within that hour from ten to eleven; you say most people came during that hour?—I couldn't form an opinion. I would form an opinion as to how many came in the course of the day.

8569. I don't ask you that—did you watch them to see how many came, or did you count them?—I did not.

8570. You were busy, I suppose, at other work?—I had my back to them.

8571. When the first man came and knocked at the door, and the strange man said, "Come in," did he say anything to him—did he address the first man, in fact, and tell him where to go?—He did not.

8572. Did he say to him, "Go behind the screen," or "go to the other door"?—He did not, that I recollect.

8573. Did you hear that said to anyone that came?—I said it to one man myself. I heard the foot coming up behind the door, and I told him to go to the next door.

8574. About what time of the day was that, do you recollect?—I think it was about eleven o'clock.

8575. Did you hear Kemp tell anyone the same?—I did not, as far as I recollect. It appears to me that the strange man had the direction of it.

8576. You say you heard some one coming up behind, and you said something to him about going next door. I suppose you did not want them to come to the table where you were?—When I heard the foot coming up behind—I had my back turned to them—I wheeled round and said, "Next door." That was the word.

8577. Do you know where that person went to then?—I do not.

8578. Was this strange man in the room then?—He was.

8579. When you said to the person that you heard coming up behind, "Next door," did you know that he went to the door leading to behind the screen?—I didn't know what door he went to. He might go to the door of the hall for all I knew. I didn't tell him what door to go to; I merely said, "Next door."

8580. Up to this time, when you were helping the strange man to send the people to the next door, did you and he chat at all?—Not a bit.

8581. He didn't even say "thank you," when you sent them to the next door?—He did not.

8582. Had you no conversation with him at all during the day on any subject—about the county election, or the city election, or anything else—We had a few words.

8583. About what time was that?—About ten o'clock.

8584. What were the few words conversation about?—I now mind what he said.

8585. What did he say?—He said he came from the far side of the city to record his vote; that's all I know about him.

8586. It was before he came in he recorded his vote?—It must be, for he was out afterwards.

8587. Did he sit down the entire day?—He did.

8588. Didn't he go into the yard for a minute?—I didn't see him go.

8589. Did you hear or see him at any time during the day go behind the screen?—I did not.

8590. Did you hear him speak during the day to anybody behind the screen?—I did not.

8591. Did you at any time during the day hear any voice in that inner room?—I am not able to swear I did.

8592. Do you think you heard voices behind the screen at any time during that day?—I might, but I don't mind it. If there was anyone there they kept very quiet.

8593. Of course they did. But, as well as you recollect, do you believe that you heard voices in that inner room?—I am not able to say.

8594. Did you hear the door opening into that room from the hall at any time during the day?—I did not. From the position we were placed in we couldn't hear it.

8595. You know you had to leave the room for

some time during the day?—I did once, when I went to the water-closet.

8596. Was that in the house?—No, it was in the yard.

8597. In going out to, or coming in from the yard on that occasion did you see anybody?—I did.

8598. Whom did you see?—I saw George Thompson.

8599. Where did you see him?—I saw him standing in the hall.

8600. Is that the person who was minding the door?—No.

8601. Who is George Thompson? what is he?—I can't tell.

8602. Where does he live?—I don't know.

8603. How do you know his name?—I knew him before in Finglas.

8604. Does he live in Finglas?—He does.

8605. Is George Thompson a freeman?—I can't tell that.

8606. Where does he live in Finglas?—I believe he is a freeman; I can't tell.

8607. What part of Finglas does he live in?—He doesn't live in Finglas now.

8608. Did he live in Finglas at the time you saw him standing in the hall of 76, Capel-street?—He did not.

8609. Where did he live at that time?—Somewhere in Dublin.

8610. He is a Dublin man, who sometimes goes out to Finglas. Did you happen to see him out there?—He did live in Finglas.

8611. How long is it since he left Finglas—is it within the last ten or eleven months?—Yes; he lived in Finglas up to the last three or four months.

8612. What part of the house did you see him in on that day?—In the hall, standing.

8613. Was he going out to the yard also?—He was not; he was standing in the hall; he walked past me.

8614. Where did he go to?—Where he went to I can't tell.

8615. Where was he when you came out of the room to go into the yard?—He was apparently in front of the door.

8616. Where was he when you came back?—I cannot tell; he wasn't there when I came back.

8617. Did you see anything in his hand?—I did not.

8618. Did you not see anything in the hand of any person who came into that room?—I never saw one of the tickets that have been spoken of yet.

8619. Did you see anything in their hand?—I did not.

8620. Did you see anything in their hand going out?—I did not. If they had anything in their hand, they would take care not to let me see it. If I saw it, I would state it.

8621. Mr. Foster came back, Noblett says, about the middle of the day?—He did.

8622. Between twelve and one o'clock, I suppose?—Yes.

8623. When he came into the room, the strange man was there still?—He was.

8624. Did Mr. Foster address him the second time he came into the room?—He did.

8625. What did he say to him?—He addressed himself to him—he asked the whole of us generally how we were getting on.

8626. And what was the general answer?—I don't know. I think I told him we were getting on very well.

8627. What did the strange man say?—I don't know whether he made any answer or not.

8628. How long did Mr. Foster stay in the room this second time he came?—Not long, not many minutes.

8629. Did you hear when Mr. Foster went out, what way he went—whether it was by the front or by the back door?—It was by the front door he went, I think.

8630. Did you hear any knock at the outer door that day?—I did not, for the whole day.

8631. You say the door was open when you came there in the morning?—It was lying ajar.

8632. Was that the way it was any time you went out?—I was not out once I came in.

8633. Was the door open when you saw George Thompson standing in the hall?—It was partially open and partly shut.

8634. At any time you saw the door during the day—when you went out by it in the evening at four o'clock, when you all went away, was the outer door ajar?—It was wide open then; I walked out of the room through the hall.

8635. When you did go out at four o'clock, I suppose you left everything, screen or press, and all just as you came there first?—Yes.

8636. You didn't remove or take down anything?—I did not.

8637. Did you take your books away with you?—I did. I took the book I worked at for the county election away with me.

8638. As you were going in in the morning, or as you were going out in the evening, or as you were passing in or out in the middle of the day, did you see a poster or placard in the hall, stuck on the wall?—I did.

8639. What was on that placard?—"To the rooms for the county election," in large letters.

8640. Where was that placard posted?—Outside the door in the hall.

8641. Did you see a placard having on it, "Marcus's office"?—I did.

8642. Where was that placard?—It was inside, as I went in, on my right.

8643. In the hall?—In the room.

8644. Whereabouts in the room was the placard with "Marcus's office" on it?—The screen, you see, made two apartments of it; the part of it to the right was divided, that to the left as you say, and on the right as you went in, which was on a level with the screen, there was a placard with "Marcus's office" on it.

8645. Was that placard on the partition wall as you went into the room?—It was.

8646. Between the corner and the end of the screen?—It was on the space between the door as you went in, on the right of the door, and the end of the screen.

8647. Was it fixed up anywhere else that you saw?—It was not.

8648. How large were the letters on it, do you recollect?—They were rather bigger than the ordinary size letters; I suppose they were half-inch letters.

8649. Were the words on it "Marcus's offices"?—"Marcus's offices."

8650. It appeared to you to denote an office behind the screen?—I thought so, I must say.

8651. When did you see that placard first?—It was when I was going out to the water-closet, when I was coming back that I saw it.

8652. Was there a hand, or anything of that kind, on the placard to direct attention—was there an index or a hand in the corner of it to indicate where the office was?—I understand what you mean.

8653. Was there anything of that kind on the placard?—I cannot swear that there was.

8654. But in the hall as you came in, you say there was a placard with the words in large letters, "County Offices"?—Yes; on the left-hand side, and over the door entering our room these placards were posted, two or three of them.

8655. What was on the placard, as near as you can recollect?—"To the county election offices."

8656. That placard was in print also?—It was, in large type.

8657. Was it larger than "Marcus's Offices"?—It was; it was as big again; these were, I think, inch letters.

8658. Your office was a great deal bigger than Marcus's?—I don't know what size his office was. I was never in his office.

8659. Did you hear any voices in that inner room during the six hours you were there that day?—I have stated that I might, but I am not able to state that I did.

SEVENTH DAY.
December 6.
William Watkins.

8660. Did you on that day see the boy that is spoken of, on the stairs?—He was in the hall when I was coming out.

8661. You saw him produced before the judge at the trial of the petition, I suppose?—Yes, he was produced, I believe, after I was examined. I wasn't asked to identify him.

8662. Did you see the same boy in court?—I did. He was produced after I was examined.

8663. Did anyone during the whole of that day come into the room in which you were, from the time you entered it in the morning until you went away in the evening, except Mr. Foster and this strange man? Was there anybody else in the room with you? I do not speak now of the people going behind the screen?—There was not. No one that I recollect except Mr. Foster and this strange man.

8664. Did you know by sight anyone that came into the room and went behind the screen?—I did not.

8665. Did you know the names of any of them except Mr. Foster and the strange man, whose name, by-the-by, you did not know, and George Thompson?—I did not.

8666. When you saw George Thompson standing in the hall did you ask him what he wanted?—I did not.

8667. Did you say anything to him?—I did not. He was standing quite convenient to the door. I pushed him away and walked out to the yard.

8668. Did you know him when he was living in Finglas?—I did. I knew him from a child. He was reared there.

8669. How long before that day was it that you saw him? Was it twelve months?—I might have seen him within that time.

8670. Was he a member of the Lodge in Finglas?—He was not.

8671. You knew him very well?—I did, from a child. He was reared in Finglas.

8672. Did you know his family?—I did.

8673. Is there any connexion or relationship by marriage between you and Thompson's family?—There is.

8674. What connexion is it?—His brother is married to my daughter.

8675. You are intimate with the family in consequence?—Before that took place, I knew him from a child; he was reared in Finglas.

8676. How long before that day was it that you saw George Thompson—had you seen him the day previous, or six months previously?—It was months previously. I couldn't tell how long it was that I saw him.

8677. You had not seen him recently in Finglas?—I had not; he lives in Dublin now.

8678. I suppose you were very good friends when he left Finglas?—We were always.

8679. And I suppose you are good friends yet, notwithstanding what occurred?—We are good friends still.

8680. Do you mean to say that when you saw George Thompson, whom you had not seen you say for months previously, suddenly in the hall on that day, you did not say a word to him, but ran past him after pushing him away?—I didn't run. I walked past him, and put my hand to him and pushed him away.

8681. Did not you ask him what brought him there, or how he was?—I didn't say a word to him; I was in a hurry at the time.

8682. If you met him anywhere else would you ask him how he was?—If I was in a hurry I would not. It is very likely that the call of nature was so urgent that I hadn't time to ask him how he was.

8683. Do you recollect as a matter of fact, that you were in such a hurry that you did not speak to him, or even say, "I am glad to see you"?—I will not say that it is very likely.

8684. As a matter of fact, was the reason you did not speak to George Thompson on that occasion, because you were in such a hurry?—It was not.

8685. And that being so, what was the reason you did not speak to him?—I can't say. I think I told him to keep out of the way.

8686. That is not, I presume, the way you generally treat your friend when you meet him. Do you say that you had no reason for not speaking to George Thompson on that day?—I will not swear that there was.

8687. Do you recollect if there was such a hurry that you could not speak to him that day in the hall?—I recollect well that I was at the time labouring under piles; and it is most likely I was in such a hurry that I could not speak to him.

8688. That won't do. I ask you do you believe that the reason you did not speak to George Thompson on that day, was that you were so pressed for time?—I do not. I stated that it is most likely that that was the reason.

8689. Will you swear it was?—I will not swear it. I believe that that was the reason.

8690. How soon after that did you see George Thompson—have you ever seen him since that?—I have.

8691. How soon after that did you see him?—It was a good while after it, as well as I recollect.

8692. Did you tell your son-in-law when you went home that day, that you saw George Thompson?—I didn't see my son-in-law that day.

8693. Or the next day?—I did not.

8694. Did you tell your son-in-law the next time you saw him, whenever it was, that you saw George Thompson in the office at 76, Capel-street?—He was not in the office; he was standing in the hall when I saw him.

8695. Did it look like as if he was in the office behind the screen?—It looked like it. I don't think I told my son-in-law that I saw George there.

8696. How long after that was it that you saw George Thompson?—It might be a month.

8697. Did you then speak to him about having met in the hall of 76, Capel-street?—Do you mean George Thompson?

8698. Yes?—I can't tell when I saw him after that.

8699. But whenever you did see him, did you speak to him about meeting him in the hall that morning?—I think, as well as I recollect, that he told me he was in the hall that morning.

8700. In Marcus's office?—That he was behind the screen.

8701. Did he tell you what he was doing behind the screen?—He did.

8702. What did he say he was doing there?—He told me he got an envelope with five pounds in it.

8703. Did what he told you assist your conclusions as to the nature of the office behind the screen?—It did not: it was long after that I knew what the nature of it was, or what was going on there.

8704. What hour of the day was it that you saw George Thompson standing in the hall?—It was, I think, about twelve or one—I can't be positive.

8705. Did you see him there during the hour that most people came, between ten and eleven?—I saw him there between eleven and twelve o'clock, I think. The run was over before twelve or one o'clock.

8706. But they were dropping in I suppose up to two or three o'clock, weren't they?—I think they were.

8707. The greater number were in before that?—They were.

8708. Before you saw George Thompson in the hall, you suspected what was going on in that inner room?—Yes.

8709. You looked on it as queer when you saw the first man coming and going behind the screen?—I did.

8710. Had you much doubt of what was going on when you saw George Thompson there?—I didn't know what was going on at the time.

8711. Could you help forming your opinion as to the nature of Marcus's office at the time?—I couldn't; but Thompson didn't then tell me what he was doing there.

8712. Didn't you suspect before you saw Thompson

what sort of operations were going on in Marcus's office?—I might.

8713. That means you did, I presume?—Certainly, but except seeing them coming in, I had no other grounds or reason for suspecting anything.

8714. But you are sure your suspicions were roused?—I am sure they were.

8715. You suspected that something queer was going on there?—I did, but I couldn't tell what it was. I certainly suspected that there was something going on there.

8716. Did you suspect that this strange man had something to do with what was going on?—I did at the latter end.

8717. Did you suspect that your being stationed in that room with Kemp and Noblett, who couldn't either read or write, to help you at the books, was as a guard for the same purpose?—When I heard what was sworn at the trial of the election petition, it then struck me.

8718. That you were used for the same purpose?—The two things together struck me.

8719. I suppose you had no difficulty in coming to a conclusion as to the nature of the work that this strange man was mixed up with, Mr. Foster knowing him, and you not knowing him, and seeing that Mr. Foster knew everything about it at the time he came there at one or two o'clock?—Not that day, but afterwards my suspicion was aroused, and is.

8720. At two o'clock Mr. Foster came into the room where you were?—Yes.

8721. Then he went away, and came back again about four?—Yes.

8722. At that time I suppose the election was all over; the poll was closed, and he told you, I presume, that you might go home?—Yes.

8723. Had it been arranged on the Monday or Tuesday what remuneration Kemp and Noblett were to receive for that day's work?—Mr. Foster made an arrangement that we were to receive £3 each.

8724. That you were to receive the same as they?—Yes.

8725. For the Wednesday's work?—Yes.

8726. Did Mr. Foster make any arrangement with you or with them for the work to be done on Saturday—you are aware that Noblett and Kemp were used for bringing in the voters?—I employed them to do so.

8727. Who authorized you to employ them?—Mr. White.

8728. Is that Mr. Fell White?—Yes.

8729. You employed Noblett and Kemp to bring in the voters?—Yes.

8730. You were employed for that purpose yourself, I believe?—Yes.

8731. For how many years have you been employed doing that sort of business?—For the last twenty-five years.

8732. You should be very expert at it now. What remuneration were you to get for bringing in the voters in the barony you had under your charge—you had charge of a barony, I believe?—I had; there was another man helping me.

8733. What remuneration did you get for having charge of the county voters of that barony, irrespective of the £3—what did you get for the whole charge of that barony?—I got, I think, £3 from Mr. Parkinson.

8734. That, I suppose, was sometime after the election?—It was; it was for the revision I got that £3.

8735. Did you get no remuneration for bringing in the county voters?—I did not, except the £3 I got from Mr. Foster.

8736. Did you get nothing else?—I did not.

8737. The £3 you got from Mr. Parkinson, you say, was for the revision?—Yes.

8738. Did you not get anything after that?—I did not.

8739. You were to get £3 for Wednesday's work at the city election?—Yes.

8740. Did you get anything more for bringing in the county voters but that £3?—Which £3

8741. You say Mr. Foster was to give you £3 for the Wednesday's work?—Which he did.

8742. Did you ever get any remuneration for the Saturday's work, for bringing in the voters?—I did not. I got £3 for the registration.

8743. Perhaps that included the other?—I don't know.

8744. You say you employed Kemp and Noblett to assist you on Saturday?—Kemp was not with us at all on Saturday.

8745. You employed Noblett for that day?—I did.

8746. He says that he was to get £1 for that day's work?—Yes; I did not say that I would give it to him. He was to get it from the agents connected with the county election.

8747. Noblett says you brought him to the office where he got the £1?—That is for the county election?

8748. Yes; what office was that?—He got it in Mr. Parkinson's office.

8749. Do you mean Mr. Parkinson's office or the Conservative Registration Association room that is next his office?—I mean the Conservative Registration Office in Dame-street.

8750. Do you know who it was that paid him—did you see the person that paid him?—I think it was Mr. Parkinson himself that paid him, but I will not be positive.

8751. On this particular day, Wednesday the 18th, before you saw George Thompson as you were going out to the yard, did you see him passing the window, before he went into the hall?—I did not.

8752. When you were passing out to the yard from the room, did you say anything to him as to where he was to go?—Not a word.

8753. As you passed out, did you close the door after you?—I closed the door going out, after me, to the hall.

8754. Shutting it in Thompson's face?—Yes. I didn't leave it open for him.

8755. You say you saw Foster about four o'clock when he told you that you might leave?—Yes.

8756. Did Noblett, Kemp, and you go out together?—Yes. Noblett went out before us, and walked down the street before us. Kemp and I then went out and followed him.

8757. When Kemp and you went out and followed Noblett, did you leave Mr. Foster and the strange man after you in the room?—We did, both of them.

8758. Did you see Mr. Foster come out after you?—No.

8759. As far as you recollect, Mr. Foster remained in the room after you went away?—He did.

8760. When you were coming out of the hall-door, do you recollect did you close it after you?—No; the boy was in the hall, I think.

8761. As far as you can tell, what was the boy in the hall and on the stairs for?—He was there, I think, for the purpose of minding the door.

8762. To let no one in that hadn't a pass, was it?—I couldn't say that. He may have got these instructions. If he did I know nothing of it.

8763. As far as you could see, wasn't the boy there to let no one in but the proper people?—I couldn't say that. As far as I could see he was there to mind the door.

8764. You have told us that the door at any time you saw it was ajar, then he wasn't there to open the door—what do you mean by saying that he was there to mind the door?—The door was ajar, I said, when I came in in the morning.

8765. And wasn't it the same way ajar when you passed out in the evening at four o'clock?—It was.

8766. And it was the same way when you went out in the middle of the day?—It was; it was partly closed.

8767. The door being only partly closed, the boy George Hawkins was not there to open it?—That's what I was going to explain. If a rap came to the door he would put his hand to it and pull it open.

8768. Wasn't it open for anyone to come in?—It was partly open.

SEVENTH DAY.
December 6.
William Watkins.

8769. As a matter of fact, wasn't he there to let no one in that he did not like?—I couldn't say that. He might be there for that purpose; I couldn't positively say.

8770. You, Kemp, and Noblett went away together that evening?—Noblett went out before us.

8771. You overtook him?—We did, a short way down the street.

8772. Did you go together when Kemp and you overtook him?—Yes, we went together.

8773. Where did you go to?—We went to the Ship Tavern in Abbey-street, and got our dinner.

8774. Did you meet any friend at the Ship Tavern?—Not one.

8775. Did you go straight to it?—We went straight to it; we were hungry; we got nothing the whole day.

8776. You brought something with you?—I had some bread and butter.

8777. And Kemp had something with him also?—He had, I think.

8778. What time was it you left the Ship Tavern and went home?—I think it was between five and six o'clock.

8779. Did you go straight home?—I went straight home.

8780. You did not see Mr. Foster that evening again?—I did not.

8781. When did you next see him?—I think it was a fortnight after.

8782. Where did you see him then?—I saw him in his own house. I met him, I might say, in the street.

8783. In what street did you meet him?—In Capel-street, walking; and he said, "Watkins, I want you, Kemp, and Noblett, 'till you are paid, to-morrow night."

8784. Did you then send a message to Kemp and Noblett to that effect?—I did to Noblett, as he was nearest to me, as I was passing.

8785. What was the message you gave them?—I told them to be there at a certain hour the next evening to get payment.

8786. Did they come on the next evening?—They did.

8787. Did you come in also the next evening?—I did.

8788. Were you paid before that?—I was not.

8789. Was it on the same evening as Kemp and Noblett were paid, that you were paid?—It was. I was paid a few minutes before them.

8790. You had been at Mr. Foster's house before them?—Yes. I came out and sent them in.

8791. Did you then tell them that you had been paid?—I did.

8792. I believe they also got paid?—They went into Mr. Foster's house, and when they came out they told me that they got paid.

8793. Did you see any money with them when they came out?—I saw a £3 note with Kemp.

8794. Did you see a £3 note also with Noblett?—I can't say.

8795. Was it by a £3 note you were paid?—It was.

8796. Did you see Mr. Foster soon after that?—No. I think I did not. I don't know. It is now a question to me, I will not be positive, if I ever saw him from that to this.

8797. Mr. Foster occasionally attended meetings of your lodge during the early part of that year, and in the summer?—Yes.

8798. Do you know who was Master that year, I believe it was you yourself?—I was.

8799. Who was your secretary?—If you would say I am bound to answer that question I will answer it freely; but it may expose the person.

8800. Answer the question fairly and there will be no penalties?—The secretary at the present is my son.

8801. There's no harm in that—he was secretary that year also, I suppose?—Yes.

8802. Was there any other person who was a member of your lodge and connected with this election?—No.

8803. Were the members all connected with Finglas?—Yes.

8804. It was a local lodge?—Yes.

8805. Have you ever met Mr. Foster in any lodge in Dublin?—I haven't met him for the last four years in any lodge in Dublin.

8806. Before the last four years did you meet him in any lodge in Dublin?—I did.

8807. He was, I believe, well known as a member of the lodge?—He was.

8808. Was he high up in the order—I don't ask you for any particulars?—Well, he was high up in the order.

8809. Did your lodge receive any subscriptions during the year 1868 from persons who were not members of the lodge?—Not a penny.

8810. The funds were provided by the members of the lodge themselves?—Yes.

8811. Did any of the members of the lodge—for example, Mr. Foster—make any contributions to the lodge more than yourselves?—No, never.

8812. Did your lodge receive subscriptions from any outsider—from anyone who was not a member of it?—No.

8813. Were any funds placed at the disposal of your lodge for charitable or other purposes?—Do you mean from any other people than those who did belong to the lodge?

8814. No. Did you receive subscriptions to defray the expenses of the lodge, that would naturally be paid by the members?—The expenses are paid by sixpence a month from each member.

8815. Have you any charity funds in your lodge?—Not latterly; we had at one time, but we gave them up.

8816. Had you any in the year 1868?—We had not.

8817. Did you receive in that year in aid of your funds, or for the purposes of the society, subscriptions or contributions from anyone that is not a member of the lodge?—No.

8818. Did you at any time during the last five years receive in aid of your funds, or for the purposes of the society, any subscriptions or contributions from anyone that was not a member of your lodge?—I don't think we did.

8819. Are you certain you did not?—The reason, I think, we did not is that, when there would be any subscription among ourselves, we didn't allow any stranger to pay anything.

8820. Do you believe that your lodge did not receive contributions from anyone that was not a member of it?—I believe it did not.

8821. Did the members all subscribe at the same rate—no one more than his neighbour?—It was the regular rule that each member was to pay sixpence each month.

8822. Did any member, do you know, pay more than the sixpence a month?—He did not.

8823. You say you never saw Mr. Foster from the day he gave you the £3 at his house to this?—I don't think I ever did.

8824. How many years have you known Mr. Foster?—I have known him, I think, for the last fifteen years.

8825. Had he been a member of the order all that time?—He was.

8826. I suppose you are a member of the order yourself for that time?—I am a member of it for the last fifty years.

8827. You say you have known Mr. Foster for the last fifteen years, do you know whether he was a married man?—No, I believe not.

8828. How often have you been in his house in Mountjoy-street?—I was there twice. I told you I was there the day he paid me the £3; and I was there once previous to that.

8829. Can you tell us what his family consisted of?—His family consisted of, as far as I know, his mother and two sisters.

8830. Do you know whether he had any brothers?—I never heard him speak of having brothers.

8831. Was there anybody that was particularly intimate with him as far as you have reason to believe?—He might have very intimate acquaintances and I not know it.

8832. Do you know anybody that was particularly intimate with him?—Not that I can recollect now.

8833. Did you ever see any person walking with him?—I did not.

8834. I am told that he had for his next-door neighbour in Mountjoy-street Mr. Fell White. Do you know was he intimate with him?—I couldn't say.

8835. Was Mr. White a member of your body?—I can't say. I think not.

8836. You say you do not know anyone Mr. Foster was intimate with?—I do not. I think he was as intimately acquainted with myself as he was with any member of the order.

8837. How was it that he happened to be a member of your society in Finglas? He did not live there?—He did not. He was in the habit of taking a walk out there occasionally; and I believe he took a liking to join our lodge, which he was at free liberty to do. I believe he chose the lodge in Finglas before any other. I cannot give any other reason than that for it.

8838. He had no local connexion there?—He didn't live in Finglas since I became acquainted with him.

8839. You say you never saw anything in the hands of any of the people that came to 76, Capel-street, on the day of the election?—I did not.

8840. Did you see any tickets in the yard?—No; I saw no tickets at all. I didn't know anything about them until I heard the evidence at the trial of the election petition.

8841. Did George Thompson tell you how he got the £5?—He did not.

8842. Did you ever hear from his brother, or from anyone connected with him, that the way he got it was by giving a ticket?—Not that I recollect.

8843. He told you that he got £5 in an envelope?—He did.

8844. Did he tell you how it was handed to him?—He did not, and I didn't ask him.

8845. Did you understand that it was handed to him in an envelope, or loosely?—I think he said he got it in an envelope.

8846. Did he tell you where his hand was when he got it—did he tell you that he put his hand in through the door?—He did not.

8847. I find that you told the judge at the trial of the election petition, that there were only you, Noblett, and Kemp in the room in 76, Capel-street on this day, and that you didn't mention the strange man at all?—I omitted telling about the strange man. I forgot it.

8848. You were asked—"Were you the only three people that remained in the room that day;" and you said "yes"?—I now state, on my oath, that I forgot about the strange man, and I also omitted to state that the night before the election Mr. Foster positively engaged me for the county election.

8849. You have been engaged about election matters for a good many years?—For the last twenty-five years.

8850. You have been also, I believe, engaged about the Poor Law elections?—I have.

8851. You have been engaged both about the Poor Law and Parliamentary elections?—I have.

8852. Have you been also engaged in the municipal elections?—Never.

8853. You must have been engaged in Parliamentary matters before you left the old constabulary?—I was not.

8854. You say you left the old constabulary twenty-two years ago, and that you were engaged in Parliamentary elections for the last twenty-five years?—I made a mistake.

8855. Before you left the constabulary were you engaged in Poor Law elections?—I was.

8856. Was that as a constable?—Yes. I had charge of a district.

8857. For whom had you charge of a district, it was not as a member of the constabulary?—It was a duty connected with being constable.

8858. Were you engaged by your superior officer to do Poor Law work?—When there was a contest, the papers connected with the electoral division came through me to the sergeant in charge, and they still come through me.

8859. Are you a native of Finglas—were you born there?—I was not.

8860. Where are you from?—I am from Fermanagh, near Enniskillen.

8861. I suppose you settled down in Finglas when you left the constabulary?—I did.

8862. You know William John Campbell I presume?—I know Mr. Campbell; here he is (*pointing to the person indicated*).

8863. How long have you known him?—I have known him for some years.

8864. Have you known him for ten years?—I don't doubt but I do.

8865. Have you been engaged in the same office with him—he, I suppose you know, is the Inspector of the freemen?—When I was done with my canvass in my part of the northern suburbs, I made out my book with my remarks in it. I then gave it to Mr. Campbell, and I know nothing more about it.

8866. What class of people did you chiefly canvass; did you canvass all the people in the northern suburbs of the city?—I canvassed them all, that came across me in the district that I had charge of.

8867. About how many people had you canvassed altogether—did you canvass two hundred people?—Not that number.

8868. Did you canvass one hundred?—I think there was between seventy and one hundred—something about that, as near as I can guess; if I had the book I could identify it at once.

8869. Did anyone accompany you on your canvass?—No.

8870. I suppose you canvassed as well as you could; did you succeed in getting many promises?—I had the promise, whether for or against me, from every one I canvassed—that is my mode of doing business. I took down all their answers.

8871. You asked them for whom they would vote, and took down the answer in your book?—I took it out of their own lips.

8872. Did you, during your canvass, press reluctant voters to vote for Guinness and Plunkett?—I did not. It wasn't my business to do so. It was my business to ask them for whom they'd vote, and then leave them to themselves.

8873. When they said that they would not vote for Guinness and Plunkett, did you then inquire for whom they would vote?—I did not. I merely asked them if they intended to vote for Guinness and Plunkett, and if they said that they did not, I took it for granted that they would vote for Pim and Corrigan.

8874. When a freeman looked at you and said—"I think I will vote for Pim and Corrigan," did you never say to him, "maybe I could get you to vote for Guinness and Plunkett"?—Having put the question to me, I will answer it fairly and honestly, I will swear that I made use of no such expressions.

8875. Did you ever try to induce any voters to vote for Guinness and Plunkett?—I did not—that wouldn't be allowing free liberty of conscience.

8876. Did you ever try to persuade anyone to vote for Guinness and Plunkett?—Never in my life, at any election.

8877. You merely asked the voter, "How are you going to vote, are you going to vote for Guinness and Plunkett;" if he said not, you took down his answer and left?—The word I asked was—"Allow me to ask you for your vote and interest for Guinness and Plunkett." If they said not I took down the answer. I recollect one person said he would vote for Guinness only, and another said he would vote for Guinness and Pim.

SEVENTH DAY. *December 6.* William Watkins.

8878. And you put them down accordingly?—I did. My book will show their answers direct.

8879. You never tried to persuade anyone to vote for Guinness and Plunkett, who did not express his willingness to do so at first?—I did not. I think that that would be holding out an inducement to bribery on my part. I would not do it, and I never did it.

8880. Did you think while you were sitting in that room in No. 76, Capel-street, with these two men, who couldn't read or write, helping you at the books, and people coming in and going behind the screen during the greater part of the day—did it then ever occur to you that you were very nearly assisting in what was not right?—I thought that the people were not, but I knew nothing of what was going on until I heard the evidence at the trial of the election petition. I further state that when Mr. Foster paid me the £3, I stated to him that I thought things went on queerly there, and that he must have had some object in employing me to work at the county election. His answer was that he was damned if he had.

8881. Mr. TANDY.—What was it you said you remarked to Foster?—When he paid me, I said I thought it strange, so many people coming in and out that day, and that he must have had some other object in view in employing me, than the work on the county election? The answer he gave me was what I have stated.

Mr. *David Fitzgerald*, solicitor; sworn and examined.

Mr. David Fitzgerald.

8882. Mr. LAW.—You were acting as solicitor in the last city election and petition proceedings?—I was, for Sir Dominick Corrigan.

8883. Have you brought all the papers connected with those matters?—Not all; there is a box full; I have brought the brief held by one of our counsel, and the additional briefs for each succeeding day, so that you have here a complete set of briefs.

8884. What is the character of the papers you have left behind?—They are duplicate briefs, and papers connected with the trial.

8885. Are the papers you have left behind, copies of what you have brought here?—Precisely.

8886. Were there any other papers which you had at any time since the election, that you have not brought here?—There were a great number, for instance, applications for seats in court, and documents of that nature. I believe I have brought every document which can afford you any information.

8887. Have you anything in the shape of applications for employment, or receipts?—Do you mean receipts for money?

8888. Yes; anything of that kind, we shall require you to produce?—Yes. The sheriff, I should mention, has some receipts for payments made in reference to the election petition.

8889. Be good enough to give us any letters of application, either for employment or money, or receipts for payment of money, before or at the time of the election, or after it, in connexion with the election?—Any papers I have, I will produce.

8890. Are there any papers you have had, with which you have since parted?—None.

8891. Mr. TANDY.—Except letters of application, of the kind you have mentioned, have you any other letters?—I have a large box full of miscellaneous papers of every kind, all connected with the election.

8892. Mr. LAW.—We shall be obliged to ask you to let us have them?—Very well, sir, I shall have them brought here. I have here an account of all my payments from the first day to the present time, connected with the election, and the election petition, and they will, perhaps, afford you all the information you want.

Mr. *Arthur Molloy*, solicitor; sworn and examined.

Mr. Arthur Molloy.

8893. Mr. LAW.—You were engaged in the election and petition proceedings?—Yes, for Mr. Pim.

8894. I presume you received a summons requiring you to produce any documents in your possession connected with those proceedings?—Yes, I did.

8895. Have you brought here all the papers in your possession?—I have. I have brought here two boxes, one containing all the documents connected with the election; the other, containing the briefs and other documents relating to the petition.

8896. Have you ever had in your possession any other papers?—I got up all the papers I could find, with the exception of some blank forms.

Mr. LAW.—We shall take charge of them.

Mr. *John Julian*, solicitor; sworn and examined.

Mr. John Julian.

8897. Mr. LAW.—You were associated with Mr. Sutton as conducting agent?—Yes, for the Hon. Mr. Plunket.

8898. You got the secretary's letter along with our summons, requiring you to produce all documents in your possession?—I did.

8899. Have you brought any such papers?—I have none whatever. I left the entire of the papers at 47, Dame-street, and left the country immediately after the election, leaving the office in charge of Mr. Sutton.

8900. Then we are to understand Mr. Sutton has all the papers?—Precisely.

8901. You have none?—I have none whatsoever.

8902. Have you ever had any papers connected with the election except what you left in charge of Mr. Sutton?—None whatever

8903. He ought to have all?—He ought, unless some of them were made away with.

8904. Mr. TANDY.—Do you include in that answer the papers connected with the petition?—I had nothing whatever to do with the petition.

8905. Mr. LAW.—There was a cross petition, I think, of Mr. Plunket's. Had you anything to do with that?—Nothing.

8906. That was left to Mr. Sutton?—Yes; to Mr. Sutton, as solicitor for Sir A. Guinness.

8907. Do you recollect a young man named Malley being employed in connexion with the election?—Not at all; I never saw him.

8908. I suppose he might be employed without you recognising his name?—I think I might go the length of saying no one was employed by me. I left all matters of finance and all matters of employment to Mr. Sutton. I devoted myself to an entirely different department.

8909. You were there every day?—I was always there.

8910. Can you tell us was Mr. Sutton superintendent of every part of the business?—Except what I superintended. We were associated together, and perfectly understood each other, but there was a large department which I took on myself, and a large department which he took on himself.

8911. Describe in a general way how the labour was divided?—All the administrative part of it Mr. Sutton managed; for example, he appointed all the persons connected with the election. I considered that as a matter connected with finance, and as Mr. Sutton was both election-agent and private solicitor of Mr.

Guinness, I thought it right that he should have the control of that part of the business. He managed everything connected with expenditure; he fixed their salaries, arranged as to booths, tallies, rooms, and everything of that kind. He sat in an upper room, above the room which was my office; and I generally communicated with the public and with the candidates, took charge of correspondence, and so on; our time was quite full, I assure you.

8912. Had you anything to do with the administration of election matters with respect to the freemen?—Nothing whatever.

8913. Whom had you associated with you in your department?—Mr. Dillon MacNamara was in my office, and associated with me, but I do not think he can give any more information than I can myself. I do not think he knows anything about it.

8914. He was associated with you more than with Mr. Sutton?—Yes; Mr. White and Mr. Williamson were associated with Mr. Sutton. The persons who could give you the best information would be the gentlemen in charge of the several wards.

8915. Do you mean the secretaries or solicitors for the several wards?—The secretaries for the several wards.

8916. I presume there was a chairman, deputy chairman, secretary, and solicitor for every ward?—There was a solicitor appointed by us, but the organization of the wards was carried out by themselves; they had the same organization as for municipal election purposes, and it was carried out altogether independent of, and apart from, the candidates.

8917. The municipal organization was made available for the parliamentary election?—Well, I would go a step farther, and say they were standing committees constituted in the various wards from time to time for elections, parliamentary as well as municipal, and they carried out both objects.

8918. Mr. TANDY.—Do you know Mr. Foster?—Very slightly.

8919. Did you ever see him in connexion with the election?—I don't know that I ever saw him in connexion with the election. I saw him either on two or three occasions at 47, Dame-street.

8920. Before the election?—Some time before the election; and it appeared to me he came in on those occasions to call for some person who was returning with him.

8921. Do you recollect whom?—I do not know—it may have been Mr. MacNamara, but I do not know.

8922. Did you ever hear him calling for any person?—I saw him waiting in my room. He was not interfering with the election—I mean at that time.

8923. That is to say, not to your knowledge?—Oh, certainly. I do not mean to contradict the evidence at all that has been given.

8924. You did not know of his interfering in the election?—Certainly not. He did not interfere with me in the slightest.

8925. Try if you can recollect for whom he was waiting on those occasions?—Well, I can easily find out. If I am right as I think I am, Mr. White or Mr. Williamson will be able to tell you.

8926. We shall have them presently—we ask you now if you can tell us?—I do not know; but if you think it material I can ascertain it for you. I think I have a recollection of his saying that he was waiting to walk home with somebody. He never came except at dusk on two occasions. I am sure I recollect two occasions on which he came.

8927. You never recollect hearing who he was waiting for?—No, I cannot indeed. I did not see the materiality of it at the time, and never thought about it.

8928. Try and recollect, and let us know if you can ascertain?—I know I cannot recollect, but I am sure I can discover it. Some of the gentlemen who were there will tell me. I rather think Mr. MacNamara, Mr. White, or Mr. Williamson, must have known.

8929. Try and ascertain it for me?—I will.

8930. Did you ever see Mr. Foster anywhere else?—Never, except at 47, Dame-street.

8931. Do you recollect the occasions on which you saw him at 47, Dame-street—were they shortly before the election?—It would be impossible for me to say that. I should rather think they were intermediate between the time we first went to work and the election.

8932. Have you ever heard of any person with whom Mr. Foster was particularly intimate?—No. In fact my attention was never directed to him until I heard of the petition.

8933. I thought you might have seen him at the Registry of Deeds Office?—It so happened that I never heard of him. I never knew his name until the petition. There were so many persons coming into the room asking questions that it would be utterly impossible I could recollect them all.

8934. Mr. LAW.—Did you know Foster was a member of the Inns-quay Ward Committee?—No. I saw him once in a room in Sackville-street, at which there was a meeting, and where the candidates addressed the meeting.

8935. What sort of meeting?—A public meeting. I saw him there, but beyond that I had no reason to know he was a member of any committee.

8936. I do not know whether you go so far as to say you did not employ Lyons Malley?—I employed no one, nor did I know Lyons Malley at all.

8937. Did you know his father?—Yes. Intimately.

8938. Then can it be true that William Lyons Malley was directly employed by you on the day of the election, and acting under your direction?—All I know is this, that if he were here now I would not know him. There might have been a young man acting under me whose name I did not know, but I certainly did not employ him.

8939. Did you employ any young man specially for that particular day?—Certainly not Lyons Malley, to my knowledge or recollection.

8940. Were any young men employed by you, or with your sanction, for service on the day of the election?—I do not think I employed any young men—I tell you what I did, when I got applications from any young men I referred them to Mr. Sutton. I had a great number of applications which I referred to him.

8941. Were any young men employed with your sanction and knowledge for the day of the election?—I do not recollect.

8942. You do not remember?—I do not remember. I remember on that morning a son of Mr. Mitchell, of Parsonstown, came to my office in Dame-street. I was going out at the time to look through the wards, and I took him with me. I do not remember any other person.

8943. Do you recollect the offices that were above Mr. Parkinson's—did you know No. 24, Mr. Johnson's office?—I never was there in my life, never heard of it till after the election petition, nor did I know Mr. Johnson's personal appearance.

8944. Do you now know Mr. Johnson's appearance?—I do now, but I did not until I saw him on the trial of the election petition.

8945. Did you know he was employed?—I did not. As I said before, and as Mr. White and Mr. Williamson are aware, I had nothing to do with the employment of any person. Any applications I got I inquired into them, and sent them up stairs to Mr. Sutton with perhaps some recommendation.

8946. Did you ever receive any applications from freemen for remuneration in any way for their votes?—Do you mean holding out any inducements?

8947. Did they tell you they would vote for a consideration—whether money or otherwise; have you ever received letters to that effect?—Never. There was no subject on which we were more guarded than on that. Both Mr. Sutton and I understood perfectly the extreme caution that should be used, and nothing could exceed the desire expressed by the candidates to us to avoid it in every way.

SEVENTH DAY. *December 6.* Mr. John Julian.

8948. Did you receive communications from persons asking to be employed with that object? Did any letters come to you from freemen offering their services which conveyed to you the idea that they expected payment in consideration for their votes?—None that I recollect.

8949. If there were any such letters they must be among the papers in the office?—Well, if a man asked for money the probability is I would throw his letter in the fire.

8950. Did you?—I don't remember having done so. I do not remember ever getting an application directly for money.

8951. Did you indirectly—did any persons apply intimating that they would like to get some remuneration?—I am quite sure there were letters which would bear that construction.

8952. Letters which conveyed that idea to your mind?—I think so. Those letters are forthcoming, I think.

8953. What became of them?—They were sent up stairs.

8954. Were any of them destroyed?—No, not that I am aware of. I am perfectly satisfied Mr. Sutton never destroyed any letters, nor did I myself do so.

8955. The reason I ask the question is, you just now said that if you got a letter asking for money you would put it in the fire. Do you remember doing so?—Never. What I meant to say was this—if a man asked me for money I would call the porter and put him out of the place.

8956. Do you know Captain Pim?—I do.

8957. Was he employed?—At the election he was.

8958. In what capacity?—As canvasser.

8959. What did he get?—I should refer to the books to ascertain.

8960. Who employed him?—I referred him to Mr. Sutton, and Mr. Sutton employed him.

8961. Was that by letter of application, referred to Mr. Sutton?—No; it was by an introduction to me, and I sent the application up stairs. He was employed at some very small sum. I think he was a captain in the 75th regiment, and has a good address.

8962. Was he a freeman?—I fancy he was not a voter at all, so far as I know.

Mr. Thomas Fell White.

Mr. *Thomas Fell White*, solicitor, sworn and examined.

8963. Mr. LAW.—You received a summons to attend and bring with you any papers you had connected with the election?—Yes.

8964. I understand you have none?—I have none.

8965. Had you such papers at any time?—Never in my peculiar custody.

8966. What do you mean by that?—I never had them out of 47, Dame-street, where they were accessible to Mr. Williamson, Mr. Sutton, and all parties as well as myself.

8967. Had you ever any papers other than those in Mr. Sutton's charge?—No, sir.

8968. As far as you know what became of the papers you so refer to?—So far as I know they remained at 47, Dame-street. What became of them afterwards I do not know. A great quantity of them I afterwards saw at the trial of the election petition, but I have been informed in other quarters that a considerable portion of them are gone.

8969. Did you hear that any considerable portion of them were burned?—I did not hear they were burned; I heard they were gone.

8970. Did you hear they were destroyed in 3, Dame-street?—I heard about it from Mr. Williamson.

8971. That he had seen the remains of them?—I can't call to mind what he told me; he said they were *non est*, at all events.

8972. Did he tell you they were burned in that room?—I can't say whether they were burned or destroyed.

8973. And that he found the traces of them in the room?—I should think he did, as well as my memory serves me.

8974. You state you have no papers whatever?—None whatever.

8975. Connected with either election or petition?—With either election or petition.

8976. And never had?—And never had.

8977. Any papers you had did you leave behind you in Mr. Sutton's charge?—With this exception, I did. I tore up and burned several outrageous applications for money of the kind you have been asking Mr. Julian about; I tore them up as I read them.

8978. When was that?—During the progress and some days before the election—not at any particular time.

8979. How long were those applications going on?—There were a number of applications of that kind dropping in from day to day.

8980. For the couple of months you were there, I suppose?—I was not there continuously for two months before the election.

8981. You were there some time after the election, I presume?—Yes; but no applications of that kind came in after the election.

8982. Were they dropping in for a month before the election?—I should say they were.

8983. What class of voters did they proceed from?—I could not say they were from any particular class of voters.

8984. Were any of them from freemen?—I should say they came from freemen and others indiscriminately. And there were personal applications made to myself, that I spoke of to Judge Keogh.

8985. Were they made by freemen?—I think they were; but they were not confined to freemen.

8986. I don't say "confined to freemen." Was a considerable number of them from freemen?—I was not personally acquainted with the parties; but I believe some of the applications came from freemen.

8987. Did those applications come to yourself?—Not at all.

8988. Who to?—To the candidates or conducting agents.

8989. You said they were personal applications?—Yes; when parties came to Mr. Julian, below stairs, he turned them over to me to speak to them, and the brunt of refusing them was put upon my shoulders.

8990. How many such applications were made to you?—It is very hard to speak with accuracy on the subject. I should say between thirty and forty.

8991. Would you say there were forty?—I would not say forty; but I think there were more than twenty.

8992. Those were verbal applications?—Verbal applications, but not to myself individually.

8993. Of course not, but made to you as representing the candidates?—Yes, as representing the conducting agents.

8994. Besides these, there were letters, you say, which you threw into the fire?—There were a number of letters, but they may have proceeded from the same individuals who made the verbal applications afterwards.

8995. How many letters?—I could not tell you.

8996. Were there fifty?—I didn't get fifty.

8997. You spoke just now of destroying a number of letters?—I could not say I destroyed more than four or five—they were of such an outrageous character—direct applications for money.

8998. Of course; very dangerous documents to keep. Was this long before the election?—I have told you I could not fix a particular time, for these applications were dropping in from day to day.

8999. Were applications of that character, as far

as you know, uniformly destroyed?—I did not mean to say that. They may have been destroyed or may not.

9000. I thought you said outrageous applications asking for money palpably were destroyed by burning or otherwise?—I do not know.

9001. At all events we are now only dealing with the production of documents. Have you got any of those letters?—None at all.

9002. What became of letters of that character that you did not yourself destroy?—I think any of them that were not destroyed were tied up in bundles and put in boxes when the election was over.

9003. Mr. Sutton told us there were twelve boxes of papers at 47, Dame-street, and Mr. Fraser says sixteen?—I can't tell.

9004. How many boxes of papers were there in 47, Dame-street, when you left it?—I can't tell.

9005. But at all events you have got none of those papers?—I have not, sir.

9006. Mr. TANDY.—You say there were from twenty to forty personal applications?—Yes.

9007. Were those twenty to forty freemen exclusively?—I could not say freemen exclusively. I could not identify them as freemen.

9008. Did you know any of the parties?—At this distance of time I could not identify any particular party.

9009. I did not ask you that. Did you know by appearance or otherwise any of those persons?—I don't think I knew any of them before that time. I may have identified them as being freemen; and I think some of them were freemen; and I think several of them were other voters besides.

9010. The several letters which contained applications for money, were they exclusively from freemen, or from different classes of voters?—Certainly not exclusively from freemen.

9011. Were the greater number of them from freemen?—I could not say. I do not know. I have no means of forming an opinion on the subject.

9012. Would you know any of the persons whose names were mentioned in the letters?—I did not know any of them.

9013. Did you ever hear of them?—I may have heard of them.

9014. Did you, from your own personal knowledge or otherwise, ascertain who they were?—I don't think I did. I may have been able at the time to realize to myself who the party was that was applying, but it has gone completely out of my mind.

9015. Could you realize at the time how many of them were freemen?—Really it is very hard for a person on his oath to swear to the number.

9016. To the best of your judgment, how many?—Half and half of them, I should say—half freemen and half not—or something of that kind.

9017. About how many letters do you remember you yourself received?—I never counted them, in the first place.

9018. I did not ask you that. I dare say without counting them you could form an estimate of the number of them?—I should say from first to last, sixty or seventy of them.

9019. Could you form an estimate, or have you got any idea, how many of the sixty or seventy were from freemen?—Well, it would be a mere idea. I should say they were pretty evenly divided; but it is a mere idea.

9020. Did you know Henry Foster at all?—I did.

9021. Did you know him intimately?—Rather so, as being associated with him in the county Dublin elections.

9022. Had you known him long before the election?—I knew him since 1857. That was the first time I met him.

9023. Had you known him to take considerable interest in elections?—In the county elections I have known him.

9024. Always?—Well, in the two contested elections in which I was engaged he took an active part.

9025. Did he to your knowledge take an active part in the last county election, 1868?—Not to my knowledge.

9026. Did you ever know him to take any part in the city elections?—Not to my knowledge.

9027. Did you see him about the time of the last city election?—I did.

9028. Where?—I saw him in his own house.

9029. About how long before the city election was it you saw him in his own house?—I saw him on various occasions in his own house.

9030. When was the last occasion; how long before the day of election?—I should say about five or six days. I don't think I saw Mr. Foster very much after the meeting of the freemen in Abbey-street.

9031. When did that take place?—A few days before the election.

9032. Was it after that you met him in his own house for the last time before the election?—I think it was before that.

9033. Was it long before that?—I think the night or evening before that.

9034. It was in the evening you saw him?—Yes.

9035. Was any person present but you and Foster on that occasion?—No.

9036. No other person?—No.

9037. Did you go by appointment?—No.

9038. Did any person come in while you were there on that occasion?—No.

9039. What was the general purport of that conversation?—He was Secretary of the Aldermen of Skinner's-alley, and I had several interviews with him with regard to the meeting of the freemen and the dinner of the Aldermen of Skinner's-alley in November, and with regard to the meeting in the Liberties of the freemen.

9040. On any of those occasions was it a private interview between you and him?—Yes, unless his sister may have been present part of the time.

9041. Was she the only person?—The only person.

9042. You called on Foster as a person having influence with the freemen?—As a person having influence with the freemen, and there was a discussion as to the possibility of having a meeting of the freemen shortly before, or some time previously to the election. That was one of the matters. The other matter was as to the resolutions; the different things we thought it desirable to propose, and we discussed the matter generally.

9043. You never knew Foster to take an interest in the city election before this?—Never.

9044. You have been engaged in former city election?—Very slightly, beyond taking charge of the freemen on the day of the poll.

9045. Do you know whether Foster was engaged in the last city election at all?—Do you mean in this election.

9046. Yes?—I have heard it sworn to.

9047. Before that, did you know it?—I knew I met him at the meetings of the Inns-quay ward, one of which I attended. I saw him there.

9048. Did you know he was employed, or suppose that it was a matter he merely took an interest in?—I did not know he was employed in any way.

9049. What had Foster particularly to say to the freemen?—I have already told you.

9050. Tell me again?—He was Secretary of the Aldermen of Skinner's-alley, which I looked upon as a leading body of the freeman of Dublin, having been originally composed exclusively of that body, although now extended to the general voters of Dublin.

9051. Was it only by reason of that office you thought he had any influence?—That was the only reason.

9052. Was it as secretary of those aldermen, you went to him on those different occasions about the freemen?—Not officially as secretary, but partly because from his office he had influence, and partly knowing he could give information and advice what would be the best mode of having the freemen meet, and the places where they ought to meet.

SEVENTH DAY.
December 6.
Mr. Thomas Fell White.

9053. Had you any conversation at any time with reference to the voting of the freemen on the day of the election?—No.

9054. Never had any?—No.

9055. Did you, till the election petition, ever hear of 76, Capel-street?—No, never.

9056. Did you ever hear till the election petition of persons named Noblet, Watkins, and Kemp?—I heard of Watkins, but not in connexion with the city election—Watkins was employed by me in respect of the city election to canvass the freemen of the north suburbs. That was the only thing I knew of Watkins in connexion with the city election, prior to what transpired from himself on the petition.

9057. Was he paid for canvassing voters himself?—I think he was.

9058. Who paid him?—I think Mr. Meredith, or Dr. Beatty.

9059. How much?—Two pounds per week, I should think.

9060. For how long?—I would be able to tell accurately if I saw Mr. Meredith's books—I should say.

9061. Did you after the city election see Mr. Foster?—I did, sir.

9062. How soon after the election did you see him?—Four or five days I should say.

9063. Did you see him the day of the election?—I did not.

9064. Or on the evening of that day?—Nor on the evening of that day.

9065. You saw him five or six days after?—I did.

9066. Where was it you saw him?—I cannot tell at this moment.

9067. Think?—I rather think it was passing my own door—he was going to his office, and I to mine.

9068. Had you any conversation?—We had some conversation.

9069. Did you walk down some distance with him?—As far as the corner of Henrietta-street.

9070. You were not in any house with him?—No, sir.

9071. You were not at his, or he at yours?—No.

9072. Had you any conversation with reference to the election?—There may have been, but I cannot state at this moment whether there was or not. I think it is very probable I may have discussed with him the probabilities of a petition, as there was a rumour in the city that one would be presented.

9073. Did you discuss with him the probabilities of it?—I won't swear whether I did or not.

9074. Try and recollect?—I cannot recollect further than I have given you an answer.

9075. Can you recollect anything that passed?—I cannot, sir.

9076. Your mind is a perfect blank?—My mind is a perfect blank. You have merely got from me what the probabilities are.

9077. You have no doubt you met him?—I have no doubt I met him.

9078. That is not a matter of probability but of certainty?—I certainly saw Mr. Foster subsequently to the election.

9079. How long were you in his company on that occasion?—I should think not more than five or ten minutes. Five minutes, I suppose.

9080. Can you tell me what was the purport of the conversation?—Indeed I cannot.

9081. You have no recollection?—I have not any recollection—there is nothing in the world by which I could fix it in my memory.

9082. Did you ever see him after that?—I did.

9083. When did you see him next after that?—I don't think I saw him after that till after the petition was presented. I was engaged in a very heavy case of Towers and Nugent, defending it in the Four Courts, after the election, which took up a great deal of my time, and after that I was in the country, and I don't think I saw Mr. Foster till after the petition was presented.

9084. Do you recollect when the petition was presented?—I think it was the 15th or 16th of December.

9085. How soon after the 15th or 16th of December was it you saw him?—I should say about the 4th or 5th of January—shortly after the bill of particulars was furnished by Mr. Fitzgerald.

9086. Where was it you saw him on that occasion?—I saw him, I think, in his own house.

9087. You went to him?—I went to him.

9088. What hour of the day was it?—I should think in the evening. He was engaged in his office during the day time. I should think it was after my own dinner, and before I went down to Abbey-street in the evening.

9089. Could you tell me were you long in his house on that occasion?—I should think some ten or fifteen minutes.

9090. Did any person accompany you to his house?—No person.

9091. Did you meet anyone at his house but himself?—No person at all.

9092. Had Mr. Foster a man servant in his house?—No.

9093. It was a woman servant?—A woman servant.

9094. Do you know who she was?—I do not.

9095. Had he the entire house?—The entire house.

9096. Explain what the object of your visit was?—The object of my visit was, as well as I recollect, his name had been mentioned as bribing.

9097. Do you recollect what passed between you and him on that occasion?—I think I mentioned to him the particulars of what certain witnesses, several of whom were afterwards examined on the inquiry, stated with regard to him.

9098. Do you recollect what he said?—I don't think he gave me any information at all on the subject.

9099. Do you recollect anything he said—or the purport of what it was—it was a remarkable occasion, and a remarkable subject of conversation?—It was.

9100. Can you give me the purport of the conversation that passed between you and him on that occasion? Just think and tell me if you recollect?—Well, with regard to that, the communication which Mr. Foster made to me on that occasion was made to me as solicitor for Sir Arthur Guinness.

9101. No matter in what capacity it was made to you, I want to know what the communication was?—With very great respect, I have taken the opinion of most able counsel on the subject, and I have been advised by them that so far as regards my own acts or deeds, or anything that came to my knowledge during or at the time of the election, or preceding the election petition, I am bound to disclose it, and no privilege in the world will protect me; but that subsequent to my retainer by Sir Arthur Guinness for conducting his defence any communication made to me he is entitled to insist on the privilege which a solicitor owes to his client to have it undisclosed.

9102. When did you get that advice?—I got it within the last fortnight.

9103. You took it with reference to this inquiry?—I did, sir.

9104. For the purpose of ascertaining how far you could avoid disclosing all you knew on this inquiry?—Not for the purpose of ascertaining any such thing, with great respect.

9105. What was the purpose?—The purpose was simply to understand what my professional duties were, and whether I was bound to disclose matters conveyed to me in professional secrecy.

9106. I will now put the question to you again; what communication took place between you and Foster that evening; and I wish the question to be taken down distinctly. If you refuse to answer it, that is another matter?—[*Witness handed in a document.*] I beg respectfully to hand you that protest, and to ask you to allow this question to be argued before you. I do not mean, I assure you, any disrespect.

Mr. LAW.—Of course not. But we have a duty to discharge which is clearly defined by the Act of Parliament. That document cannot be of any use on an inquiry of this kind.

9107. Mr. TANDY.—I repeat the question. The

responsibility rests with us whether it is a legal question or not. I just ask you the question, and I want to know whether you will answer it or not. It is, of course, with reference to the freemen. (*No answer.*)

9108. Mr. LAW.—As I understand you, Mr. White, it is as a solicitor retained by Sir Arthur Guinness you make this objection?—It is, sir.

9109. Has Sir Arthur Guinness instructed you to make the objection?—I make the objection now on behalf of my client.

9110. I ask you as a matter of fact has Sir A. Guinness instructed you to make that objection?—He has not.

9111. Have you ever consulted Sir A. Guinness on the subject—whether you should state it or not?—I did not, but if you wish I will consult him.

[The Commissioners adjourned for a short time, and on returning Mr. *Thomas Fell White's* examination was continued as follows :—]

9112. Mr. LAW.—The question put to you was as to the communication between you and Mr. Foster on the evening of the 4th or 5th of January?—It was as to a communication made to Mr. Foster by me in consequence of inquiries——

9113. You were not asked what you said to Mr. Foster; you were asked what Mr. Foster said to you?—I must answer the question in its entirety, or not at all. I must tell you what the communication was: I made a communication to Mr. Foster as the solicitor of Sir Arthur Guinness as to what had been sworn against Mr. Foster.

9114. We find there are in the bill of particulars thirty-nine or forty particulars of bribery, and in only one instance is Mr. Foster's name mentioned?—I believe that to be the fact. I fixed the time as being subsequent to the furnishing of the bill of particulars. That is the only mention I made of the bill of particulars.

9115. Are you certain it was after the delivery of the bill of particulars?—I am.

9116. I see that the order for further particulars is dated the 11th of January, 1869. Was it subsequent to that, as well as you recollect?—My recollection is that it was after the delivery of the bill of particulars.

9117. Mr. LAW.—I shall read the order [*reads the order for the delivery of further particulars*]. That order was made on the 11th of January; the particulars were delivered three days before the trial of the petition, and they are dated the 19th of January, 1869; so that your communication must have been subsequent to the 19th, or on the evening of the 19th?—I cannot be positive as to the dates, but it was subsequent—it was after the particulars were delivered, and it was before the 19th of January. If I knew exactly the date of the trial I could tell.

9118. The date of the trial was the 23rd of January?—I think it was somewhere about the 13th or 14th.

9119. Then it was before the particulars were delivered?—I am not sure.

9120. It must have been. Was there more than one bill of particulars?—No, only the particulars mentioned in the petition.

9121. The order being made for particulars, this document was delivered on the 19th?—What gave rise to the conversation was, that some parties detailed either to me or to Mr. Williamson certain matters connected with Mr. Foster, which were afterwards sworn to on the petition.

9122. You and Mr. Williamson had been engaged in taking down the evidence of witnesses, and it came to your knowledge that certain persons had received bribes, and probably that was in connexion with Mr. Foster's name, and then you went to Mr. Foster?—I may have been in error in stating it was after the bill of particulars. I really thought the bill of particulars was at an earlier stage. As well as I believe, I have reason to know Mr. Foster left Ireland somewhere about the 16th or 17th of January.

9123. Then he left Ireland before the bill of particulars was delivered, according to this document, which is dated the 19th?—The fact is, I am not very accurate as to the exact dates.

9124. Do you remember seeing him the day before he left?—I did not.

9125. Did you see him the evening he left?—I did not.

9126. How long before he left did you see him?—I cannot exactly say myself the day he left. I know from other circumstances. I think I saw him a day or two before he left.

9127. When you saw him last did you know he was going?—I did not know exactly he was going, but I understood he would go. It was arranged between him and me that he should go.

9128. Did he tell you he was going?—He said he was in very bad health.

9129. I dare say. Did he state he would leave before the petition came on to be tried?—He said he was in very bad health, and that he thought a southern climate would be very good for him.

9130. Did you understand his going was in consequence of his health, or in consequence of the pending petition—you knew him intimately?—From what he then said and from what subsequently turned out, I should imagine his going away was much more in consequence of the pending election petition than from any necessity there was for his health.

9131. Did you understand from him the last time you saw him before the petition that he would go away before it came on for trial?—He did not go farther than I have given you in my last answer; he did not say he would go away; he said he thought his health was very bad.

9132. Did he smile when he said his health was very bad?—He did.

9133. You understood that was a pleasant way of putting it?—Oh, I surmised it very clearly, but in justice to him I must state, although I am not a medical man, I knew him to be not very strong. That is what I have heard.

9134. Had he been very often laid up before this?—I have heard of his complaining.

9135. Had he been able to attend at his office?—I was not so intimately acquainted with him, but I had heard from friends he had been obliged to absent himself from his office. I heard he was ailing.

9136. Have you ever been at his house?—Not very often.

9137. Had he been in yours?—Once or twice.

9138. Are many of the freemen Aldermen of Skinner's-alley?—I should think there are a good many.

9139. What is the strength of the body?—I could not tell you.

9140. Are they numerous?—They are a kind of club.

9141. Are they counted by hundreds?—I could not tell.

9142. Is the "Aldermen of Skinner's-alley" an Orange society?—It is not an Orange society. There is a good deal in common with Orangemen in it. I am not an Orangeman, and I am a member of it.

9143. Do you know anything of the "Amicable Society"?—I know nothing about it but what I heard at the trial of the election petition.

9144. Tell us as clearly as you can at what date it was you made this communication to, or had this communication from, Mr. Foster?—I attend the Sessions of the County Kildare. I think the Sessions of the County Kildare were held on the 4th or 5th of January last. It was some days subsequent to that.

9145. You are certain it was before the 17th or 18th when he left Dublin?—It was, before he left the country.

9146. As near as you can go to it he left the country about the 17th of January?—I cannot speak with accuracy. I think it was about a week before the petition.

9147. The petition came on to be tried on Saturday, the 23rd of January?—Yes.

SEVENTH DAY.
December 6.
Mr. Thomas Fell White.

9148. Do you remember the day of the week he went away?—I cannot tell.

9149. The trial of the petition commenced on Saturday. Had you seen him on the previous Monday?—I had not. I must tell you at once I was particularly cautious not to advise him to go away, because, pending the inquiry before Judge Keogh, I would not take upon myself to advise him to go away at all; and I did not want to make any particular inquiries into the matter.

9150. You say you saw him a few days after the Kildare Sessions?—I met him, and I think I spoke to him and told him that his name had been mentioned as having been seen in 76, Capel-street; that parties said something about 76, Capel-street.

9151. As you object to the 5th of January, we shall say the 7th or 8th?—I think I would say that; I think I saw him after that.

9152. Did you see him within two or three days after that?—I think so.

9153. Did you see him again before he left?—Twice I think. I saw him to ascertain if possible from him—my object was to ascertain if possible from him whether the reports that were made about him were true or false.

9154. I suppose you have a diary or book that will enable you to state with accuracy?—I have not.

9155. No attendance-book?—No. On the election matters I never kept a book.

9156. On the first occasion you saw him did you ask him any questions about the house 76, Capel-street?—I told him the substance.

9157. Of what had been disclosed to you?—Of what had been disclosed to me.

9158. What did he say?—That is the question I claim privilege for.

9159. Suppose he told you he cut a man's head off. I do not ask what information you gave him?—I could gather from him, but he did not exactly say it, that he had something to do with 76, Capel-street. I asked him had he been there on the day of the election. He denied at first he had anything to do with it. He said he had nothing to do with 76, Capel-street, that he had not bribed any person or anything of the kind. I detailed certain circumstances that parties had sworn to. I think he was pretty well convinced by the time I left him that there was evidence to implicate him in the transactions that had occurred.

9160. Did he tell you he had been at 76, Capel-street?—He did not tell me he had been there, as well as I recollect; but, when I asked the question, he made answer to me so as to leave a decided impression on my mind that he was in some way or other mixed up with 76, Capel-street.

9161. Did you ask him how the arrangements for 76, Capel-street had been made?—I did not.

9162. Did he tell you?—No.

9163. Did he tell you who was there under the name of Marcus?—He did not.

9164. Did you ask him if he himself was there?—He said he was there once or twice in the day.

9165. You say you did not hear from him any statement who it was that was engaged there in those transactions?—I did not; nor did I know that that man, Watkins, was there, until I heard of his being subpœnaed.

9166. You had heard that there were charges, or statements that bribery had been committed by Mr. Foster in that house 76, Capel-street?—No, I had not; but I heard that bribery had been committed in the house 76, Capel-street, and I heard that he had been seen in the house 76, Capel-street.

9167. I do not ask you, at present, what statement you made to him. Whatever his answers were, you left him with the impression that he knew of the existence of those arrangements?—He did, clearly.

9168. How long were you with him on that occasion?—I think a very few minutes.

9169. Where was it?—At his own house.

9170. When?—In the morning. The last interview I had with him was at his own house, in the morning.

9171. The first interview, at which you made those discoveries, was that in the morning or evening—the first interview you had with Mr. Foster early in January?—I think that was in the evening.

9172. That first evening how long were you with him?—A very short time.

9173. Half an hour?—I don't think I was anything like it. I did not go to him until, I should suppose, sometime after my own dinner, and I had to be down at Abbey-street in the evening about the city of Dublin election petition. The office was in Abbey-street. I had to go down there to meet Mr. Williamson and Mr. Sutton and the clerks. I had been engaged there for some time before that.

9174. You had been engaged there already?—I had been engaged there for some time before that.

9175. Did not Mr. Foster give you to understand from his demeanour that night that he had been engaged in these transactions at 76, Capel-street?—Not so clearly that night. He did not seem to say there was anything in the information I gave him. He did not seem to admit anything further, but on the next occasion there was further information came in from time to time—and on the next occasion he clearly led me——

9176. To admit the fact?—He didn't admit it.

9177. Oh, one may admit a thing by a look?—The answer he gave me was that he thought a change of air under the circumstances would be better for his health.

9178. Was that the only occasion you saw him after the election?—As well as I remember. I think I saw him only on those two occasions.

9179. The first occasion was the day after the sessions, and the other was a day or two before he went away?—Those were the only two occasions.

9180. Did he ever go to the office in Abbey-street?—I don't think he did.

9181. Did you ever hear he was there?—Never. I never heard it.

9182. Did Mr. Williamson ever tell you he had any private communication with him?—No.

9183. Did any person connected with the office, or with election matters, ever tell you he had any private communication with Foster?—No.

9184. During those ten days?—No.

9185. Were you the only person, as far as you have reason to believe, who had any communication with Foster between the time of the election and the time of his going away?—I should think I was the only person. I lived next door to him, and I took advantage of that to communicate with him.

9186. Did he tell you who paid for the room?—He did not.

9187. Did you ask him where the money came from?—I did not.

9188. Did you ask him in how many instances, or how much money was given away?—I did not.

9189. Did he tell you how much was given away?—He did not.

9190. Did he tell you what kind of money was given away?—He did not.

9191. Did you tell him that statements were made that persons were each bribed with a £5 note?—I did.

9192. Did he say it was true?—He did not say it was true or false.

9193. Did he lead you to believe it to be true?—He did, in the way I have told you.

9194. By a tacit admission?—Yes, on the second occasion. He intimated that in fact it was getting too hot for him, and that he thought a warmer climate would be better for his health.

9195. Did he give you any idea where the money came from that was used in this way?—No, he did not.

9196. Or anybody else?—No.

9197. Did you never hear from anyone a whisper of where the money came from?—No; I don't know where it came from.

9198. Did you ever hear any suspicion expressed as to where the money came from?—No.

9199. Never?—I don't know where the money came from.

9200. I did not ask you whether you knew it. Did you ever hear from anyone that the money came from such or such a quarter?—I can't answer that without again involving myself in the same privilege as before.

9201. Oh, that is a question we really must have an answer to. Did you hear from anybody what quarter the money came from?—I object to that question on another ground, that I don't think I am bound to answer what my suspicions were.

9202. That is the very thing I am asking you—what your suspicions were?—Well, at all events I cannot answer that question on this ground also, that I subsequently was employed by Mr. Henry Foster.

9203. By this man?—Yes, by this very man, after Judge Keogh charged him with bribery—after that I was retained by him, and I received communications which I cannot divulge.

9204. When did you get the retainer from Mr. Henry Foster?—A day or two after Judge Keogh pronounced judgment.

9205. That was some time in February?—Yes.

9206. You received a retainer from Foster in person?—I did.

9207. Where?—In Kilkenny or outside Kilkenny.

9208. Did he give you a written retainer?—He did not.

9209. Did he leave Dublin for Kilkenny? Was Kilkenny the milder climate he was going to?—No, I believe he left Dublin for France.

9210. How did he go to Kilkenny from France?—I have no knowledge, but I believe he came back to Dublin.

9211. When?—During the trial of the election petition.

9212. From France?—From France.

9213. Did you see him in Dublin during the trial of the petition?—I did not.

9214. Did you hear from anyone that he was here?—Save from himself in Kilkenny.

9215. Did he tell you in Kilkenny he had been in Dublin during the election petition?—He did.

9216. Did he tell you in Kilkenny where he was going to?—He did—to France.

9217. Did he tell you where to communicate with him?—He did. No. 9, Rue de Castigleone, Paris.

9218. How long did you continue to communicate with him there?—Up to within the last few days.

9219. Is he, as far as you know, still living there?—Yes; the last letter I had from him directed me to state to you that he was there.

9220. Show us that letter?—I have not got it.

9221. Where is it?—It is burned.

9222. Did you burn it that it might not be forthcoming for us to see?—No.

9223. Why did you burn it?—I burned it before this Commission was opened.

9224. You said just now it was within the last few days?—Well, I say within the last fortnight.

9225. What was the date of that last letter?—I think Monday week last; either last Monday week or last Tuesday week.

9226. When were you served with our summons?—I do not know.

9227. Were you not served a week before that?—I was not.

9228. You were served on the 18th of November?—There was nothing in that letter. I have no objection to state the contents of it.

9229. That is another question. You were served with our summons on the 18th, that was Friday fortnight—was it since then you received that letter from Mr. Foster?—(*No answer.*)

9230. Was it not after you got our summons that you received his letter?—It was.

9231. And that summons required you to produce all documents, papers, and writings of every kind connected with this matter?—With what matter—with the city of Dublin election or the Dublin election petition; it was not to produce letters of my clients.

9232. That is the question. However, you received that letter after you got our summons?—I won't say positively whether it was after or before.

9233. You said this minute it was after?—I said so; but I did not speak with such critical accuracy. I will not swear that I did not receive it since the summons was served.

9234. Did you or did you not?—I won't swear one way or the other.

9235. What do you believe?—I can't say which I got first.

9236. Didn't you swear you got the letter on Monday or Tuesday week?—It was not last week; I think it was the week before.

9237. First you said a few days?—Well, I think it was the week before last.

9238. The summons was the Friday before that?—I didn't think it was so long ago.

9239. Have you written to Foster in answer to his letter?—I did not.

9240. When did you write to him last?—About three weeks since.

9241. Did you telegraph to him?—No.

9242. Do you believe he is still at No. 9, Rue de Castigleone?—I do.

9243. Do you remember receiving our summons?—I was not at home when the summons came; I think I was out of town.

9244. Where did you find it?—On my chimney-piece.

9245. When you came home?—Yes.

9246. With your other letters, I suppose?—No. I do not usually get letters at home. They are left at my office.

9247. What family have you living with you?—Two sisters-in-law, two sons, two daughters, a mother-in-law, and an aunt-in-law.

9248. Did they tell you when this letter was left?—I can't say exactly.

9249. You say you did not write to Foster since you received this communication, whatever its date may be; did you get anybody else to write?—No.

9250. Did anybody with your knowledge write to him?—I can't say. Mr. Williamson may have written.

9251. Did any person with your knowledge?—Not with my knowledge.

9252. Did anyone tell you he was going to write?—No.

9253. Or that he had written to him?—I think Mr. Williamson said he wrote a letter to him.

9254. When did he tell you that?—Within the last week.

9255. We may fix you to a week in that?—Yes.

9256. Mr. Williamson told you within the last week he had written to him?—Yes.

9257. When did he say he had written?—A day or two before.

9258. Did he tell you he had written with respect to the communication you had received?—No.

9259. Did you hand Mr. Williamson the letter you had received?—I did. I showed it to him, and either read it to him, or he read it himself.

9260. Did you give it to him?—I think not.

9261. Are you certain you did not give that letter to Mr. Williamson?—I am certain either he burnt it in my presence or I burned it myself.

9262. Which of you did it?—I can't tell.

9263. Where was it done?—It may be in his office, or in my own, or in my own parlour at home.

9264. Where is your office?—13, Upper Ormond-quay.

9265. Where was his?—17, Middle Abbey-street.

9266. And your house is in Mountjoy-street?—Yes.

9267. You cannot tell where this letter was burned—Mountjoy-street, Middle Abbey-street, or Ormond-quay?—I cannot.

9268. It happened within the last week or fortnight?—Yes.

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9269. It was not burned the day you received it?—No, it was not.

9270. Was it burned before Mr. Williamson wrote the answer?—I don't know whether he wrote an answer to it, and I didn't say he did.

9271. Was it burned before he wrote the letter you speak of?—I can't tell you that; I rather think not.

9272. When Mr. Williamson wrote the letter to Foster, did he read you the letter he wrote?—No; I don't know if he wrote before the letter came; he had not read the letter before he wrote.

9273. Did you not tell us this moment that Mr. Williamson told you he had written a letter, and that after that Foster's letter to you was destroyed?—I said Mr. Williamson told me he had written a letter to him.

9274. You said that Mr. Williamson told you last week that he had written a letter a couple of days before?—Yes.

9275. Was the letter destroyed after Mr. Williamson told you he had written to him—is that so?—Yes, but another answer should be added to that, namely, that Williamson had written his letter before he had seen the one to me.

9276. Did he add a postscript to it afterwards?—I did not see him doing so.

9277. Did he tell you he had done so?—No.

9278. Did he tell you he had taken any notice in that letter of the communication to you?—No.

9279. Then you kept the letter which you showed to Williamson till within the last week?—That must be so.

9280. What day did you destroy it?—I can't tell you.

9281. Cannot you tell us on what day you destroyed it?—I cannot.

9282. Was it since last Monday?—I can't say; I dare say it was; I think it was.

9283. Don't you know it was?—I think it was.

9284. Have you any doubt it was?—Really it did not make any impression on my mind.

9285. I suspect it did make an impression?—Well, I swear on my oath it did not.

9286. Don't you believe it was since last Monday.—I do believe it was. I swear there was nothing in that letter, nor was that letter burned for the purpose of concealment, or otherwise.

9287. Do you usually burn business letters?—I did not look on it as a business letter.

9288. Was it the letter of a confidential friend?—There was nothing confidential in it. I was directed by Mr. Foster to state to you that he was stopping at the house 9 Rue de Castigleone, Paris, and that any communication from you to him to that address would be answered. That was the only thing in the letter.

9289. Was that the reason you burned the letter?—It was not the reason.

9290. Did you see any summons addressed to Mr. Foster?—No.

9291. Did you ever hear there was a summons for Mr. Foster left in his letter-box?—No.

9292. Did you hear a summons for him was left at his house?—No.

9293. Did you hear that a letter with a similar envelope to yours was found in his house?—No, I did not.

9294. Had you heard nothing to lead you to believe that a summons was left at Foster's residence in Mountjoy-street?—No.

9295. Did you ever hear it before?—No. I heard a summons in reference to the election petition was left there.

9296. Did you hear that a summons from us was left in Mountjoy-street?—I did not.

9297. You say Foster wrote you a letter desiring you to attend here and to say that any communication sent to him would be answered?—He wrote to me that if asked, I should inform the Commissioners where he was.

9298. Was that letter sent you in answer to one from you to him?—No.

9299. Mr. TANDY.—Had you written him shortly before?—I had.

9300. How long before?—Three weeks ago.

9301. How long has he been living at 9 Rue de Castiglione?—About between two or three months.

9302. Mr. LAW.—Was he in Dublin this summer?—I don't believe he was in the United Kingdom since he left Kilkenny.

9303. At the time you saw him there he told you he was going to France?—He did.

9304. Did his sisters go with him?—The sisters did not then go with him.

9305. But did they afterwards join him?—His mother died, and his second sister was in a very, very delicate state of health, and had been so for some time, and the house was then shut up and his sisters joined him in France.

9306. When?—I think some time in the month of June.

9307. I do not ask for great accuracy in a matter of that kind; with reference to your own acts it is a different thing. Some time in June his sister left this country and went to France?—Yes.

9308. To Paris, as far as you understood?—I am not sure. No, I think it was to Ostend and to Brussels they went. I think they stopped in Belgium for a length of time in the summer.

9309. Was he with them?—Yes.

9310. And then they moved to Paris?—Yes.

9311. Have you or your family heard from either of the sisters within the last month?—I do not believe my family or I have heard from them.

9312. Have his sisters addressed any letter to you or your family?—No, not to my knowledge. Such may have been the case.

9313. But do you believe that any letter has come from either of his sisters to any of your family?—I believe so.

9314. Have you been keeping up a correspondence with Mr. Foster since he left?—I have.

9315. How often on the average do you write to him?—Generally about once a fortnight or so—once a week, perhaps.

9316. Were you retained by him as solicitor in any matter except what you have stated?—No; Mr. Williamson and myself were jointly retained.

9317. For him?—For him.

9318. In relation to what?—In relation to the charge then pending over him.

9319. There was no information sworn?—There was a charge of bribery. He was found guilty of bribery by Mr. Justice Keogh, as well as I recollect, in his charge.

9320. It was in respect of that?—It was in respect of that, and to show what his liabilities were in case he came home.

9321. And you have been writing to him once a fortnight ever since?—I have, but not on that subject.

9322. Are you acting as his solicitor in respect of any property?—I am not.

9323. Then may I ask you were your letters once a fortnight, so far as they did not relate to the bribery charge, matters of business?—There were some letters of business detailing various matters—whether this Commission was likely to be issued, whether the Lords would pass the address——

9324. That related to the bribery—did you write to him once a fortnight in respect to the charge of bribery?—I did write to him very frequently in connexion with it.

9325. You had no other business dealings with him?—No other business dealings.

9326. Were your other communications remitting money?—No.

9327. What was the nature of them?—The nature of them was the simplest gossip in the world that a man would write to another in a foreign country, simply and solely for the purpose of informing him of what was going on in the neighbourhood as a friend.

9328. Solely as a friend?—Solely as a friend.

9329. So that your communications with him within

the last six months have been partly in relation to bribery and partly friendly gossip?—There may have been matters of business interspersed with them.

9330. Was there any other matter of business than bribery?—No other matter of business further than what related to that and his prospects of being able to come home.

9331. Did he leave any property behind him?—I am not aware of his private resources at all.

9332. So far as you know?—Except I believe his house is shut up, and furniture is in it.

9333. I believe he was put on the list at the last revision, who attended for him?—At what revision?

9334. In Dublin?—I had nothing to do with it.

9335. You did not appear for him?—No, I did not.

9336. And Mr. Williamson who accepted a joint retainer with you to act for him in this matter of the possible bribery charge has been writing to him also?—I suppose he has; I have heard that he has.

9337. Has he told you that he has?—Yes.

9338. You have been writing to him at least once a fortnight?—Well, I should say about that.

9339. Well, did you keep copies of those letters?—No, I did not; not one of them.

9340. Do you ever keep copies of letters addressed to other clients?— Yes, addressed to other clients.

9341. But you did not keep copies of the letters to Mr. Henry Foster?—I did not.

9342. In no instance?—In no instance.

9343. I suppose you generally told your co-solicitor when you wrote to him?—I may or I may not.

9344. Mr. Williamson frequently talked to you about Foster who was away at this time?—Indeed he did.

9345. Did you advise Foster to come over here?—Indeed I did not.

9346. You did not tell him as his solicitor that if he came forward and gave an honest statement of everything he would be exempt from all consequences?—I believe he was perfectly aware of it.

9347. And he thought it better not to come?—He did.

9348. Do you think it was from matters personal to himself that he refused to come over?—I cannot tell you that.

9349. Do you believe it was from fear of any consequences to himself that he does not come over and attend this commission?—I cannot say.

9350. Did you hear at any time since the summonses were served that a summons had been issued for Mr. Henry Foster?—I did not, except I may take what I heard now to be an intimation that such was done.

9351. Did Mr. Williamson and you ever converse about the possibility of a summons having been left in his house?—No.

9352. Who has the key of that?—I cannot tell.

9353. Has any servant the charge of it?—No.

9354. Who is the landlord?—Mr. Williamson.

9355. Your co-solicitor?—Yes.

9356. Solicitor for the tenant?—Yes.

9357. Has Mr. Williamson the key?—I do not know.

9358. Do you believe he has?—I should think he has not; he never told me that he has not.

9359. Have you any doubt that he has the key of the house?—I have no reason to know whether he has or has not.

9360. Have you any doubt that he has?—I really cannot answer the question that way. I have told you I have no reason to form an opinion or any belief upon the subject.

9361. But at all events you know he is the landlord of the house?—I have told you so.

9362. Did Foster leave furniture in the house?—I believe he did. I never saw it removed and I believe it to be there still. I have never been in the house since he left it.

9363. Did Mr. Williamson ever tell you that he had been in the house?—No.

9364. He never told you that he had sent up to get any letters that might be there for Mr. Foster to send on to him?—No.

9365. Did Mr. Foster never give you and Mr. Williamson, or either of you, as his solicitors, any instructions about forwarding communications to him?—I believe he has given Mr. Williamson instructions as to forwarding communications to him that were sent to Mr. Williamson's own office.

9366. Did you never hear what had become of the communications left at Mr. Foster's own house, where his furniture is?—I do not know of any.

9367. Did you ever hear?—I never did.

9368. Did Mr. Williamson tell you that he sent up to see were there any letters there?—He did not.

9369. Did you ever hear from Mr. Williamson or anyone else that letters lying at Mr. Foster's house in Mountjoy-street had been taken out of it by Mr. Williamson and forwarded to him?—No.

9370. Did Mr. Williamson ever tell you that he saw Mr. Foster after you saw him last?—No.

9371. Did you and Mr. Williamson both go down to Kilkenny?—No.

9372. Where did Mr. Williamson receive the retainer?—He received the retainer from me and from Mr. Foster's sister before we went down to Kilkenny.

9373. Did you receive a verbal retainer?—I received a verbal retainer from Mr. Foster's sister. She begged of me to go down to Kilkenny, and she retained Mr. Williamson at the same time in his office.

9374. He had a verbal retainer from the sister?—Yes; and she asked me to go down to have a personal interview with her brother at Kilkenny. I declined to have anything to do with Mr. Foster till I was retained for him; and he repeated the retainer down there. He said that he would do nothing at all without advice as to his liabilities, and that we were to consult counsel on the subject; and I did so.

9375. You and Mr. Williamson acted jointly in the matter?—We acted jointly in the consultation of counsel as to his liabilities.

9376. And you have since done so?—I have since done so.

9377. You say that Foster knows it as well as you do; but did you ever in course of the advice which you gave convey to him that if he came forward and gave full information he would be subject to no penal consequences?—Well, I think I did, but I cannot——

9378. Well?—I think that was said.

9379. Did you tell him if he chose to come over and tell us the whole truth, and nothing but the truth, he would be exempt from all consequences?—I cannot say that I ever did in exact words.

9380. I do not suppose you conveyed it in those exact words?—But I think from the conversation we had in Kilkenny the night I saw him there that he was perfectly aware of it.

9381. When he wished you and your partner in the matter, Mr. Williamson, to take advice from counsel, so as to be able to inform him of his position and liabilities, did you do so?—We did.

9382. Did you inform him then that if he chose to come forward and state the whole truth he would be liable to no penal consequences?—I cannot say.

9383. You took the advice of counsel; what did you then tell him his position was?—We gave him the advice that it was desirable for him that he should not come over to this country until twelve months after the 18th of November. That was the result of the advice which we got.

9384. After the 18th of November had passed?—I am not aware that I gave him any advice after that.

9385. Did you advise him that if he came over now, and told the whole truth, he would be exempt from all penal consequences?—He understood that thoroughly.

9386. I am not asking you what he understood thoroughly, but did you give him that advice?—I did not.

9387. Do you believe he is willing to come over now if duly summoned?—I do not know.

9388. I ask you what do you believe. You have

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had a quantity of correspondence with him, and you are able to form an opinion?—Well, my own impression is that he will not.

9389. Have you intimated to him in any of your correspondence that for any reason either personal to himself or otherwise, it would be better for him to remain?—I have given him the advice—we have sent him the advice that I have told you.

9390. Have you since November led him to believe that it is better for any reason—I do not say whether personally to himself or otherwise?—We have told him distinctly, without going into those particulars, that it was better for him not to come over till twelve months had elapsed from the 18th of November.

9391. After the twelve months had elapsed did you intimate to him that the necessity for his staying away was over?—I did not.

9392. Did you not still write to him to the effect that it was better that he should not come over?—I did not.

9393. Was the tenor of your letter to induce him to come or stay away?—It was neither the one nor the other.

9394. And may I ask you after all fear of consequences was over, at the end of the twelve months, why would not you advise your client to come back to his own country?—I cannot answer that without disclosing professional secrets.

9395. Well, we shall consider that presently. When did you first hear that this house, 76, Capel-street, was taken?—After my return from sessions in the month of January, 1869.

9396. Did you hear it from Mr. Henry Foster, or from other persons?—From other persons. I first heard of the house, 76, Capel-street, from other persons altogether—some of the parties.

9397. In the office in Abbey-street?—In the office in Abbey-street.

9398. Did you make any inquiry to find who paid the rent for the premises—did you not ask Forrest?—No.

9399. Did you ever communicate with Forrest respecting it?—No.

9400. Did you ever see Forrest after you got this information about 76, Capel-street?—I believe Mr. Forrest came to Mr. Williamson, and Mr. Williamson took down Forrest's evidence.

9401. Did you read the brief after the evidence was taken down?—I don't recollect. I recollect that I read a great deal of it. I did not read the brief exactly, but I heard a great deal of the evidence from time to time that was communicated.

9402. Did you ever understand that Forrest stated Mr. Foster took the premises from him—was that what Mr. Forrest stated to you?—He did not say anything to me.

9403. But you were acting jointly?—We were acting jointly in the matter. I cannot charge my memory with what Mr. Forrest stated. Mr. Forrest was subsequently examined at the election petition, and I cannot at this moment say from recollection what he swore there, though I saw him up there.

9404. Did you examine the boy Hawkins?—I never saw Hawkins in my life, and did not know who he was, and never heard of Hawkins till at the hearing of the election petition.

9405. Did you ever understand from any of those you examined, or who made statements in Abbey-street, or from Foster, that railway tickets had been used as part of the transaction?—I heard that tickets, like railway tickets—and a ticket, as I best recollect, was produced here in the court-house before Mr. Justice Keogh, and I thought impounded, which, as I recollect now, was not a railway ticket at all.

9406. The railway tickets were exchanged for five pound notes, and I rather think did not get out again; there might have been a railway ticket produced, I suppose, as a specimen?—No; as well as I recollect there was one that came out of one of the envelopes; the man did not get the five pound note.

9407. We are not going into that at present; but where did you first hear the mention of tickets—we shall not call them railway tickets—being used in connexion with this bribery?—Well——

9408. Was it in Abbey-street?—It was either in Abbey-street or during the trial of the election petition, and I cannot tell you which.

9409. Did you speak of it to Foster?—No, I do not recollect having—I do not think I ever heard of tickets till—I am not sure of it, but the impression on my mind at the present moment is, that I did not hear it till the trial.

9410. Did not the persons in Abbey-street who made the statements which led to the communication with Foster state that there were vouchers?—They said there were envelopes, but I am not sure about tickets—that they got some voucher of some kind that they stuck into this hole.

9411. Did not you understand before you went to Foster that vouchers of some kind were put into the hand of the voters which they showed and exchanged for £5 notes?—That was, I think, the statement which they made.

9412. Did you tell Foster that?—I did; at least I think I told him the substance of the statement, but I have not a distinct recollection. I think I told him the substance of the information that came in on two or three occasions at the time. I communicated to him the substance of the information I had received.

9413. Did he then state to you anything about what those vouchers were or how they were got?—He did not.

9414. Did you at that time hear anywhere what tickets were alleged to have been used, and how they had been got?—No.

9415. Did you ever hear how they were got?—No.

9416. Did you ever hear the name of Mr. Malley in connexion with those tickets?—No, except what I have heard in this inquiry.

9417. You did not come across the name of Mr. Malley in any of your inquiries previous to the election petition?—No.

9418. Do you know the young man?—I know two Mr. Malleys, sons of James Malley, and they were employed at the instance, as I recollect, of Mr. Dillon Macnamara, who was mentioned by Mr. Julian; they were employed without knowing anything more about it than that Mrs. Malley was in a very destitute condition, and that they were young men capable of doing good work.

9419. As far as you recollect, they were introduced in that way by Mr. Dillon Macnamara?—I think so.

9420. Had Mr. Dillon Macnamara the employment of those young men?—No.

9421. To whom did he recommend them to be employed—I mean what was the course of proceeding in the office in such a case as that, when persons were recommended by Mr. D. Macnamara—to whom was reference made, and who actually gave the employment?—Well, it would be either Mr. Sutton, Mr. Williamson, or myself.

9422. Did you employ these young Malleys?—Well, I think it is possible. I would not swear whether I did or did not.

9423. I only ask you to the best of your recollection. To the best of your recollection did you employ them?—Well, I have really given you as clear an answer——

9424. What do you believe?—I really do not want to conceal or keep back anything from you. I tell you I will not state that I did not. It is very possible I did.

9425. It was you or Mr. Williamson?—I think it was. With regard to these particular young men it was just as likely that Mr. Williamson or Mr. Sutton employed them as that I did.

9426. Have you any recollection of employing them at all?—I have a recollection of their being employed; but by whom or how or in what capacity it was, except that it was for the day of the election, I do not recollect.

9427. You think it was only for the day of the election?—That is my recollection.

9428. At all events they were employed for that day?—They were.

9429. I believe, as a matter of fact, one of them had been employed for a couple of days before?—Well, I think one of them was employed by me. I think I recollect Mr. Macnamara saying something about not being able to get out of the railway for more than one day and their father being away and their mother in a very destitute state, and to give them something to do.

9430. Did it occur to you or to Mr. Macnamara that they would be liable to be dismissed for being absent from the railway without leave?—What occurred to Mr. Macnamara I cannot answer for; but it never occurred to me that they were absent without leave. I did not want to take away people without leave. I thought they had leave.

9431. Were you under the impression that the Midland Railway authorities would allow the clerks to go off from their business to make money at the election?—Well, I do not know. I let a clerk go away out of my own office.

9432. That is a very different thing?—Really I did not pay any attention to the matter nor consider it.

9433. They were employed at all events, you are aware, for this one day's work?—That is as I recollect. If I had the books I could possibly tell.

9434. Were any other young men employed in that same way—similarly employed?—Well, first I told you I did not know in what capacity the Messrs. Malley were employed; I cannot tell you how many more.

9435. How many more young men were employed about Green-street as special tally agents?—There were some fifty young men there.

9436. Did you deliver a list of those young men to Mr. Meredyth?—I think I did.

9437. Was that in your own handwriting?—I think a portion of it was; I cannot say.

9438. Was it in a book?—I think it was in a book. There may have been two lists, but I think there was one of them in a green book. I stated to Mr. Justice Keogh that I would get that book, and I looked for it afterwards and could not find it.

9439. Had you access to the papers?—Yes; but I think that was not a book that was lost or made away with, to my knowledge.

9440. You searched for it, however, and could not find it?—I searched for it, and could not find it.

9441. They were all to receive two guineas for the one day?—The forty or fifty young men, or whatever the number was that were in Green-street, were to receive two guineas a day. The reason of their employment was this: some of the Green-street booths were in Halston-street and in various nooks and crannies about this Court-house along down there, and the parties were coming down two different ways, and the crowd we had found in the morning at former elections had been excessively great, and they had been unreasonably delayed in the polling, and we determined to employ a staff of active young men that we selected indiscriminately from active young men, students of Trinity College, and medical students.

9442. Were they sons of voters?—Not to my knowledge any of them. They were selected from the College boys simply and solely.

9443. Were a good many of them medical students?—I think they were.

9444. Can you give any names except the Malleys?—Oh, yes, I can; there was a son of Mr. Dobbs. There was my own son; he was not employed amongst them; he was "running the poll"; but it was through him that I got the names of most of them, and they were selected from the names of the young men that he knew in College.

9445. The names of any others?—Mr. Good of Finglass.

9446. Mr. M'Carthy?—I do not recollect.

9447. Mr. Thorp?—Mr. Thorp, son of Mr. Daniel Thorp, the solicitor in Carlow.

9448. Who had charge of those young men?—Well, more particularly myself and Mr. Williamson, and my son to a certain extent acted as a collector.

9449. As the lieutenant?—Well, I will tell you how. He and Mr. Williamson's son ran the poll every hour from this to 47, Dame-street, and he assisted me. I did not know the names of a great many of those young men; I did not know who they were. He had a personal knowledge of almost all of them, meeting them in college and elsewhere, and he had assisted in the morning in getting them together, and we then got each of them a list of the various polling places, and each of those young men was provided with a list of the various polling places, and detailed off to all points to bring up the people.

9450. Freemen?—Oh, it was altogether connected with the freemen—no persons but freemen; and if Mr. Law came up to vote, Letter L was found to be up in the witnesses' room; and it was the duty of those young men to take Mr. Law up there to poll in the witnesses' room, and the consequence was that there was very little confusion.

9451. And I suppose in that way the freemen were polled very early in the day?—Substantially.

9452. As early as possible?—Yes; and the first three hours were the most crowded of the day. At four o'clock there had been a great deal of disturbance in Capel-street, and we dismissed them and sent them about their business.

9453. The freemen had nearly all voted before that?—Yes; and we sent them round here to avoid the crowds and riot in Capel-street at that time.

9454. But the great body of the freemen had voted before the middle of the day?—Oh, yes, I think, before eleven o'clock, in almost every polling place; and not confined to the freemen alone, but the bulk of the polling was done before twelve or one in the day. I do not think that is confined to the freemen of Dublin alone. Precisely the same thing occurred in the county of Dublin. Almost every man had polled before one at the last county election.

9455. However, they were under your charge?—Mr. Williamson and I looked after them to see that they were doing their business.

9456. You were very much about the court-house?—We were very much about the place, not in any particular locality.

9457. Did you see Mr. Campbell there?—Once or twice.

9458. Where was he when you saw him?—Somewhere in the street.

9459. Where was he when you saw him?—I think it was in Halston-street I saw him.

9460. Did you see Mr. John Ouseley Byrne there that day?—I did.

9461. Where was he?—Over in the tally-rooms in Halston-street.

9462. What was that place called? The Temperance Hotel, or Hall?—I don't know; but I can nearly see it from this window out there.

9463. Was there any name on it? Was it called anything?—It was designated by some name; some well-known name in the printed list, describing the various places in which the freemen were to vote.

9464. Was it called the Temperance Hotel, or Hall?—Well, I do not know what the name of it was, but I dare say it was.

9465. At all events there were tally-rooms there?—There were tally-rooms there; and there was a stairs that went up at the edge as you went in the door, and there were two large rooms overhead.

9466. On the drawing-room floor?—Yes, I believe it is the top floor of the house. It is only a two storey house; and a number of clerks were employed there—from twenty-five to thirty—under the direction of Mr. Byrne, who checked off the list of the freemen who had voted each hour; and then lists of the unpolled freemen were sent round by runners to Dame-street, and then sent from Dame-street to the different wards in the city, in order that they might be brought up if possible.

SEVENTH DAY.
December 6.
Mr. Thomas Fell White.

9467. Was Mr. Byrne there with twenty-five or thirty clerks during the whole election?—The whole day of the election.

9468. He had that large staff?—He had.

9469. Were you there yourself?—I was.

9470. Did the freemen receive voting cards there?—Not to my knowledge. I do not think any person was allowed up there to interfere with Mr. Byrne or the clerks performing that duty.

9471. You saw Campbell at the court-house?—Yes.

9472. Was he on the steps?—No; I saw him passing me.

9473. What young men were in charge on the steps?—I cannot tell you their names. All I know is that there were 40 or 50 employed, and that they were very active.

9474. Did you see any person with a peculiar dress upon him?—No; I had no reason to notice any particular dress.

9475. This list you delivered into Mr Meredith was chiefly in your own handwriting?—I think it was.

9476. From whom did you get the names of those young men?—I think I got a great portion of them from my son, and added some more.

9477. Was the original list in your son's handwriting?—Yes; I think it was.

9478. And then you added some to that?—Yes; I think he gave me 30 or 35 names; and then, I think, there were more added that were considered eligible parties to be added, and I think we copied them down into a book, and I am not sure whether that was my own handwriting, or I got a clerk to copy them down.

9479. You did not give this list to Mr. Meredith for some days after the election, as we have been told—you gave the list to him on the following Monday?—It is more than probable, because I do not think I went to the place. I am certain I did not give it to him on the day after the election, because I was engaged on the Thursday at the county of Dublin election.

9480. Then I suppose it is correctly stated that on the Monday following, when the county and city elections were both over, you gave this list in the book to Mr. Meredith, telling him the young men would be there the next day to be paid?—I have not a distinct recollection of it, but I have no reason to believe that it is not quite correct.

9481. Did you give him a form of receipt to be signed by them?—I do not know. I think Mr. Meredith was furnished with his own printed forms.

9482. Did you give any words to be added to the ordinary printed form?—I have no recollection.

9483. I see in that form the words "for services as special tally agent"?—Well, I think it is very likely.

9484. Do you recollect it?—I have no recollection of having done so; but I think it is very possible that he might have asked me, and that I gave them that denomination.

9485. Now, where were your duties prior to the day of the election—I think you were at 47 Dame.street?—Mr. Williamson, Mr. Sutton, and myself were almost always there.

9486. Almost always there?—Yes; but I had a great deal of outdoor duty to perform, to go round to the different wards and see the different wards were in working order, and to see as to what parties would be proper to be employed in the different wards, for the purpose of canvassing and bringing up voters, &c.; and a great deal of my time was out of doors in consequence.

9487. What room did Mr. William Johnston occupy at 47 Dame-street?—Well, he occupied a room, I cannot tell you whether 47 or 48 was the house; it was a right-hand room; there were two houses together and it is almost impossible to tell you.

9488. He was not in the room with you?—No, he was not.

9489. Was he overhead?—I think not; I think we were nearly in the top of the house.

9490. Do you recollect any communications being brought from your house to 24, addressed to Wilson Johnston?—No; I never heard the name of Wilson Johnston till afterwards, long.

9491. Did you ever hear that there were posters in that house, directing people up to Mr. Johnston's office?—I heard so afterwards.

9492. You did not know it at the time?—I did not.

9493. You did not hear it at the time?—No.

9494. Do you know Mr. Davenport Crosthwaite?—I do.

9495. How long have you known him?—I do not think I have known him more than a year.

9496. Did you know him at the time of the election?—I think I met him for the first time at a dinner of the Aldermen of Skinners-'alley—a short time before it—in the month of November, 1868.

9497. Some time before the election?—Some time before the election.

9498. And I suppose you got acquainted in that way?—Yes.

9499. Did he take an active part in the election—Not to my knowledge.

9500. Of course as a supporter of Sir Arthur Guinness and Mr. Plunket?—I never met him at all at the election.

9501. Did you ever hear that he had an office in No. 24, Dame-street?—I heard it sworn to afterwards.

9502. You heard Mr. Parkinson state it?—No; Mr. Alma.

9503. I presume you have no doubt of the fact?—I have no doubt that Mr. Davenport Crosthwaite was up in that room.

9504. There were a great number of gratuitous service papers signed by freemen?—There were.

9505. I think you said 200?—I think I said there were between 300 and 400 signed altogether.

9506. You were asked the question about freemen, and you said about 200?—I think I said that.

9507. Who was it conceived the idea of getting up this?—I can give you no other answer than that I gave to Judge Keogh, and that is that the matter was deliberated upon and done after considerable deliberation.

9508. Who deliberated?—I think Mr. Williamson, Mr. Sutton, myself, and——

9509. The whole legal staff?—I think so; I am not sure whether Mr. Julian was one of the parties, and I cannot recollect.

9510. Did you see any considerable number of those papers signed yourself?—Certainly.

9511. Many of them, I believe, were signed by the better class of people, by whom that sort of remuneration would not be received at any time?—Yes.

9512. That of course was a matter of form?—Yes; but I don't say that they would not have sought for remuneration. There were a great many of them signed by solicitors.

9513. Were not many of them signed by persons who would not have taken any remuneration?—Yes.

9514. Others were signed by solicitors who would otherwise have a claim?—They were.

9515. And they were signed by freemen?—Yes.

9516. And by poor freemen?—Several.

9517. Were you ever present at an instance in which a poor freeman declined in the first instance to sign this paper?—I was not present, but I know of two—at least I have heard of two—and I have no reason to dispute it; or at least I am wrong in that; I know of one only; there was one instance in which a man had signed it in my own presence, and when he found that he had signed the paper, and got an order from me that he ought to be employed in the ward; and when he found that it was a reality that he was to get, and not a sham, he refused to work. I know another case—I have heard of it from Mr. Williamson—in which an inspector refused to sign.

9518. Now, do you know as a matter of fact that these papers were largely signed by people in the expectation of getting some gratification afterwards?—They may have been.

9519. Do you believe it as a matter of fact?—I be-

lieve from what I have since heard sworn—I am bound now to believe it—that several people did think that. But I must add to that that they were given most distinctly to understand that it was a perfectly *bonâ fide* matter; and further than that I am bound to state that the object, as I understood it at the time they were signed, and the utility of them was this, that if we employed the poorer class of freemen and that they did meritorious services, and if they should say that that employment was given to them on the understanding that they were to be paid, we should be then liable as bribing those freemen by rendering them incapable of voting.

9520. It is very proper and right to make that statement, but do you not believe in your conscience that a very large number of those who signed these papers, supposing nothing of this kind had ever happened—no election petition, nor any proceeding of that kind—that a very large number of those freemen would have been horridly disappointed if they did not get payment?—From what has turned out since I firmly believe it.

9521. And do you believe from what has since turned out, or from any other reason, that in a very large number of instances those gratuitous service papers, however intended by you and those acting for Sir Arthur Guinness, were looked upon as a mere form?—I have no hesitation in saying I believe they were so looked upon, but that was formed in their own minds.

9522. Mr. Law.—We cannot, I find, close your examination to-night. We were anxious if possible to do it, but under the circumstances we shall have to ask you some further questions. We shall give you till to-morrow morning to consider?—I wish you to consider that I have for you collectively and individually the most profound respect. You will not understand me as meaning any disrespect to any member of the Court ——

Seventh Day.

December 6.

Mr. Thomas Fell White.

9523. Mr. Law.—It is not a personal matter at all?—You will see it is not a personal matter to myself. I have to thank you, gentlemen, for the kindness with which you consulted my professional engagements.

Mr. *John Julian*, solicitor, addressing the Commissioners, said—There is one observation I would like to make. I was asked about Mr. Malley, and I said I did not know him, and to my knowledge I had never seen him. That is quite true, but I recollect a young man being employed at some writing in my office by Mr. Dillon M'Namara. Mr. Williamson has told me since my examination he believes that young man was one of the young Malleys.

Mr. Morris.—Were you present, Mr. Julian, when the gratuitous papers were signed?—Mr. *Julian*.—My knowledge of the gratuitous papers was this:—I did not know they were to be signed extensively. I knew they were to be signed by solicitors. A great number of solicitors were voters, and it would be a great loss not to have their services, and they were willing to give their services gratuitously. It was quite right within the language of the Act of Parliament to disabuse their minds of the idea that there could be a contract which might raise a contract by implication. I was not aware of the extent to which they were to be used amongst the poorer Freemen. I don't mean to offer an opinion for a moment in opposition to what was done, but I was not aware of it. My position and my department as to the wards removed me from that.

[Adjourned.]

EIGHTH DAY.

Eighth Day.

December 7.

Mr. Thomas Fell White.

Tuesday, December 7, 1869.

Mr. *Thomas Fell White*, solicitor, further examined.

9524. Mr. Law.—You told us last night that you had been occupied in connexion with the Conservative registration society of the county of Dublin?—I was occupied up to 1865, from, I think, 1853, for ten or eleven years, with some interval, at the registration for the city of Dublin.

9525. When did you cease to be connected with the registration of the city?—At the end of the year 1864.

9526. The preparation of the lists for the election of 1865?—Yes.

9527. You were at the registration of October, 1864, I presume?—Yes.

9528. When you say you were connected with the Registration Society, it was as an honorary member of the Committee of the Society, I suppose?—Yes, and attending in court during the revision of 1864, and the preceding years, in Mr. Shaw's court.

9529. Had you any official connexion with the City Conservative Registration Society? Were you solicitor to the society?—I was merely employed each year, for a certain sum, to conduct the business in Mr. Shaw's court.

9530. You were an honorary member of the Committee, and attended in court in 1864?—Yes, that was 1864.

9531. Were you connected with the same body in 1865 or since?—No, except for the first four days of the revision of 1868, when I attended in Mr. Purcell's court for the court business.

9532. Was that in the ordinary relation—employed as a solicitor?—It was the ordinary relation having been asked to go there, but not being able to attend more than a few days in consequence of my connexion with the county which began immediately on my ceasing to act for the city, I attended the court for four days to set matters going there.

9533. Did you act professionally?—Yes, but I was not paid.

9534. You were not remunerated?—No, but I acted professionally.

9535. You went there as a friendly solicitor?—Yes, to give my friend Mr. Goodman the benefit of my assistance; at the time there were four or five Courts, and he was much in want of professional aid.

9536. You ceased in 1864 to act for the Society, and Mr. Goodman took your place?—I cannot say that he did, for he had been assisting for two years before that in Mr. O'Hara's court in the same position in which I was.

9537. You were acting in different courts in the same way for the society?—Yes.

9538. Did anyone supply your place?—Mr. Craig.

9539. Is he a solicitor?—Yes. Mr. Craig took my place. My impression is that Mr. Goodman was acting in Mr. O'Hara's court in the year I left. I cannot say in the year before.

9540. But you think that Mr. Craig took your place?—Mr. Martin acted in Mr. O'Hara's court. Upon the death of Mr. Martin, Mr. Goodman succeeded to his place, and I think I acted in the city a year after Mr. Martin's death, with Mr. Goodman.

9541. After you ceased to act for the city, did you commence to act in the county?—I commenced for the first time at the revision of 1865 to act for the County Registration Society.

9542. In the same way as you were previously connected with the registration for the city?—In some respects similar, but in others dissimilar.

9543. But it was a party organization for electioneering purposes?—Yes, no doubt it was—it was for the opposition of the Liberals, and the registration of the Conservative voters. There was an organization upon the other side also.

9544. Then have you continued to act for or

EIGHTH DAY. December 7. Mr. Thomas Fell White.

with the County Registration Society from 1865 to the present time?—I have.

9545. Have you acted for them as solicitor, in the ordinary acceptation of the word?—I have; I am paid for it.

9546. Professionally?—Yes. I discontinued to act for the city, because I did not think they paid me enough.

9547. I hope they pay you better in the county?—I am happy to say they do.

9548. How many years altogether have you been connected with registration work?—I think I first had the honour of practising before Mr. Dobbs. I was before him for two or three years, and that may give you some idea as to the exact date, but I cannot fix the time with accuracy. Ten or twelve years, I suppose.

9549. Who were secretaries of the City Registration Society during your time?—I think Mr. Ralph Cusack was joint honorary secretary with Mr. Henry Price.

9550. I suppose the assistant secretary did the ordinary office work?—After that there was a regularly paid secretary, I think, beside the honorary secretaries.

9551. Who was the first paid secretary?—Thomas Henry Atkinson, I think.

9552. Is he secretary of that society now?—No, his connexion with it has ceased.

9553. When did it cease?—When he got his appointment as clerk of the North Dublin Union.

9554. About what year was that?—About three years ago. It was after the county revision of 1866. The reason I fix that date is that Mr. Crean was dismissed in consequence of getting into trouble—not performing his duty very correctly in the Union.

9555. How long had Mr. Atkinson been assistant secretary previous to his promotion to the North Union?—I should think four or five years.

9556. Who succeeded him?—I cannot say who succeeded him. The next I saw was Mr. Hodson.

9557. He is now acting?—I am not aware. I have ceased my connexion with the city registration altogether.

9558. Do you know that Mr. Hodson is still acting?—I do not know it; but I have no reason to believe he is not.

9559. I suppose there have been all along honorary secretaries?—Mr. Cusack and Mr. Price were; I think Mr. John Norwood was after that. I do not know that any person was associated with John Norwood. Mr. Barker succeeded Mr. John Norwood.

9560. Who is the honorary secretary at present?—I think Mr. Goodman succeeded Mr. Norwood, but Mr. Barker was the honorary secretary when I ceased to act.

9561. While you were connected with the body was there any other permanent office besides the honorary secretary, assistant secretary, and solicitor—any other permanent office?—Well, I do not know. I think there was Mr. Fanning; he was there all the year round; he was rather a feeble, infirm old man, a kind of porter, who knew every person connected with the establishment, and locked the door—a something of that kind.

9562. A kind of housekeeper?—A caretaker.

9563. Was there a treasurer, or did the secretary do the treasurer's work?—No, Mr. MacFarland acted; he is dead since. I do not know whether or not after his death Mr. Atkinson did it; I think he did, but I am not sure.

9564. Who, when you were acting professionally, gave you the order for payment?—The order for payment to me always came from the honorary secretary.

9565. Do you know in whose name the money was lodged?—I do not. I should imagine it was kept by the secretary.

9566. Do you mean the name of the honorary secretary or of the treasurer—whose name was used?—Mr. MacFarland was more in the nature of a collector.

9567. Were there cheques drawn in your favour?—I think they were private cheques. I think Mr. Cusack's cheque was a private one, and Mr. Norwood's was a private one; and any cheques I received from Mr. Barker were private ones.

9568. Cheques upon their own private bankers?—I think they were; at least they purported to be so. They may have been put to a separate account.

9569. Were the cheques always upon the same bank?—I cannot tell at this moment upon what bank.

9570. Can you tell me any of the banks?—Indeed I cannot. I got a cheque the other day from the country, and I could not tell what bank it was on; I put my name upon it, and lodged it to my credit.

9571. The cheques of the Bank of Ireland differ in colour from those of other banks. Were any of the cheques of that colour?—I cannot answer you. I really would answer you if I could. I have given you an instance—I got a cheque from the country, and upon my oath I could not tell its colour.

9572. Have you got any of those gratuitous service papers—the printed forms?—I am sure you have got them. I am sure that Mr. Sutton lodged them.

[Mr. *Williamson.*—Mr. Sutton states that these papers were lodged in the box.]

Witness.—I am sure they were put in there, for Judge Keogh required an alphabetical list to be made out.

[Mr. *Williamson.*—I gave a return of the number of them; it was estimated at 385.]

Witness.—I said I thought that the number was between three and four hundred.

9573. You ceased to act for the City Registration Society in 1864. Did you ever hear previously to that what was the amount of the subscriptions to the funds of the Society?—I did not, except that I heard complaints were made that the funds were not sufficiently adequate.

9574. Do you wish that your examination should be continued now, or would you prefer to have it resumed at another time?—I would prefer that it was concluded now, unless you wish otherwise.

9575. Do you remember seeing any of the circulars spoken of at the Election Petition trial marked "strictly private," and referring to an enclosed card?—Do you refer to the circular directing people to go to No. 3, Dame-street? I heard it about three days after. On the day that I went back after the county election.

9576. The county election was upon a Saturday, it concluded upon Saturday evening, and the city election was upon a Wednesday, and you heard of this when you came back from the county election?—Whatever day I came back after the county election, upon that day or a day or two after it, I heard it.

9577. From whom did you hear it?—From some of the parties in the room, No. 47, Dame-street.

9578. When you speak of parties you mean some of the staff?—Some of the staff.

9579. Can you tell us any of those persons?—I cannot call to mind anyone in particular; but it was a common subject of conversation.

9580. Have you any doubt that Mr. Williamson spoke to you about it?—I do not know that he was there that day.

9581. Did Mr. Sutton speak to you about it?—He was there that day, but I don't think he spoke to me.

9582. Nor Mr. Julian?—He was not there at all. I may have spoken about it to Mr. Sutton, and he to me.

9583. Where was it you first heard of it?—In that house.

9584. Did you see Mr. Macnamara there?—No.

9585. He did not tell you about it?—I think it was some person who came into the office where Mr. Meredyth was paying the money, or some time while I was there and it was there it was mentioned.

9586. Was it in the presence of Mr. Meredyth?—I rather think it was; but I am speaking from recollection, by no means accurate.

9587. We shall make allowances for that—but you think it was in that room you heard it?—Yes.

9588. Was it made by any person coming in for payment to the room, or by some of the staff in the room?—I cannot say who it was mentioned it.

9589. You recollect the day you gave Mr. Meredyth a list of the young men?—I could not tell the day. I recollect giving the lists.

9590. That was deposed to as having been on Sunday, that would be the Sunday after the county election—was that the occasion upon which you first heard about the circulars?—I cannot say; I know it was very shortly—a day or two after I went back.

9591. And your belief is that it was in Mr. Meredyth's room?—Yes.

9592. Was Dr. G. Beatty there?—I cannot say. They changed about from room to room very much. I had a hard duty to perform in ascertaining who were to be paid, and in countersigning the different parties. I was very much confused, because every person was pressing upon me, and all pressing together for payment. The whole thing was a mass of confusion, and it took me several days.

9593. They were "pestering" you to be paid, as you stated, at the trial of the petition?—The pestering does not apply to that time, but before the election. I mean to say, there were an enormous number of persons to be paid, all were pressing to be paid first, and the house was besieged by the parties. I only speak of this to show I cannot recollect what passed very accurately.

9594. Do you recollect whether Mr. Meredyth was there?—I think he was there nearly all the time. I don't think that Dr. G. Beatty was there so often.

9595. Who were Mr. Meredyth's assistants?—I don't think he had any; but I think at times Mr. John Byrne assisted him.

9596. Did you speak upon the matter to Mr. John Ousley Byrne?—I do not know. All I know is, that it was spoken of as a hoax, and that there were some people dancing mad—they were very mad about it.

9597. The people who received it?—The people who went to No. 3, Dame-street, and found no one appointed to receive them.

9598. Upon that occasion did you see any of the circulars?—I do not recollect that I saw any then, but I saw one at the trial.

9599. Did you see one before?—I cannot say whether I did or not. I did not pay much attention to the matter.

9600. Do you recollect, as a fact, that you were not shown one of these circulars by any person?—I will not swear that some one did not show me one; but if they did I did not take any notice of it. And my reason is, that it was published in the newspapers, and was a matter of public notoriety.

9601. It was published immediately after the election?—I think it was published almost contemporaneously with that day.

9602. The day after the election it was spoken of?—I think either the following morning, or the morning after that, in the course of the week. I cannot say exactly the day.

9603. Did you hear from the staff in the rooms or elsewhere, that circulars had been sent to any freemen to the best of your belief?—I think I did. As well as I can recollect, it was stated in the newspapers they were sent to freemen.

9604. Did you ever hear of any list of persons to whom these papers were sent?—No.

9605. Did you hear in 47, Dame-street who it was that had the sending out of the circulars—who had that department?—No person in the house had any such department to my knowledge.

9606. Did you ever hear whether in the house, or elsewhere, in whose charge it was, or did you hear it stated who had done it?—Never.

9607. Can you form a belief as to the quarter from which those circulars came?—Not from anything that occurred, or came to my knowledge during the election after it.

9608. After the election—had you any information from which you could form an opinion or belief as to the quarter?—I cannot form a belief of any quarter.

9609. What did you mean by saying "Not from anything that came to your knowledge during the election?"—I was considering——

9610. Was it ever stated upon suspicion?—I have no reason to form a belief. I never heard it, and I cannot even form a suspicion.

9611. Did you ever hear it stated by any that they suspected where they came from?—No, I did not.

9612. What was the cause of your hesitation? what were you alluding to when you distinguished between what occurred at the election, and what you heard after?—I was considering; I thought I might have heard something; I was going over in my own mind.

9613. In point of fact, did you ever hear anything to create suspicion in your mind as to where those things came from?—I did not. I thought I was under a false impression till I came to consider it, and I can now conscientiously answer that I did not. The first impression was that I might have had some information, but I had not.

9614. Then you can state as a matter of fact that you never heard anything to excite your suspicion?—No.

9615. Did you hear anybody say he thought they came from such and such a quarter?—No.

9616. Did you ever mention the matter to Henry Foster?—No, not to my knowledge; not to my recollection.

9617. Was it ever mentioned in his presence by anyone else?—I am wrong—I am wrong; I did mention the matter to Foster.

9618. When?—I mentioned the matter to him, I think, in one of those interviews I told you of last night, when I went from Abbey-street to him.

9619. What did he tell to you?—I think he said nothing, but laughed.

9620. Was his laughter of that expressive kind which indicated a wish to go to "a warm climate?"—I do not think it was sufficient to lead me to any inference that he had any act in sending them or not.

9621. Did you think from his manner that he knew anything about it?—I dare say he might.

9622. That was the impression made upon you by his manner?—I think so.

9623. Was not that what you mean to convey?—It was not sufficient to make me believe that he had done it.

9624. But it was sufficient to make you believe that he knew something about it?—It certainly did if it had any effect, but he did not tell me he had anything to do with it; I am sure he did not.

9625. But whether by nod, wink, or laughter, did not his manner convey that he knew something about it?—I think his manner conveyed to me that he knew there was nothing in it.

9626. What do you mean?—That it was a sham.

9627. But did it not convey that he knew something about the letters having been sent—was not this your impression at the time—"Foster, you know something about this?"—It is very hard to tell what my impression was, the matter occurred so long ago.

9628. Do you believe that at that moment, when you had the conversation, you left him with the impression that he knew something about it?—I should think I did.

9629. Did you ever converse upon the same matter with Mr. Davenport Crosthwaite?—Never.

9630. Do you know him?—Very slightly; about a twelvemonth.

9631. Since the last election?—Shortly before it; about the time of the dinner party of the Aldermen of Skinner's-alley.

9632. Is he a member of that body?—Yes.

9633. While we are upon that organization give us

EIGHTH DAY. *December 7.* Mr. Thomas Fell White.

the names of some of the members—it is a voluntary society?—It is a club.

9634. Is it a secret society?—No.

9635. No signs or pass-words are used?—No. It is merely organized and based upon the tradition of the aldermen of the city of Dublin, who went into a house, existed upon sheep's trotters, in an obscure part of the city, during the time of the commotion before the battle of the Boyne.

9636. What is the organization—there is a President I suppose?—There is a most Noble Governor, a Lord High Treasurer, a Mace Bearer, a Sword Bearer.

9637. Are there any other officers?—There is a Secretary—Mr. Foster was Secretary.

9638. Do these departments cover all the offices?—Five.

9639. Are there any other officers?—As far as I know there are not.

9640. Now, as to book-keeping?—I don't know anything about the book-keeping. I presume that the Treasurer is the only person who keeps the books, and the secretary keeps the minutes.

9641. Who succeeded Foster as Secretary?—Samuel Warren.

9642. Who is Treasurer?—Mr. John Fox Goodman.

9643. I suppose these are permanent offices?—It is not usual to remove them every year. As a matter of fact the Secretary and Treasurer are not usually removed.

9644. Foster was Secretary some years before he went away?—I don't know.

9645. How long have you been a member?—I have been a member, but not very attentive. I don't think I was there for a long time previous to the last election.

9646. When did you first join them?—Some ten years ago.

9647. Are the Governors removed?—They are generally removed annually.

9648. Who is the Governor this year?—Mr. Radcliffe.

9649. What is his other name?—I cannot tell.

9650. Where does he live?—I do not know. I would know him by sight, but I do not know where he lives. If I were to express a belief I would say that his name is Samuel Radcliffe.

9651. Who is the Lord High Treasurer?—I have already told you—Mr. Goodman.

9652. He has been so for some years?—Yes.

9653. Who is the Mace Bearer?—I think one of the young Mr. Butlers.

9654. Is it Mr. Judkin Butler?—Yes.

9655. The young gentleman at the Midland Railway?—I could not tell.

9656. Is he a young, fresh-complexioned man?—He is a young man.

9657. Slight?—Yes.

9658. A son of Mr. John Judkin Butler who has been ill?—He has been very ill for a length of time.

9659. Have you any idea whether the Mace Bearer is the young gentleman, Mr. Butler, who has been examined here?—I cannot tell at this moment. If you wish I will give you the names. I will ascertain the names and forward them with the greatest pleasure. I may be wrong as to the Mace Bearer and Sword Bearer.

9660. These are mere honorary offices?—Yes.

9661. About how many of the body are there?—You asked me that question yesterday, and I inquired of Mr. Goodman, with a view to answer you, if you put the question to me, and he said there were some fifty or sixty.

9662. I suppose the members of the society are all of the better classes?—No.

9663. Are there any poor members?—There are not what you would call poor members.

9664. It is in the nature of a club?—Yes; not a very expensive club.

9665. What is the subscription?—I know it was, something about £1 3*s.* 6*d.* a year. I am not sure whether it has not been raised lately.

9666. Is Mr. Bradburne a member?—I am not sure. I met him at dinner; but I don't know whether it was as a guest or not.

9667. Is Mr. Hodson a member?—Not to my knowledge.

9668. Is Sir Arthur Guinness a member of the society?—I heard him swear he was not.

9669. I did not know that he had been asked the question, or that he said that?—I think that some one else was asked it, and stated that he was not.

9670. You knew Mr. William Johnston?—Yes.

9671. He was engaged in the house No. 47, Dame-street—what was his particular department?—It was entirely connected with the out-voters.

9672. Did you ever see him with Foster?—Never at the city election.

9673. Or any other place?—I have, at previous county elections at which he and Mr. Foster were together not associated.

9674. But you saw them together?—Yes.

9675. They knew each other?—I am certain they did.

9676. Were you ever in any private house with the two of them?—No.

9677. You never saw Johnston in Foster's house, or Foster in Johnston's house?—Never; Johnston does not live in town at all.

9678. In the dealing with out-voters, was any list kept of telegrams sent?—I know nothing about the telegrams, except what was disclosed at the trial.

9679. It was stated that there was a list of persons to whom telegrams were sent—that Johnston either gave you or got from you a list of telegrams?—Not of telegrams. I may have procured for him when he came into the office first a list of out-voters—a list of the addresses of out-voters, but not telegrams, or I may have given from time to time letters from out-voters.

9680. In the evidence of Mr. Johnston on the trial of the petition, this appears:—"There was a list written of the parties to whom you sent telegrams.—Who got telegrams. Was that list kept in 47 Dame-street?—I think so. In whose handwriting was it?—It was in mine. By whose direction was that list kept of persons to whom the telegrams were sent?—I think it was Mr. White. Mr. Thomas Fell White?—Yes?"—I have no recollection of ever giving Mr. Johnston any direction as to keeping a list of telegrams.

9681. Is that so?—Certainly not; but I may have given him a list of the names of out-voters. Some whose letters came in from which he might have sent telegrams to them, but I never sent telegrams.

9682. You recollect, however, giving him the list of out-voters?—I think I either gave it to him, or got some one to do so. There was a printed list of all the out-voters.

9683. He speaks of a list prepared from day to day of telegrams sent?—When Mr. Johnston gave his evidence he was in a confused state of mind, and I think he jumbled up two things together.

9684. Again in the evidence he is asked—"Had Mr. White permission to come into that room and see that list?—I believe he had permission to go to any part of the house. Had he permission to come into that room and see your list—did he come into your room?—He did. And look at the list?—I don't think he did look at the list. Who was to see the list but yourself?—I cannot tell who was to see it, but it vanished from the box somehow. That is to say the box kept in 47 Dame-street?—Yes. It vanished from the box at times, but came back again to the box?—No, I think not. Did you not say sometimes?—At night, I suppose, it was taken out of the box, but I missed them in the morning when I went there?"—What was done was this, he got the original list of out-voters. Circulars were sent to the out-voters, soliciting their votes, and requesting them to come up. Replies came—some demanded their expenses, some did not. Some said they would come, and the list was to be corrected from day

to day. These are the directions that I gave him, and that is what I think he spoke of.

9685. You did not direct him to keep a separate list of persons to whom he sent telegrams?—No; but if he did send telegrams, I presume he did keep a list.

9686. How soon did you get the retainer from Sir Arthur Guinness, with respect to the petition?—It was within a day or two after it was filed—the next day or the day but one after.

9687. When did you go to your sessions—you said you were there for some time?—There were some days before the arrangement was made; finally it was arranged by Mr. Sutton and Mr. Williamson with myself, that a vacant room in 69 or 70 Abbey-street should be taken.

9688. When did you go to sessions?—I went down to the country about Christmas, and I think I stopped a day away. I came back again; then the sessions came on—about new year's day, and I did not attend much till I came back after sessions.

9689. After Christmas, when you came back, did you see Mr. Foster?—I do not think I did.

9690. He lived next door to you—did you not see him frequently?—I did, but I do not think I saw him then. I was only a day at home before I went again. I was away then eight days, with the exception of coming home at night. In the intervening period between the Athy Session and the Maynooth I came to Dublin for a night.

9691. Did you see Foster upon that occasion?—I think not; I did not come up till late at night, and I went away next morning.

9692. Did you see him on the occasion of that visit to Dublin?—I think not—I certainly have not any recollection.

9693. Did you hear that he had been at your house?—No; I think not.

9694. When was your attendance at the sessions over?—I think about the 5th of January; it was somewhat about that time.

9695. During the time you were engaged at sessions or elsewhere had Mr. Williamson been acting with Mr. Sutton in Abbey-street?—Yes.

9696. Had you before you came back from sessions, the first week in January, had any statement or suggestion made to you to make inquiries relative to Foster?—I do not think that I had; I cannot recollect that I had.

9697. Then you did not?—I rather believe that I did not.

9698. But you are not certain?—I can scarcely form any belief upon the subject, for my memory fails me.

9699. But you did hear as soon as you came back permanently from sessions?—I cannot say the exact time—the information came in by driblets, and by putting two and two together we came to a conclusion.

9700. I presume the information came in driblets, as you say, to Williamson while you were absent—flowing in fitfully. Did Williamson communicate with you while you were in the country?—I think not.

9701. Did you receive any letters upon the subject?—I do not think he wrote to me. I think I got one letter stating that he wished to see me; when I got that I cannot recollect. I went to him, and I am not sure whether that was not upon one of the days I came up before I went to sessions at all, or that I stopped in town a day during the interval, but the matter he had to communicate to me was a matter he had partially interrogated me about as to the absence of boxes, communicating to me that a great many boxes had disappeared.

9702. However, in speaking of that letter, did it relate exclusively to the matter of the boxes?—The letter did not tell me what it was, but Williamson told me; he said he required and wished to see me.

9703. Williamson about that time spoke to you about the boxes?—I am giving this to the best of my recollection, I may be inaccurate. Mr. Williamson will be able to give you more accurate details.

9704. Did you hear anything during the interval from Christmas to the end of the first week in January—anything by letter or orally, to lead you (from Mr. Williamson or anybody else) to make inquiries from Foster?—I cannot say, but the very moment I did get the information I did make the inquiries of him.

9705. But do you believe you heard that before you came to town?—I think it was after I came up to town, but I am not positive.

9706. I presume you saw Mr. Williamson when you came up to town?—Yes, the moment I managed some few matters of my own private business.

9707. And then you were put in possession of all that Mr. Williamson knew?—I was, and devoted myself exclusively to the petition. By the bye, I am wrong, I forgot one thing. The Curragh Commission opened upon the day of the criminal business at Maynooth—the civil day came first, the criminal next. I was not enabled to attend. I was engaged for a number of parties connected with the Curragh Commission, and was obliged to attend for three days subsequent at the sessions in Newbridge. I merely returned to Dublin and went down from Dublin to Newbridge, and I remained there three days, and I do not think I had an opportunity of seeing anyone.

9708. Mr. LAW.—The sessions or country work was thus prolonged to about the 8th?—I think it was on a Saturday I came to town. I saw Mr. Williamson when I came to town; the day I came.

9709. How soon after that did you see Foster? If you came back upon a Saturday, I suppose you saw Williamson upon that day or the next?—I am really most anxious to try to recollect; but I cannot recollect the dates—it is utterly impossible. I think it was when I came up from the country.

9710. When did you see Mr. Foster—that night or the next day?—I do not think I saw Foster till after I had been at the office and heard different matters.

9711. Do I understand that you returned to town finally upon the Saturday?—I think so.

9712. Did you see Mr. Williamson upon the Sunday, or go to the office upon that day?—No.

9713. Did you see Foster upon the Monday evening?—I think it likely I saw him upon the Monday evening; I saw him in his own house. I think I saw him in the evening and the next morning. The last interview I had with Foster, prior to the time I met him in Kilkenny, was at his own house, in the morning, and that was the time I made up my mind that there was a case that required to be explained by Foster.

9714. You told us yesterday the first time you met Foster was in the street a few days after the election?—Yes.

9715. And you discussed then the possibility or probability of a petition?—Yes; I think so.

9716. Did you ask Foster at that time if he knew of any reason for it, or did he say anything to lead you to think there would be a petition?—No.

9717. Did you, up to that time, or the time of these matters coming to your knowledge, suspect there had been anything wrong?—Not the least.

9718. Was the first time you had any idea of what took place in Capel-street when you got the information that came to you from Mr. Williamson's office—was that the first time you heard of anything wrong?—Yes, decidedly.

9719. I think you stated last night the cases that came to your knowledge—cases that in some respects were afterwards the subject of investigation in Court?—Almost all of them were. Immediately they gave information to Mr. Fitzgerald they came over to Abbey-street, to state what information they had given to him, at least a great many did. Mr. Williamson will correct me if I am wrong; he is far more capable of telling you about this matter than I am. From my being off and on at sessions business, a good deal of the information was taken in my absence.

9720. Several, you say, brought you information as to whom you thought it necessary to make inquiries?—Yes.

EIGHTH DAY. *December 7.* Mr. Thomas Fell White.

9721. Were these cases of freemen?—Decidedly they were.

9722. Did any others call on you to give you information, except those that went to Mr. Fitzgerald?—No. There were several that gave us information with regard to the petition against Mr. Pim.

9723. In the progress of the information you got as against Mr. Pim, was there any information given you in connexion with any mal-practices in that direction, or on his part?—I think there was.

9724. Specially connected with him?—Yes, specially connected with him.

9725. And which took place at the same election?—I think there was information given to us as to treating, and money paid to freemen.

9726. Did any freemen come forward and state that they had been treated, or bribed, or intimidated; did you go for intimidation?—I think there did.

9727. Were the names of those freemen who gave you such information, taken down?—I am sure they were.

9728. By whom were their names taken down; was it by Mr. Williamson?—I am certain they were taken down, and their evidence also.

9729. And briefs prepared?—Yes.

9730. Did you take down the names of these persons yourself, or was it Mr. Williamson?—Mr. Williamson wrote a better hand than I do.

9731. Do you remember whether Mr. Williamson took down the names of these persons and their evidence?—He was the usual scribe.

9732. You did the examination?—I did a good deal of it.

9733. Very naturally?—Of course if Mr. Williamson wasn't there I'd do it. I'd take down the names and the evidence; but there was very little done by me. One of the reasons why this house, 69 and 70, Abbey-street, was fixed on, was that Mr. Williamson's private office was in one of the two houses that were thrown down and thrown into one.

9734. The house taken was next to his own?—It was the room occupied by Mr. Smith, of the firm of Smith and Barry. 69 and 70 were thrown down and thrown into one large house; they were in the same building. Mr. Williams was always on the spot, and he was able to receive those that came, and attend to his own business also.

9735. Did Mr. Williamson live there?—He did not, but he was always on the spot, and when these people came all they had to do was to send for him.

9736. Were there instances of intimidation, or were they confined to bribery and treating?—I don't know. I am convinced you will be able to get more accurate information on the subject from Mr. Williamson than I can give you from memory. He will be able to give you the names and the statements of the parties.

9737. Could you tell us in round numbers about how many there were?—I could not.

9738. About how many—thirty or forty?—I can't say that.

9739. Were there twenty?—I can't say.

9740. Can you tell us whether, in connexion with the petition against Sir Arthur Guinness, there were any cases came to your knowledge except those which were brought under the attention of the judge at the trial—do you recollect whether more extensive inquiries were made than from those who came from Mr. Fitzgerald's office?—Some of these persons said that they had been at Mr. Fitzgerald's office; others didn't say whether they were or not, and I don't know whether they had been there or not.

9741. What I want to know is, did any persons come before you and give you information who were not afterwards examined at the trial of the election petition?—I couldn't say that.

9742. I suppose the names and statements of every one that gave you any information were taken down in the briefs that were prepared?—That will be more with Mr. Sutton than myself. Mr. Sutton had charge of all the briefs.

9743. Mr. Sutton says that all he knows is that he had the custody of the papers, but that the active part of the business was left to you and to Mr. Williamson?—Yes, but the result will be found in the papers, and that will be more for Mr. Sutton than for me; if he likes to produce the papers he will be able to give the most information on the subject.

9744. Was there any further information given by these persons that was not put in the papers?—There was not, as far as I know.

9745. Was there any case of alleged bribery or treating that came to your knowledge and that was not put down in the papers?—Certainly not.

9746. You told us a good deal about the organization of Skinner's-alley and of that society—do you know anything of the nature of the Amicable Club?—Nothing in the world.

9747. Do you know anything of the nature of it—is it a literary or a musical society, or what is it for?—I don't know. I dare say if Mr. Bradburne is examined he will be able to tell you.

9748. Is Mr. Bradburne a member of it?—I think he is.

9749. By the way, how long do you know Mr. Bradburne?—Six or seven years, or more, possibly; but not very intimately. I have met him in society.

9750. Have you ever met him except in the way of ordinary social intercourse? say in connexion with election matters?—I have not.

9751. Have you ever met him in connexion with politics?—No.

9752. He was, I believe, a member of the Inns-quay Ward committee?—I am not aware.

9753. You are speaking, I presume, of Mr. Samuel Tudor Bradburne?—I am.

9754. I see the name of a John Bradburne, is he any relation of the other?—I don't know who that Mr. Bradburne is. That was made a matter of inquiry by Judge Keogh, and it turned out that he was no relation or connexion of the other Mr. Bradburne.

9755. How long have you known Mr. Hodson?—I never knew Mr. Hodson until I saw him at the revision in the year '68.

9756. Where had he been—how long has he been in his present position of assistant-secretary?—I don't know.

9757. Was he there when you quitted the city registration in '64?—No; he was not. Mr. Barker was the honorary secretary in '64, and Mr. Atkinson was assistant secretary.

9758. Did Mr. Atkinson give you any friendly or other assistance in the last election?—Not that I am aware of.

9759. How long have you known Mr. Foster altogether?—I have known Mr. Foster since '57.

9760. Where was Mr. Foster in '57, was he in the Registry Office in Henrietta-street?—I believe he was.

9761. Do you know whether he was in any other situation but the Deeds Office—do you know had he been legally trained?—I believe he had. I heard from Mr. Williamson that he had. Mr. Williamson is acquainted with Mr. Foster's early life much better than I am, and he will be able to tell you better than I can about Mr. Foster.

9762. Did Mr. Williamson tell you that he was a fellow-pupil of Mr. Foster's, or how was it that he knew Mr. Foster—did he say that they served under the same master?—He told me that Mr. Foster was originally in the office of Mr. Frederick Jackson.

9763. That was the gentleman who was very active about the Dublin elections?—About the county elections.

9764. Was Mr. Williamson, do you know, ever connected in any way with Mr. Jackson?—He was.

9765. Was he in the same office with him?—He was.

9766. Was Mr. William Johnston there—did you ever hear he was?—I did not; I don't know anything about Mr. William Johnston.

9767. Do you know had Mr. Frederick Jackson any partner?—I don't know whether he had or not.

9768. Did you ever hear that he had a partner?—I don't know that I did.

9769. Did you ever hear that he was in partnership with a Mr. Bond?—Yes; now that you bring it to my recollection, I heard the names of Jackson and Bond.

9770. Was Mr. Bond's name Thomas Wellesley Bond?—I don't know; I have no reason to know whether it was or not.

9771. Was there ever any other person of the name in the profession during your time?—I couldn't say that.

9772. Do you remember any other person of the name but this partner of Mr. Frederick Jackson?—I assume that Mr. Williamson will be examined, and he will be able to tell you every single word about these matters with the greatest accuracy. I am only surmising.

9773. Mr. *Williamson.*—The late Mr. Frederick Jackson served his time to Mr. Bond; they went into partnernership afterwards, and they subsequently separated.

9774. I suppose Mr. White, you knew Mr. Bond for some years?—I knew nothing of him, except that I was employed by him as solicitor for a Mr. Collis, to do session business in the county of Kildare for him.

9775. Had he any connexion with politics, except when he was acting for Mr. Jackson for the county election?—I think he had, for I know that Mr. Bond acted as inspector in a booth, as many other gentlemen have done; but further than that I knew nothing of his connexion with the county election, or with the city election.

9776. Was it at the city or the county election he acted as inspector in a booth?—I think it was at the county election.

9777. How long is it since Mr. Frederick Jackson ceased to have any connexion with politics?—There again I am at sea.

9778. Is it ten years ago since he ceased to have any connexion with politics?

9779. Mr. *Williamson.*—He is dead for more than ten years.

9780. *Witness.*—I think he is dead for over fourteen years. I can't say positively. I don't know how long he is dead.

9781. Do you know Mr. William Johnson well?—Simply as a professional man.

9782. Do you know does he live in Dublin?—I think he lives somewhere near Clonsilla or Blanchardstown. I know he lives somewhere in that direction.

9783. There was a Mr. Johnson mentioned by some one as living at Rathgar, I think, and who is also a Mr. William Johnson, and a solicitor. Is that the same person?—I think not.

9784. Do you know any person of that name living there?—I do not.

9785. You didn't know Mr. William Johnson in private; you say you only knew him as a professional man. I ask the question for the sole purpose of identification, to see if it is the same person as the Mr. William Johnson living in Rathgar?—I think I did not.

9786. Mr. *Williamson.*—They are not the same parties.

9787. Mr. LAW.—I presume they are not?—I have so often met Mr. William Johnson when coming in from the Sessions in the county of Kildare that I thought he couldn't live at Rathgar. I have always seen him get in or out of the carriage at one or other of these stations.

9788. They can't be the same person?—I am trying to think who the Mr. William Johnson is that lives in Rathgar.

9789. Mr. TANDY.—Where in Kilkenny was it that you met Mr. Foster?—I met him at the house of a Mr. Browne.

9790. In what street in Kilkenny is that house?—It is not in Kilkenny at all; it is a school-house outside of Kilkenny.

9791. Mr. Foster was staying in that house at the time you met him?—He was.

9792. Do you know, or have you any reason for knowing, how long Mr. Foster remained in that house?—He remained there not more than one or two days. I think he remained there a couple of days.

9793. Are you aware whether he went direct to Kilkenny from Dublin?—I rather think he did.

9794. Were he and Mr. Browne connected in any way? Were they relatives?—I couldn't tell.

9795. Mr. Browne was the head of the college in Kilkenny, I suppose?—He was.

9796. Were you, previous to the election, at all at 24, Dame-street?—I was not.

9797. You never went over to 24, Dame-street, at all previous to the election?—No.

9798. Do you know Mr. Parkinson's room at 24, Dame-street?—Yes.

9799. Did you never go over there previous to the city election, or during the city election?—I did not.

9800. About what aged man is Fanning, the porter of the Registration Society, that you were speaking of?—I suppose he is a man between seventy and eighty years of age.

9801. Did you ever know of a person of the name of Abraham Malley?—Who?

9802. Abraham Malley?—Not particularly, to be able to identify him by the name of Abraham. I have known people of the name of Malley.

9803. What people of the name Malley did you know?—I knew a young man of that name, the son of Mr. Malley, the solicitor.

9804. Is that Lyons Malley?—I don't know his Christian name.

9805. Do you know any other people of the name of Malley?—I knew George Orme Malley.

9806. The barrister?—Yes, the barrister; and the father of Malley I knew.

9807. Did you know any other people of the name of Malley?—I have seen two other persons of that name, but to identify them I couldn't; they were the sons of Mr. Malley.

9808. Besides the family named Malley that you knew, and Mr. George Orme Malley, did you know any other people of the name of Malley?—There was another Malley, of the Irish bar, that I knew.

9809. He is long gone — in the year 1868 do you recollect whether you knew any others of the name of Malley, except those you have mentioned?—I did not.

9810. Did you know no other people that went by the name of Malley? I didn't know any other persons of that name.

9811. (*Receipt handed to witness.*) Look at that, and tell me if you know anything of the person whose signature is to it, as having received two guineas as one of the special tally agents?—I know nothing of it. It is possible that he is the brother of Lyons Malley from this document, and that he was appointed with the rest of the young men as one of the tally agents.

9812. You say that there was a list of these young men made out?—Yes.

9813. Do you recollect was there any one named Abraham Malley on it?—I stated yesterday that there were two Malleys on it, one of whom had been for some time in the office assisting. The two Malleys who were on the list, were recommended by Mr. Julian, at the instance of Mr. Dillon Macnamara. Mr. Dillon Macnamara pressed on Mr. Julian and myself to employ them, that they were fit for the work and were proper persons to employ. They were so employed at Green-street here, on the day of the election, and were included in the list of young men employed as special tally agents.

9814. In addition to these two Malleys, was there any other person of the name of Malley on the list of young men employed as special tally agents?—I don't think there was any other person of that name on it except these two.

9815. We have receipts for money paid to Lyons Malley as special tally agent—I take for granted—I think you

stated that the list was made out under your inspection and that the names of other young men were afterwards added?—Yes, the way the list was made out was this, I should say that there was a little more than the attendance on the day of the election allowed for. The list came out with a key to show where the voters were—from A to E and so on—I mean the Sheriff's list; the printed list came out the day before, and it was arranged. The day but one before the day of the election, or perhaps three or four days before it, we saw that we should get a number of young boys to prevent confusion on the day of the election. I got a list from my son of the names of the various boys that he knew. Thirty-five persons were put on the list in that way, and others were added—persons who were specially recommended to us—they were added to the list either by me or by Mr. Williamson; and they all got notice to attend on the following Monday morning. They did attend on Monday morning in the room; their names were called out and taken down in a book, and they were called on to attend us on the following day, Tuesday, to come up to Green-street to be instructed as to what they were to do, and to become acquainted with the entire of the building. They were called on to attend here on the day of the election. That is what was meant by special tally agents.

9816. Do you recollect whether the list so made out for the purpose of paying them afterwards, and which you say was entered in a book, contained the Christian as well as the surnames of these young men?—I am not sure that it did; it may in some instances. It is, you know, very much the habit of young college fellows to call each other by their surname only.

9817. Do you recollect, did you try to get their Christian names?—It didn't occur to me to be necessary, as they were all persons from a class in life, that wouldn't, I think, lend themselves to any deception.

9818. Do you recollect if the Christian names of the two Malleys, Lyons and Charles, were entered in the book?—I don't; and until you showed me that receipt the least idea of Abraham Malley——

9819. But do you recollect the names Lyons and Charles Malley—no one seems to know who Abraham Malley was—do you know their names?—I do not.

9820. Do you recollect whether their names were entered in the book, as a matter of fact?—As a matter of fact, I don't recollect.

9821. You have no idea, I suppose, whose handwriting that "Abraham Malley," signed to the receipt, is?—Not the least in the world.

9822. Did you ever see Mr. Foster at the office, 47 and 48, Dame-street, previous to the election?—Never, except in the way Mr. Julian described to you.

9823. You have seen him there?—I have.

9824. What was he doing when you saw him there?—He was apparently lounging about the office.

9825. Did you ever see anybody come to the office for him?—I did not.

9826. Did you ever see anybody in his company, either when coming to or going away from the office?—No.

9827. Do you recolle ct Mr. Julian stating that there was a person came with Mr. Foster to the office?—I never heard of it before yesterday, when Mr. Julian stated it.

9828. While Mr. Foster was, as you described it, lounging about the office, what office is it you refer to?—He was in the office in which Mr. Julian used to be, talking, and receiving people.

9829. Did you ever see him in any other room in 47 and 48, Dame-street?—I did not.

9830. Did you see him frequently lounging about the office?—I did not; I didn't see him there, except on one occasion, and I only casually observed him there then. I shouldn't have recollected that occasion either, only that my attention was called to it by Mr. Julian's evidence yesterday.

9831. When was that one occasion on which you saw Mr. Foster about the office?—I couldn't tell. I have no recollection of the time.

9832. Do you recollect was it before or after the election?—I should say it was before it.

9833. Do you recollect was it shortly before the election, that you saw Mr. Foster there?—I cannot charge my memory whether it was a long or a short time before the election; but if I have any belief on it—I should say it was in the early part of it.

9834. You do not know, I suppose, what his business there was on that occasion?—I do not.

9835. You merely saw him lounging about the office?—Yes. Unless I was called on specially, I seldom went to the office except to get papers or something of that sort.

9836. You saw him there on one occasion?—I did, one evening; he was apparently not doing anything particular. There were a good many other people there at the same time.

9837. What were they doing there?—They were walking about in the same way.

9838. Was Mr. Foster engaged in the election, do you recollect?—He was not, as far as I could see.

9839. When did you first hear of the house 76, Capel-street?—I told you, or rather I told Mr. Law, that, as far as I believe, it was after I came back from the Curragh Commission.

9840. That was the first time you heard of 76, Capel-street, in connexion with the election?—That was the first time I knew of it at all.

9841. Where were you employed on the day of the election?—I was employed all round this building, and what has been called the Temperance Hall. It is a two-storied house. I thought you could see from this, but you can't. I was in it this morning—it is a two storied house.

9842. Were you at Capel-street on the day of the election?—I took very good care I wasn't; I didn't want to get my head cracked.

9843. Did you ever hear that there was a county election committee room, or office in Capel-street?—Never; I don't believe there was.

9844. You never heard any house pointed out in Capel-street as such?—Not to my knowledge; it had nothing to do with the county election, as far as my recollection goes.

9845. You know Watkins, I suppose?—I do.

9846. Was it you employed him for the county election?—Not for the peculiar species of employment he was talking of.

9847. But did you employ him for the county election?—I had known him as being a most active man in county elections. You asked me if I employed him for the county election, Mr. Watkins is a standing dish at every county election.

9848. You were engaged yourself for the county election?—I was; either on Thursday, or on the evening before the county election, Mr. Williamson and I were engaged.

9849. Did you engage Watkins at all for the county election?—I think I did, but I couldn't be positive. I don't know whether he was engaged previously or not; if he was not, I did engage him immediately.

9850. Would youk indly try and recollect, if you can, if he was previously engaged for the Saturday's work—I am not now speaking of the Wednesday's work at the city election—at the county election, or was it you gave him employment?—In the absence of any memoranda, I did make some memoranda for the county election, what became of the book I had then I couldn't tell—in the absence of that I couldn't tell you whether he was employed by me or not. I believe that he was engaged previously for the county election on Saturday.

9851. Do you recollect whether you saw him between the Thursday when you were employed yourself, and the Saturday which was the day of the county election?—I cannot recollect.

9852. Try and recollect; did you see him before Saturday in respect to the county election?—I rather think—it is utterly impossible to answer the question. I cannot recollect. You must know that the county

election came on in a very great hurry, and that it took the parties by surprise a good deal. We were brought into the committee-rooms the evening before, and I was there until seven o'clock. I was up at eight in the morning. I had to go to Rathmines to organize parties to bring in voters. I had charge of the Clontarf and Rathmines district. I was so pressed, there was such a number of people who had been employed at the city election, looking for employment, that my mind was a perfect blank on the subject.

9853. Did you see Watkins after the county election?—I don't know that I did.

9854. Was it you who paid him for the Saturday's work—It was not, I had nothing to do with the payments for the county election, it was managed by Mr. Harry Hamilton, the expense agent for the county election.

9855. Did you see Mr. Foster do you recollect, between the Thursday and the Saturday, the day of the county election?—I don't recollect that I did.

9856. Do you think you saw him during that interval?—I don't think I did see him.

9857. Had Mr. Foster any recognised position or employment in reference to the county election?—Not that I am aware of.

9858. He did not occupy any such position in reference to the county election as that he would be warranted in employing persons for that election?—I could not say.

9859. What do you think—do you think he did?—I don't think he did. I couldn't say he did.

9860. Do you know did Sir Arthur Guinness subscribe to the County Registration Society?—I couldn't answer you that question.

9861. What do you think—do you think he did?—I think it is very likely he did.

9862. Do you recollect when you saw Mr. Foster on the day of the city election?—I didn't see him at all that day.

9863. Has Mr. Foster, as far as you know, any private property?—I don't know anything about his private property.

9864. Did you ever hearthat he had any private property?—I never did. I couldn't know what he has.

9865. I take it for granted that you have no idea from what resources he is living now?—I have not; he may be living any way he likes as far as I know. I don't know how he is living.

9866. Have you any reason to believe that he is getting any resources from persons in this country?—No.

9867. Did you ever hear that he was?—I did not.

9868. You neverh eard anything on that subject at all?—I did not.

9869. Have you any reason to form a belief as to how he is supplied with the means of living at present?—I can't answer that question.

9870. You object to answer it?—I do.

9871. I will just put the question in this form. Can you form any belief as to the means by which he is supported—as to the source from which the money comes?—I can't form any ground of belief as to the source from which the means by which he is living can come, except from such matters as I may have heard during the time that I was acting for him in my professional capacity as his solicitor.

9872. Do you believe that there is anything now to prevent Mr. Foster from returning to this country, except the fear of a prosecution?—I must give you the same answer. Any grounds for belief I have in reference to that question are derived from the same source.

9873. Do you know yourself of any cause to prevent Mr. Foster from returning to this country, except the fear of a prosecution?—Have I personal knowledge of it?

9874. Yes?—None.

9875. You have no personal knowledge of it?—No.

9876. Have you got any knowledge in reference to it, except that which you may have derived from Mr. Foster himself?—I have no knowledge in reference to, or in connexion with it, except what was communicated to me as the solicitor of Mr. Foster.

9877. By himself?—I have answered the question.

9878. No, you have not. Are your means of knowledge derived from what was communicated to you by Mr. Foster himself?—Yes; any knowledge I have at all is derived from himself.

9879. Then you have no knowledge of the matter that is derived from any other source except Mr. Foster himself?—I have not, except what I derived from himself.

9880. Why did you object to answer the question——can you give me any reason why you hesitated about answering it?—No, but I have been put what I consider very stringent and extraordinary questions, and subjected to a very stringent examination.

9881. That's our duty, you know?—It is your duty, no doubt; but at the same time you must admit that it is a course of examination that is unparalleled except under these commissions.

9882. There are circumstances, you know, which, in order to elucidate the truth, it is necessary to inquire into. Have you ever heard any other person, except Mr. Foster himself, stating that there was any cause for his staying away, and not returning to this country, but the fear of a prosecution?—Except those professionally associated with me—Mr. Williamson and Messrs. Macdonogh and Butt, whom we consulted.

9883. No other person except these?—No.

9884. Have you heard any other person state or express his opinion as to the source from which Mr. Foster derives his present means of subsistence?—No, I have not.

9885. Anything you know on that subject you also derived from Mr. Foster himself?—Yes.

9886. Are you sure of that?—I am.

Mr. *Thomas Picton Reade*, solicitor, sworn and examined.

Mr. Thomas Picton Reade.

9887. Mr. LAW.—You were subpœnaed to produce papers connected with the last city election?—I was.

9888. Have you any such papers?—No.

9889. You have no such papers?—I have not.

9890. Are you associated in business with Mr. Goodman?—Yes, as a solicitor.

9891. And as such solicitor you never had any papers connected with the last election at all?—No, beyond being agent to the North City Ward.

9892. You say you have no papers whatever?—None whatever.

9893. Has your partner any papers?—I believe not.

9894. At all events you have not?—No.

(*The witness withdrew.*)

Mr. *Thomas Fell White*, examination resumed.

Mr. Thomas Fell White.

9895. Mr. TANDY.—Are you certain, Mr. White—I was thinking over the matter since we adjourned—that Mr. Browne is the person at the college in Kilkenny with whom Mr. Foster was staying?—Perfectly.

9896. I thought Dr. Browne had left the college before that?—You are right there. When I was going to school it was Dr. Browne was the principal of it, and the place is called Brownstown from him; and I was astonished at first to find Mr. Browne at the college in Kilkenny.

9897. It is, I suppose, some other person of the

EIGHTH DAY. December 7. Mr. Thomas Fell White.

same name?—I think it is some other person of the same name.

9898. Do you know the Christian name of that Mr. Browne?—I can't recollect it. I was trying to recollect it since the adjournment, but it is a matter of perfect notoriety; he is a well-known man in Kilkenny.

9899. He is the head of the school there?—He is.

9900. You told me, I think, but I forget when you said you saw Watkins after the city election?—I asked him with that view since the court adjourned. He reminded me that he was told off by Mr. Parkinson for the county election, but that he received instructions from me either on Thursday evening or Friday morning. My own recollection is a blank on the subject.

9901. Did you see Watkins, do you recollect, after the county election—between the county election and the early part of the month of January?—I don't recollect. I may have met him. After church I generally take a walk round by Finglas on Sundays, and I may have seen him.

9902. Did you know that he had any connexion with the city election?—I never knew that he had any connexion with the city election, except in the way he described himself—that he was employed to canvass the freemen of the north city suburbs.

9903. You had no communication with him, I suppose, in reference to the city election?—I had not.

9904. Had you any communication with him in reference to the proceedings at 76, Capel-street?—I was not aware that he had any connexion with the matters at 76, Capel-street, until at a very late period indeed.

9905. Had you any knowledge of his having any connexion with 76, Capel-street, before the hearing of the election petition?—As far as my recollection serves me, it was the day I first heard that he was subpœnaed that I knew of it.

9906. That you knew of any connexion between him and 76, Capel-street?—Yes.

9907. Had you any communication with Noblett at all?—I know nothing of him. The only thing I knew of Watkins was from the fact of my connexion with the county of Dublin election. He was always employed by me at the county election; and he was selected by me to canvass the northern districts, as I knew he was well acquainted with the locality and the voters.

9908. You had no communication with 76, Capel-street, yourself?—I had not.

9909. Or with Mr. Foster in taking people there on the day of the city election?—No.

9910. When did you hear that Watkins had any connexion with 76, Capel-street—I think you said it was when you heard he was subpœnaed?—Yes.

9911. From whom, do you recollect, did you first hear it?—I first heard of his name being subpœnaed from Mr. Williamson.

9912. Do you recollect was it long before the trial of the petition that you heard it?—I think it was during the hearing of the petition I heard it.

9913. Your answer would be the same in reference to Kemp as it was in reference to Noblett I suppose?—I know nothing of him except what I heard during the trial of the petition.

9914. Did you ever hear of a fourth man, a strange man, as he is described, that is stated to have been at 76, Capel-street, on the day of the election?—I knew nothing of it.

9915. Until you heard the evidence here?—I think it was a matter of consideration between us during the latter days of the trial of the petition; and I think that some one said something about a fourth man before the judge.

9916. Who was that conversation with?—I couldn't say. I should say it was with Mr. Williamson.

9917. The conversation was about the fourth man being mentioned before the judge?—I think there was something said about that. I am not positive; but I think that some one of the witnesses swore about a fourth man being at 76, Capel-street, who was unknown to any of us.

9918. You never heard anything afterwards about him, or who he was?—I did not.

9919. Did you hear his name mentioned?—I think some one said that his name was Austin or Hawkins.

9920. That was the boy?—Well, I never heard his name.

9921. Did you ever hear, or do you recollect any conversation taking place between you and Mr. Williamson in reference to the fourth man that was in the room of 76, Capel-street?—It amounted to this, as well as I recollect—I have but an indistinct recollection of it. There was some witness, it appears, who swore at the trial of the petition before the judge, that there was a fourth man in the room of 76, Capel-street, on the day of the election—that can be ascertained by reference to the printed report. I am not positive about it, but I think there was some witness who swore that, and we were considering between us who that fourth man was.

9922. Whether it was in reference to any evidence given at the trial of the petition or not, do you recollect any conversation taking place between you and Mr. Williamson, or anybody else, in reference to the fourth man?—I have given you my impression—I can scarcely call it to my recollection—but I have an impression that there was something said about a fourth man; whether it was the fourth man sworn to before the judge, or whether it was not, I really can't say.

9923. Did you ever hear a name given to the fourth man?—I did not.

9924. Do you know who he was?—I do not.

9925. Mr. MORRIS.—Did not you say you heard his name was Austin or Hawkins?—I heard that name mentioned, but Mr. Tandy has kindly corrected me, and said that that was the name of the boy.

9926. Mr. TANDY.—Would you tell me, if you please, Mr. White—I suppose you know it—what was the date of your visit to Kilkenny?—I couldn't exactly say. I don't know it exactly.

9927. About when was it, do you recollect?—It was some two or three days after Judge Keogh delivered his judgment on the election petition.

9928. I believe he didn't deliver it exactly at the close of the inquiry?—He did not.

9929. He reserved it for some days, I believe?—I am not certain if he did.

9930. We find it was delivered on the 5th February?—I rather think it was on a Saturday he delivered it.

9931. That would be the 6th?—I am not quite sure; I think it was on a Saturday he delivered it.

9932. How soon after that was it that you paid a visit to Kilkenny?—It was on the following Monday or Tuesday, I think.

9933. I suppose you returned to Dublin on the same day that you went to Kilkenny?—I did not.

9934. You remained there for some time?—I went down by the quarter to eight train, and I was in Dublin in the morning.

9935. The quarter to eight train in the morning or the afternoon?—In the afternoon.

9936. And you returned to Dublin the next morning?—Yes.

9937. Did you sleep at Mr. Browne's on that night?—I slept that part of the following morning.

9938. Then I suppose you were up part of the night?—I was travelling part of the night, and I had a pretty long conversation with Mr. Foster before we went to bed.

9939. Without trenching too much on private matters, what time, may I ask you, did you go to bed?—I can tell you, I didn't sleep more than a couple of hours, and I was then driven to the station by Mr. Browne to catch the six o'clock train.

9940. How long, do you recollect, were you talking

to Mr. Foster before you went to bed?—I was talking to him for two or three hours.

9941. Did Mr. Browne appear to expect you that night?—He did not. He expected some one down, for a telegram was sent to him; but I believe he expected a lady instead of me.

9942. How soon before you went did you receive your instructions to go down?—Miss Foster came and consulted myself and Mr. Williamson about three o'clock on that Monday or Tuesday, whichever day it was. She apprised us that Mr. Foster was at Kilkenny. Mr. Williamson had been in delicate health before the election for some time, and as he couldn't go down to Kilkenny, I volunteered to go down. Mr. Williamson would have accompanied me if his health had permitted him.

9943. You arranged with Miss Foster that you would go down to Kilkenny the following day?—That night.

9944. Then it was on the night of the day you went down to Kilkenny that you had this interview with Miss Foster?—Yes.

9945. Don't you recollect whether it was on a Monday or a Tuesday that you had the interview?—I rather think it was a Monday evening. In fact, in all the dates I have given, I tried to approximate as nearly as it is possible for me to do so. I have no means of knowing the dates accurately.

9946. When you went to Mr. Browne's house, did you meet anyone there, but Mr. Browne and Mr. Foster?—I went to the station, and as I told you some person was expected down—I believe it was a lady was expected, Mrs. Foster's sister. Miss Foster sent a telegram saying that a party would go down, or there was some mistake about it. At all events they met me at the station and drove me to Mr. Browne's house.

9947. When you got to Mr. Browne's house, did you see anyone there but Mr. Browne and Mr. Foster?—Mr. Browne drove his carriage, or phaeton, or one of these new machines—a croydon, I believe—I am not sure that Mrs. Browne, I think she did, accompanied us, expecting to meet a lady.

9948. Anyone else?—No one else.

9949. When you went to Mr. Browne's house, did you see anyone there but Mr. Browne and Mr. Foster?—I did not, except some members of Mr. Browne's family.

9950. After a short time I suppose the others retired, or did you and Mr. Foster go into another room by yourselves?—No. We had a tea supper, and after a short time the family retired, and so did Mr. Browne. Mr. Foster and I were shown into the drawing-room where we remained talking until we separated and went to bed. Mr. Foster called me in the morning, and I went to the station, accompanied by him and Mr. Browne.

9951. Did Mr. Foster accompany you to the railway?—He did; Mr. Browne drove the croydon.

9952. Did no one come into the room where you and Mr. Foster were talking, that night?—No.

9953. You received instructions from Miss Foster on the Monday?—I did, on behalf of her brother.

9954. Did you take down the instructions in writing?—I did not.

9955. Did you take down any papers with you to Kilkenny?—Not one.

9956. Were any papers prepared or sent down to Kilkenny?—No.

9957. Were there no papers sent up by Mr. Foster?—No.

9958. Were any documents at all produced while you were with Mr. Foster in Kilkenny?—No.

9959. Either by you or by him?—No.

9960. Did you at any time afterwards forward any documents to him?—No.

9961. No documents at all?—No, except sending him newspapers, and that not until after his sisters left town—it was at their request I sent him the newspapers.

9962. You never forwarded to him, directly or indirectly any documents except newspapers?—Quite so.

9963. How long do you know—have you any means of knowing—before you met him at Kilkenny, had he been there?—Well, I can't say exactly.

9964. About how long?—I have reason to believe, in fact he gave me to understand that he was in Dublin at some time during the inquiry.

9965. Did you understand from him that before the inquiry he left Dublin for Kilkenny, that he stopped there for some time, that he then returned to Dublin, and went back again to Kilkenny?—I answered these questions yesterday in a way contrary to that. I said I believed from what Mr. Foster told me that he left Dublin for Paris, that he came back to Dublin, and then went to Kilkenny. It is scarcely fair to myself not to state correctly what I said—it is wholly immaterial in this matter, but in other matters it may be material, and it is not fair to me. I assure you I don't mean that sharply at all. I do not indeed.

9966. I beg your pardon. How long did you understand from Mr. Foster that he had been in Kilkenny before you met him there?—I can't give you a more definite answer—that it was during the inquiry he came over to Dublin, and went to Kilkenny. I think he said he walked out of his own house early in the morning and got into the train at Clondalkin station.

9967. Did you ask him what day it was he went to Kilkenny?—I did not. I didn't consider that there was any materiality in it.

9968. Do you know when he left Kilkenny?—I have reason to know it was very shortly after.

9969. After your interview with him?—Yes.

9970. How soon after was it he left Kilkenny?—Within a few days after, I should say.

9971. He told you that he came over from Paris to Dublin, that he left his own house very early one morning?—Just so.

9972. And that he went to Kilkenny by the railway?—That is my recollection.

9973. Did you understand from him whether he remained in Dublin, before he went to Kilkenny, during the hearing of the petition, or was it only the one night he remained?—I couldn't tell whether he remained one or two nights.

9974. Did he give you to understand that during these nights he remained in his own house?—I think so.

9975. You know you lived next door to him?—Yes.

9976. Have you any reason to know that he was in Dublin, except what you heard from himself in Kilkenny?—I have not.

9977. Did you see him in Dublin, either when going in or coming out of his own house?—I didn't.

9978. You never heard that he was in his own house on that occasion, except from himself?—He gave me to understand that he came over to Dublin by the Holyhead packet on a Sunday morning, and that he left on Monday morning; I never knew of it, except from himself.

9979. May I ask you could you tell me if letters came now directed to his house, to whom would they be delivered?—I don't know.

9980. Would they be delivered to you, do you think?—They may be delivered at my house for all I know; I don't say they are.

9981. Are letters directed to him delivered at your house, as a matter of fact?—Not to my knowledge; nor can I say I ever heard of their being delivered at my house. It is possible that Miss Foster may have made some arrangements with the postman to deliver any letters addressed to her brother at my house; but I don't say it is a fact that she did.

9982. Do you know, as a matter of fact, whether letters directed to Mr. Foster have been delivered at your house since he left?—I do not.

9983. Did you ever see any letters directed to him lying in your house?—Not to my knowledge or recollection.

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Mr. Thomas Fell White.

9984. Did you see letters directed to him left at your house within the past ten days?—I did not.

9985. Did you ever hear that letters so addressed were left at your house?—I never heard of it.

9986. After you saw Mr. Foster in Kilkenny on that occasion, did you ever see him again?—I did not.

9987. Did he at that time give you his future address?—He did not.

9988. You never paid more than the one visit to him in Kilkenny?—On that occasion. I have been often in the town.

9989. I mean in reference to Mr. Foster?—Never.

Sir *Arthur Edward Guinness*, bart., sworn and examined.

Sir Arthur E. Guinness, bart.

9990. Mr. LAW.—Who were your solicitors, Sir Arthur, in the matter of the Dublin election petition?—Mr. Sutton, Mr. Williamson, and Mr. White, were, I believe, all engaged. Mr. White and Mr. Williamson didn't come directly under my own knowledge in the first instance. I think they were assisting Mr. Sutton.

9991. Mr. Sutton, I suppose, was retained by you as the principal, and the others as assistant agents?—Certainly; just so.

9992. Did Mr. White and Mr. Williamson as your solicitors, as well as Mr. Sutton, deliver bills of costs to you?—I never got a bill of costs from them.

9993. I suppose you arranged that matter with Mr. Sutton?—I should say so.

9994. No bill of costs, at all events, was furnished to you by Mr. Williamson or Mr. White?—No.

9995. You knew that they were engaged in conducting your case?—They were; I believe so.

9996. The reason we ask the question is, that Mr. White on yesterday—on the ground that he was acting as your solicitor in the matter of the petition—wished to raise for our decision this point—whether communications received in that character were privileged or not. We have indeed a strong opinion on the matter, but we do not think it desirable to discuss needless questions; and therefore we wish to ask you whether it is by your direction, or with your concurrence, that this claim of privilege—of withholding answers to our questions on the ground of privilege—is raised. If it is, we shall then deal with it as we think proper?—If it is at my request do you mean?

9997. Understand the way in which the matter arises:—Mr. White was asked some questions yesterday and also to-day—yesterday as far as you are concerned—to which he objected to give answers, on the ground that the questions related to privileged communications received by him while acting as your solicitor. That privilege, remember, exists not for the benefit of the solicitor, but for the benefit of the client; the solicitor to whom facts are thus communicated by his client not being generally speaking bound to divulge those communications. It is a question for us whether that doctrine or rule applies to proceedings of this nature. Mr. White wished to submit the point for our decision, which we are prepared to rule at the proper time; but we thought it courteous to you and right to ask you, in the first instance—and you need not answer now if you are not prepared to do so, you can take such time to consider the question as will suit your own convenience—whether it is by your direction, or with your concurrence, that this objection is made?—So far as the question is whether it was by my direction or instruction it is done, I can say it is not so; but as to whether it is done with my concurrence I have not considered my answer to that part of the question, nor have I considered the question before.

9998. You can take your own time to consider it?—Yes, but I think it is a hard thing, in the first instance, that in preparing our defence we should be obliged to divulge what came under our notice after the election.

9999. When will you be prepared to give us the answer we ask for?—At any time you give me to. To-morrow. Would that suit?

10000. Yes. You will be good enough, then, to be prepared with an answer to our question. You must bear in mind that proceedings of this nature are somewhat different from those of ordinary tribunals?—Then as to the question as to whether we are to hand in all the papers that came into our possession?

10001. That is another question—Mr. White has no papers, and it does not arise in this instance. Mr. Sutton, we understand, has three or four boxes of papers which he has been served with our summons to produce. I believe he was not in town yesterday, and he may not have got our summons in time. It is not precisely the same question as to Mr. Sutton's withholding these papers and Mr. White refusing to answer as to matters of fact on the ground of such communications being received while acting as your solicitor. The privilege however, you will please to remember, supposing it to exist here, is not for the benefit of Mr. White, or Mr. Williamson, or Mr. Sutton, but for yourself as the client individually. It is not a question into which any public consideration should enter, but one to be determined, having regard to the client's own interest exclusively. I understand you are not prepared to answer the question just now?—No. It has not been brought before me in any way until now.

10002. They did not consult you on the subject, I presume?—No, they did not. A short time before I came into court to-day I saw Mr. Sutton on the subject, but I had such a short time he couldn't consider the matter. I may say that personally I am not afraid of the production of the papers, or anything else. Whether I would object in point of law is a different matter.

10003. It is a matter solely of personal application; it is a matter in considering which you should be actuated, not by considerations of any other nature, than as regards your own individual interests, or convenience?—Or such interests as would arise from friendship or anything else of that nature, in the withdrawing of the papers?

10004. Mr. TANDY.—We must leave that to yourself for consideration?—I am not, personally, in any way afraid of the production of any papers.

10005. If the privilege does exist, it is one peculiarly and exclusively personal to yourself, for the benefit of yourself, and not for the benefit of Mr. Sutton, or Mr. White, or anyone else. What we wish you to consider is, having regard to the nature of the privilege, and to the fact of Mr. White having raised the question, whether you are willing or not to waive it. If you are not, of course we shall then have to consider what course we will adopt.

10006. Mr. MORRIS.—You understand, Sir Arthur, that the privilege (if any) is personal and peculiar to yourself, and the question for you will be, whether, from the considerations that cross your own mind, you wish to waive it?—Yes. Considerations that cross my own mind.

(*It was then arranged that Sir Arthur Guinness should retire for the present, and come at eleven o'clock to-morrow, prepared with an answer to the question put by the Commissioners.*)

Mr. LAW.—You will understand that our investigation is not for any purposes of prosecution. We are merely inquiring into a matter of fact, as to the existence of corrupt practices, amongst the freemen, whether any such prevailed.

Sir *Arthur E. Guinness.*—I am personally anxious to render every assistance in my power.

Mr. *Thomas Fell White* further examined.

10007. Mr. Tandy.—You say you were in frequent correspondence with Mr. Foster since the time of his departure?—Yes. I was.

10008. Sometimes fortnightly, and sometimes weekly?—Yes.

10009. Did you keep any of the letters you received from him?—No.

10010. Are you certain of that?—Certain.

10011. Did you destroy them all?—Destroyed them all.

10012. When did you destroy them?—Mr. Williamson and myself came to the conclusion that we would destroy them in the month of October last.

10013. Were you then expecting that this inquiry would soon commence?—We were in a state of doubt whether the Commission would sit at all or not. The general rumour was, that it would not be proceeded with.

10014. Did you believe it would not be proceeded with?—I had very strong grounds for thinking it would not, but at the same time the reason for destroying them I will candidly tell you. I saw some observations in the newspapers of Mr. Commissioner Waters, at Cashel, as to the necessity of producing clients' papers and everything of the kind, and we had not any communication from the preceding communications we had received. I draw the distinction between them and the letters which were almost all of a gossipping character, with stories about the French and the state of things in France, and the mode of carrying on elections there, and things of that kind, interspersed with other matters. However, we came to the conclusion that it was better for us to burn the letters.

10015. To put an end to the gossipping?—Not to put an end to the gossipping, but to put it out of our power to produce them before you. I tell honestly what I did.

10016. Were they all gossipping letters?—The letters were mostly of that nature. There may have been some matters in them, here and there, that bordered upon questions that were passing.

10017. So I think?—Well, you are wrong in that surmise, for the letters were not induced by any necessity. The letters that Mr. Williamson and I wrote were merely to keep up his spirit, and not to let him think that he was completely alone in a foreign land. That was really and truly the object.

10018. And his letters were to show that he was not alone in a foreign land?—That he was not downcast he wanted to show us. He certainly wanted to repay us in kind for the kindness we did.

10019. Did you destroy any documents except letters?—We did, but not any documents except communications from him.

10020. But those communications were different from letters?—There was one of a different character from the letters, upon which we took the advice of Mr. Macdonogh and Mr. Butt, and we communicated the contents of it to them.

10021. Was that a document prepared by you?—No; it was a statement by Mr. Foster himself, and in his own handwriting.

10022. Was that the only other document that was not a letter destroyed?—I think so.

10023. Are you quite certain?—As well as my memory serves me, there was nothing else.

10024. Are you quite certain?—So far as my memory serves me, there was nothing but letters and that document destroyed

Sir *Arthur Guinness*.—After taking counsel with my solicitor, he advises me to ask your permission to say Thursday for my answer.

Mr Law.—Very well—we had appointed to-morrow morning, for Mr. Sutton to come here with his papers, and it would perhaps, be more convenient to say Thursday for him also.

Sir *Arthur Guinness*. — I shall communicate with him.

Mr. *Thomas Fell White's* examination continued.

10025. Mr. Tandy.—Do you believe there was no other document except that that was not in the nature of a letter?—Yes.

10026. When did you destroy them?—you say you came to the determination of destroying them in October?—It was in the month of October.

10027. That you destroyed them?—Yes. It was a joint act.

10028. About what time in October was it?—I cannot say.

10029. About what time?—I have given the only clue I can. It was shortly after some observations had been made by Mr. Commissioner Waters at the Cashel Commission. I think it was before the sessions I destroyed them.

10030. Do you recollect about how soon before the sessions?—I do not know.

10031. Where was it that you destroyed them?—In Mr. Williamson's office.

10032. I take for granted that Mr. Williamson had also documents that were destroyed in the same way?—They were all together. In fact Mr. Williamson saw all the letters I received from Mr. Foster, and I believe I had seen all the letters—at least almost all the letters, if not the whole that were destroyed.

10033. Were all the letters and documents that you received from time to time from Mr. Foster, kept by you in Mr. Williamson's office?—They were kept by Mr. Williamson in his office.

10034. You delivered them to Mr. Williamson?—He put them up after he read them. We acted completely jointly, and as one person in the transaction.

10035. You delivered them to Mr. Williamson, and he kept them, and then you both destroyed them?—Yes.

10036. Did you ever keep copies of any letters or communications that you sent to Mr. Foster?—No, never.

10037. I suppose those were partly business transactions?—There were none of them written from my office.

10038. I did not say written from your office, nor is that an answer to my question. Were they business communications?—There may have been some matters of business connected with them.

10039. Were they business communications?—They were not strictly speaking business communications. They partook of both characters. For instance, I told him from time to time the probabilities there were of this commission, and of the probabilities so far as I could judge of them, that the Royal Commission was not likely to sit, and that there was talk of a bill; and I told him that was likely to be the course taken by the Government—the Whig or Radical party; and I spoke of various other matters of that kind, and what I thought of them. They were mostly conversant—except what I said was mere gossip—with things of that nature, and his replies to me were very much comments on what I wrote to him.

10040. Did you forward to him at any time, or through Mr. Williamson, any documents that were not letters?—No.

10041. Nothing but pure letters?—Nothing but pure letters.

10042. I think you said you never made copies of them?—I did.

10043. You never made copies?—I never made copies of them.

10044. Have you got a single entry in your book kept by you as a solicitor, of any charges to Mr. Foster

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in relation to any business done for him since you met him in Kilkenny?—None.

10045. And none was made?—None. He remitted either to Mr. Williamson or myself the fees we paid Mr. Macdonogh and Mr. Butt, and I believe Mr. Williamson has the dockets for that consultation.

10046. But, except the fees for Mr. Macdonogh and Mr. Butt, you never entered any costs against him?—I have not made any entry of costs against him.

10047. And you never charged him with any, of course?—I suppose he will pay me some time or other.

10048. But you have no entry?—I have no entries, because I don't consider the letters I wrote to him, with the exception of the first statement, and the opinion of counsel thereon, and my expenses down to Kilkenny—I don't apprehend, I say, that I could have charged him for the other letters as between attorney and client.

10049. As between attorney and client?—Yes; they were partly induced by the relationship of attorney and client; but there were a great many of them, as I have told you, not of that nature.

10050. You have no entry with respect to those things that were to be charged?—I relied on Mr. Williamson for that; he drew out the dockets.

10051. Did Mr. Williamson make any entry?—I don't know.

10052. Did you ever see any?—No.

10053. Did you ever hear there was an entry?—No.

10054. But is it likely there was?—I did not ask.

10055. Mr. MORRIS.—You knew Mr. Foster, I think, a considerable time before these transactions?—I did.

10056. Had he any solicitor or attorney before?—I have heard that Mr. Williamson was his solicitor in one transaction he had.

10057. You never acted professionally for him until this occasion?—No.

10058. In any way?—No.

10059. Now, the first transaction I think you said you had with him about this matter was about the 11th of January?—Which matter?

10060. About this matter?—There are two distinct matters that I had conversations with him about. You cannot apply the term "this matter" to both indiscriminately.

10061. What I mean is the first conversation you had after receiving the election petition which was filed on the 15th December. I believe the first conversation you had was about Capel-street?—Yes; that was in reference to the defence of Sir Arthur Guinness.

10062. Was that in consequence of what had appeared in the Bill of Particulars?—I think not, because so far as I can recoollet now the Bill of Particulars I understood was not served until three days prior to the hearing of the election petition, and I think I was in error in regard to that.

10063. Just so. Then it must have been some other information?—It was I think from the information of parties who came to the office, or dropped in from time to time.

10064. Were those freemen?—I think they were.

10065. When you first had the conversation with Mr. Foster, about that time, were you satisfied in your own mind that he had been in Capel-street?—No; I did not say that.

10066. What did you say?—I said I was satisfied he had been in Capel-street from the answer he gave me to the questions I asked. That was on the last occasion. I had a conversation with him prior to his going away.

10067. And not until then?—I mean to say his answers to me were not such as to give any intimation that he had been connected with it, and it was not till then, and then only inferentially, I was satisfied, because he declined to answer certain questions I asked him whether he had not been in Capel-street on that day, and in the place. I asked who took the place, but he did not give any information, and I took the silence of his answers to be equivalent to a kind of tacit admission that he had something to do with it.

10068. During the timeof the first conversation on the 11th January had you formed any conclusion in your mind as to whether he had been in Capel-street or not?—I had not come to any conclusion.

10069. Was there a conversation about a Mr. Marcus that day, or about his placards?—Not on that occasion.

10070. Did you hear the name Forrest mentioned?—No.

10071. Or Watkins?—No.

10072. Or the name of Noblett?—No.

10073. Did you communicate the result of that conversation with Foster to any person?—No; I had rested satisfied with that, but afterwards, I think, when Foster had left, I gave Mr. Williamson to understand that there was a difficulty on the subject with regard to Foster.

10074. When you got the Bill of Particulars on the 19th, did you see Foster again?—No, I think not; Foster left Dublin before the 19th—if it was the 19th when it was received.

10075. I mean the 19th of January?—Yes.

10076. You think that he had gone to Paris then?—That is what I have been led to believe.

10077. Led to believe, by whom?—By himself.

10078. Then, when he went to Paris he came back to Dublin?—Yes.

10079. Did you hear from him what brought him back to Dublin?—Well, I don't think I did; he saw some reports in the newpapers, I believe.

10080. You say you were not thoroughly satisfied that he was in Capel-street, until you saw him in Kilkenny?—That is a question to me rather as to what he communicated to me in professional confidence in Kilkenny. I was satisfied when he did not come back to the inquiry here in Dublin, and when I heard the evidence that was sworn here—I say I came to the conclusion, and was thoroughly satisfied that he had something to do with the transactions in Capel-street, totally independent of professional confidence.

10081. Did he give you a retainer in writing?—No.

10082. Did he say he wished to have you as his professional adviser?—Decidedly. I would not listen to any communication from him unless he did at that time.

10083. Mr. LAW.—What did he retain you for?—He retained me, as I stated in the paper I handed in to you yesterday, to take the opinion of counsel upon a statement to be forwarded by him as to his liabilities and as to his general course.

10084. To take the opinion of counsel?—Yes, and generally to act for him, and to defend him if necessary in any prosecution or suit instituted against him.

10085. As the document states, he gave you instructions to act as his solicitor in taking the opinion of counsel as to his position and liabilities?—Yes.

10086. In reference to the matters charged?—Yes, the matters arising out of the election.

10087. Of course you took those opinions?—We did.

10088. You paid the fees, and he reimbursed them?—He did reimburse.

10089. About what date was the opinion taken?—In the month of March. Mr. Williamson can give you the exact date. It is marked on the dockets.

10090. Previous to that had he sent forward a written statement upon which the opinion was to be had?—He had.

10091. Is that the written statement you burned in October last?—It is.

10092. You kept that with the letters and papers until October?—Yes. I read that statement out to counsel, and took their opinion upon it verbally.

10093. There was no written case laid before them?—There was not.

10094. It was a consultation?—A consultation and a joint opinion.

10095. Did they give a written opinion?—They did not.

10096. Was Mr. Williamson present?—Yes.

10097. They communicated to you and him their opinion?—Yes.

10098. And then you reported that to Mr. Foster?—Yes.

10099. Had you ever had any written correspondence with Mr. Foster before this?—No; he had been living in Dublin before. We were intimate as neighbours, but not very particularly intimate.

10100. Were you socially intimate?—Very slightly. For a long time after my family moved to Mountjoy-street there was but a very slight acquaintance betwen us. It was more after the county election of 1865, when I was thrown again very much into these matters, and when Mr. Foster was employed, that we were more intimate.

10101. In 1865 he still held the position in the Registry of Deeds Office?—He did.

10102. And was he employed at the county election of 1865 in the day time, and away from his business—was he able to go away for a day or two at a time?—I don't know of my own knowledge, but I believe Mr. Foster filled the position of one of the head searchers in the office; and I think there is a latitude allowed to them for a day or two at a time, and I believe there is a habit of giving a month's leave, or something of that kind.

10103. You say that the election of 1865 brought you into contact with him again?—Yes.

10104. What year before that had you been thrown into contact with him?—The first time was in 1857, and that was entirely in the county of Dublin election.

10105. Had you not seen him in the interval between 1857 and 1865?—Yes, but I was not living near him at that time, and was not thrown in his way.

10106. Were you living in the same street?—Not in the same street.

10107. Did you not see him frequently?—No; I was away a good portion of the time until my mother-in-law's health got settled.

10108. You have been asked by Mr. Tandy had you reason to believe that there were letters, which came addressed to Mr. Foster, and were destroyed?—I don't believe that letters are coming there to his house addressed to him, but I believe his sisters wrote to their different correspondents to send them to where they were.

10109. Did you never see a letter addressed to Mr. Foster lying in your house?—No; I saw one letter addressed to his sister, a Mrs. Irvine; I don't know where she lives; it was a printed circular.

10110. Thrown into the letter-box?—Yes.

10111. Have you heard from Mr. Williamson whether letters addressed to Mr. Foster are sent to him?—I have. I stated so on yesterday.

10112. They are received by him?—I stated that letters were addressed to Mr. Williamson from, I believe, America, which had been forwarded to Mr. Foster.

10113. To Mr. Williamson's care?—Yes.

10114. Did you ever hear of letters addressed to Mr. Foster at his own house being received by Mr. Williamson?—No, I did not.

10115. You say you never made an entry in regard to him as a client as to costs, with the exception, if we may call it an entry, of the matter of taking an opinion of counsel?—Yes.

10116. I suppose there was an entry of that?—I did not say I made an entry. I said it was drawn by Mr. Williamson in our joint names as his attorney, and I believe the money was remitted to me or to Mr. Williamson.

10117. As a matter of fact from the time you took that opinion—from March, 1869, have you done any professional business for Mr. Foster?—No.

10118. None whatever?—None whatever, except I may have told him from time to time about these letters.

10119. I understand they were as letters to a friend, although they touched upon other matters?—Yes, they did.

10120. Were they letters written as by a solicitor?—They were letters I was writing not with a view to charge him with them.

10121. Were they in relation to business, or to a friend?—They were letters of a composite character. I have said so before, and I repeat the same answer.

10122. Did you ever mean to charge him for those letters?—I have said not.

10123. You made no entry then of any business that you had done for him since March last?—No.

10124. Have you had any communication from anyone else than Mr. Foster during that interval from March last, in respect to this matter in which he was engaged?—No.

10125. Have you ever heard from anyone but Mr. Foster any circumstance connected with 76, Capel-street?—No, except what I heard in Court.

10126. Did you ever speak to Mr. Forrest about it?—No.

10127. Was he one of the persons who came to the office?—I believe he was.

10128. Was his evidence taken down?—I believe it was.

10129. Was Watkins another?—No. I don't think he was.

10130. Did you send for him?—No.

10131. Was the boy Hawkins?—No. As I said before, I don't think the names of Watkins and Hawkins came to our knowledge until pending the inquiry.

10132. But Forrest's did?—I think Forrest's did.

10133. Was a man called Thompson brought under your notice?—I never heard.

10134. He was not one of those parties?—I don't think he was.

10135. So far as the letters between you and Mr. Foster are concerned they were connected with business, and the gossip about the elections in France?—The other matters were in relation to Mr. Foster's defence.

10136. You said they were of a composite character, partly on business, and partly about the French. Was the business connected with any anticipated prosecution, or connected generally with the election in Dublin?—It was connected generally with the prospects there were that a prosecution would be instituted against him, and his liability to a prosecution.

10137. Was there anything in any of those letters not in relation to the part he may have taken in 76, Capel-street, but as to other matters connected with the election?—No.

10138. You are certain of that?—I am.

10139. Are you aware, Mr. White, of any reason for Mr. Foster not coming here, except from the fear of a prosecution?—I have declined already to answer that question, and I must now respectfully decline to do it again.

10140. Mr. LAW.—Then, Mr. White, I need not go through the questions which we have asked—some last night and some to-day. We shall leave the matter to stand over until Thursday morning, when we request your attendance here. We shall repeat those questions, and then take our course.

Mr. *White*.—Very well.

10141. Mr. TANDY.—(to Mr. White)—I take it for granted that Mr. Foster instructed you to take the advice of counsel?—He did.

10142. When did he ask you?—He told me he would send a statement over to us, and we were to take the advice of counsel.

10143. When did that statement reach you?—Some considerable time after that.

10144. It did not reach you until shortly before you took counsel's advice, I suppose?—There were some difficulties and delays in the way. Mr. Butt was away, and Mr. Macdonogh was away, and we had the statement for a fortnight or three weeks, but the moment we could get an opportunity of getting the two gentlemen we took the opinion.

EIGHTH DAY. *December 7.* Mr. Thomas Fell White.

10145. You have stated—and I can quite understand it—that the letters you were in the habit of writing to Mr. Foster were partly gossip, and partly connected with the election proceedings. Were they not, in fact, such letters as you would have written to Mr. Foster if you had never been retained as his solicitor, assuming that you were, as you say you were, his private friend?—There were many things in them I would never have put to writing if I were merely a private friend of his.

10146. Did you know a person named Campbell connected with the election?—I did.

10147. Was he intrusted with any money connected with the Dublin election?—Not to my knowledge.

10148. Did you ever hear he was intrusted with any money for any purpose connected with the Dublin election?—Not to my knowledge.

10149. You never heard it?—Never.

10150. Do you recollect when you were about here during the day of polling, having remarked a young gentleman who might have attracted your attention, and who was described as wearing a white hat and an eyeglass?—I do not.

10151. You did not remark him?—No.

10152. Have you a suspicion of who he was?—None.

10153. You never heard?—Never heard.

Mr. LAW.—You will be good enough to attend on Thursday morning, and you can consider, in the meantime, what course you will adopt.

Mr. *White.*—I say it with respect that I hope, gentlemen, you will consider what course you will take. There are the privileges of two professions involved in the question I have raised.

Mr. LAW.—That is, supposing there is any privilege involved.

Mr. TANDY.—It is not necessary to remind us, Mr. White, that we have sworn duties to discharge.

Mr. *White.*—But it is with regard to the weighty character of the question I speak.

Mr. TANDY.—We are quite aware of that, and of the consequences that may follow.

William Watkins re-called, and further examined.

William Watkins.

10154. Mr. TANDY.—You mentioned yesterday a connexion of yours of the name of George Thomson?—Yes.

10155. Who told you he got a £5 note?—Yes. I understand he is subpœnaed here. I cannot tell where he lives

10156. Did he tell you he gave anything in exchange for that £5 note?—No, he did not, nor did I ask him.

10157. I am certain you did not ask him. But did he tell you when he got the £5 note whether he gave anything in exchange for it?—He did not.

10158. Tell me, as well as you recollect, all the conversation you had with him about the £5 note?—The conversation relative to the £5 note took place last week.

10159. What day last week?—One of the days I was attending here.

10160. Did you never hear of it before that?—Well, I did hear of it, but not from himself previous to that.

10161. From whom did you hear it?—I cannot tell that. There was a rumour about.

10162. Try and recollect?—I could not.

10163. Try it. Think a little?—I think it was his brother who told me that he told him he got it.

10164. What is his brother's name?—Henry Thomson.

10165. That is your son-in-law?—Yes.

10166. Do you recollect when he told you of it?—It might be a fortnight or three weeks ago.

10167. Do you recollect what Henry Thomson told you?—No; except that he heard that George had got a £5 note.

10168. Was that all he told you?—It was.

10169. Did you ask any questions?—No.

10170. Not a question?—No; but I will tell you the reason of it. I heard that the Commission was to come on to sit, and I felt that it was not my place to ask any questions from other people, if possible, and that I would have quite enough, perhaps, to do to answer for myself.

10171. Was that the first time you ever heard of George Thomson and the £5 note?—It was from his brother Henry I heard it.

10172. From your son-in-law?—I never heard it from George himself until my son-in-law told me.

10173. And you were in complete ignorance of it until then?—I was.

10174. Ignorant as to whether he got anything or not?—Yes, anything or not.

10175. Whatever conversation you and George had about it was about a week ago. Where was it that the conversation took place?—I think it was when walking up Queen-street, and in fact I don't know what remark I made to him. I believe I said to him, "It is said you got money." "I did," he says, "get a £5 note."

10176. Tell us the rest?—There was no further conversation.

10177. You dropped it there?—Yes. I said to him, "You are subpœnaed." "I am," says he. "Well," says I, "of course you will tell the truth."

10178. You did not give him a lecture about the impropriety of taking the £5 note?—No, I did not. I said, "Of course you will tell the truth."

10179. And that is all the conversation?—That is all.

10180. Did he ever tell you how he came to know there were £5 notes going?—No, he did not.

10181. Did you ask him?—No, nor did I ask him.

10182. Did your son-in-law tell you how he came to know there were £5 notes going?—I may answer you in this way that from the evidence I heard at the petition I learned about the £5 notes.

10183. You had a good guess, but you were ignorant on the day of the election?—I was.

10184. Did you see a £5 note on the day of the election with any person?—Not one.

10185. You said you called at Noblett's on the morning before the election, and told him Mr. Foster wished to see him that evening?—Yes, that was previous to the day of the election. That was on Tuesday morning.

10186. What were you doing in town on that Tuesday?—Well, I don't know, but I had business in town.

10187. What was your business upon that day?—The fact is, I came in to my factor's who sends money to me. I don't recollect any other business I had.

10188. Were you long in town that day?—No; it was late when I left home. I think I left home about twelve o'clock.

10189. What time had you the conversation with Noblett?—On my way coming. I stated before, I think, that I passed through the garden.

10190. About what hour of the day had you the conversation?—About twelve o'clock, I think.

10191. Was it earlier?—It might be.

10192. Was it before nine o'clock?—I don't think it was, for I don't think I was away from home that early.

10193. Was it before ten?—It might be about ten, perhaps.

10194. Would the business at the factor's be likely to occupy you all the day?—It depended on circumstances, if I got him in.

10195. Do you recollect if it did occupy the whole of that Tuesday?—No, it did not.

10196. Now, tell me as well as you recollect about how long were you with your factor on that Tuesday?—I could not tell the length of time, but I know when

I left the factor's that I had business in another part of the city to see a friend of mine.

10197. Who is that?—My daughter.

10198. Is she married?—She is.

10199. Is she the wife of Henry Thomson?—No.

10200. Another daughter?—Yes.

10201. What is her husband's name?—Munn.

10202. Where do they live?—In Dawson-street, opposite the mansion-house.

10203. Did you go there upon that Tuesday?—I did.

10204. In fact I take it for granted you did not leave town from the time you came in in the morning until you met Noblett and Kemp?—I don't think I did.

10205. Did you see Mr. Henry Foster that day at all?—Not until I saw him in the evening.

10206. Are you certain of that?—I am perfectly certain.

10207. Had you any conversation with any person that day about the city election, or about the county election—were you on any business about the city election?—Not until we met Mr. Foster.

10208. Are you certain of that?—Iam. I say not that I recollect with any person.

10209. Where was it that you met Noblett on the night that he came in for payment of the £3?—I think I met them between Mr. Foster's house and Blacquiere's bridge.

10210. Were you going home?—I was.

10211. You had been paid at that time yourself?—I had.

10212. At what time were you paid?—Why, immediately before I met them. I was after leaving Mr. Foster's house, and was on my way homeward.

10213. Did any person tell you to go for payment that night?—I think it was Mr. Foster himself told me.

10214. Where did you meet him?—I think it was in Capel-street, if I recollect right. I think he stated that to me.

10215. He told you to go that evening, and he would pay you?—Yes.

10216. Did he tell you to bring down Noblett and Kemp with you?—No. I think that they got word by some other person.

10217. You turned with Noblett and Kemp that night?—I might state that I think it was through the day I met Mr. Foster, and he told me to call and he would pay me; and it was when I was leaving him and on my way home I met the other two.

10218. And then you turned back with them?—No; I did not turn back with them, but I told them to go to Mr. Foster's.

10219. Did not you walk back with them?—No; I remained where I was until they came back to me.

10220. Why did you do that? Why did not you go back with them?—I had no reason.

10221. Why did not you go back rather than remain on the road?—Well, I could not tell. I had no reason for remaining there more than that when I had been paid I might as well not go back.

10222. You all went home afterwards?—We did.

10223. When was it you had the conversation in which you asked Mr. Foster who was that strange man?—I think I have stated already that it was at the time he paid me. I don't know that I asked Mr. Foster who the strange man was; but the remark I made to Mr. Foster at the time he paid me was, that things looked queer, and that I thought we were employed for another purpose as well as the county election; and then he cursed an oath, and said I would not know.

10224. Did not you say you asked Mr. Foster who the strange man was, and that he refused to tell you?—I don't recollect. If I did it is true.

10225. You said—"I asked Mr. Foster who he was, and he would not tell me?"—If I said that it is true.

10226. Did you say that?—I must when I gave that answer. My mind may have been fresher yesterday than to-day.

10227. Was your mind clearer yesterday than to-day?—I think I did ask the question from the answer that is given.

10228. Where was it that you asked that?—I could not say but that it was in his own house.

10229. Was it?—I could not say but it was—I am not positive.

10230. Tell me now, where was it?—It must have been in his own house.

10231. Were you in his own house more than the once that you went to be paid?—I was.

10232. When else were you in Foster's house?—A length of time before that.

10233. Were you in his house at any time during the last city election or after the last city election, except on the one occasion that you were paid?—No.

10234. Was it on that one occasion you asked who the strange man was?—It might have been either then or when I met him in Capel-street. It must have been one of the two places, for I don't think I saw him after the election, except at the two places.

10235. What was the exact question you asked him?—I might have asked him who that strange man was.

10236. Is that all—that you went to Mr. Foster, and said, "who is the strange man?" Was that the entire conversation?—The conversation relative to that was very little, for Mr. Foster appeared to be very guarded.

10237. Give us the conversation—little or much?—If I asked him at all, I asked what was the man's name, and who he was.

10238. You must have told him where you met the strange man. You must have spoken of 76, Capel-street?—Mr. Foster saw the strange man himself in the room.

10239. Yes, I know that; but this conversation when you asked who he was did not take place for a fortnight after; and is your account that a fortnight after the occurrence you merely asked "Who is the strange man?"—It must have been, for I only met Mr. Foster once after the election.

10240. Tell all that passed. It is impossible that you met him and said—"Who is the strange man?"—I have already told you that Mr. Foster appeared to be very guarded.

10241. I want you to tell all that passed, whether he was guarded or not. It is impossible that you went up to him and said, "Who is that strange man," and that that was all the conversation. How did the conversation begin?—Why, it must have borne on my mind that I wished to know who the strange man was to put the question.

10242. Why did it bear on your mind?—Because I saw him there, not knowing him.

10243. Tell the conversation between Mr. Foster and you?—I asked him who he was.

10244. Was that the commencement of it. To the best of your recollection how did it begin?—I think it was in Capel-street that I asked him.

10245. I don't ask where it was. What was the conversation?—Of course he asked how I was.

10246. Come now, don't be fencing?—I am not fencing; I must tell the truth.

10247. Tell to the best of your recollection what was the conversation between you and Mr. Foster on that occasion?—I think I asked him who he was, that he was a stranger to me, and that I wished to know who he was, and he said I would not know.

10248. Do you mean to say you commenced the conversation by saying "who he was," and that you wanted to know?—I do.

10249. Did you make any observation about his being in 76, Capel-street that day? Did you mention 76, Capel-street?—I said I wondered to see a strange man in the room with us in Capel-street.

10250. Did he make any reply to that?—I asked who he was, and he said, I would not know.

10251. Did he say he would not tell you?—He said "No, nor you won't know who he is."

10252. Did that appear to you to be rather queer?—It did.

10253. Did you tell him it looked queer?—I don't

EIGHTH DAY
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think I did, but I might. He would not tell me, and once he said that I knew he would tell me nothing more.

10254. Did you ask what the man was doing, or what brought him there, or did you say that you could not understand what he was doing?—Not a thing he was doing there. He was going to the door, and telling the people to come in. The fact is, he seemed to me to come there for a certain purpose, which he was doing.

10255. Did it strike you what that purpose was?—It struck me since, but not at the time.

10256. Well, what struck you since?—That he was to direct the people that were coming in.

10257. Into Marcus's office?—Into Marcus's office.

10258. What did you think at the time he was doing?—I did not think that at the time.

10259. What did you think he was doing at the time? What did you think he was there for?—I could not tell at that time.

10260. And you did not form an opinion?—I thought the thing strange; hearing people coming in, and seeing him there.

10261. You were very busy that day—that Wednesday?—Not very busy.

10262. Upon your oath did you do a single thing connected with the county election that day?—(*No answer.*)

10263. Did you do a single thing connected with the county election, Mr. Watkins—you may as well out with it at once?—Well, I did do work there, but from the way things turned out afterwards I don't think it was for the county election; but I knew nothing about it at the time.

10264. What was the work you did that day?—I made one list of voters and checked it—the barony of Castleknock.

10265. About how long would that take you?—It would depend upon my knowledge.

10266. Well, with your knowledge?—Upon my personal knowledge of the people.

10267. Well, having regard to the fact that you are a knowledgable man, how long did it take to make up the list?—It would take a few hours at all events.

10268. Do you think you were really working two hours during the whole of that Wednesday?—Yes, and more.

10269. Were you working hard two hours?—I was not working hard. I did not work hard the whole of the day.

10270. Did you see a door between the outside room in which you were and the inside room?—Do you mean coming infrom the hall door?

10271. No, but communicating from the one room to the other—from the outside room in which you were engaged to the room in which Marcus's offices were?—I have already stated that I saw something like a door, or panelled wall with a hole made in it.

10272. Did you believe it to be a door?—I did not at the time.

10273. Your opinion was that it was not a door. What did you think it was on that Wednesday?—I could not say that.

10274. What opinion did you form about it?—I will tell you, and no mistake.

10275. Tell us, then, what opinion did you form on that Wednesday?—I recollect now the opinion I formed quite well. I thought it was a door, with panes of glass on the top of it, as there is on inside doors communicating from one room to another.

10276. Did you see panes of glass?—No; but that was my impression at the time.

10277. What put panes of glass into your head?—I don't know.

10278. What put panes of glass into your head?—I don't know; but I believe there was a door.

10279. Did you believe it then?—No; I could not form an opinion then; but I would form an opinion now, and I believe there was a door.

10280. Did you think it was a door upon that Wednesday?—From what I saw, it appeared to me to be a panelled door or a panelled wall.

10281. What did you think it was on that Wednesday?—I thought it was a door in consequence of the placard that was up. As I have already stated, as you went in by the right, before you went behind the screen, Marcus's name was up.

10282. You thought, then, there was a door?—I did.

10283. And did you think that the people that went behind the screen went into the room by the door—into the next room?—Oh, no; I think from what I heard afterwards ——

10284. But what did you think at the time?—Oh, I never formed an opinion at the time.

10285. You did not form an opinion at the time?—No, not at the time; but I believe they did not.

10286. Did you see George Thompson go behind the screen that day?—I did not, nor see him go into the room at all. I have already stated that I was going out to the water-closet, and going out of the door he was standing outside the door, and I pushed him out of my road and went out. Now, your worship, I have to correct a part of the answer that I gave to you. It was last night on my way going home that I minded. I recollect well having a smart attack of diarrhœa, and I was half an hour in the water-closet.

10287. So that George Thompson had plenty of time to go in while you were out?—He may have gone in and gone out.

10288. Did you see any of the parties that went behind the screen that day?—I did.

10289. See them?—Yes.

10290. Did you see their faces?—I did.

10291. Did you know any of them?—No, not one that I saw.

10292. Was there any man that you recollect to have ever seen before?—No.

10293. When you told the person to go to the next door you meant the door that you thought was between the two rooms with the panes of glass over it?—Certainly, the man that I heard his feet coming behind me, I have stated that I turned round and told him "Go to the next door."

10294. What did you mean by the next door?—Very likely I meant the place behind the screen.

10295. Have you got the slightest doubt about it?—No; I do not think I might, because although there was another door he would have to go outside to it.

10296. You said, as well as I recollect, that Mr. White told you to employ Noblett and Kemp for the Saturday?—Oh, I did not say Kemp; that is a mistake, begging your worship's pardon. I said Noblett, because Kemp was not there at all.

10297. You said first Kemp, and then you corrected yourself?—I did.

10298. When was it Mr. White told you to engage Noblett for the Saturday?—It was on Friday.

10299. Do you recollect was anyone with Mr. White at the time?—With Mr. White?

10300. Yes?—Oh, there were a number of people. It was up stairs in Dame-street, and he was busily engaged in regulating business.

10301. Did you see Mr. Henry Foster there that time?—Oh, no, I didn't.

10302. Did you see him on that Friday at all?—I did not.

10303. Did you say that another man helped you in charge of the barony of the county?—Noblett worked with me before on it, and he had a knowledge of the people.

10304. Who worked with you on that Saturday?—Working?

10305. Yes?—A man of the name of Donovan.

10306. Where does he live?—I do not know. Some place in Dublin.

10307. What is his Christian name?—I think it is William. I had known him before when he lived in the county.

10308. Did he live in Finglas at the time?—He did, four or five miles from it.

10309. What kind of looking man was Donovan?—Oh, he was a middling smart-looking man.

10310. What is about his age do you say?—About thirty years I should think.

10311. About thirty years?—He may be something more.

10312. What is his general occupation?—Well, I do not know what his general occupation is or was at that time, but when I knew him, until he left, he was a farmer.

10313. Was he in good circumstances?—He was; he had a large farm.

10314. And he is only about thirty—a strong farmer?—Him and his brother together, in Courtduff; it was sold in the Courts. It is no private thing that.

10315. Just about thirty years of age?—He may be something more I should say, but I think not much.

10316. About what is his height?—I think he is about five feet eight.

10317. About middle height?—Yes.

10318. What is the colour of his hair?—I think it is dark-coloured.

10319. Are you sure?—I am not, but it is my opinion it is.

10320. It is not brown?—Well, no, I think not. I think it much the colour of my own hair—I do not mean my whiskers.

10321. Is he a pale man?—No; he is a fresh-coloured man in the face.

10322. Does he wear whiskers?—He did wear whiskers at that time, but I never saw him since.

10323. Did he wear a moustache at that time?—No.

10324. Do you recollect, in addition to the whiskers, did he wear any hair under the chin?—That is what I call whiskers coming round—that is just the way he wore them; yes.

10325. Are you aware that that is the identical description that you gave of the young man that you saw in Dorset-street with Foster on the Tuesday evening?—Oh, he was not the same man.

10326. The same description?—I would know that young man if I saw him dressed in the same clothes.

10327. Are you quite certain that that was not Mr. Donovan that you saw?—I am positive. Mr. Donovan is a stouter made man than he was.

10328. Mr. MORRIS.—Mr. Watkins, you have been a very long time connected with elections, more or less so—have you not?—Yes.

10329. You remember the inquiry before Judge Keogh quite well?—Yes.

10330. You know before you were examined there were several very serious charges made against certain persons—are you aware of that?—Yes.

10331. Now, in your examination before us here, you have dwelt entirely on the strange man to whom you say your attention was called—the strange man who was there during that day?—Yes, I did; but I omitted to mention his name. I stated to your worships that I omitted to mention his name on the first examination.

10332. But this strange man was the principal man there all that day according to your evidence now?—And it is my opinion that he had instructions, and carried them out, relative to instructing the men that came in.

10333. How then was it that you happened, in reply to questions before Judge Keogh, when you knew that there were very serious charges—how did you happen to say that there were only three people in the room all the day?—That was a mistake I made.

10334. Surely the matter was clearly before your mind then of this stranger. How was it you insisted there were only three there that day?—Well——

10335. You know it is a very serious thing?—I know your worship it is; but the only way I can account for that is, I might on my examination have been confused, and omitted.

10336. I do not think, Mr. Watkins, you were confused. I think you are one of the most collected men I ever saw in my life. You answered to a positive question that there were only three, Noblett, Kemp, and yourself. Now there was a fourth man? and—I will deal with you quite fairly—you now throw upon this fourth man everything that took place that day. That is your evidence you know; is not it so?—It is.

10337. Now you did not tell one word about that to Judge Keogh—not a word?—No; I stated here on yesterday, giving my answer to that, that I omitted that or neglected it.

10338. Well we will leave that as it is. Now I want to know this; did you speak to any of those mysterious parties in that curious place that day—that 18th of November?—No, I did not.

10339. You swear that most positively?—I do.

10340. How many of them were there, on your oath, do you think—how many of them went into this mysterious place that day?—Oh, as far as I can recollect there went between twelve and fifteen or twenty behind the screen.

10341. Now had not you a conversation with Mr. Foster before the trial of the election petition?—I never saw Mr. Foster from the night he paid me since.

10342. What evening was that?—That was about a week or a fortnight.

10343. After he paid you the £3?—Yes.

10344. That was four or five days after this 18th?—It was shortly after the county election.

10345. On that occasion you described to Mr. Foster that strange man, and asked who he was?—I did.

10346. And he was very guarded, and would not tell you who he was?—He would not.

10347. Do you mean to tell me, or any rational person, that under these circumstances you had not that strange man before your mind when you were examined before Judge Keogh?—Well, I have already stated that I might have been in the examination confused, and omitted; but I have no other reason; I stated so yesterday, that I omitted it.

10348. You first of all say there were only three, yourself, Noblett, and Kemp, and now you throw the whole thing on the stranger. That is the way your evidence stands; you put the whole thing now on the stranger?—I say I think he knew everything that was going on.

10349. And now I just want to ask you this—are you aware of a report that Judge Keogh made about this election?—Except seeing it in the papers.

10350. Are you aware that you were charged with doing something very illegal and improper on that occasion by Judge Keogh?—Yes.

10351. Now, did you ever after that mention the name of the stranger to any human being?—I did.

10352. To whom?—Not the name of him. I could not mention the name.

10353. You mentioned the fact?—Yes, I did.

10354. To whom?—To Mr. Williamson here.

10355. To anyone else?—No.

10356. When did you mention that to Mr. Williamson?—I think it was previous to the election petition.

10357. I mean after Judge Keogh made his report; you know Judge Keogh made his report charging you with a very wrong thing. Did you ever speak about this strangeman to any person after that?—I told Mr. Williamson about that man.

10358. When?—I think it was previous to the petition being tried.

10359. Previous to the petition?—Yes.

10360. That makes it worse?—But then I will tell the truth.

10361. Recollect you tell us that you felt yourself an innocent man, that you would like to put the saddle on the right horse, and you say this stranger was the head and front of the whole thing—you put him forward as the right horse now and say, "the strange man must have done it—not I." Whom did you tell that to after Judge Keogh's report?—The only one I told it to was Mr. Williamson.

10362. When did you do that?—I think it was either before or after the petition; I am not sure; but this much I will swear, that I used my endeavours to find out who he was.

EIGHTH DAY. December 7. William Watkins.

10363. What endeavours did you use?—I made inquiries. I made inquiries of a certain description of man, and described his dress as I gave it here on yesterday; and if I saw him I could know him.

10364. Whom did you make inquiries of?—I could get no clue to him.

10365. Now did you mention that to Thompson on the other day that there was a stranger?—No; I do not think I did.

10366. You know Thompson acknowleged that he got the £5?—I did not mention it to him at all.

10367. Nothing about it?—No; not a word.

10368. Well then, I want to know, on your oath, it being eight or ten months since Judge Keogh delivered that report, did you make any inquiries about that strange man since?—On my solemn oath I did; and done my endeavours to find him out; and I would know him if I saw him.

10369. Did Noblett and you ever have any conversation about this strange man?—Well, I think we had.

10370. When?—I think it was before he left.

10371. Before he left where?—Finglas.

10372. That was in the summer?—Yes.

10373. Before he went to Slane?—Yes.

10374. You know Noblett also swore before Judge Keogh that there were only three men; it is all very straight and clear how it is. Noblett, and you, and Kemp said one thing—at least Noblett and you said one thing before Judge Keogh, and you have said a different thing before us, because both of you have thrown the blame on the strange man?—Yes; and perhaps he will be found out too; but if I can find him out I will.

10375. Mr. TANDY.—Will you try?—I will.

10376. And in the meantime will you tell us of whom it was that you made inquiries? (*A pause*).—I think it was from a person on the other side of the city; and my reason for that was——

10377. Mr. Commissioner LAW.—Who was the person? (*A pause*).—I will mind his name. He lives as you go up by the Coombe, above the school-house, at the head of that street. What street is that—when you go down by the Coombe? I am not well acquainted with the other side of the city. I do not know where the Coombe——is it the street right down by it?

10378. Come, come, Watkins?—No, I am speaking the truth, and the reason why I went there to make inquiry I stated yesterday that he said when he came in that he had voted at the far side of the city.

10379. Did you go over the whole of the far side of the city to make inquiries?—No, I did not.

10380. What street did you go to?—I think it was New-street; I am not sure.

10381. Mr. TANDY.—What was the name of the person from whom you made inquiries?—Well, I will mind his name perhaps before I go down, I will.—(*A long pause.*)—Have you a directory? I know the name perfectly well.

10382. You shall have a directory. In the meanwhile tell me did you make inquiries from any other person except this?—No, I do not think I did.

10383. Are you certain?—I do not think I did, except mentioning his name to Mr. Williamson.

10384. Mentioning this man's name?—Mentioning the description of the man. I could not mention his name.

10385. How long is it since you made this inquiry about him?—Oh, it is six or eight months ago.

10386. You did not make any inquiry for the purpose of getting information for this commission?—Not a word.

10387. What was it made you go to the man in New-street to inquire?—Because of the remark the man made, that he voted at the far side of the City, and he must have lived in it.

10388. And, therefore, he must have lived in New-street?—Oh, no.

10389. Why did you select this man in New-street, on your oath?—Because I had seen him before. I went to him to see if I could get the information.

10390. Mr. LAW.—Where had you seen him before?—I met him in a lodge in Dublin.

10391. What lodge?—(*A pause.*) I do not know the number of the lodge.

10392. Where did it meet?—It met in——(*a pause*).

10393. Come, sir, where did it meet?—They met in Dublin.

10394. Watkins, you had better give an answer?—Oh, well, but I will. I am trying to mind the street.

10395. Where did that lodge meet?—(*A pause.*) The whole districts meet in a house in the street it is in.

10396. Whereabouts is it?—It is in the other side of the city.

10397. That is large?—But as you go up from the quays.

10398. How do you go to it; tell me the way you go to it?—I go up Grafton-street.

10399. What do you do then?—Keep the right-hand side of the Green, and——

10400. Is it York-street?—It is York-street.

10401. When did you meet this man in the lodge in York-street?—Oh, it is a length of time.

10402. I suppose so; what do you mean by a length of time—twelve months or twenty years?—Oh, it is not twenty years; it is twelve months ago.

10403. Did you meet him there just about the time of the election?—No, it was previous to it.

10404. How long before the election?—It was four months before the election, I suppose.

10405. During the summer?—Yes.

10406. Was it during the time of the registration?—Well, I had nothing to do with the registration.

10407. I am only asking you was it about that time?—I think it was sometime before it.

10408. It was a lodge meeting?—It was.

10409. Are you a member of the lodge?—Yes, a member of the district lodge.

10410. The masters of different lodges met, I suppose?—Yes.

10411. Was Mr. Foster there?—He was not.

10412. Had you ever seen him there?—I never saw him in York-street.

10413. Now turn to that and tell us who it was (*handing witness a Directory*)?—

[*The witness here examined Thom's Directory.*]

10414. Mr. LAW.—Have you found the street?—No.

10415. Is it not somewhere near St. Patrick's Cathedral?—You pass the church and the school-house above it again, and go on straight. It is in the upper part of the street. His name does not appear in New-street. He must not be in New-street.

10416. What is his name?—I would know it the moment I saw it.

10417. What street did he live in?—I have described the place.

10418. Does he live in New-street at all?—Is there Upper and Lower New-street?

10419. Upon your oath, do you believe New-street was the name of the street in which he lived?—I cannot swear, but I can go to his place at all events.

10420. When you did go to this man, what did you say to him?—I gave him a description of the strange man, and asked him did he know where he lived in his part of the city.

10421. May I ask you why you went to this man in New-street?—Because I knew him.

10422. Had you known him before you met him twelve months ago?—I have met him.

10423. Met him frequently in "lodge"?—Yes, occasionally.

10424. How long have you been in the habit of meeting him in the "lodge" occasionally?—A couple of years.

10425. Have you been meeting him from time to time for the last five or six years?—I have not. I think Thornton is his name.

10426. Why did you go ask a brother Orangeman about this strange man who was in the room—had you

reason to think the strange man was an Orangeman?—I think not.

10427. Has the man you went to inquire of any trade?—He is a nailer.

10428. I am told there is a Samuel Thornton, a nailer, in Clanbrassil-street, next to New-street—is that the street?—I think it is.

10429. Where did you see Thornton?—At his own house.

10430. In the shop?—Yes, backward.

10431. Was there anybody present?—There was some man.

10432. What hour of the day did you go to him?—I think about the middle of the day—he was not at home, I had to wait for him.

10433. The Judge gave his decision on the election petition about the beginning of February—how long after that did you go to find out about this strange man?—I think it was about the time.

10434. You say you told what you knew to Mr. Williamson, did you go to the office in Abbey-street?—I did.

10435. Did he take down your evidence?—He did.

10436. Was that before the trial of the election petition?—It was.

10437. Did you tell him on that occasion of the fourth man?—I think it was after it.

10438. Were you examined by Mr. Williamson, and your evidence taken down to be used at the election petition trial?—It was.

10439. Was not that before the trial came on?—Of course.

10440. Were you ever in that office afterwards with Mr. Williamson?—I was.

10441. Was it since this inquiry began?—No.

10442. When were you there?—I think it might be a fortnight or three weeks ago.

10443. Was it after the advertisement appeared for the holding of this inquiry—did you know before you went to Mr. Williamson's office this inquiry was going to be held?—I did.

10444. Was that what brought you there?—No. I will tell you what brought me. I was subpœnaed at the time.

10445. You had got our summons?—Yes, and I went to Mr. Williamson to have a conversation with him on the subject, and I asked Mr. Williamson was he subpœnaed and he said he was.

10446. Was that the whole conversation?—Yes; only for that, I was determined to ask him more than that.

10447. Were you ever at Mr. Williamson's office, except then, and when your evidence was taken down for the trial?—I was; I think I have been three times there.

10448. During what interval?—I think not more than three or four times in all my life.

10449. When was the first time—was it when your evidence was taken down?—Not in his own office.

10450. In the office in Abbey-street?—Yes.

10451. When, first, did you see Mr. Williamson in Abbey-street?—Previous to the petition.

10452. Was that the time your evidence was taken down?—It was.

10453. Was that the time you told him about the strange man?—No, it was after that.

10454. When were you next in the office?—I think I saw him at the time the petition was going on, or shortly after it.

10455. Were you sent for?—I went there for the purpose of stating to Mr. Williamson what I knew.

10456. Was that before or after you were examined?—It was before I was examined.

10457. Then you saw Mr. Williamson twice in Abbey-street before you were examined?—I saw him once.

10458. You say that your evidence was taken down the first time you went—you say you went to have a talk with him the second time, and that was before you were examined?—Part of my evidence was taken down in the evening, and the remainder of it the next morning.

10459. Then the two first occasions you saw Mr. Williamson were one in the evening, and the second on the next morning?—Yes.

10460. After your evidence had been completely taken down the second day, when next did you see Mr. Williamson in Abbey-street?—I think it was after the petition.

10461. What brought you there that time?—Something about the same time.

10462. On your oath were you in Mr. Williamson's office after you were examined before the judge until you went there after getting our summons?—I was.

10463. At what time?—I cannot mind the time, but I was in it.

10464. What brought you there?—I think I had a conversation with Mr. Williamson about this strange man.

10465. Mr. Williamson is here, and of course will be examined. Did you not tell Mr. Williamson about this strange man until the trial was all over? Is that your evidence?—No; I don't mean to say that.

10466. Did you or not tell Mr. Williamson about this strange man on either of the two days on which your evidence was taken down before the trial?—I think I may have mentioned it.

10467. To the best of your belief you did?—I think so.

10468. Did you do so on the first or the second day your evidence was taken down?—It was either one or the other.

10469. Do you recollect saying a word to him about the strange man when the trial was all over?—I think I do.

10470. Did you say anything about him the other day when you were there?—No.

10471. The time you were with Mr. Williamson must have been sometime before last Christmas, after the petition was presented. I suppose you heard of the petition soon after it was presented?—I saw it in the papers.

10472. You had been paid by Mr. Foster about a fortnight or so before that?—Yes.

10473. You had noticed this strange man acting strangely in the room with you, directing people into Mr. Marcus's office, and having nothing else apparently to do in the room?—I have stated that.

10474. Did not his conduct appear to be strange?—It did; I have stated so.

10475. When you went to Mr. Foster to get paid, did you tell him that this man's conduct coupled with Mr. Marcus's office, and what you saw done, excited your suspicion that things were going on queerly there?—I did.

10476. Was it not in connexion with bribery you mentioned the appearance of that strange man in the room, and charged Mr. Foster with it?—I could not say I charged him with it.

10477. Did you say, "Mr. Foster, you have used us for other purposes than what you told us we were required for?"—I said, Mr. Foster, "it appears to me that you have engaged us for some other purpose than for working on the county election, and I don't know what it is," and then he cursed, and said I would not know.

10478. That is what he said when you asked him what the man's name was?—No; he said I should not know the man either.

10479. Did you ask him what was going on behind the screen?—Oh, no, I did not.

10480. What did you think was going on behind the screen that day?—I could not form an opinion at that time.

10481. On your oath could you form no opinion or belief as to what was going on that day?—I tell you, I say on my oath, that from the way I saw things going on, I suspected something was going on that was not right.

10482. Did you suspect that the something that was not right was bribery?—It might occur to me.

10483. Did it as a matter of fact occur to you?—I have no doubt it did.

10484. Don't you know it did occur to you, from what you saw, to suspect bribery was going on?—Well, I think it did.

10485. Did you think the strange man who directed the people to go into the bribing shop had something to do with it?—I did.

10486. When you spoke to Mr. Foster, and represented to him that he had used you in your innocence for a different purpose than he had represented, did you tell him you suspected what was going on?—I did not tell Mr. Foster I suspected bribery was going on, but what I said to him was that he had engaged us from things that I saw going on, that he had engaged us for another purpose whereby.

10487. Did you not convey to him that you knew very well the strange thing—the improper thing you saw going on—was bribery?—Well, I think I spoke to him in a way that would convey that to him.

10488. Did you not mean to convey it to him?—I did most undoubtedly.

10489. And that the strange man was connected with the bribery?—Yes.

10490. And do you mean to tell us that after charging that strange man to Mr. Foster, and after giving information to Mr. Williamson before the trial, and after all that occurred in the room with the strange man, you then at the trial forgot all about him?—It appears I did.

10491. And swore with Noblett that there were only three of you in the room. On your oath why did you at the trial conceal the existence of that fourth man?—I had no object in the world in concealing it, but it escaped me.

10492. Mr. Tandy.—Did anyone ever tell or hint to you to conceal it?—Never.

10493. Mr. Law.—Why did you think Thornton might know this man?—Well, I have already said that when he came in he said he had voted at the far side of the city, and I went over.

10494. Did you think he might be an Orangeman, and that Thornton would know him?—I did not.

10495. Was Thornton connected with the election?—I think he was.

10496. In what capacity?—I could not tell.

10497. In what capacity did you think he was connected with it?—I think he was an agent on the polling day.

10498. Was he canvasser?—Well, I should think he was.

10499. Did Thornton know Foster?—I don't know that.

10500. What do you believe?—He might know him.

10501. Do you believe he did?—He never intimated to me he did.

10502. I do not ask you that—do you believe Foster and Thornton were acquainted with each other?—Well, they might be.

10503. They might or might not—what is your belief?—I cannot form a belief on it.

10504. Did you think they were when you went over to make this inquiry?—No.

10505. Was it simply because you thought Thornton knew everybody who came from the other side of the town that you went to him?—Simply because the man said he came from the other side—that he voted at the far side of the city before he came over.

10506. Did he tell you where he voted?—No.

10507. Did you imagine Thornton knew everyone who polled at the other side of the city?—No, but I imagined that from the booths that were in Thornton's neighbourhood he might know.

10508. Why did you think so?—It occurred to my mind.

10509. We cannot believe that no more conversation than what you have stated passed during the six or seven hours you were doing nothing in that room. I ask you what occurred during those hours to lead you to suppose the strange man was from Thornton's district?—It was only from his remark that he voted at that side of the city.

10510. How many polling-places were at the other side?—I think he made the remark that it was somewhere convenient to the Liberties.

10511. Have you any doubt he made that remark?—I think not. My mind leads me now to think he did.

10512. Perhaps your mind would clear up matters a little further. Did he say he voted in a polling-place near the Liberty?—No; I think he said in that neighbourhood.

10513. Was that the polling-place to which Thornton was attached?—I think it was.

10514. You know there were several polling-places at the south side?—Yes.

10515. In point of fact, something was said by the strange man that led you to think he voted at a polling-place in the neighbourhood of the Liberty?—Yes.

10516. What was it he said?—He said he voted in some street convenient to the Liberty—out of some street convenient to the Liberty.

10517. Did he tell you the name of the street?—He did mention it, but I do not know it.

10518. Did he speak of the Liberty?—He mentioned a street convenient to the Liberty.

10519. You looked upon this man with suspicion when he came in as a stranger?—Yes.

10520. Did he say when he came in, "Gentlemen, I am come to be with you"?—He did not.

10521. Didn't he say that when he came in?—He did not. Perhaps he did. I don't recollect it.

10522. He said, "Gentlemen, I have come to be with you"—that is what you swore yesterday?—He must have said it.

10523. Did he say that?—He did, of course.

10524. You don't mean to say you invented that for us yesterday. Did he make that remark?—Well, he did make the remark.

10525. That seemed to have gone out of your mind till you found it had been taken down. When he said that, what did you say to him—"Sir, we are happy to see you"?—No, because I did not know him, or anything about him.

10526. You threw a suspicious eye at him—did he sit down?—He did sit down next the fire.

10527. Had you a pen and ink that day?—I had on the table before me.

10528. Were you using it?—Occasionally.

10529. Were you fiddling with it by way of passing your time?—No.

10530. Was there blotting paper there?—There was.

10531. And pen and ink?—Yes.

10532. Was there pen and ink provided for Noblett and Kemp?—There were different pens and ink.

10533. Were there three ink-bottles?—There was an ink-stand on the middle of the table.

10534. Were there blotting papers round the table for the three gentlemen who were going to write?—There were three blotting papers.

10535. For you, Noblett, and Kemp—was not that the arrangement Mr. Foster made for you?—So it appears.

10536. I presume you knew that neither Noblett nor Kemp could write a word?—Well, I don't think I knew that Noblett could not write, at that time, but I knew that Kemp could not.

10537. Did you say—"Kemp, what is the meaning of this"?—I did not.

10538. Did it appear strange to you to have this elaborate arrangement for men who could not read or write?—They could assist me.

10539. They were fully equal to what they had to do?—I don't mean in writing.

10540. On your oath, don't you believe these things were put on the table as a mere sham?—It might, but not to my knowledge.

10541. Don't you believe it was a sham?—I could not say that altogether.

10542. Do you believe in your conscience that arrangement was made for you to work with the books, or that the whole thing was a sham—which do you believe?—I believe the way things turned out that it was a sham.

10543. When you found writing materials carefully provided for Noblett and Kemp, who could not write, did you think it was a sham?—Of course, that should be so if Mr. Foster knew they could not write, it must have been a sham.

10544. Were they not members of the same lodge? Don't you know very well he knew they could not read or write?—I don't know whether he did or not.

10545. You were not settled down to your work when Mr. Foster came in?—Oh, no.

10546. The strange man found you sitting at the fire?—No, I was sitting at the table.

10547. What were you doing?—When the strange man came in?

10548. Yes?—I was looking over the book and the register of the county.

10549. Had you it upside down?—I had it open examining it.

10550. When he came in he said, "Gentlemen, I am come to be with you." How did you receive that courteous announcement? What did you say to him?—I don't think I said anything to him.

10551. Surely you said something; you were not so ill-mannered as to make no answer?—I think I told him to sit down.

10552. When he did sit down did you gather over to the fire?—He was between us and the fire.

10553. You were not regularly gone to work yet, because Mr. Foster had not come in. I presume some observation was made between you then?—I think I did not say that. Mr. Foster had been in and put out the gas and opened the shutters.

10554. Mr. Foster did not come in for some time after the strange man?—That was the second time, but Mr. Foster was in the first time before he came in.

10555. You said Mr. Foster came in after?—I don't think I did.

10556. I thought you told us that when Mr. Foster came in, he found the stranger there, and said, "Have I you here?"—No; that was the first time. He was not there when Mr. Foster came in the first time.

10557. Did Mr. Foster not see him in the room when he came in at half-past eight o'clock in the morning?—He did not; the strange man did not come in till after Mr. Foster went away.

10558. You had better think over that. My impression is that your evidence of yesterday is directly the contrary?—I am sure he did not, for the gas was lighting when Mr. Foster came.

10559. You said distinctly you were twenty minutes or half an hour there by yourselves, and then the strange man came in. On your oath, was not the strange man in the room before Mr. Foster came?—I think Mr. Foster was in first.

10560. Were the two in the room together on the first occasion Foster was in the room? Did the two meet in the room before you set to your work? That is what you said. Is that true or not?—They did.

10561. Then you are wrong in what you told us just now?—I am wrong. Mr. Foster and he met in the room.

10562. The first time Mr. Foster came in the morning?—Yes.

10563. And Mr. Foster said, "Oh, have I got you here?" Is that so?—Yes.

10564. How long was the strange man in the room with you before Mr. Foster came in?—He could not be many minutes.

10565. He had time enough to announce himself, and for you to offer him a seat. When he sat down, did you say, "it is a cold morning." A man of your intelligence must be able to tell us?—I will tell you anything that I know.

10566. Unfortunately your knowledge varies so considerably, we have to assist it a little occasionally. After he sat down which of you spoke first?—I think the strange man.

10567. What did he say?—I think he said he had voted.

10568. Did you ask him was he going to vote? What was it led to his telling you he had voted?—I think after bidding "Good morning, gentlemen," he sat down and said he voted at the far side of the city.

10569. Did he say that without your asking him any question?—He did.

10570. Did you ask him where he voted?—I did not ask the booth he voted in.

10571. Did you ask him what part of the town he voted in?—He said some street convenient to the Liberty.

10572. When he said, "I voted early this morning," did he say where?—He said he voted out of a street convenient to the Liberty, and he mentioned the street and I cannot mind it.

10573 Did he tell you that without your asking any question about it?—He did.

10574. That is your recollection at present?—It is.

10575. When he said that did you venture to ask him for whom he voted?—I don't think I asked him while he was with us whom he voted for.

10576. Do you mean to convey that you did not understand which way he voted?—I did not put the question to him.

10577. Do you mean to say you did not understand from him how he voted?—He did not tell who he voted for.

10578. Had you reason to believe how he voted?—I might have reason to believe.

10579. What was the reason?—The thought might occur to me.

10580. Why would the thought occur to you that he voted the right way—how did that come into your cautious and experienced mind—you do not jump at conclusions rapidly?—No.

10581. How was it the thought struck you that he had voted the right way?—I will tell you—from Mr. Foster's apparent familiarity with him. That was what led me to recollect it now.

10582. It was Mr. Foster saying, "Oh, have I got you here?" that led you to say to yourself, this must be a friend of Foster's?—Yes.

10583. Do you mean to say that when Mr. Foster went out you did not talk to his friend you having nothing else to do?—Well there was very little conversation the whole day.

10584. But any coolness between you melted away when you found he was Mr. Foster's friend?—Yes.

10585. When you saw he was a friend of Mr. Foster's from the confidential tone they talked in, do you mean to say your heart did not warm to him?—I don't think it did.

10586. What was the next thing that passed—did Noblett or Kemp speak to him?—Well, I rather think they did.

10587. What was it they said?—I could not tell.

10588. What did they talk about—Noblett said he had nothing to do and got tired occasionally of looking out of the window?—The table was between him and Noblett, from the way Noblett sat.

10589. They sat for a while looking at each other and then began to talk—don't you know they talked?—I think they did, but the substance of their conversation I cannot tell. I will tell you anything I mind.

10590. But unfortunately your mind requires to be squeezed. You remember Noblett did speak to him; were they talking about the election?—No; I don't think they were.

10591. Was it about foreign politics?—No; but I think there were cheers and noise on the street below, and I think they were talking about that there must be rioting.

10592. What did the stranger say to that?—I think he said it appeared very like as if there was.

10593. You being an old policeman you thought that was an acute observation?—And so it was.

10594. Did you join in the conversation about the row—you ought to be an authority on a thing of that kind?—Well, I think I made the remark that from the noise there was likely to be some row.

10595. Did any of you look out of the window?—No, for we could see out of the window while sitting.

10596. Did you remain glued to the chair all day except for the half hour you went out?—I believe I did.

10597. Mr. Foster came back some time in the middle of the day?—Oh, I think it was earlier.

10598. He was back at eleven o'clock?—I think he was.

10599. What did he say?—"How are you getting on, boys?"

10600. Was that addressed to the four of you?—It appeared so.

10601. According to that observation Mr. Foster looked upon you all as pretty much in the same boat?—He might.

10602. He did not say how are you three boys getting on, and how are you "Blank" getting on?—No.

10603. He treated the whole four as acting together?—He made his observation generally.

10604. Did he ask how the work was getting on?—He did not use the word "work."

10605. Did you laugh at him—I do not mean, were you uncourteous, but did you smile?—I did not laugh.

10606. Not outright—but did you smile—did it occur to you as rather a good joke, two of you being unable either to read or write, the third man having nothing to read or write all day at the "county election offices"—did not the whole arrangement strike you as funny?—It struck me as very curious.

10607. Noblett swore he laughed when Foster asked the question—did you laugh?—Well, I might.

10608. Did it strike you as rather absurd?—It did.

10609. Did the stranger smile?—I cannot tell.

10610. When he asked, "How are you getting on, boys?" who answered?—I don't know who answered. Some person said "Getting on well."

10611. Now can you, from recollection or belief tell us who said, "We are getting on well?"—I think it was the strange man.

10612. Did you confirm the statement?—I made no observation.

10613. At this time, eleven o'clock, the great run of people had been behind the screen—were your suspicions aroused, and did you say, "Foster, what is the meaning of all this?"—I did not.

10614. On your oath, did not you at that time think things were going on wrongly?—I did think they were going on strangely.

10615. Did you not suspect there was something wrong going on?—I did, about twelve o'clock.

10616. Mr. Foster did not come back till four o'clock?—Four, or a few minutes before it.

10617. Did you do any work at the books between twelve and four?—I did.

10618. What work?—Checking off the names.

10619. What do you call checking off the names?—I marked them off.

10620. With what?—A pen.

10621. What were Kemp and Noblett doing?—Nothing.

10622. Were they talking?—They were, occasionally.

10623. And talking to the stranger occasionally?—Well, I think they were.

10624. You must tell us the substance of the conversation that went on during those four hours when you had nothing to do—the stranger only showing people behind the screen? What was the subject of the conversation?—Well, I think their conversation was on general topics.

10625. On general subjects?—Yes; on general subjects connected with the weather.

10626. Were you talking for four hours on the weather?—No. I think the remark was made that the morning was a cold one.

10627. Who made that sage observation—was it the stranger?—No, I don't think it was. I think it was Kemp made the remark.

10628. Did he go over and poke the fire when he said that?—I did not see him going towards the fire more than once in the day.

10629. Was it in the morning that Kemp said it was a cold day?—Before eleven or twelve o'clock.

10630. Were you talking about the weather after you disposed of the row?—It was rather before it.

10631. On your oath, Watkins, what did the stranger say besides talking about the weather and the noise in the street? If you expect us to deal with you as you wish you will tell us the truth. Did he speak of any person you know?—He did not.

10632. After the first interview with Mr. Foster did anyone say to him, "I see you are a friend of Mr. Foster's?"—No.

10633. Did you say anything to him about Mr. Foster and him being acquainted?—I think I did make some remark about that.

10634. What did you say?—I said, "I see you are a friend of Mr. Foster's."

10635. What did he say to that?—That he had known Mr. Foster for years before.

10636. Did you intimate that you were all friends?—No.

10637. Did you intimate to him that you were of Mr. Foster's way of thinking?—No.

10638. Did you say you knew Mr. Foster?—I did.

10639. Did you say you knew him well?—I did say that I knew him for a length of time.

10640. Did you ask the stranger if he knew him well?—I did not use the word well.

10641. You are an old policeman, and know very well the nature of the questions you are asked. Did you ask him if he knew Mr. Foster well, or anything to that effect?—I told you he said that he knew him for some years. I asked him if he had known him, and he said he did for some years.

10642. Did you ask him where he had known him?—I did not.

10643. Did any conversation pass to lead you to form an opinion as to where he went?—No.

10644. Did any conversation more than that pass about Foster?—No.

10645. Where did he say he had met Foster?—I don't recollect. On Mr. Foster's second visit to the room Mr. Foster and he had a conversation in a low tone of voice unheard by me.

10646. Where did they go to have this conversation?—In the middle of the floor.

10647. How far was that from where you were sitting? Was it two feet?—About four feet.

10648. Did they whisper into each other's ears?—They did speak in a low voice.

10649. Did you hear the voice?—I did.

10650. On your oath could you not hear what they said?—No.

10651. You mean to tell us you did not hear what they said?—No; but when Mr. Foster was leaving he told him to be careful and mind his business.

10652. When Mr. Foster told him that did you ask him what his business was?—I did not.

10653. Did you know?—I saw what was going on, and I saw he attended to it.

10654. You saw he did his business well?—I don't know whether he did it well or ill.

10655. Did you hear him report he had done it well?—I heard him say well, when Mr. Foster asked how are you going on.

10656. Did not that convey to your mind that the arrangement was successful, and that things were going on all right?—Not at that time.

10657. What did that answer convey to your mind?—That there was something going on that I did not know.

10658. And to which you were to shut your eyes?—No.

10659. I think you were going to say yes?—No.

10660. Did you know you were not to make inquiries, but to be blind to what was going on?—I got no information of that sort.

10661. Did you understand that you were to be there as a watchman? With the light of all that has passed, what do you really think you were there in

that room for?—I think I was there in that room, and the others with me, for a double purpose; and one purpose was to check off the lists for the county; and the other was that we would be a safeguard in the room if anything was to take place.

10662. To prevent a rush on the money-box—to guard the treasury inside in fact?—From the evidence I heard afterwards I do believe that.

10663. As three trusty men to guard the treasury inside?—From the evidence I heard after, I do believe it, not knowing it.

10664. Did you charge Mr. Foster with that when you saw him on the day he paid you—did you tell him you saw what you had been brought there for?—I told him I must have been brought there for another purpose, and I think that is what I told you that I told him. He cursed an oath, and swore I would not know the other purpose I was brought for.

10665. The answer you gave yesterday was that when you charged him with that, he used an oath if he did—?—No, I stated the very way he cursed.

10666. Here is the way it is taken down in the papers, "I said to Mr. Foster after he paid me, I thought it strange so many persons coming in, and that he must have had another object in view in employing me along with working for the county election, and his answer was that he was damned if he had?"—Yes.

10667. That is that he had no other object?—No, that is wrongly taken down. If I did say it it is wrong. He was damned if I would know.

10668. You charged him with having used you for a different purpose from the ostensible one?—Yes, for some other thing I did not know, and then he cursed an oath that I would not know.

10669. Here is what you swore yesterday. "I said to Mr. Foster after he paid me I thought it strange so many persons coming in, and that he must have another object in view in employing me along with working for the county election, and his answer was I am damned if I had." That is what you are reported in the papers to have said?—No, it is wrong; he said he was damned if I would know.

10670. That is to-day's evidence?—That is the answer he gave me.

10671. Tell us something of the conversation that passed if you wish to be considered a faith-worthy witness?—I will tell you the truth.

10672. Tell us the truth and you will be all right?—I will tell you all I know.

10673. Your evidence is open to much suspicion at present. If you expect to get a certificate, or any consideration, you had better tell us the whole truth. You were not spending four or five hours in that room for nothing. You had reason to know at this time that something wrong was going on?—Yes.

10674. And you had reason to know and suspect that this man was connected with bribery?—Yes.

10675. Believing that bribery was going on, why did you stay in that room?—I was wrong for staying in it.

10676. Why did you stay in it?—It was my belief before I thought it.

10677. Why did you remain there for four or five hours after you believed in your conscience that bribery was going on?—Because I was not sure of it; I thought it.

10678. And thinking it, why did you remain there? Was it because you thought you owed fealty to Mr. Foster?—No; but I think I was duped by his bringing me there.

10679. You were duped no longer when you saw the truth?—I was not confirmed in that until I heard the evidence afterwards.

10680. You believed the bribery was going on, and, believing it, why did you remain in that room?—I believe I was wrong to have remained in it.

10681. Mr. TANDY.—You say you came into Mr. Williamson before the election petition?—Not before the petition, but before it was tried.

10682. Did you come in of your own accord to Mr. Williamson, or did he send for you?—I went myself to him.

10683. Why did you go yourself to Mr. Williamson to give information?—Because I wished to have legal protection.

10684. What do you mean by that—did anybody send for you?—No, I think not.

10685. Why did you go into Mr. Williamson?—I wanted to give him a statement of what I knew.

10686. Why did you suppose he wanted your statement?—And I also wished to know if there would be any counsel employed on the petition.

10687. Any counsel employed for you?—Not for me specially.

10688. For why did you want to know whether there would be counsel employed on it or not?—That I might be protected by legal gentlemen.

10689. On your oath was it not through fear that you would be held guilty of bribery yourself—was that the reason you went into him?—No; I don't swear that.

10690. On your oath was it your fear of that made you go to Mr. Williamson?—I was afraid I might be dragged into things that I was not guilty of.

10691. Had you heard your name was mentioned in connexion with the transaction before you went into Mr. Williamson?—I had.

10692. From whom had you heard it?—I got a subpœna, I think, before I went into Mr. Williamson.

10693. Are you quite certain?—I am, I think.

10694. Did you, before you got the subpœna, ever hear your name was mixed up in the transaction?—No, I think not.

10695. Will you swear you did not?—I will not swear it.

10696. Is it the fact that you heard before you were served with the subpœna that you heard your name was mentioned in connexion with the election?—I don't think my name was mentioned until I got the subpœna to attend.

10697. When you went into Mr. Williamson what did you tell him?—I told him all I knew about it.

10698. Did you tell him all you told us?—I did not.

10699. Did you tell him anything you have not told us, on your oath?—No, I think not.

10700. Will you swear that?—Not to my knowledge.

10701. To the best of your belief?—To the best of my belief I did not.

10702. Did you tell Mr. Williamson that you suspected who Marcus was?—No, I did not.

10703. Did you tell him you suspected who the strange man was, that was in the room with you?—No. I gave a description of him to Mr. Williamson.

10704. Did Mr. Williamson ask you whether you knew his name?—He did.

10705. Did he mention any persons name and ask you whether that was the person?—No, I don't think he did, not that I recollect.

10706. Had you an interview with Mr. White as well as Mr. Williamson—did you give him information as well as to Mr. Williamson?—No, I don't think I did, but the next morning Mr. White was present when my information was finished.

10707. Did anyone mention any persons name as being suspected to be "Mr. Marcus," either Mr. Williamson, Mr. Thomas Fell White, or yourself?—No, they did not.

10708. Or was any person mentioned as being the strange man who was present in that room?—No, there was not.

10709. Did you make any guess as to who the strange man was?—I did not.

10710. Did you tell about the strange man?—Yes, and that I had used my endeavours to find him out.

10711. Was it before or after that you went to Thornton?—It was after that.

10712. How soon after that was it that you went to Thornton?—A day or two.

EIGHTH DAY.
December 7.
William Watkins.

10713. Was it to try and find out who this strange man was that you went to Thornton?—It was.

10714. Did you mention Thornton's name to Mr. Williamson?—No, it did not occur to me at the time.

10715. Did Mr. T. F. White mention Mr. Thornton's name to you?—No.

10716. Did Mr. Foster mention his name to you?—Never.

10717. Did you see any other person at Mr. Williamson's except him and Mr. White?—There were other people in the outer room.

10718. Were there any freemen there?—No.

10719. Were there any people going to give information?—Not that I know of; Mr. Williamson's clerk was there.

10720. About how long before the trial of the election petition was it you gave the information to Mr. Williamson—about how long?—I think it was going on at that time.

10721. The trial?—I think so.

10722. Did you not say just now you only got your subpœna while the petition was going on?—I don't think I was subpœnaed at first.

10723. You were not?—No.

10724. Were you ever in the drawing-room of the house in Dorset-street in which yourself, Noblett, Kemp, this young gentleman you referred to, and Mr. Foster were on the evening of Tuesday—were you ever there before?—No, I had no acquaintance with the house.

10725. Were you ever there since?—Never.

10726. Had you ever any conversation with Mr. Thomas Fell White about Mr. Foster?—I think I had, but Mr. White would not tell me anything about him. I think I asked Mr. White if he knew where he was, and Mr. White's answer was, he would not tell me, that he was legally engaged for him.

10727. When did Mr. White tell you that?—It is a good while ago.

10728. How long ago?—It is two or three months.

10729. Why did you want to find out anything about Mr. Foster then?—Well, I wished to know where he was.

10730. Why did you wish to know where he was—what did you want to know for?—Because if I knew his address I would have written to him.

10731. What would you have written to him about?—I would have written to him about the trouble I got into by him.

10732. Tell me, after you were subpœned at the election petition inquiry, did you go then and take the trouble to look for Mr. Foster?—No, I did not.

10733. Do you recollect did you ever ask Mr. White or Mr. Williamson whether they expected Mr. Foster to give evidence on the election petition inquiry?—No, I don't think I did.

10734. Did you avoid talking to them about Mr. Foster?—There were very few words about Mr. Foster at any time since he left.

10735. What appeared to be the situation in life of this strange man; what would you say was his condition in life?—He was a man who appeared to be pretty comfortable.

10736. What would you say was his position in life? was he a shopkeeper?—No, he did not appear to be a shopkeeper.

10737. What would you say he was?—He appeared to me to be a man of business, pretty respectable; he might be a shopkeeper, certainly.

10738. Would you say he was a clerk in a public office?—He might be that; he was a little turned in years for that.

10739. Did he appear to be in the same rank of life as Mr. Foster himself?—No.

10740. Did he address Mr. Foster as "sir?"—No, I don't think he did.

10741. Did they address each other just as two persons in an equal rank of life would?—Rather in a familiar way.

10742. Would you say he was likely to be an attorney's clerk, a head clerk or conducting man?—He might be that.

10743. Did you see him write at all that day?—I did not

10744. What was he doing?—I saw him doing nothing but attending to the people coming in, and directing them.

10745. Did that fully occupy him the entire day?—No; they were almost all in before twelve or one o'clock.

10746. But he stuck there until four o'clock?—He did. The fact is that I left him in it behind me with Mr. Foster.

10747. Did you see him leaving the house at four o'clock?—No, I left him behind me in the house.

10748. But you might have seen him coming out of the house?—I did not. I did not see either of them coming out of the house, and I did not see them that night afterwards.

10749. When the people were not coming in, what was this strange man doing during that four hours?—Sitting there. He lighted a pipe and smoked a couple of times.

10750. About what hour of the morning was it that this strange man came to 76, Capel-street?—Something about nine o'clock.

10751. Was it so late?—It might not be nine, but it was between eight and nine o'clock.

10752. How long after eight o'clock was it he came there?—I should think about half past eight o'clock.

10753. Did he say he had a sharp walk from the place where he voted?—It might be a quarter past eight o'clock.

10754. I believe he told you he polled in the far end of the city, out of a house near the Liberties?—Yes.

10755. Did he mention the name of the street?—He did, but I don't mind.

10756. Did he mean that he voted out of a house in that district?—It would be, I think, that he had a house there that he voted out of—that he lived in that neighbourhood, or that he had property out of it.

10757. Mr. LAW.—You mean that was his qualification, that he voted out of a house there?—Yes.

10758. Did you remark to him that he must have made great haste to be down in Capel-street so soon?—It might be half past eight o'clock when he came. I think it was.

10759 Did you believe him when he told you he polled out of a house near the Liberties?—I do believe he did, and I am of that belief still.

10760. Mr. TANDY.—Is there anything, on your oath, that you have heard since that has confirmed you in that belief, or that has made you think it?—No.

10761. You swear that?—Nothing. I cannot get any intelligence of him.

10762. You have stated already in your evidence that Mr. Foster engaged you for Saturday's work for the county election?—No, I did not state Mr. Foster engaged me for Saturday's work, but it was under the name of the county election that he engaged me for the Wednesday.

10763. Was it for the Saturday's work he engaged you as well as for the Wednesday's?—No, he did not. He said that there would be a contest in the county, and that he would engage me for that day and give me £3 to make out the lists.

10764. Did he say anything about you being wanted for the Saturday afterwards?—No.

10765. Did you ask him would you be wanted for the Saturday?—I did not; I knew I would be engaged on it independently of him.

10766. You did not ask him about it at all?—No.

10767. Mr. LAW.—What had Mr. Foster to do with the county election—did he ever engage you before for county work?—I knew him to be engaged on county work before, but he never employed me.

10768. Did it strike you as queer that he was going to employ you for it?—No, it did not.

10769. And to give you £3, did that strike you as queer?—No.

10770. Mr. Morris.—Were you very much annoyed at what Judge Keogh said of you?—Of course I would be.

10771. Why did you not complain about this strange man. You were innocent you know, and the strange man was guilty?—As you have mentioned the thing, I think I told Mr. Williamson that I felt aggrieved at it, and that I was as innocent of bribery as the child unborn.

10772. Did you tell him you knew who was guilty?—No, I could not. I could not tell him I knew who was guilty, but I may have told him that Mr. Foster had duped me into where I was brought. I told him I felt grieved at it and was innocent.

10773. You need not hold any communication with Thornton to-night, and you had better attend here in the morning at 11 o'clock?—Yes.

NINTH DAY.

Wednesday, December 8, 1869.

At the sitting of the Court—

Mr. *Robert Callow*, T.C., of Westland-row, addressed the Commissioners. He said that he wished to make some observations. The character of his son was at stake.

Mr. Law.—Is your son here?

Mr. *Callow.*—Both my sons are here. It is alleged that they were employed at the city election as agents, and both are here to deny the allegation upon oath.

Mr. Law.—At the proper time we shall hear the application, at present we cannot.

Mr. *Callow.*—The matter is before the public; we will not detain you more than a few minutes.

Mr. Law.—We cannot do anything at present. We should only get into confusion. Yesterday we had three witnesses under examination, one of whose evidence has not yet been finished. If you choose to address the public papers of course you may; but you shall be heard here in due course.

Mr. *Davenport Crosthwaite* here also addressed the Court. He said, gentlemen, I wish to know whether it is possible for me to contradict a statement made by a witness before the inquiry.

Mr. Law.—We cannot hear you at present.

Mr. *Crosthwaite.*—If it would not be considered to be a contempt of Court——

Mr. Tandy.—No, but it would be interrupting the proceedings.

Mr. Law.—Call Samuel Thornton.

Samuel Thornton sworn and examined.

10774. Mr. Law.—Are you acquainted with William Watkins?—Not particularly acquainted with him; I know him.

10775. How long have you known him?—I might say for four or five years.

10776. You both belong to the same society?—Yes.

10777. Have you seen Watkins this morning?—I have.

10778. Have you being speaking with him?—I asked him was it here the freeman inquiry was going on.

10779. Had you any further conversation with him?—I just asked him what in the world induced him to bring my name into it.

10780. What did he tell you?—He said it was through an inquiry it came round.

10781. How recently before the last election had you met Watkins. I am speaking of the election of November, 1868?—To the best of my knowledge I cannot say.

10782. Had you met him in the course of that summer or autumn?—I might have met him.

10783. I suppose you were master of your own lodge in 1868?—I never was master, but I was in a district lodge composed of masters and deputy masters.

10784. Were you a deputy master?—Yes.

10785. Then if you were in that office in 1868, I presume you met Watkins sometime in that year, at the district lodge?—I did.

10786. Was it in summer or autumn, as well as you can now recollect?—I cannot tell you; within a month or two.

10787. Was it summer or winter?—I cannot say.

10788. Was it before the election?—It was.

10789. Was it two or three months before it?—I believe it was.

10790. Had you any conversation with him when you met him in this way about the coming election?—Never to my knowledge.

10791. I suppose it was in York-street you met him?—No, Gardiner's-row, to the best of my opinion.

10792. From the time you met him then, did you meet him again anywhere till after the election?—Not to my knowledge.

10793. About what time did he come to make some inquiry from you?—It was after the petition was filed against Sir A. Guinness.

10794. Was it before Christmas?—My memory does not serve me. To the best of my recollection it was in or about the time that the election petition was filed against Sir A. Guinness.

10795. As a matter of fact, the petition was filed upon the 15th December; that would be ten days before Christmas. Having that date can you now say, to the best of your recollection, was it before Christmas he came to you?—I could not say, indeed.

10796. Was it before New Year's day?—I could not say.

10797. Had the petition come on to be tried at the time?—I think it had not.

10798. To the best of your recollection?—To the best of my recollection it had not, because he was looking for information with regard to Mr. Pim.

10799. That is for the cross petition?—Yes.

10800. Then it was not with regard to the petition against Sir Arthur Guinness that he was inquiring, but to get evidence for the cross petition?—Yes.

10801. Now no doubt you very properly took an interest in the matter. Was it to the best of your recollection after the trial of the petition before Mr. Justice Keogh, or was it while the petition was going on?—I think it was in or about the time of the petition—it was very convenient to it.

10802. Were you in court during any portion of the trial?—I was subpœnaed.

10803. Were you examined?—No.

10804. By whom were you subpœnaed?—A gentleman out of St. Andrew-street.

10805 Now Mr. Fitzgerald's office?—Yes.

10806. Are you a freeman yourself?—No.

10807. You were not examined?—No.

10808. Were you attending in court one or two days?—I was, four days.

10809. Was it before you were in court to be examined, or after, that Watkins called upon you?—I could not say, but to the best of my recollection it

NINTH DAY. *December* 8. Samuel Thornton.

was in or about the time; I cannot say before or after.

10810. Did you see Watkins in court?—I did.

10811. Did you talk to him in court?—No.

10812. Had you any conversation with him till the time he called on you to make the inquiry?—I had not to my knowledge.

10813. When he came to you to make inquiries about the petition against Mr. Pim, what did he say to you?—He asked me if I knew anyone in the neighbourhood that took a bribe from Mr. Pim's side.

10814. What did you say?—I told him I did not.

10815. Give us the rest of the conversation?—I went with him to Kevin-street to a young man to ask him if he knew——

10816. Who was he?—Jacob Miller.

10817. Is he a member of your body?—Yes.

10818. Is he a freeman?—No.

10819. Did both of you go?—Yes.

10820. Why did both of you go?—To see if he could give Watkins any information.

10821. In what capacity would he be likely to give information?—I cannot say.

10822. Had he any connexion with the freemen?——He knew a freeman in the street with him.

10823. Was the inquiry that Watkins made as to persons taking bribes, was it as to the freemen generally?—Anybody taking bribes for Mr. Pim.

10824. I presume he found you in your place of business?—He did not; I met him accidentally in the street; I saw him passing. I think he was after coming from my place.

10825. He said he called and did not find you at home; he loitered about until you came?—I met him opposite Williams'-lane, in Lower Clanbrassil-street; that is not far from my house. He stopped with me and came back.

10826. To your house?—Yes.

10827. And did he go in with you?—To the best of my opinion he did not go upstairs.

10828. Have you an open shop?—I have a yard, where I carry on my business. He asked me if I had any information for him. I said I had not.

10829. Was it he who suggested Miller's name or you?—I think it was I. I don't think he knew Miller.

10830. And he went off to Miller and made the same inquiries of him?—Yes.

10831. What did he say?—He said he did not know anyone who took a bribe.

10832. Was that all that took place in substance?—Miller suggested a person that was in the street with him.

10833. What was his name?—A freeman named Crosbie.

10834. What was his other name?—I could not say. It was suggested he might have taken one.

10835. Did Miller suggest that Crosbie might have been bribed?—He did not suggest any such thing; but that he might know something, and give Watkins information.

10836. Did you go on to Crosbie's?—We did; Miller went with me. I cannot say whether Miller went to show us the house—he did not go in.

10837. You and Watkins went in?—Yes.

10838. What did you say to Crosby?—I asked was it there Crosby lived; he came out, and I could not say whether I or Watkins introduced ourselves first; I cannot recollect what passed between them. I stood a good bit away from them.

10839. Did you leave Watkins and Crosby to talk in private?—I did not mind what they were saying. I knew what Watkins was on.

10840. Did you leave him to get any information from Crosby?—I did not; I stopped near.

10841. Did you hear them talk?—I did.

10842. What about?—He was inquiring whether he could find out anybody who took a bribe from Mr. Pim.

10843. He asked the same question of Crosby as he had asked of you and the other?—Yes.

10844. What did Crosby say?—He told him the same thing, that he did not know anybody.

10845. Did he refer you to anybody else?—He did not.

10846. Was the name of any other person mentioned during the conversation?—To the best of my belief, not.

10847. When you suggested the name of *Miller*, did you suggest the name of any other person to make inquiry of?—To the best of my belief I did not.

10848. Do you remember any other name mentioned either by you or Watkins connected with the bribery or election at all?—I do not. Watkins was in my place twice. We went to a man named Graham, a sawmaker, in Fishamble-street. We did not see him; we waited a good while in the street; we did not happen to see him, and I left Watkins at Graham's, or convenient to it.

10849. Is Graham a member of your society?—Not that I know.

10850. Was it Watkins or you suggested that application to Graham?—I do not think I did.

10851. Had you known Graham?—I would not know him if I met him.

10852. He is not a member of your lodge?—He is not.

10853. About how long after the first interview with Watkins was the second interview?—Within the same week. A few days after.

10854. Was the name of any other person referred to on either of those two occasions by Watkins or you?—Not to my knowledge.

10855. Then as far as you know the only names that turned up on the two days were those of Graham, Miller, and Crosby?—That is all to the best of my opinion.

10856. Give us an idea upon which of the two days that Watkins called upon you did you make the visit to Fishamble-street?—I think it was on the second day.

10857. Then on the first day you went to Miller and Crosby?—Yes.

10858. Crosby I believe could give you no information?—Not to my knowledge, did I know him to give any.

10859. When you say not to your knowledge, did you not listen to the conversation?—When I say "not to my knowledge," I cannot recollect what passed between them further than that. Watkins was making an inquiry.

10860. You heard what passed?—I heard him speak.

10861. Did you hear Watkins mention the names of anybody to Crosby in connexion with it?—I did not.

10862. When you finished with Crosby, what was done then?—I think we separated, and went away home.

10863. Did you separate at Crosby's house?—I can not say at what part of the street.

10864. He did not come back to your house?—No.

10865. Upon the second day that Watkins called upon you, did he find you at home?—I think I was within when he called.

10866. What did he say to you the second day?—We had a little chat on one thing or another. To the best of my opinion, we had a cup of tea together. I went out with him, and I think that was the evening we went to Graham's.

10867. How did Graham's name turn up that even-at all?—I do not know whether it was Watkins or myself that mentioned him. I was employed in committee rooms in Bride-street. I had a street-list looking for voters. Graham was one upon my list, and I cannot say whether Watkins or I suggested his name.

10868. But one or other of you mentioned his name, and you went over to his house?—Yes; and we did not see him.

10869. Did you ever call upon him afterwards?—Never, after that evening.

10870. Did Watkins call on him afterwards?—I don't know.

10871. Did you hear he did?—I do not know.

10872. Did Watkins tell you he was with the attorney of Sir Arthur Guinness, in Abbey-street, giving evidence that was to be taken down?—I heard Watkins speak something about the office in Abbey-street, something to be taken down.

10873. You understood from him he was in communication with Mr. Sutton and his staff of solicitors acting in Abbey-street in reference to the petition?—I understood from him that he had some commission or other to make those inquiries.

10874. Did you understand that his commission was confined to making inquiries respecting the petition against Mr. Pim?—I did understand that.

10875. Did you understand that he was making inquiries in reference to the petition being defended on behalf of Sir Arthur Guinness?—I did not.

10876. It was to get information in support of the petition against Mr. Pim?—That is what he told me.

10877. Did you ever see Watkins after that?—I never saw him from that till this morning.

10878. Did he tell you this morning what he had stated here last night?—He did not.

10879. When he called upon you on either of those occasions, the first or the second day, did he tell you of his being in the room 76, Capel-street, upon the day of the election?—To the best of my belief I think not; I heard him state in court he was.

10880. Was the investigation he was making before or after you heard him examined in court?—I could not say indeed.

10881. It was about the same time?—In or about the same time.

10882. When he came to your place of business, upon either occasions, did he tell you he was in the house 76, Capel-street?—He never told me, but I heard him state it in court.

10883. To the best of your recollection, he never mentioned it to you?—Never.

10884. Did he ever, to the best of your recollection, tell you he was in a room in Capel-street, with any strange man whom he wanted to discover?—He never did.

10885. Then I need hardly ask you did he describe to you the dress and appearance of the man sitting in that room and whom he wanted to find out?—He did not.

10886. He knew you were connected with the voting place or committee-rooms in that particular district, I suppose you told him you were?—I daresay he knew it.

10887. Did he talk to you on either occasion about your being on the committee?—I don't know but I did tell him I was on the committee.

10888. I suppose that was the reason that brought him to you, as you knew the district?—Very probably.

10889. Did you understand what brought him?—I did not.

10890. Did he tell you upon any of those occasions of the queer things he observed in 76, Capel-street?—He did not.

10891. And he never came to you, nor made any inquiries for the purpose of finding out an unknown man who had been in the room in that house with him?—He did not.

10892. Did he tell you that this morning?—He did not.

10893. Did you see it in the papers?—I did not. I saw he mentioned the name of a stranger, and he asked for a Directory and could not find the name in it.

10894. Is it true or false that Watkins made inquiries of you as to who that strange man in Capel-street was?—He did not.

10895. Is it false?—It is false.

10896. You heard of the petition trial?—Yes.

10897. And did you hear the evidence of Watkins, Noblett, and Kemp?—Yes.

10898. You heard them state they were in the room the day of the election?—I did.

10899. You heard the evidence?—I did.

10900. Did you hear Watkins state that the only persons who occupied the room with him were Noblett and Kemp?—I did.

10901. Did you hear Noblett swear the same?—I did.

10902. Did you ever hear of the fourth man—the stranger, who has now turned up—till this inquiry?—Not to my knowledge.

10903. As I understand you, to the best of your recollection you had no conversation with Watkins about what took place in the room in Capel-street?—None whatever.

10904. So that if you had not heard him examined you would not have known he was there at all?—I would not.

10905. Did you ever hear yourself anything about the room in Capel-street?—I heard some very queer tales here.

10906. You heard what was stated at the trial?—I did.

10907. Did you hear any rumours before the trial?—No, nothing before the trial.

10908. Did you know Mr. Henry Foster?—I did not.

10909. Had you any acquaintance with the gentlemen concerned in the election; did you know Mr. Hodson?—I did not.

10910. Or Mr. Crosthwaite?—I did not.

10911. Do you know Mr. Thomas Fell White?—I do not.

10912. I suppose you were put upon the committee of the ward as having some knowledge of the district?—Yes, with others; I tendered my services gratis.

10913. I presume you heard a good deal of Mr. Henry Foster at the time of the election trial?—I did.

10914. Did you hear after or during the trial, or any time since, where he was?—I did not.

10915. Had you any conversation, or did you hear anything as to his whereabouts, or what he was doing?—I had no conversation, and I never heard any. I was minding my own business.

William Watkins was here called, and confronted with *Samuel Thornton.*

William Watkins.

10916. Mr. LAW.—You have been listening to this man's evidence?—I have.

10917. Is that the man (*pointing to Mr. Thornton*) you made the inquiry of?—It is, but not in the way you put it, that the man was in Capel-street with me.

10918. Did you ever tell him you were in that room?—I never did tell him I was in that room.

10919. What inquiries did you make of him?—The inquiry I made was if he knew any persons who had voted at the last election that could give any information relative to bribery, and he said he did not; he has stated the truth.

10920. Mr. LAW.—Then you would corroborate what he has sworn?—He has, no doubt, sworn the truth; but there is one thing, your worship—going down between his house and the school-house I asked him did he know a man that voted in the neighbourhood, or had told me he had voted in the neighbourhood, giving a description of him—much my own height, and wearing a bluish frock coat.

10921. Do you (*addressing Samuel Thornton*) recollect anything of that sort?—I have no knowledge.

Watkins.—I did not say he was in Capel-street with me, but I know a man who told me that he had voted.

10922. As an old policeman, do you mean to say

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William Watkins.

that you would put such a question to Thornton, and ask him if he knew a man, giving him such a description?—A man about my height, or near it, with dark hair, and wore a blue outside coat.

10923. How many hundreds of that description voted at the election that day?—I cannot tell.

10924. Mr. TANDY (*to Thornton*).—Do you recollect Watkins having asked anything of that kind of you?—I have no recollection whatever of his having asked me of a man living in that neighbourhood voting in a particular place.

10925. Mr. LAW.—Upon your oath, Thornton, do you believe this moment those questions were asked of you?—Upon my oath, I have not the slightest recollection of their being asked me.

10926. Do you believe they were?—They might, but I have not the slightest recollection.

10927. Do you, at this moment, believe they were asked?—He was making inquiries as to corrupt votes and bribery——

10928. Did he make any inquiry from you as to a particular man—for identifying any particular man?—I have no recollection of his asking me these questions.

William Watkins.

William Watkins further examined.

10929. Mr. LAW.—Did you tell Mr. Williamson when you were there that Noblett and Kemp were in the room with you?—I did.

10930. Did they go in to Mr. Williamson?—They did, both of them.

10931. Did you bring them in?—I told them they were required. I was in with them.

10932. Did you see them examined by Mr. Williamson?—Both of them.

10933. Were they both examined the same day?—They were not.

10934. Were you in with them two days?—Yes.

10935. Did the three of you come in to be examined for the two days you spoke of last night?—No; one of them came in with me. Each time they were not both present.

10936. Mr. TANDY.—You told Mr. Williamson about the strange man?—I did.

10937. How long before the election petition was that?—Well, I think about a week, but it was before it, at all events; it might be a week, but I am positive about that.

10938. Was it a week before you were examined?—Oh, I am sure it was.

Mr. Commissioner LAW.—It is a matter for our consideration what course shall be taken by us as regards your evidence.

Watkins.—Well——

Mr. Commissioner LAW.—You may go down.

Mr. William Adams Lyons Malley.

Mr. *William Adams Lyons Malley* sworn and examined.

Witness.—Before you examine me, as several accusations have been made against me, I wish to go over the evidence.

Mr. LAW.—We cannot permit you to do so now, but you shall have an opportunity of explaining everything.

10939. When did you arrive in Dublin?—Last night.

10940. You were summoned some ten or fifteen days ago?—I was not able to come sooner, I had a severe cold.

10941. Did you communicate with the Secretary the reason why you did not come?—My father wrote.

10942. When did he do so?—Upon Saturday night or the day before yesterday.

10943. You were summoned on the 25th of last month?—Yes, but I was not able to come—the amount of money given me would not enable me to come over.

10944. When did you get the further amount of money?—Last Thursday.

10945. However, you are here now, and you will give your evidence I have no doubt properly. You left Dublin sometime in November, 1868?—Yes.

10946. Give us as near as you can, the day upon which you left?—I think it was about the 24th.

10947. You had been in the office of the Midland Railway Company for some few years?—Two and a quarter years.

10948. Was your brother so long?—No, he was a shorter time, four or five months.

10949. But he was there during the latter part of your time?—Yes.

10950. You remember November, 1868. You left the office upon the morning of the 14th November?—Yes.

10951. That was Saturday. Here is the attendance book; you left on Saturday, the 14th November?—Yes.

10952. Had you previously to that asked permission of any of the superior officers?—Yes.

10953. When?—I asked upon Friday, the day before.

10954. Whom?—Mr. Cusack. My mother came up with a letter from the Honorable Major Jocelyn, saying that the place was vacant in the office in London, and asking me to come over and see would it suit me. I got that letter and I saw Mr. Cusack with Mr. Kirwan the solicitor of the company and Mr. Ward.

10955. That was on the Friday, your mother brought the letter after you, and you went in and saw Mr. Cusack?—No, he was walking with Mr. Kirwan on the platform.

10956. Did you ask him for leave to go to the election?—No, I asked him for leave to go to London to see if the appointment would suit me—he gave me ten days, and he asked Mr. Ward to get me a pass, as Mr. Skipworth was ill.

10957. This conversation took place with Mr. Ward, Mr. Kirwan, and Mr. Cusack?—Mr. Ward and Mr. Kirwan were walking up and down the platform with Mr. Cusack. I asked him for leave of absence to go over, and I showed him the letter.

10958. Did you say anything about getting the pass?—I did; I asked him about the pass, and he told Mr. Ward to get it.

10959. Are you certain it was upon the 13th that you asked for the pass?—Yes, nearly certain. I had it in my note-book; and the night before I left Dublin it was loss with the passes, and I had to pay going over.

10960. You mean that you lost your pocket-book?—It was taken out of my pocket with the pass.

10961. Were those the passes for which application was made to Mr. Ward or Mr. Skipworth?—Yes.

10962. And were those passes delivered to you?—Yes.

10963. How long did you keep them in your pocket?—I would have gone over before, but Mr. Ward did not write in time.

10964. When did he write for them?—I am not sure, but I think it was upon the 19th. I cannot say that.

10965. Your evidence is at right angles with that of Mr. Skipworth. The letter of Mr. Skipworth was dated the 16th, and you say that by Mr. Cusack's directions the passes were written for on the 19th?—They should have written before that; they should have written on the 13th.

10966. They came in time after the election. He says they came by return of post?—If he wrote upon the 16th, they could not be back till the 18th.

10967. Then the 16th would have been Monday, two days before the election?—The letter of the 16th would not get over till Tuesday, and it would take another day to reach Dublin.

10968. It would reach on the Wednesday, the 18th and be thus in time for the 19th. Did you get the particular passes that came for the 19th, with a blank for the day of return?—That is a thing I cannot swear. It was about that time, either the 19th or 20th.

10969. But did you get the passes? We have Mr. Skipworth's statement of their coming in due course of post?—I did get them, decidedly.

10970. Was it you or your brother that got them?—I think it was my brother.

10971. Why was the application made for the pass upon the 19th, the day after the election?—To get a new pass.

10972. Why was the application made to the North Western Railway Company for a pass to London upon the 19th? Why was that day fixed?—Through the negligence of Mr. Ward by not writing on the 13th.

10973. Did you ask for any particular day?—I said I wanted to go over immediately. Mr. Cusack saw the letter of Major Jocelyn.

10974. Did you ask him to get a pass for the day after the election?—Certainly not.

10975. Or for the 19th?—No.

10976. Why do you imagine the 19th was named?—I cannot tell you.

10977. You asked for it as soon as possible?—Yes.

10978. And you say that was upon the 13th?—Yes.

10979. Did you ever see Mr. Cusack or Mr. Skipworth afterwards about the pass?—I spoke to Mr. Cusack; I could not exactly tell the date. I met him coming out of the railway, and said—"I have not got the pass yet."

10980. Had you inquired at the office for it at the time?—Yes.

10981. That was before the morning of the 18th, when it seems to have arrived in due course?—I cannot tell you whether it was or not.

10982. The morning of the election was a notable time?—I don't think it was. It was in the evening I went up. It was not the day of the election; it was either the 17th or 19th, the day before or after. I think it was the day before the election.

10983. Did you inquire at the office from Mr. Skipworth whether he had written or not?—I think so.

10984. Did he tell you he had written upon the 16th?—He did not tell me.

10985. When you asked at the manager's office, and heard it had not arrived, it must have been the 17th?—I think it was the 17th.

10986. Did you ask Mr. Cusack upon any occasion for liberty to be employed at the election?—No.

10987. Did your mother ask it in your presence?—She asked for my brother.

10988. I am speaking of you. Did she ask for you and your brother?—I did not hear.

10989. You never asked?—Not for myself.

10990. But for your brother?—Yes.

10991. Did you ask Mr. Skipworth for liberty to be employed at the election?—No, because I was upon leave at the time.

10992. Did you speak to Mr. Skipworth the day before the election, or about that period, in reference to being absent at the election?—No.

10993. You did not give him to understand you wished to be away upon election business?—No.

10994. Then is it true that you applied to Mr. Skipworth for leave to be employed at the election and that Mr. Skipworth refused you leave?—Certainly not; it is not true.

10995. Was it known in the office that you were engaged in the election?—Yes. Several of the fellows in the audit office—several of the gentlemen there knew that.

10996. When did they know that?—Upon the 14th—the day I left.

10997. Did you tell Mr. Landy you were going off?—He knew it—he was aware of it.

10998. Can you tell me whether Mr. Skipworth was aware that you were going to the election?—I cannot tell that. I never told him.

10999. But was he ever told?—I daresay he was. They used to tell those things in the office.

11000. Is it your belief he was told it?—Yes.

11001. It is your belief that he knew of it?—My belief is that.

11002. Did Mr. Skipworth at any time caution you against being employed at the election, and say that if you did you might find yourself in a difficulty as to coming back?—He did not; but he cautioned me about my brother.

11003. Did he say if your brother was employed he could not come back?—No.

11004. What did he say?—I saw him and Mr. Cusack upon the Monday night, I think the 16th, that I went up to get leave for my brother. I was upon leave then. I could do what I wished. I was not told not to go. I asked leave for my brother, and both said—Mr. Cusack and Mr. Skipworth said, they did not think it worth my brother's while to go to the election and leave himself open to remarks.

11005. Did they say it would be equally unbecoming in you?—They did not say anything of the kind. Certainly not.

11006. I see here in this attendance book, you entered your name as usual, as having arrived at 10.10 W. A. O'M. Did you usually write your name in that way?—I used to write it with the O' as a signature; I signed so many letters.

11007. You enter yourself at 10.10, and opposite to that Mr. Landy wrote in red ink "absent;" and appended a note, "L. M. left the audit office at 10.20 without leave, and did not return. J. L." Mr. Landy states that he put that observation there by the direction of Mr. Skipworth. When did you write the words with the initials, and the two portentous strokes under?—I think I wrote them that very day.

11008. Then you came back afterwards?—I was about the place.

11009. I thought that was the day you came back about the passes, the day before the election or after—Tuesday or Thursday—the passes you say had not arrived when you asked about them?—Yes.

11010. Then you wrote that probably on the 16th or 17th?—Yes. I told Mr. Landy that I got leave from the chairman.

11011. You told him?—Oh, decidedly.

11012. From the time that you left upon leave—the ten days' leave, upon the morning of the 14th, did you come back for duty before you left for England?—Yes.

11013. When?—I came back several times.

11014. You came back to do duty?—I was there several days. I came back once or twice before I went away. I was doing duty after the election.

11015. After you left upon the 14th, did you, before you left for England, return more than once for duty?—Not in the official hours.

11016. As a clerk to do clerk's work?—I did not.

11017. I did not mean your returning to say good-by, but to do clerk's work: were you back in the office at all upon the 14th?—I think I was.

11018. At what hour?—I must have come before one, because they close at one. I think I came back—I will not be positive. I think I came back to see my brother.

11019. Was anyone there but your brother?—Mr. Landy.

11020. Did you speak to him?—I am not very clear upon the point, I am not very certain whether I came back upon the Saturday.

11021. As a matter of fact, where were you employed upon Saturday?—I was over at the election part of the time, I was at Dame-street, at another time.

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December 8.
Mr. William Adams Lyons Malley.

11022. Were you employed writing in the rooms?—I was there for some short time, then I was sent out.

11023. Where were you sent to?—I was sent round the city with some orders for stationery.

11024. You mean you were required to go of messages?—Yes; I went upon a car.

11025. How long did that occupy you?—About two hours, or two hours and a half.

11026. Who retained you to go to Dame-street?—I went over and offered my services to Mr. Julian.

11027. Did he employ you?—Yes.

11028. Did he refer you to anybody else?—To Mr. Macnamara.

11029. Had you received any intimation that your services would be required?—No.

11030. Had you any reason to think you would be employed if you went. I was under the impression; I had spoken to Mr. O'Driscoll of Mountjoy-square, and he said there was no doubt about it, I would get on if I wished.

11031. Was he the only gentleman you spoke to about wishing to get engaged in the election business?—I think so—I may have spoken to Mr. Bridgeford.

11032. Did you speak to anyone actively engaged in the election?—No.

11033. Why was it you were so anxious to get engaged at the election—simply for remuneration?—Precisely.

11034. Some money was to be made?—Yes. As I was upon leave I thought I might do so.

11035. When did you speak to Mr. O'Driscoll?—I think I saw him upon Friday night or Saturday; I think it was on Saturday.

11036. When did you speak to Mr. Bridgeford?—I am not sure I spoke to him. I might have done so. I think he was up at our house and I said I thought I should go and ask for something to do on the election.

11037. When do you think he was at your house—how long before the Saturday?—That is a thing I could not tell you. I suppose it was within two or three days. I think he was there upon the Friday.

11038. Was he there as a guest?—Yes, as a friend.

11039. Did you know of Mr. Bridgeford having been on any of the committees?—I do not think he was, nor that he mixed himself up with the election.

11040. You had got leave on the Friday. Was it after you got leave you spoke to Mr. O'Driscoll?—It was after I got leave.

11041. Had you any communication with anyone about your employment at the election? Had anyone written to you about being employed?—Not that I am aware of.

11042. On Saturday when you left the office, as it is stated here, at twenty minutes past ten o'clock, you went over to the rooms in Dame-street?—I was over there, yes; I went over there on Friday.

11043. Do you recollect did you go over to the rooms in Dame-street on the Friday?—I think I went over to Mr. Julian on that day.

11044. You went over probably before you told Mr. Bridgefoot of the matter, before you had the conversation with him on the subject?—I may have.

11045. When Mr. Julian referred you to Mr. Macnamara, did Mr. Macnamara employ you?—I asked Mr. Julian for an inspectorship, and he told me that no one but a professional man would get it.

11046. What room did you go to when he told you that?—I went into his own room.

11047. What followed then when you asked Mr. Julian for an inspectorship, and he told you that none but a professional man would get it—what employment did you then ask for?—I asked him to give me employment. I didn't specify any particular kind of employment.

11048. Was it then arranged that you were to get employment at the election?—No; it was arranged that I was to make myself useful in the office.

11049. Generally useful in the office?—Yes, and to do anything I was desired.

11050. Did you stay in the office in Dame-street that evening?—I did.

11051. In whose room did you stay?—I stopped in the room in which Mr. Julian was with Mr Macnamara.

11052. That was Friday evening?—Yes.

11053. Up to what hour did you remain in the office in Dame-street that Friday night—till ten or eleven, I suppose?—No; I don't think so. I think I left the office in Dame-street early on Friday.

11054. Then you were not employed that night in the office in Dame-street?—I may have been. I went home to dinner, and I think I went back to the office in Dame-street after dinner. I think Mr. Plunkett wanted two or three clerks to write from dictation, and that I was told to come back.

11055. Was that on Friday night, as you recollect?—It may be Friday night, or Saturday night.

11056. But it was either of the two nights?—It was, to the best of my recollection.

11057. Whatever night it was, whether Friday or Saturday night, you considered yourself then in service?—Of course I did.

11058. From the Friday?—Yes.

11059. Why then did you go back to the audit office of the railway company after Friday? I see you signed your name on Saturday in the book, as having come to the office at ten minutes past ten o'clock as an ordinary clerk on duty?—Well, I hadn't to go to the committee rooms so early on that morning, and I went back to the office to put in an appearance.

11060. When you went back to the office of the railway company, at ten minutes past ten o'clock on that Saturday, how long did you stay there?—I think I stopped there for an hour or so.

11061. I see by the entry made in the attendance book, that you left the audit office at twenty minutes past ten on that Saturday?—I see that.

11062. Is it true that you left the audit office at twenty minutes past ten o'clock on Saturday?—I should say not.

11063. Were you an hour in the audit office that morning?—I was there nearly an hour.

11064. It is right to say that you entered in your own handwriting, in black ink, "left the audit office at twenty minutes past eleven o'clock" that day?—Let me look at it, please.

11065. Take and look at it—it is above the red ink?—[*Looks at entry*]. Yes, that is my writing.

11066. Did you enter that to dispute what was in red ink below it?—Yes.

11067. You put that entry in to contradict the 10.20 in particular?—I did.

11068. You put it in to contradict two things, I suppose—first, that you were away without leave, and secondly, to contradict the 10.20?—Yes.

11069. Did you ever in any subsequent interview you may have had with Mr. Landy call his attention or that of the manager to the mistake he made about the red ink entry?—I didn't speak to the manager about it. I may have spoken to Mr. Landy; I don't think I did.

11070. When did you see it?—It was pointed out to me when I went up to the railway.

11071. When did you see it—you say you didn't go over to the committee-rooms on the morning of Saturday, the 14th?—No, I didn't.

11072. The entry was not, I believe, made until the afternoon of Saturday, so that you couldn't have seen it when you left the audit office at 11.20?—I did not.

11073. When then did you see it first?—I think it was when I went to get the passes.

11074. You say it was pointed out to you when you went up to the railway?—Yes, I think so.

11075. Do you recollect who it was that pointed it out to you?—I think it was young Beausire; I think it was Mr. Beausire's son drew my attention to it, when I went up for the passes.

11076. And that was either the following Monday or Tuesday?—I should think so.

11077. When you went up to see if the passes had arrived, did they tell you that the passes had been written for, but had not yet arrived?—Yes.

11078. Do you recollect whether it was on Monday or Tuesday you went to see if the passes had come?—I am not positive which it was.

11079. Which do you believe it was?—I should say it was Tuesday evening.

11080. It could scarcely be Monday evening?—I should say not.

11081. What hour of the evening, whichever evening it was, did you go up to see after the passes?—I went up late in the evening.

11082. About what hour?—I should say it was about five.

11083. Was it after post hour, do you recollect?—It was sometime in the afternoon.

11084. Considering that the letter applying for the passes was written on Monday, the 16th, when you made inquiries as to whether it was forwarded, and were told that it was forwarded, but that an answer had not come, would not that lead you to think that it was not on Monday evening you went up to see if they had arrived?—I can't say; I am not positive about the Monday.

11085. It may be Tuesday evening?—I can't say which it was; I know I went up to inquire about the passes.

11086. After you left the audit office on the day you signed your name, and entered 11.20 as the time of your departure, were you back again in the office that day?—That was on Saturday.

11087. Yes?—I don't think I was back again that day.

11088. Were you back in the office on the following Monday—I see you did not enter your name in the attendance book on that day, if you were; but were you back on Monday?—I didn't enter my name on that day.

11089. Were you back in the office on Monday?—I think I was; I can't be positive. I was nearly every day up at the railway.

11090. You were up there, I presume, to see your brother, but not to do work?—Not to do work; you know I was on leave.

11091. Did you go back on Monday to do official work, or on Saturday the 14th?—I was not. I was on leave on the 14th, from Friday.

11092. Yet you entered yourself as on duty on Saturday?—Yes, I took leave on Saturday, in order to give me a day more. If I got ten days' leave, I could come back on Monday.

11093. It would appear from your entry in the attendance book that you were on duty that day, if it wasn't contradicted?—I should have signed it to let them see what time I left.

11094. What was the object of signing your name as on duty if you did not do any work?—I did a little work.

11095. You did not do the ordinary day's work?—I didn't stop in the office the entire day. The office hours are from ten to one on Saturdays.

11096. Do you think you were in the audit office on Monday the 16th?—I won't be positive that I was.

11097. Were you in the office on Tuesday the 17th?—I should think so.

11098. That was the day you went up to make inquiries about the passes?—I think so.

11099. What were you doing on Monday the 16th?—I couldn't tell you. I don't recollect.

11100. Try and recollect; what were you doing on Monday the 16th?—I can't recollect.

11101. Where were you on that day; did you go over to the committee rooms?—I think I was in Mr. Macnamara's office on the 16th.

11102. What were you doing in Mr. Macnamara's office on the 16th?—I don't know what I was doing.

11103. Were you engaged in the house, in the room with Mr. Julian and Mr. Macnamara on that day?—I think so.

11104. Were you engaged on any outdoor duty on that day?—Not that I am aware of.

11105. Up to what hour, do you recollect, did you remain on election duty on the 16th in that room; did you remain there late at night?—I came home to dinner, and I came back after dinner.

11106. What were you doing when you came back after dinner?—We were not doing anything, but we expected Mr. Plunkett to come up, and we remained there late.

11107. Were you in the same room with Mr. Julian and Mr. Macnamara on Tuesday, the 17th?—I was.

11108. Were you engaged indoors on that day also?—I think I went out with two or three messages.

11109. Did you return to the room after you delivered the two or three messages?—I did.

11110. Were you engaged in any other room except that in which Mr. Julian and Mr. Macnamara were?—I was not.

11111. That was your room?—I used to be there.

11112. On the 17th did your brother Charles join you—that was Tuesday, and I find by the book that he was absent from the audit office both on that day and the day of the election; did he join you on the 17th, do you recollect?—He came down to the room, and I got him in.

11113. I suppose you spoke to Mr. Julian or Mr. Macnamara for him?—I spoke to Mr. Williamson or Mr. White about it; I don't recollect which of the two I spoke to.

11114. I believe Mr. White was getting a list of young gentlemen to be special tally agents on the day of the election?—Yes.

11115. And you spoke to him or Mr. Williamson to get your brother in?—Yes.

11116. And it was so arranged that your brother was employed?—Yes.

11117. What was your brother Charles doing on that Tuesday and on the day of the election, do you recollect?—I don't know what he was doing.

11118. Was he not in the office with you in Dame street on Tuesday?—I think he came over, and went away again.

11119. Do you recollect whether he did or not?—He did.

11120. You know he was absent from the railway office on the 17th?—I think he was at the railway on that day, but I am not positive.

11121. Do you know did he sign his name in the attendance book on that day?—I do not.

11122. Did he stay with you in the room in Dame-street?—He did not.

11123. Did you hear what he was doing on that day, or where he was employed?—I think he did nothing on that day but came over to the room, and went away again.

11124. Were you back to the audit office on Tuesday, the 17th?—Well, I can't exactly tell you.

11125. Do you remember being there on that day?—I might have been; I dare say I was.

11126. You told us that it was either on that day or on Monday that you were up there inquiring about the passes?—I should say it was on Tuesday I was there about them.

11127. Do you recollect being in the audit office that evening, and that Mr. Landy came in and found you there, after all the other clerks had gone?—I recollect Mr. Landy coming to the office. I can't say that it was on Tuesday he came.

11128. You remember the fact of Mr. Landy's coming?—I do—decidedly. He told me to come and pull up the arrears of my work some days before. My work was in arrear at the time.

11129. Mr. Landy told you, before you took leave on the 14th, to come to the office and pull up the arrears of the work?—He did.

11130. It was not after the entry was made in the book that he told you to pull up the arrears of your work?—It was not.

NINTH DAY.
December 8.
Mr. William Adams Lyons Malley.

11131. You were employed in the forenoon and up to the evening in the room in Dame-street?—Yes.

11132. About what hour, do you recollect, did you come to the audit office?—I think it was about six o'clock; I am not positive it was Tuesday.

11133. When you came to the audit office about six o'clock in the evening, whom did you find in the office?—I think I found the porter or messenger who used to clean up the office.

11134. What is the porter's name?—Tighe.

11135. Did you find any of the clerks in the office when you came there?—Not that I am aware of.

11136. Did you see Mr. Byrne there?—I am not sure that I saw Mr. Byrne there; I don't recollect seeing him there; I can't say that he wasn't there; I don't recollect it.

11137. Then you were in the office alone until Mr. Landy came?—Yes.

11138. Did you remain in the office after you came there?—I did not stop in the office. I went down stairs to see the mail train start, and when I came up I saw Mr. Landy sitting near my desk.

11139. Did Mr. Landy say anything to you when you returned to the office after seeing the mail train start?—He did.

11140. What did he say?—He said, "There isn't the slightest use in your coming to do work if you are down stairs on the platform."

11141. You were on the platform in the interval?—Yes.

11142. Do you recollect, where were these tickets lying that had been checked by Butler?—They were over in the corner.

11143. Do you know were they there that night?—I suppose so; I should say so.

11144. Do you know that they were?—I should say they were.

11145. Did you see any of the tickets that night?—No; I didn't take notice of them.

11146. Did you see any of the checked or disused railway tickets in anyone's hand in the course of those few days?—When I was in the office I might have seen them with Mr. Butler.

11147. Had you them in your own hand that night?—No, I had not.

11148. Did anyone come into the office while you were there that night?—Yes.

11149. Who?—Young Finlay and my brother.

11150. Did they come there while you were in the room?—Yes, young Finlay came in when Mr. Landy was there.

11151. How long did Mr. Landy remain in the office?—Not long.

11152. Did he say anything to you besides what you have already stated?—He did.

11153. What was it?—He said, "Can I give you any assistance?" I said, "No, thank you."

11154. What were you doing at the time?—I was putting out the proportions—the proportions between the different companies.

11155. Were you at work at your desk?—I was.

11156. How long did you remain at work?—Not very long.

11157. About how long?—About three-quarters of an hour, I think.

11158. Were you all that time at work making out the proportions?—I was, all the time I was in the office, with the exception of the time I was talking.

11159. How long were you working, or how long were you talking, can you tell?—I can't remember how long I was working or talking.

11160. Did you stay in the office at your desk for the three-quarters of an hour you say you were there?—I should say so.

11161. The best part of the time were you working or talking?—The best part of the time I should say I was working.

11162. How long were you in the office before your brother came into it?—I should say about ten minutes.

11163. Mr. Landy was in the office, I believe, you said, when you went upstairs from the platform?—He was.

11164. You found him there when you went upstairs?—I did.

11165. Had you been in the office before that?—I had, taking out the proportions, and I went down stairs to see the mail train start.

11166. Did you come to the office that evening to arrange your papers?—Certainly.

11167. Did you arrange them?—I arranged part of them.

11168. How much work did you do while you were in the office that evening?—I did some work.

11169. Did you do any substantial part of the work?—I did; I think I did about a day's work.

11170. A day's work?—Not a day's work, but part of a day's work.

11171. Did you do half-an-hour's real work?—Yes.

11172. Were you a very rapid worker?—Yes.

11173. You were?—Yes, when I'd——

11174. When you laid your mind to it?—Yes.

11175. Did you lay your mind to it that night?—Yes, for the time I was at it.

11176. How long were you really at work that night?—It didn't strike me at the time.

11177. How long were you really at work that night?—I can't tell you; it is a year ago, you must remember.

11178. I know it is. Did Finlay remain in the office with you until you left?—He did.

11179. What was he doing while he was in the office?—He was arranging papers.

11180. Did Finlay come into the office?—Mind I can't say positively that it was Tuesday night.

11181. No matter about that for the present; but whatever night Mr. Landy was in the office, Finlay came in after you?—He did.

11182. Your recollection is that Mr. Landy was in the office when you came back to it, after seeing the mail train off?—Yes, certainly.

11183. And that Finlay came in after you?—Yes, I think so; that is, young Finlay. There are two Finlays—William Henry Finlay and John Finlay.

11184. Which of them do you say came into the office that night?—The young Finlay, John Finlay.

11185. He was in the office at the time Mr. Landy was there?—He was, to the best of my recollection.

11186. How long did Finlay remain in the office, do you recollect, that night?—Until we left.

11187. Did your brother come into the audit office that night?—He did.

11188. How soon did your brother come in after young Finlay?—I think he came in with him.

11189. How long did your brother remain in the office?—I think, we went out together.

11190. Did you see your brother, or young Finlay, go near the tickets that night?—I did not.

11191. Can you say they did not?—That is the thing I can't say; they may have.

11192. What do you think?—I should say they didn't.

11193. Do you believe they did not?—I believe they did not.

11194. Did anyone else, except Mr. Landy, yourself, your brother, and young Finlay, come into the room that night?—Tighe came in.

11195. When did he come in?—He was in and out; I could not say when he came in; he was sweeping and cleaning up the office.

11196. Was Tighe in the office when you went there that night?—He was.

11197. Was he there when Mr. Landy came?—He was, in the outside office.

11198. Is it your recollection that, when you went to the outside office, you found Tighe there?—Yes.

11199. Mr. Landy was then in the inner office?—Yes.

11200. What was he doing when you went into the inner office?—He was sitting in the office opposite my desk.

11201. That was the second time that night that you were in the office?—It was.

11202. How long was the first time when you went to the office, before the second occasion that you went there?—I can't exactly say.

11203. I don't ask you to say exactly—about how long?—I should say about a quarter of an hour.

11204. When you went there the first time, whom did you find in the office?—I don't remember.

11205. You must try and recollect—you know it is not so long ago?—I can't recollect; I was in the habit of going there at night.

11206. But not that week?—Yes, and for a long time before it.

11207. You know you were on leave this time?—I was.

11208. And engaged at election work?—Yes.

11209. You say that after you saw the mail train start, you returned to the office, and found Mr. Landy sitting opposite your desk?—Yes; I didn't say it was on Tuesday night I saw Mr. Landy there.

11210. You were there a quarter of an hour before the second occasion that you went into the office?—Yes.

11211. Whom did you find there when you went into the office the first time?—I can't recollect.

11212. Try and recollect?—I don't think I found anyone there, as far as I remember now, to the best of my belief.

11213. Do you believe that there was no one about that office when you went there the first time?—I can't recollect.

11214. You must try and recollect?—At present I can't recollect who was there, or who was not.

11215. Was there anyone there that you recollect?—There was no one there to the best of my recollection.

11216. Was Mr. Byrne there, do you remember?—I can't say.

11217. Do you remember whether he was or not?—I don't remember.

11218. You seem to have had a peculiar sort of memory as to what occurred at that time?—I dare say Mr. Byrne was there. I suppose he was, when he swore he was there.

11219. How long did you remain in the office on the first occasion?—I should say ten minutes, or a quarter of an hour.

11220. What did you do while you were there the ten minutes, or a quarter of an hour?—I took out the papers, and did a little. I then went out on the platform to see the mail train start.

11221. Why did you want to see the mail start—was it to see if any of your friends were going by it?—Yes; it was a habit of mine to go to see the mail starting at twenty minutes past seven.

11222. When did you pay your first visit to the office that night?—I might have gone there about half-past six o'clock.

11223. Did you go to the office at half-past six o'clock that night?—I should say I did.

11224. And did you remain in the office until the mail was going off?—No; I remained in it for about a quarter of an hour.

11225. Where did you go after you had been in the office a quarter of an hour?—I went into the parcel office.

11226. You remained there for a quarter of an hour on the first occasion?—I did, to the best of my recollection.

11227. That is all we want—the best of your recollection—we don't want to pin you to a minute—is it your recollection that you went to the office that evening at half-past six o'clock?—It is.

11228. From your house in Buckingham-street?—Yes.

11229. It was after dinner at this time, I suppose?—It was.

11230. Did anyone go with you to the railway?—Yes; my brother went with me.

11231. How was your brother engaged?—He was then engaged, I think, in the parcel office.

11232. Did anyone else accompany you to the railway?—No one.

11233. Did you see or speak to anyone on the way before you reached the railway?—Not that I remember.

11234. Is it your recollection that your brother did accompany you to the railway on that occasion?—I think he did.

11235. Did you drive or walk to the railway?—We walked.

11236. And reached the railway about half-past six?—Somewhere about there, I think.

11237. Did your brother go to the audit office at this time when you went to the railway?—I think he did not; I cannot be positive—I think not.

11238. Where did you separate?—I left him on the platform, I think.

11239. Did you know where he was going to?—I thought he was going to the parcel office.

11240. Did you understand that he was going to the parcel office?—do you recollect whether he said he was going there?—I think he did, to the best of my recollection.

11241. Did you understand from your brother, as you and he were going to the railway, that it was to the parcel office he was going, and not to the audit office?—He wasn't going to the audit office.

11242. Did you understand what he was going to the railway for that evening?—I did not; he may have come up to give me a hand.

11243. Did you understand from him, before you went to the railway what department he was going to?—I can't remember.

11244. Do you believe he told you that he was going to the parcel office on that occasion?—I dare say he did.

11245. Do you recollect that he did?—I really can't recollect, to give you an answer.

11246. Were you surprised when he turned into the parcel office?—I wasn't; he was engaged in the parcel office, I think.

11247. Did you believe that he was going to the parcel office when he left you?—I am not sure.

11248. You remember distinctly about Mr. Landy being in the office when you went there on the second occasion that evening?—I do; but I can't remember whether that was Tuesday evening or not.

11249. No matter—but whichever evening it was, young Finlay and your brother came into the audit office?—Yes.

11250. After you left home to walk to the railway, accompanied by your brother, did you believe, from anything he said to you on the way, or otherwise, that he was going to the parcel office?—I really can't answer.

11251. Do you recollect that you did?—I don't remember; he may or he may not.

11252. Do you believe that he told you he was going to the parcel office?—I can't answer that; I don't know.

11253. Were you not surprised when you saw him turn into the parcel office?—I was not; he was doing duty there before—when he joined he went into the parcel office.

11254. But that was months before?—Yes.

11255. Was he not on this occasion four or five months in the audit office?—He was about three months.

11256. He was some months, at all events, in the audit office?—He was.

11257. He wasn't then employed in the parcel office?—Not then.

11258. Did you or did you not understand from your brother or anyone else, before you reached the railway, that he was going to the parcel office?—That is the thing that I can't recollect.

11259. What did you think he was coming to the railway for?—He was coming with me.

NINTH DAY.
December 8.
Mr. William Adams Lyons Malley.

11260. For your company, to accompany you for a walk?—Yes.

11261. Was that what you believed?—Yes.

11262. Then you did not understand that he was going to the parcel office?—I didn't say that; I can't remember that.

11263. Did you understand that he was simply taking a walk with you when he left home to go to the railway?—He came up with me.

11264. I know he did—is it your recollection that you said to yourself, as you walked up to the railway, "Well, I am going on business, he is coming up with me"?—Yes.

11265. Did you then think that he was going to the parcel office?—I can't tell that; I am not sure that he came up to the railway on the Tuesday before the election.

11266. I am not asking whether you are or not—the night you were in the office with Mr. Landy, your brother left home with you that evening?—He did come with me; he came with me when he was in the parcel office.

11267. Was he doing work in the parcel office that night?—He may be.

11268. Had you any suspicion or belief what was bringing him out with you that night?—No.

11269. And, of course, you did not ask him?—No. I didn't ask my brother whether he came with me as a companion, or to do business. When Mr. Landy was in the office, whether it was when my brother Charley was doing business in the parcel office or not, I can't say.

11270. Whatever night it was which was identified in your mind with the presence of Mr. Landy in the office, when you left home, no matter which night it was, did you leave home to go to your work?—Yes.

11271. Did you tell your brother that that was your object in going to the railway?—He knew that I was going to do my work.

11272. Did you tell him that you were going to do your work?—I did.

11273. Did he say then that he would come with you?—Yes, I think he did.

11274. Are you sure he did?—I can't be sure. I am not sure whether my brother was engaged in the parcel office at the time. I am speaking of when I saw Mr. Landy in the audit office.

11275. What do you believe—do you believe your brother was in the parcel office at that time?—I can't say; I think so.

11276. When you said to him that you were going up to the railway, and when he said he would come with you, did you believe it was to do any work he was going up?—If he was in the parcel office at the time, he went up to do his work.

11277. He knew, according to your recollection, that you were in one office and he was in another at this time; and you left home together on that evening, did you tell your brother that you were going to the railway to do your work?—Yes.

11278. And he told you that he would go with you?—He came with me.

11279. Did you know he was coming with you before he did leave home?—If he was doing work in the parcel office.

11280. Answer the question—did you know before he left Buckingham-street that he was coming with you—and for what did he tell you he was coming to the railway for?—I can't say he did.

11281. Do you remember that he intimated to you that he was going with you to the railway before he left home?—I can't say. I don't remember that he did.

11282. What do you believe?—I believe he did.

11283. When he intimated to you that he would go with you to the railway, did he say what he was going with you for?—Not that I am aware or recollect.

11284. Did you understand that he was going to the parcel office?—I did. I don't remember it to the best of my recollection.

11285. I am only asking you to the best of your recollection—that is all you are required to give?—All right.

11286. Is it your recollection that your brother said he was going to the parcel office?—Yes.

11287. Did he say or did he give you to understand what he was going to the parcel office for?—No, he may have cause for work there.

11288. Did he say for what purpose he was going there—did he say he wanted to see anyone there?—I don't remember.

11289. Or anything to that effect?—I have no recollection of his saying so.

11290. Did he say he was going to the parcel office on that occasion?—I think so to the best of my recollection.

11291. You know he wasn't then a clerk in the parcel office?—I am not certain of that.

11292. He was in the same office with you—the audit office—though in different rooms in that office, for three months previously?—I am not sure that he was in the parcel office when Mr. Landy was in the office with me.

11293. That is the night I am speaking of—did you understand that your brother was going to the parcel office that night?—I did.

11294. You must have known he had no duty to do in the parcel office, because he had been an audit office clerk for months before?—At the time I am speaking of he may have had duty in the parcel office as he was there that night.

11295. How many months was your brother in the audit department before this, I think you told us it was several months since he was transferred from the parcel to the audit office?—Of course he was in the audit office.

11296. How long was he in it, how many months?—I can't say, he was there for several months.

11297. Then having been transferred from the parcel to the audit office, and being in the audit office for several months, did it strike you as peculiar his going up to the parcel office that evening?—No, it did not.

11298. Did you think he had any duty there?—I am not sure that he was in the parcel office the night I speak of. I can't remember it.

11299. You knew that he was not a parcel office clerk for months before?—I can't say that.

11300. Did you not know that he was an audit office clerk for months before?—I can't say whether Mr. Landy was in the office that night or not.

11301. You are only giving yourself as well as us a great deal of trouble—did you know he was going up to the railway?—He said he would go there; he said he would come with me.

11302. You knew very well that your brother was not a parcel office clerk for months previously?—I can't say that.

11303. Did you not know that he was transferred to the audit office months before?—I am not certain that I saw Mr. Landy that night or not.

11304. Are you so simple as not to know that that is no answer to the question?—you did understand that he was going to the parcel office, you say?—Yes.

11305. Did you not then know that he was an audit office clerk, and not a parcel office clerk?—Allow me to explain If it was a couple of days before the election he was in the audit office; if it was several months before it, he was in the parcel office.

11306. Do you mean to say that you are now in doubt as to whether this matter of Mr. Landy being in the office with you after hours, was six months, or only two or three days before the election?—I am.

11307. Did you not tell me that it was the evening of the day that you asked if the passes had arrived?—No; it may be.

11308. Do you believe it?—I can't say. It may be. I am not positive.

11309. Was it while you were on leave?—I can't tell you.

11310. Did you not tell me a while ago that it was—did you get leave on the 13th?—Yes.

11311. Was it before you got leave or not?—I can't tell.

11312. Was it after you saw the entry in the attendance book?—I am not positive.

11313. What do you believe?—I should say not.

11314. Did you not tell us within the last half hour that it was either on the Monday or Tuesday, and probably the latter, that you went up to the railway to inquire about the passes?—we will go a little further back, you dined at home, I presume, that day?—On Tuesday.

11315. Yes?—I did.

11316. Had you been in the committee-rooms in Dame-street, that day?—Yes.

11317. Had you been in the committee-rooms the day you met Mr. Landy in the office?—I can't tell you.

11318. Was it before the election at all that you met Mr. Landy in the office?—It may have been.

11319. We must get an answer?—I can't tell you.

11320. You have sworn already, and it is taken down by the reporter that it was a few days after you got leave from Mr. Cusack?—That I met Mr. Landy in the office?

11321. Yes, after your absenting yourself from the office, because of your having got leave—is that the truth or not?—That I met him in the office after I got leave, I can't tell you.

11322. Do you recollect your seeing Mr. Landy in the office the evening you went there to pull up the arrears of your work?—Yes, I met him in the office when I was pulling up the arrears.

11323. And when you saw your brother and young Finlay in the office?—Yes.

11324. Was that not after you got leave from the chairman?—I can't recollect.

11325. Did you not say half an hour ago that it was?—You didn't give me the particulars.

11326. Do you not see that you have got yourself into a difficulty?—I don't see that I have got myself into any difficulty.

11327. Mr. TANDY.—I tried to take a correct note of what you said, as I knew that Mr. LAW could not do so while examining you. You said, "I think I was in the office on Tuesday, the 17th. I think I went out on some message on Tuesday. My brother came to the room on Tuesday. I remember Mr. Landy coming to the office when I was there; he had told me to come"?—Yes, but I didn't say it was on Tuesday.

11328. What other day did you speak of, if it was not Tuesday?—The night I spoke of I can't remember whether it was before or after I got leave.

Your language, I can tell you, conveyed a very different impression.

11329. Mr. LAW.—It is taken down, remember, by a sworn reporter?—I told you I am not sure when I saw Mr. Landy.

11330. Mr. MORRIS.—I have exactly the same note of your evidence that Mr. Tandy has?—Did Mr. Landy see me on Tuesday, the 17th, in the office?

11331. Mr. LAW.—He swore, I think, that he did?—It might have been that night.

11332. The night before the election?—Yes.

11333. Have you any doubt about it?—I have. I can't swear it.

11334. Did you not swear already that to the best of your belief, it was the night that you inquired about the passes?—I was there that night, if Mr. Landy swore it.

11335. He did, and you said the same yourself?—If he was there on the 17th and saw me in the office after hours, that was the night my brother came.

11336. Do you recollect, when your brother came down with you to the railway, was he at Dame-street on that evening?—I can't tell you.

11337. To the best of your recollection, was he in Dame-street on that day, asking for employment, or arranging for the next day?—I really can't tell you; I don't recollect.

11338. Do you believe it was the same day?—It may have been.

11339. Do you believe that it was the same day?—Yes. I should say it was, if Mr. Landy swore it.

11340. Do you believe it was on the same evening on which you left home with your brother, that he was in 47, Dame-street, seeking for employment?—I can't recollect.

11341. Do you believe it was?—I don't know. I can't recollect.

11342. Do you believe it was?—I can't answer.

11343. We must have an answer?—It may have been.

11344. Do you believe it was?—Well, yes.

11345. Have you any doubt about it?—I have.

11346. Have you any doubt that you dined at home that day?—I should certainly say I did. I went home to dinner.

11347. Have you any doubt that your brother dined at home with you?—Yes, I should say he did.

11348. Did your brother tell you that he was going to be employed the next day at the election?—I knew it myself.

11349. Were you talking about it while you were walking up to the railway that night?—I don't recollect that I did.

11350. You do recollect that evening?—Yes, I can't swear that Mr. Landy was in the office on Tuesday night.

11351. It is wholly immaterial whether it was Tuesday or Monday—was it the night before the election?—It was.

11352. Do you remember the day you were on duty in Green-street?—I wasn't on duty in Green-street.

11353. On the day of the election?—I wasn't in Green-street until late in the night.

11354. About what hour was it when you were there?—It was about half-past four, I think, to the best of my recollection.

11355. Do you recollect was it before that that you went with your brother to the railway?—Certainly.

11356. Was it the day or the evening before that you went with him to the railway?—That is coming back to the same point.

11357. It is exactly?—I think it was.

11358. Do you believe it was?—I do, since you told me that Mr. Landy swore that it was; otherwise I am not clear about it.

11359. Do you recollect, when your brother said he would go with you to the parcel office whether he said what was taking him up there?—I don't recollect what he said.

11360. I do not ask you to recollect all he said, but did he give any reason why he should go up there?—It is my belief he said nothing about it.

11361. Except that he would go to the parcel office?—He may have said that.

11362. When he said he was going to the parcel office, did you say anything to that?—No.

11363. Did you know why he was going up to the railway?—No, I didn't. Nor did I ask the question.

11364. You knew he had no business there?—I will not be positive he told me that he was coming up to the railway.

11365. Who was in the parcel office when you went into it?—Mr. Kennedy was in charge of it.

11366. What other clerks were there?—There was no other clerk there except the foreman porter.

11367. Did you go into the parcel office with your brother?—I think I did.

11368. Are you sure you did?—I am nearly sure I went in with him.

11369. We may, I presume, take it that you did go into the parcel office with your brother?—I did go in immediately when I went up to the railway.

11370. Whom did you see in the parcel office, when you went into it?—I saw Mr. Kennedy there, and the foreman porter.

11371. What is the foreman porter's name?—Ned Fleming.

11372. Was there anyone else there but these two?—Yes, I think Wallis's man was there.

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11373. What is Wallis's man's name?—Tom—I don't know his surname.

11374. What Wallis is that?—The carrier to the railway.

11375. Where is his establishment?—On Bachelor's-walk.

11376. And was this the carrier's man?—He used deliver parcels from the country at the railway.

11377. Do you know the name of any other man of Wallis's, that used come to the railway?—I do not.

11378. Did you see Tom in the parcel office on this night with Kennedy and Fleming?—To the best of my knowledge I did.

11379. How long did you remain in the parcel office on that occasion?—I may have remained for a quarter of an hour, or for only five minutes—I should say I remained there about five or ten minutes.

11380. Did you remain there ten minutes?—Yes.

11381. Did you remain there more than ten minutes, according to your recollection or belief?—I don't think I did.

11382. Did you sit down while you were in the parcel office, or did you stand all the time?—I don't remember.

11383. Do you recollect whether, when you walked into the office, anyone spoke to you?—I don't recollect.

11384. Do you recollect whether you spoke to them?—I am sure to have spoken to them. I am sure to have spoken to Mr. Kennedy, at least I think so.

11385. Are you quite sure you spoke to him?—I think I did.

11386. It's not so long ago?—It is a thing I can't be positive about

11387. It is quite sufficient to fix the whole transaction on your memory?—I was in the habit of going up to the parcel office constantly.

11388. Who spoke first, do you recollect?—I can't tell.

11389. Do you recollect meeting anyone in the office again that evening? Do you recollect were you in the office again that evening?—I should say I was.

11390. You say you were there about ten minutes on the first occasion?—Yes.

11391. Had you any conversation with Kennedy on that occasion that you recollect?—I don't recollect; I am sure to have spoken to some one.

11392. Did your brother say what brought him there?—Not that I am aware of.

11393. Did he make you understand that he was there about matters of business?—Not that I am aware of.

11394. Did you leave him in the office when you went out?—I can't tell; I don't remember.

11395. Do you remember that he came out with you?—I think he did.

11396. You think he came out with you?—Yes.

11397. You do remember that he did come out with you?—I am sure he did.

11398. Had he been conversing with Mr. Kennedy? I should say so.

11399. Do you remember whether he had or not?—I do not.

11400. Have you no recollection what you were doing while you were in the parcel office on that occasion?—Not the slightest. I know I had been either sitting on a chair, or warming myself before the fire.

11401. Your mind is wholly a blank on the subject?—It is.

11402. Do you recollect, did you go straight from the parcel office to the audit office?—I think not.

11403. Where did you go to after you left the parcel office?—I think I went to the booking office, or saw some one standing near the scales next it.

11404. Where did you go to from the parcel office door?—To the platform.

11405. Who was at the scales that you spoke of?—I can't tell.

11406. Was anyone there?—Mr. M'Meehan, I think, was.

11407. Is he a porter?—He is a clerk.

11408. In what department?—In the booking office.

11409. Is it your recollection that he was at the scales?—I think he was.

11410. Who else was there?—I think Mr. Cahill was there—the first-class booking clerk.

11411. Was there anyone else there?—There were two or three porters.

11412. Do you know their names?—No.

11413. Did you speak to Cahill or M'Meehan?—I think I did.

11414. If you did, what did you say to them?—I really could not tell you—it is now twelve months ago.

11415. Do try and recollect. What did you speak to them about?—I can't tell.

11416. Did they express any surprise to see you there at that hour?—Not the slightest.

11417. Did you tell them that you came to work?—I dare say I did.

11418. Did your brother say what brought him up?—I don't remember.

11419. Do you think he did?—I don't think he did; he may have.

11420. Did he go up to the scales also?—Yes; and further, he went to the urinal, as far as I remember.

11421. Did you see him come back again?—I can't remember.

11422. Was there anyone else where he went to?—There were some porters, I think.

11423. Did you see your brother speaking to anyone?—Not that I remember.

11424. Did he come back to you?—I don't think he did.

11425. How long did you stand talking to Cahill or this other man at the scales?—I may have been there five minutes.

11426. Where did you go to then?—I went up to the audit office.

11427. You did not go into the booking office?—I think not.

11428. Is it your recollection that you went straight to the audit office from the scales?—Yes.

11429. Do you recollect seeing what hour it was when you got back to the audit office?—There is no clock in the audit office—at least there wasn't.

11430. Had you a watch with you?—I had not.

11431. What o'clock was it when you got back to the audit office?—I dare say it was about some few minutes after seven when I got back.

11432. Where did you last see your brother before you went back to the audit office?—When I saw him go to the urinal.

11433. When you went into the audit office, whom did you find there?—I think Tighe was there.

11434. Is he the porter that has charge of the room?—He used sweep out that place.

11435. Was there anyone else there?—There was no one else there that I remember.

11436. Did you see anyone coming out of the door, or coming from the audit office?—I don't remember seeing anyone.

11437. Did you meet anyone coming from the audit office?—I don't think I did.

11438. Did you meet anyone coming from that direction?—Not that I am aware of.

11439. You passed into the inner room?—I did.

11440. Did you open your desk?—I did.

11441. That was the first time you were in the office that evening?—Yes.

11442. How long did you remain in the office then?—About a quarter of an hour.

11443. Until the mail train went?—Before the mail started I went down stairs.

11444. Were you alone in that office for the quarter of an hour you were there before you went down stairs?—I dare say I was. I should say I was.

11445. That is your recollection?—I should say so.

11446. During that quarter of an hour who came into the room?—No one that I am aware of.

11447. Did Tighe come in?—He did, I think.

11448. Did anyone else?—Not that I remember.

11449. Did you ever hear that anyone else did come into the room during that quarter of an hour?—I never spoke to anyone about it.

11450. After the quarter of an hour where did you go to?—I went down stairs to see the mail train off.

11451. That was on the night you were in the office after hours?—Yes.

11452. Did you leave home for the purpose of seeing the mail off?—Not generally.

11453. What do you mean by "not generally"?—You asked me if I left home to see the train off, and I said not generally.

11454. You say that no one came into the office for the quarter of an hour you were there?—According to the best of my recollection there was not.

11455. How long did you remain down stairs seeing the mail off?—I should say about a quarter of an hour or ten minutes.

11456. Whom did you meet as you passed out of the audit office down stairs? Who was the first person you saw?—Tighe was the first I saw.

11457. Where did you see Tighe?—He was at the top of the stairs.

11458. Did you see anyone but Tighe until you got down and outside the door?—No.

11459. Who was the first person you saw after that?—I don't remember.

11460. Did you see anyone?—I saw people on the platform.

11461. Did you see anyone belonging to the establishment?—I saw some porters, I think.

11462. Did you see your brother?—I don't think I did, I don't remember seeing him.

11463. When did you first see him afterwards?—I think it was in the parcel office. I think I went in there.

11464. Is it your recollection that you went to the parcel office as you were on your way to the train?—The train starts immediately under the clock, the parcel office is in the front of the house.

11465. Did you remain watching the train starting?—Yes, and stopping at the book-stall. I saw the train clear out of the station.

11466. Did you speak to anyone until the train went off?—I spoke to the station-master.

11467. What is his name?—M'Neill.

11468. You remember speaking to him?—Yes, to the best of my recollection.

11469. Have you any idea what the subject of the conversation was with him?—Not in the least. It is likely to strike me.

11470. How long were you on the platform before you went to the parcel office?—About ten minutes or a quarter of an hour. I was there some time.

11471. Do you recollect did you speak to anyone but the station-master until you went to the parcel-office?—I think I spoke to the man in the book-stall, Kirk's man.

11472. What is his name?—I don't know his name.

11473. Did you go from the book-stall to the parcel office?—Yes.

11474. Did you speak to anyone else until you went to the parcel office?—I didn't. I believe I didn't.

11475. Whom did you see in the parcel office when you went there again?—Mr. Kennedy, and a couple of porters getting out the things for the train.

11476. I thought you told us you didn't go to the parcel office until the train started?—I think I went to the parcel office immediately before the train started and came back.

11477. I understood you to say you didn't go to the parcel office until the train was clear out of the station?—I can't tell you.

11478. Pray be a little accurate?—I am as accurate as I possibly can be.

11479. Did you or did you not remain on the platform until the train went off, or did you go to the parcel office and then come back?—I think I went to the parcel office before the train started.

11480. Have you a doubt about it?—I have.

11481. Did you see the porters taking out things for the train?—I am nearly sure I did.

11482. Who was in the parcel office on that occasion?—Mr. Kennedy and some porters.

11483. Was your brother there?—I don't think he was.

11484. Where did you see him next?—When he came into the audit office afterwards.

11485. Can you swear that you did not see him in the parcel office?—He may have been there—very likely he was. I don't recollect that I was speaking to him there, or that he told me that he came from the parcel office to the audit office, or that he came in on me and Mr. Landy there. I don't think he told me that.

11486. Did he ever tell you that he had any communication with Kennedy that night?—He never spoke of Kennedy at any time since.

11487. Did he at that time or before it?—He did not, as far as I remember.

11488. Did your brother ever mention Kennedy's name in connexion with going to the parcel office that night?—Not that I remember.

11489. Did you understand from anything that he said, that Mr. Kennedy had anything to do with his going to the parcel office that night?—No.

11490. Did you understand that he was to meet any person there, or see any person there?—No.

11491. Did you ever understand from him what brought him up there that night?—No; I never spoke to him on the subject.

11492. Do you know, as a matter of fact, what brought him there?—No; I do not.

11493. Can you form any belief on it?—I couldn't. He may have walked up with me.

11494. For the pleasure of accompanying you?—Yes.

11495. Is that your honest belief?—It is.

11496. I suppose Mr. Landy could not have found you in the office between five and six that evening?—Certainly not, the night I saw him, whatever night that was. I will swear that.

11497. Were you in the office after hours more than once between Saturday the 14th and the day of the election?—I think I was there twice.

11498. After hours?—I think so.

11499. Are you sure you were?—I am not.

11500. You think you were there twice?—I think I was.

11501. You have told us the particulars of one occasion; when was the other and second occasion?—I think I was there on Wednesday night.

11502. That was after the election?—Yes.

11503. Were you there more than once between Saturday the 14th and the day of the election? You are aware the election was on Wednesday?—Yes.

11504. Were you in the office after hours between Saturday and Wednesday?—I wasn't only once there.

11505. Have you any doubt about it?—I have. I had been working several days after hours before I went on leave.

11506. When did you go on leave?—On Saturday.

11507. Were not you assisting at the election on part of Friday, on Saturday, Monday, Tuesday, and Wednesday, and cannot you tell us whether you were in the audit office more than once during the interval, after hours?—I believe I was only once there.

11508. And you saw Mr. Landy there then?—Yes.

11509. When you saw him in the office I believe the mail train had gone?—Yes.

11510. You are certain of that?—Yes.

11511. Perfectly certain?—Yes.

11512. State what he said to you?—He said, "There's not the least use in your coming to work if you are on the platform."

11513. Did he make any observation about your absenting yourself on the Saturday previous?—Not that I remember.

11514. Do you believe he did?—Certainly not.

11515. Would you remember something about it if he did?—I don't believe he did.

11516. How long was he in the office with you?—He was there some time—I suppose about twenty minutes.

11517. What was he doing all that time?—We had a long talk together.

11518. What was it about?—He was looking then, and previously, for a rise in his salary, and he was talking to me about it.

11519. Was that all?—I said I was going to London, that I was looking for an appointment, and that I would not stop for the paltry salary in the railway company's service. Whatever night he was there, that was the conversation we were talking about for twenty minutes or more.

11520. Discussing his salary and your future prospects?—Yes.

11521. Did he talk to you about the election or the election work?—Not that I remember.

11522. Was that subject spoken of during the conversation?—I should say not.

11523. Did you leave him in the office, or did he leave you?—He left me after the twenty minutes' conversation.

11524. It would then be somewhere near eight o'clock?—Yes.

11525. We are now very near eight o'clock?—I should say it was a couple of minutes to eight.

11526. When Mr. Landy went away, he left you after him?—He did.

11527. When did Finlay come into the office?—He came with my brother when Mr. Landy was talking to me.

11528. Did they leave before you?—No, we all left together.

11529. Did you all then remain for some time in the office?—Yes.

11530. For how long?—For about twenty minutes.

11531. That would be about twenty minutes past eight, or, if you want to be more accurate, eighteen minutes past eight. What were you three talking about?—I don't remember.

11532. Try and recollect?—We were talking, I think, about the work that I was doing, and the work Finlay was doing.

11533. What was the work you were doing?—Checking proportions, or putting in proportions.

11534. You believe that it was about railway work you were talking?—That's my recollection.

11535. You were at a desk?—Yes.

11536. Did you talk about the election at all?—I should certainly say not.

11537. Did you say nothing about election matters?—No.

11538. Did you ask your brother where he had been?—No.

11539. Did your brother say anything about what he was doing?—Not that I remember.

11540. What was Finlay doing?—He was arranging some papers.

11541. What was your brother doing?—I think he was giving Finlay a hand.

11542. He was helping Finlay in arranging the papers?—Yes, they were arranging some papers.

11543. Where were they arranging them?—On a kind of cross-desk.

11544. Was it in the same office with you?—Yes.

11545. Was that the office in which they generally worked?—They worked in one office one day, and in the other another.

11546. Where was your brother's desk?—He had no particular desk.

11547. Had you?—I had. I was checking certain things.

11548. Had not all the clerks particular desks, with locks and keys for each?—No.

11549. Had you a lock and key for your desk?—I had.

11550. Had all the desks locks and keys?—I think so.

11551. If the clerks had locks and keys of their respective desks, the desks were their own, and not for the use of Finlay or your brother?—Yes, but there were several spare desks.

11552. During the day, from ten to five, which were the office hours, did your brother work in the inner room at all?—He did; and I often worked in the outer office.

11553. That was, I presume, when you were in the outer office?—No, it was my fixed parcel place.

11554. Was your brother helping you at all that night in arranging your papers?—I dare say both he and Finlay were; they were arranging some papers; I don't know whether they were mine or Mr. O'Neill's.

11555. But were they either yours or Mr. O'Neill's?—I can't tell you.

11556. Can you form any belief?—I can not.

11557. Were they arranging your papers?—I can't say.

11558. Was it that which they purported to do?—I can't tell.

11559. You went there to arrange your own papers?—I did.

11560. Were they assisting you in the arrangement of your papers?—I can't tell you.

11561. Can you form any belief?—I cannot.

11562. Were they arranging your papers or their own papers?—I can't tell.

11563. You told me that Finlay was arranging his own papers, and that your brother was helping him at something?—I said papers.

11564. Whose papers?—I can't tell; they may have been my papers or Mr. O'Neill's.

11565. Were they with you for the whole twenty minutes, or did any of you go out during the twenty minutes?—No, we all three remained there.

11566. Did anyone else come into the office that night?—I think not.

11567. Is it your belief that none of you expected anyone to come?—It is; Finlay may.

11568. Is it your belief he was expecting anyone?—I do believe he was not.

11569. Did you remain there longer than the twenty minutes?—No, I remained about twenty minutes.

11570. When you left the audit office did you all go out together?—Yes.

11571. When you went out where did you go to first?—We went into Dominick-street, down Moore-street, and we went then home.

11572. Where did you separate?—At the corner of Sackville-street, at the Rotunda.

11573. Finlay, I suppose, went down Sackville-street?—He did.

11574. And you went home?—Yes.

11575. Did you go home straight?—Yes, and my brother with me.

11576. When did you next see Finlay?—I think I saw him in a couple of days after.

11577. Where?—At the office.

11578. Do you remember the day of the election?—Perfectly well.

11579. You were to be on duty that day?—Yes.

11580. Tell us where you were on duty in the morning at eight?—In Dame-street.

11581. At the central office?—Yes.

11582. Were you engaged in a room that day?—Yes.

11583. In what room?—I was engaged in a room at the top of the house on the same floor as Mr. Julian—next to the candidate's room.

11584. At the top of the house?—Nearly the top. On the same floor as the room I was always engaged in—in Mr. Macnamara's room.

11585. Who was in charge of the room?—Mr. Macnamara.

11586. Was that the room you had been at work in before?—No.

11587. Had Mr. Macnamara moved to another room?—Yes, he was in it then.

11588. Was it on the same floor as you had for-

merly been in?—Yes, the same floor. There were four rooms on the floor.

11589. In the two houses?—I think that was over the two houses.

11590. Was your brother with you?—No, he was not with me.

11591. Where did you leave your brother that morning?—I think he went before me down to Green-street.

11592. At eight in the morning?—Yes, I think about eight.

11593. Were you directed to be at Green-street at eight?—I was not.

11594. Was he?—I think so.

11595. Who directed him?—I should say it was some of the parties who had the management of the thing.

11596. What do you believe?—It was either of the two gentlemen, I should say. I could not tell which.

11597. Did you never understand who told him to be there at eight?—No, I did not.

11598. And you never heard?—No, not that I remember.

11599. But you went down to 47 and 48, Dame-street at eight?—Yes.

11600. How long did you remain there before you went out again?—It was about an hour after when I went out, to a house in William-street.

11601. What house was it?—In Suffolk-street, I think it was, or a continuation of William-street.

11602. What street was it in?—In Suffolk-street, near the Round Church.

11603. Were they committee-rooms?—No, polling booths.

11604. What were you doing there?—I was keeping a book there with the names of the voters, and who they voted for. I was putting down the numbers of the voting tickets, and who the parties voted for—Plunket, Guinness, Corrigan, or Pim.

11605. Were you furnished with a printed list for the purpose?—I had not a printed list of the voters. I was putting down the names in a book, and who they voted for, and the numbers of the tickets.

11606. What became of each man's voting card as he voted? Was it handed to you to put down the name and number?—I got some of them. I used to take them from the other books. I was not long there—about twenty minutes.

11607. While there, were the voting cards handed to you?—I don't think they were.

11608. What was done with them?—They were handed to me when I could not catch the name. The name and the number were read out to the sheriff's representative.

11609. While there you saw what was done with each card?—I think they were thrown underneath the table.

11610. You remained about twenty minutes?—About twenty minutes.

11611. And made the entries in your book?—Yes.

11612. Where did you go then?—Back to Dame-street.

11613. What did you do with your book?—I left the book there, I think.

11614. Where?—At the booth.

11615. With whom?—With the inspector.

11616. Who was he?—I do not now remember his name. I know him by appearance, but I don't remember his name.

11617. You know it was the inspector you left it with?—To the best of my recollection it was.

11618. Where had you got the book?—From Dame-street.

11619. Were you told to leave it with the inspector?—No, I was not.

11620. Why did you leave it with him?—I thought he would keep it.

11621. Were you sent to do that duty?—The general inspector of the booth came to me.

11622. Who was he?—I think he was the general inspector. I don't know his name. He is a clergyman's son, and lives at Raheny. I think his name is Crampton or Compton. He came and said they wanted a person to go over immediately, and I ran across with him to the place near the Round Church.

11623. Where were you when he came?—With Mr. Macnamara.

11624. Crampton came to ask for somebody to assist at the booth?—Yes.

11625. And you were directed to go?—Yes.

11626. By Mr. Macnamara?—By Mr. Macnamara.

11627. Who gave you the book? Was it Mr. Macnamara?—I think he did.

11628. Did he tell you what to do with it?—No. I went over immediately.

11629. Who told you what you were to do?—This young fellow told me what to do.

11630. He told you to enter the names of the voters, and how they voted?—I did not enter more than half a dozen.

11631. In the twenty minutes?—Yes.

11632. Do you mean that there were not more than six or a dozen votes recorded in that time?—Yes.

11633. Did you enter all that voted?—Yes, while I was there.

11634. At the end of the twenty minutes you came away?—Yes.

11635. And left the book with the inspector?—Yes.

11636. Why did you go away? Were you not sent there for a particular purpose?—No. I think it was a mistake about me being brought over originally, because the inspector had his tally clerk beside him, and I don't think he wanted me. It was a mistake of Mr. Crampton's.

11637. Was it simply because it occurred to you that you were not required?—That I was not wanted. I spoke to the Inspector, and said it was no use for me to remain, and I went away.

11638. You went back to the office then?—Yes; to Dame-street.

11639. To Mr. Macnamara's room?—Yes.

11640. How long did you remain there?—I think I remained till about twelve o'clock. I went out to lunch, I think.

11641. At twelve o'clock?—Yes; between eleven and twelve.

11642. I suppose you breakfasted pretty early, before leaving home?—Yes.

11643. Were you in the office after you came back from this place in Suffolk-street, until you left for luncheon—were you in the room all the time?—No; I don't think I was.

11644. Where were you?—I was up and down the house in different rooms. There was nothing to do.

11645. What do you mean?—I went into the different rooms to see what they were doing in them.

11646. And to talk?—Yes.

11647. You were in Mr. Macnamara's room?—Yes.

11648. What other rooms were you in?—I went to the room underneath.

11649. Who was there?—I did not know any person there.

11650. Did you see anyone?—Yes; I saw Mr. Fitzgerald.

11651. Was it Mr. James Fitzgerald?—I don't know his Christian name.

11652. You knew him?—Yes; I knew him.

11653. What is he?—A solicitor, I think.

11654. Did you speak to him?—Yes; I did.

11655. What did you say?—They were making up some returns, and he had something to do in the room, and I think I asked him the total of the poll there.

11656. Was that all?—I think that was all.

11657. What did you do when you left him?—I think I went down stairs. I went over all the house.

11658. Did you spend your time running up and down stairs?—I was in the different rooms.

11659. What were you doing?—Talking to the different people, I think.

11660. You were there on duty, and were paid for

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it?—Yes; I had nothing to do except it was up stairs, and there was nothing doing there on that particular day.

11661. Did you speak to Mr. White that day?—I did not see him.

11662. Did you see Mr. Williamson?—Not till late that night.

11663. Did you see Mr. Sutton, or were you speaking to him?—No.

11664. Or Mr. Julian?—I saw Mr. Julian.

11665. Were you speaking to him?—I don't think I spoke to him that day at all.

11666. Were you doing anything but gossipping from room to room, from the time you came back at twenty minutes past eight?—I should say, when I went to the ward polling place, it was after nine, or near ten o'clock.

11667. From the time you came back from the ward until you went to lunch, you were doing no work?—No; I asked if there was anything to do, and I was told they had enough of clerks.

11668. Had you seen your brother after parting from him in the morning?—No.

11669. When you went to luncheon, where did you go?—I think I went to George's-street, and then I went out with young Mr. Macnamara—the son of the surgeon—as far as M'Birney and Collis's, on the quay. We came back then, and after that I went round to the different booths for the returns.

11670. You were a runner, then?—Yes; I went round with Mr. M'Carthy.

11671. Did you accompany your brother to Green-street?—No; I was not near Green-street until late that evening—until about a quarter or half-past four.

11672. When you had your luncheon, you went to M'Birney's?—Yes.

11673. Where then?—I came back to Dame-street, and then went among the booths.

11674. Did you go to the office of Mr. Macnamara?—Yes.

11675. Did you report yourself, and ask if there was anything to do?—He sent me to the different booths.

11676. Were you employed in going to the different booths from that until four o'clock?—No; I came back to deliver my message. I was some time going round the booths; I took the South side.

11677. You were driving round?—Yes.

11678. Did you come back with the returns to Dame-street more than once—did you make more than one journey?—No; I don't think I did.

11679. Well, where did you next see your brother?—I saw him down in Green-street when I came.

11680. How did you come?—On an outside car.

11681. Down through Capel-street?—Yes.

11682. Where did you find your brother?—I saw him out through the hall in the front building.

11683. How was he dressed?—I could not tell; I suppose he had his ordinary clothes on.

11684. How was he dressed?—I do not know; the clothes he had on generally—then, I suppose.

11685. What sort of a hat had he?—A low hat certainly.

11686. Was it black or white?—Black; I could not tell what clothes he had on.

11687. What colour were the clothes—black or white?—Dark, or grayish colour.

11688. Do you remember what clothes you had on yourself that day?—No. I cannot remember what clothes I had on.

11689. Do you remember what sort of a hat you had on?—Yes; I had a low hat on.

11690. What sort of a coat had you on?—I cannot say; I should say it was a short walking coat.

11691. Do you remember what colour it was?—No.

11692. Was it the coat you generally went to the office in in the morning?—I think it was.

11693. What colour was it?—No; it was a new coat, I think, I had on.

11694. Now, as you remember it was a new coat you had on, what colour was it?—I know I had a new coat on that day, but I do not know whether I had it on when I came down and saw my brother or not.

11695. You remember having it on?—I remember having it on some part of the day.

11696. Was it in the morning or evening?—I don't know; it was some part of the day.

11697. How do you know you had it on at all?—I went to M'Birney's about the coat.

11698. Did you buy it that day?—No.

11699. When did you buy it?—About a fortnight previously; I bought the stuff and got it made.

11700. How does the fact of having bought this coat a fortnight before lead you to think you had it on that day?—I got it made up that day; I bought the stuff previously, and I got it made up a few days before.

11701. What colour was it?—It was a tweed.

11702. What colour?—It was a darkish colour.

11703. What colour was it?—It was a dark tweed. I think it was a Scotch tweed; there were different little specks through it. There was a red shot through it, and a greenish; I don't know what the stuff was called.

11704. Was it a heather mixture?—Yes; that is it.

11705. A shooting coat?—Yes, a shooting coat.

11706. As you have a recollection of buying the material, and getting it made, and having it on that day, perhaps you could say what part of the day it was you had it on?—I had it on I think at M'Birney's.

11707. What hour of the day?—I should say early in the day, or about twelve o'clock when I went to luncheon, and when I went down there about it.

11708. Was it that which brought you to M'Birney's?—Yes, and to order some things up for my mother, as well as I remember.

11709. Did you get the coat at M'Birney's that day?—No. I did not bring it away with me, but I fitted it on.

11710. Did you wear it outside of M'Birney's?—I think I wore it over as far as Sackville-street and back.

11711. Did you go out of M'Birney's with it?—I went to Mr. Bridgeford's.

11712. What did you do with the coat?—I left it at M'Birney's. I thought I would see my mother at Mr. Bridgeford's, and she would see that it fitted.

11713. When you came back did you leave the coat at M'Birney's?—Yes.

11714. With the exception of that interval did you change your dress that day until you went home?—I did not.

11715. What sort of a coat had you on in the morning before going to M'Birney's?—I think I had on a velvet coat.

11716. You can recollect these things perfectly?—I think it was a velvet. It was either a brown velvet or a dark blue cloth.

11717. Can you form a belief which it was?—I think it was a velvet.

11718. Have you any doubt?—I am nearly sure it was a velvet.

11719. A brown velvet?—Yes.

11720. Yours was a low hat you say?—Yes, I am certain of that.

11721. What colour was it?—Black.

11722. Had you any light tweed clothes at that time?—Yes. I had some tweed trowsers, but I don't know whether I was wearing them.

11723. Had you a light gray coat?—No. I generally wear gray things. I had gray trowsers.

11724. Had you a gray coat?—No. I had not a gray coat.

11725. After being at M'Birney and Collis's, and up at Bridgeford's, you came back to M'Birney's—Yes.

11726. Was anybody with you?—Young Mr. Macnamara, I think.

11727. Did he accompany you then from M'Birney's?

—Yes, we went back to the office in Dame-street then.

11728. Did you leave him then?—No; we both went up stairs to Mr. Macnamara's room.

11729. And then you started round the booths?—Yes, to the different booths.

11730. Were you employed at that up till four o'clock?—Until about a quarter past three, I should say. It took a long time for a car to go round.

11731. You found your brother at four o'clock or a little after it in or about the Court House?—Yes.

11732. What did you come to the Court House for?—To get the last special return from the inspectors in the different booths.

11733. What was your brother doing here?—He was bringing voters to the poll, I think. I spoke to him for a moment, and then came on to the different booths.

11734. Did your brother go away with you when you came up?—No.

11735. You went to Dame-street again?—I went back.

11736. How long did you remain there?—Until late. Until all the inspectors had brought in their books. We could not get away, because the street was blocked up with a fearful crowd.

11737. Where did you go when you did leave?—Home.

11738. Did you find your brother in before you?—Yes.

11739. Do you know Mr. Henry Foster?—I never saw him in my life, I think.

11740. Did you know anybody in the Registry Office?—I knew no person about the courts.

11741. Did you know Mr. Hodson?—Yes; I had spoken to him.

11742. You knew him before?—I never spoke to him only at the election.

11743. Had you known Mr. White before?—Yes; I had known him before.

11744. Had you known Mr. Williamson before?—No; I had seen him but never spoken to him.

11745. Did you know Mr. Bradburn at all?—No; I never saw him I think.

11746. You say you were back at your office a couple of days after the election?—Yes.

11747. Did your brother tell you when you came home that night—(I suppose you had some chat over the day's work)—did he tell you what he had been doing?—He said he was bringing up voters to the poll.

11748. Was that what he was engaged at during the day?—Yes.

11749. I believe there were about fifty young gentlemen so employed?—There were a lot of young fellows.

11750. Can you give us any of the names?—There was young Mr. White, and I think the two Mahons whom I saw the day before—young Mr. Spence, I think, and a lot of others.

11751. Was there anybody else that you remember?—No, I do not remember. I knew the best part of the people in the room. I remember seeing those I have mentioned in the room.

11752. Do you remember the names of any other persons engaged on the same duty with your brother?—There were the young Fordes.

11753. Do you remember anybody else?—No. I do not. I knew nearly all the people in the room.

11754. Do you recollect the names of anybody else who was employed in the same capacity as your brother?—No I do not.

11755. Did your brother tell you nothing more than that he had been employed in bringing up people to the poll?—He told me that a man whom we had engaged to make clothes named Mooney had shouted out something to the effect that Pim and Corrigan were sure to go in.

11756. Did he tell you anything about seeing voters with tickets in their hands?—Not one single word.

11757. Did you ever hear anything of that before?—I never heard a word about the tickets until one day in London about three months ago; and that it was I who was suspected of taking them.

11758. You did not take the trouble of looking at the Irish papers when the petition was being tried?—We seldom see the Irish papers.

11759. You sometimes see the *Times*?—Yes. I had heard that the voters had used tickets.

11760. And that the tickets were Midland railway tickets?—I had heard that.

11761. When did you hear that first?—Whenever the petition was being tried, and Judge Keogh was hearing it.

11762. Did you not hear it before that?—Certainly not.

11763. You never heard a rumour of it?—Never a rumour, nor a single syllable about it.

11764. You said you went to your office a couple of days after the election?—Yes. I went to Drogheda the day after the election.

11765. Had you asked for leave to go to Drogheda?—From whom.

11766. From Mr. Cusack?—No. I was on leave at that time.

11767. You did not ask leave to go to Drogheda?—Certainly not.

11768. And he had not refused you?—And he had not refused me.

11769. Did your mother tell you she had asked liberty for you to go to Drogheda?—No. She said she had not.

11770. Did you see it was sworn here that Mr. Cusack had refused you?—Yes.

11771. Is that true?—It is not true, so far as I remember.

11772. Then it is not true that your mother came and told him that you and your brother were going to the Drogheda election, and would get a good deal for it, and that he said if you would go for the purpose it would be unlikely the Board would take you back?—It is false. She never asked him that I am aware of.

11773. Did you say she told you she did not?—Yes, she told me so.

11774. Then I suppose you had seen this statement in the papers?—Yes, I had got the papers. Some friends sent me the papers since this Commission was sitting.

11775. You got our summons, Mr. Malley, upon Thursday, the 25th of last month, the day you saw our secretary in your office?—Yes, whatever day it was.

11776. You made a remarkable observation to him upon that occasion?—What was that? I made several remarks.

11777. Do you recollect a somewhat remarkable observation?—Yes, I asked him how he found out that I was in that particular office.

11778. Did you make any further observation than that with respect to your being discovered?—With respect to being discovered there? I said the fellows on the railway had given information to Mr. Todd, or to somebody to find out where I was.

11779. Was it about the fellows on the railway you spoke?—I think so.

11780. Did you make use of such an observation as that you were fairly trapped?—Certainly not.

11781. You did not say that?—No such thing.

11782. Did you ask Mr. Todd whether any particular person had informed him of your whereabouts?—I asked him who he heard it from.

11783. Did you ask if any particular person had informed him where you were to be found, or had told anything about you?—I don't remember. I don't think I did. I am sure I did not.

11784. Do you remember the place he found you?—Yes, it was 17 and 18, Cornhill. I had just gone to it.

11785. You had only been there a couple of days before, I believe?—Yes; I asked him had Mr. Manning told him of me.

11786. Did you mention the name of anyone in

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Ireland, and ask did he tell anything of you?—I may have done it, but I don't remember it. I should say not.

11787. Did you mention the name of your friend Mr. M'Carthy?—No, I did not.

11788. Did you ask him whether Mr. M'Carthy had told anything about you?—No, I don't think I mentioned Mr. M'Carthy's name at all.

11789. This is only a short time ago. Did you, or did you not?—No.

11790. How soon did you make communication with your friends in Ireland?—I did not make any communication since then.

11791. Did you receive any communications from friends in Ireland?—No.

11792. Nothing except newspapers?—Nothing except newspapers.

11793. Who sent the papers?—I don't know who sent the first, but Mr. Bridgford and Miss Clarke sent the others.

11794. Did anybody, with your knowledge, communicate to friends, as you call them, in Ireland, in relation to your being summoned?—I believe my father wrote to Mr. Cusack.

11795. He got an answer I presume?

Mr. *James Malley*.—I have that answer in court.

11796. Did your father communicate, so far as you know, with anybody else in respect to this matter of your coming over?—I believe he wrote to Mr. Skipworth about passes over.

11797. Did he communicate with any other persons, so far as you have heard?—With Mr. Wallis, I believe, also.

11798. As to passes?—Yes.

11799. With the exception of Mr. Cusack, and Mr. Skipworth, and Mr. Wallis, did you hear of your father communicating with any other person?—No, not that I am aware of.

11800. You believe he has not?—I believe he has not.

11801. Are you aware of your father receiving telegrams from any persons in Ireland?—I did not hear he had received a telegram at all.

11802. Did your brother communicate with anybody?—Not that I am aware of.

11803. May I ask where your brother was on Thursday, the 25th?—When I saw Mr. Todd?

11804. Yes?—Well, he was in London, at Westminster, for I saw him there.

11805. Westminster is a very large place?—Well, he was in George's-street, Westminster.

11806. Did you tell Mr. Todd that he was living in the same house with you?—Yes.

11807. Did you decline then to give his address?—I did.

11808. Was he living then with you?—Yes, he was stopping with me and with my father.

11809. Living in your present residence?—Yes, that is my place.

11810. Do you live with your father and mother?—That is my place where we are living.

11811. In Oakley-crescent?—Yes.

11812. You were living together?—Yes.

11813. Do you remember seeing Mr. Todd on a second occasion with your father?—Yes.

11814. Was your brother still living in Oakley-crescent then?—He had been living there.

11815. Was he still living there? Was that his home when you saw Mr. Todd on the second occasion, on Thursday, the 25th?—Yes.

11816. Had he any other home but that?—Not that I am aware of.

11817. Did you tell Mr. Todd that your brother was not living with you?—I told Mr. Todd that my brother had been living with me, and was living with me.

11818. That was on the first occasion?—Yes.

11819. And on the second occasion?—That was on the same day.

11820. Did you at the second interview on that day tell Mr. Todd that your brother had left you, and was no longer living with you?—After Mr. Todd came and saw me the first time, I went to Westminster, and told my brother that there were people coming over to subpœna him.

11821. And for him to get out of the way?—I did not tell him that.

11822. Did not you mean to get him out of the way? Was not that the object of your communication?—He did not leave at all.

11823. Was not that your object—that he might got out of the way?—He did not want to get out of the way. I told Mr. Todd that he was anxious to come.

11824. Did you refuse to give Mr. Todd his address?—Yes.

11825. Was that because he was anxious to come over?—I did not wish Mr. Todd or anybody else to know my address.

11826. Did you refuse to take the summons for your brother?—I did.

11827. And you refused to tell his address?—I did not want him to be treated as I had been—to be served with a subpœna, and to be given only £2 10*s*. for expenses, not enough to bring him over.

11828. Where had your brother been? Has he any other home throughout London?—No, he has been living with me.

11829. Living with you?—Yes. I told Mr. Todd that he was willing to come over.

11830. Did you hear it stated by any person that your brother was living where he did not live before?—No; I could not say that.

11831. Did you hear it stated by any other than yourself, that your brother had left, and was no longer living with you? Was that said to Mr. Todd by anybody else?—I don't think it was said.

11832. Well, we will come back to Ireland again. When you had completed the work of the election in Dublin, you went to Drogheda next day?—Yes.

11833. Who employed you to go down to Drogheda?—I think the man's name is Kennedy. I heard of it late that night.

11834. Where was your name taken down?—I don't know whether it was taken down or not.

11835. Where were you employed?—What I was told was this:—Mr. M'Carthy and I were told that if we went down to the Amiens'-street terminus we would find they wanted some people there. Young Mr. Purcell told me this.

11836. Who is he?—I don't know his Christian name. He was engaged at the election.

11837. Is he a son of Mr. Theobald Purcell?—I think he was living in Harcourt-street.

11838. What did he tell you?—That they wanted some people down, and if they would give charge to him he would bring them down. And he said if we would go to the railway he would give the names in, and we could go to Drogheda.

11839. Where was Mr. Kennedy to be?—I understood he had been engaged by Sir Leopold M'Clintock.

11840. Was he at work in 47 and 48, Dame-street?—Yes.

11841. Had you seen him there?—Not before.

11842. Did you see him after?—I saw him that night, the night after Drogheda election.

11843. Were you informed what you were to be paid for going down?—Yes, a guinea, and all expenses paid—railway fare, &c.

11844. Did you understand what you were going down for? What was the object?—I understood it was for something connected with the booths, such as poll-clerks.

11845. Were you directed to bring anything with you?—Certainly not. We were told not to bring anything.

11846. At what hour were you to start in the morning?—I think it was to leave at half-past five.

11847. By special train?—No, it was not a special.

11848. Is there an ordinary train at that hour?—I think so. I know it was early in the morning. I

think it was half-past five. We stopped at several stations.

11849. Was it a goods train?—No, I don't remember having seen waggons attached to it.

11850. Was it an ordinary train?—An ordinary passenger train.

11851. You spent the whole day in Drogheda, I think?—Yes.

11852. M'Carthy was one of the party?—Yes; he was with me, and nobody else.

11853. Was your brother there?—No; he was not with me.

11854. You came back the same night?—I came back the same night.

11855. Did you go to the Broadstone terminus the next day?—No, I went to the county Dublin election the next day.

11856. When did you go to the Broadstone?—I went the day after the county of Dublin election.

11857. That would be Saturday?—I think it was on Saturday I went.

11858. When were you paid for your services in Drogheda?—I was not paid; my brother got it after I went to London, and also the payment for the county of Dublin election.

11859. Then you were on duty there also?—Yes.

11860. Who employed you for the county of Dublin?—A gentleman came to my house in Buckingham-street and asked would I go on the county election. When I got word of it I went over to Dame-street, and I was there told to go over to Mr. Tisdall, who had charge of the north side. He told me to go in the morning and get Mr. Dunne, one of the voters, and rather an infirm gentleman, and bring him to Kilmainham.

11861. Who told you to go to Dame-street?—I don't know his name. He did not leave his name, but he said he had come from Mr. Gifford.

11862. Did you ever see him before?—I saw him afterwards.

11863. Where did you see him afterwards?—I saw him at Dame-street that night, and he gave me a seat in a cab to the corner of Buckingham-street.

11864. Do you not know his name?—I do not.

11865. Did you hear anybody call him by his name?—I heard it; I do not remember it now, but I dare say I could find out.

11866. It would be desirable if you would?—If I can I will.

11867. Was it on Thursday he left the message?—It was the day of the Drogheda election.

11868. That was Thursday?—Yes.

11869. Did you see him that day?—Yes, that night when I came back.

11870. Had you seen him before?—Yes, I would know the man's appearance.

11871. Where did you see him afterwards?—I have seen him on the road to Clontarf. I do not know his name.

11872. Did you not know his name when you saw him?—No.

11873. What was he?—I don't think he was anything.

11874. How did it come that you put such trust in this man?—He told me that Mr. Gifford had sent him.

11875. What Mr. Gifford?—I understood it to be the young man in the Bank of Ireland.

11876. What Mr. Gifford did you understand it to be?—I was not told which of them, only that Mr. Gifford had told him to go over for me.

11877. How many Giffords do you know?—I know three.

11878. Which of them did you understand had sent you the message?—I did not know which. The message was from Mr. Gifford.

11879. Were you not able to form an opinion which of the Giffords had sent the man with the message?—I was not.

11880. Did you go to Dame-street?—I did, that night.

11881. Whom did you see there?—I saw the solicitor who had the management of the Dublin election.

11882. Who was he?—I don't know his name. I was directed to go to Mr. Tisdall and he would employ me.

11883. Did you go?—I did.

11884. Who told you to go?—Both the solicitor and the gentleman who came to my house.

11885. Did you see that gentleman with the other unknown individual in Dame-street?—Yes; I went with M'Carthy and my brother at the time.

11886. Did they go to Dame-street?—Yes.

11887. Was this old gentleman with the solicitor at the time you went over?—They were both in the room. There were several other parties in the room.

11888. Was the solicitor any of the Giffords?—No.

11889. Now tell us have you any idea who that solicitor was?—No; I do not know his name.

11890. No suspicion?—No; I know he was connected with the county of Dublin election.

11891. Did you know he was a solicitor?—Yes, I heard he was a solicitor.

11892. Who told you that?—I had known it.

11893. You knew it. How did you know that?—He had charge of a booth at the city election in William-street, where I was, and none but solicitors were allowed to be inspectors. He was also the solicitor in Dame-street when the county of Dublin election was going on.

11894. Was that unknown solicitor one of the inspectors in William-street booth?—Yes.

11895. Had you seen him anywhere else but at the William-street booth?—I can tell his name now: it was Mr. Gerrard. I had seen him at the College races.

11896. Did Mr. Gerrard employ you for the county election?—No. He sent me to Mr. Tisdall, and Mr. Tisdall employed me.

11897. Did you understand from him, or from the elderly gentleman, what you were to get?—No.

11898. Did Mr. Tisdall employ you?—Yes.

11899. Did he employ your brother?—Yes.

11900. And did he employ Mr. M'Carthy?—I don't think he did. Mr. M'Carthy went down to Kingstown. He went to that booth.

11901. M'Carthy was not with you at the county election?—No, he was not.

11902. As a matter of fact how much were you paid for that?—£1, I think, or a guinea.

11903. Were you on duty more than the one day?—No.

11904. Was your brother employed?—Yes.

11905. You got the same sum each?—Yes.

11906. Was he absent from his service on the railway on that day also?—Yes.

11907. When next were you back at the Broadstone?—I think on the next day, Saturday.

11908. Did you bid the clerks "good-bye"?—I did.

11909. Did you give up your key?—I did not. I did not know where it was.

11910. Do you recollect Finlay coming for the key to you?—That was the day of the county election.

11911. Do you remember the circumstance of his coming?—I do.

11912. In fact you were only four or five days absent from duty at that time?—Yes. He came to me about half-past eleven or twelve o'clock. I was to go for Mr. Dunn then, who had a house on the Circular-road, near the Aldborough barracks.

11913. You knew the house?—Yes.

11914. Had you been in it?—No. I never was in the house. I was told that he lived in Clontarf.

11915. Where did he live there?—In Vernon Avenue.

11916. Had he a house on the Circular-road?—He had a lot of property.

11917. Did you understand he was staying at the house?—No.

11918. Had you seen him that morning before Finlay came?—No.

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11919. Did you meet Finlay at your own door or thereabouts?—No, I think Finlay came up to the room where I was. I think the servant brought him up.

11920. Then he did not meet you on the halldoor steps?—I think not.

11921. Was there a cab waiting for you?—There was an outside car.

11922. Not a cab?—No.

11923. Do you mean that Finlay went up to your bed-room?—No, the parlour or drawing-room.

11924. Did he remain any time with you?—Yes, he remained about a quarter of an hour.

11925. What were you chatting about?—I was eating my dinner. I think Finlay had some dinner.

11926. That is your recollection?—Yes.

11927. Do you then remember that Finlay was sitting down, having some lunch or dinner with you?—I think so.

11928. Have you a doubt of it?—I am nearly sure.

11929. Are you as sure of that as of anything else you have been telling?—I don't know whether he eat anything or not.

11930. But you offered him something?—Yes.

11931. Did he ask you for the key?—Yes. I think he brought back some returns I had up there. They were official papers belonging to the office.

11932. Were you in the habit of taking papers to your own house from the office?—Yes, the papers that I had to check myself. I would bring them home in the evening, and take them back in the evening.

11933. Was Mr. Landy aware of that?—Yes.

11934. Was Mr. Cusack?—I don't know.

11935. Or Mr. Skipworth?—I don't know.

11936. Was it the habit of the clerks to do that?—Yes.

11937. Have you done that frequently?—Yes, often.

11938. Then nobody objected to it?—Not in the slightest.

11939. Well, at all events did Finlay ask you for the key?—Yes, I think so.

11940. Did you go to look for the key?—I think I did. I may not though. I think I went upstairs and looked in my pockets.

11941. Did you find it?—No.

11942. Did you know where it was?—No.

11943. Did you ever find it?—No. I don't think I did. I think the key was lost.

11944. I suppose you used to keep it in your pocket?—I used to keep it in my pocket.

11945. Did you lose it on the day of the Drogheda election?—I don't know. I may have lost it.

11946. Do you think you lost it out of your pocket?—I don't remember seeing the key afterwards.

11947. You did not give up the key because you could not get it?—Yes.

11948. Did you then walk outside to the car?—Yes.

11949. Are you certain of that?—Perfectly certain.

11950. Was there any man waiting at the foot of the street for you?—No.

11951. Did you tell any man to go for the gentleman, and say, "I am ready," or anything of that kind?—No, it is untrue. It is true to a certain extent.

11952. Tell us how much of it is true?—When I left my house, I went down to the Circular-road.

11953. Did Finlay go with you?—He went with me. I knocked at Mr. Dunne's door, and asked was he in. He was not, but I met him when I was coming down from the door, and asked him would he go on the car, but he would not from the state of his health.

11954. Did you speak to him?—Yes, I spoke to him. I said I was going to Kilmainham. I dismissed the car and got a cab, and I brought him with me to Kilmainham. That was the day of the county Dublin election. I brought Finlay in a cab to the end of Moore-street.

11955. You dropped him there and went on?—Yes, I drove to Kilmainham with Mr. Dunne.

11956. Had you seen this Mr. Dunne for some days before that?—No.

11957. How long before that had you seen him?—I had not seen him for some considerable time, because I was not often out by Clontarf.

11958. Had you seen Mr. Dunne in any place but Clontarf?—I had seen him in town.

11959. Had you met him in town?—I met him but did not speak to him.

11960. Did you meet him in any house in town?—No, certainly not.

11961. You drove on to Kilmainham, you say, and left him there. What did you do then?—I drove back to Dame-street.

11962. Did you go to No. 3 or No. 47?—Forty-seven.

11963. Was Mr. Gerrard there?—Not in 47.

11964. Why did you go there?—To see if M'Carthy was there.

11965. This was after the city election?—Yes, I thought he might be there.

11966. Had you arranged to meet him there?—I told him I would likely be there during some part of the day.

11967. And that he was to wait there?—I called on chance to see him.

11968. Where did you go then?—I went back to Sackville-street, where the committee-rooms were.

11969. To Mr. Tisdall's?—Yes. I then went to see one of the heads in the Post office, and to know whether there were any voters who had not voted, and if so to bring them up. I got a list of the men. I brought one man up with me.

11970. Did you bring him to Kilmainham?—I brought him there.

11971. Did you call at Sackville-street?—Yes.

11972. Did you go to Dame-street?—I brought carmen's tickets from No. 3, Dame-street to Sackville-street.

11973. Did you bring car tickets from Mr. Gerrard's office to Mr. Tisdall?—Yes.

11974. Were they car tickets?—Yes.

11975. For what purpose did you bring them over?—I was sent to bring them over.

11976. Who told you?—Mr. Compton or Mr. Crampton, the young man who was engaged in the city election.

11977. Had those tickets anything to do with the city election?—Nothing whatever.

11978. Was Mr. Crampton engaged in the county election?—Yes, he lives at Raheny.

11979. Where did you see him?—At Sackville-street.

11980. He sent you to get the tickets?—Yes.

11981. What did you do then?—I stopped in Sackville-street.

11982. Was any other work done?—Nothing.

11983. As I understand, it was the day after you were asked for the key, that you took leave of the clerks in the office?—Yes.

11984. And to the best of your recollection that was Saturday?—Yes.

11985. I suppose you were not engaged in any further election work after that?—No.

11986. You said you went across on the 24th?—Yes.

11987. Did I understand you to say that you actually got the offer of a situation before you left Ireland?—Yes.

11988. That was a letter offering the situation?—I got a letter from the Hon. Major Jocelyn, which I showed to Mr. Cusack; everybody knew I was going over.

11989. It was not a question of going over to look for a situation, but you had the offer of one, if you wished to take it?—Yes; the expression was that "my stool was vacant in the office," and would I come over. I told Mr. Landy I was going over on a week's leave.

11990. Had you expressed before that your intention of leaving?—Oh, yes; I always expressed my intention to leave on the first opportunity. I never liked the railway, nor the people in it.

11991. Tuesday would be the day you went across?—Yes.

11992. Your brother remained till near Christmas?—About a month.

11993. I suppose you remember he joined you, with your mother, before Christmas?—Yes.

11994. Mr. TANDY.—What day do you say you went to London?—On the 24th.

11995. Mr. LAW.—Do you remember the day of the week?—I think that it was on Monday or Tuesday.

11996. You left, practically, immediately after taking leave in the office?—Yes.

11997. Were you paid any money by Mr. Meredith?—No; I don't think he gave me any; I think it was Dr. Beatty.

11998. But it was the expense agent?—Yes.

11999. Look at that receipt for £1 14*s.*, and see is it yours—[*document handed to witness.*] That is mine.

12000. "Clerk in Dame-street;" that is for your services in Dame-street. It is dated 19th November, which would be the day of the Drogheda election?—I think I got it that evening.

12001. Did you come back after the Drogheda election, in time to go to the office to get it?—Yes.

12002. Do you remember what train you came back by? Were you back for dinner?—I think I was back about six o'clock.

12003. Is that your handwriting?—[*document produced.*]—It is.

12004. That is your account?—It is.

12005. And this is your handwriting?—Yes.

12006. That is your signature also?—Yes.

12007. That is a receipt for £1 6*s.* 8*d.*?—Yes.

12008. Is the upper part of this document in your handwriting—the bill part of it—"Monday, 16th November, £1 3*s.* 4*d.*; Wednesday, 18th £1; clerk," and which is initialed as "correct" by somebody?—by Mr. Frazer.

12009. And this is written on the foot of it, "Mr. Lyons Malley was engaged for the city of Dublin election, during the above days?"—Yes.

12010. What is the date of the receipt?—23rd November.

12011. The 23rd was a Monday?—Yes.

12012. I suppose you got it from Mr. Meredith, or Dr. Beatty?—I got it from either of the expense agents on that day.

12013. Did you go away on that day, or the next day?—I rather think it was that night.

12014. That is enough for our purpose; on the 19th November you received from the expense agent £1 14*s.*, "clerk in Dame-street?"—That was for my brother; just let me see it.

12015. That is the first one I showed you?—My brother was there in the evening.

12016. Was it for yourself or your brother?—I find it is my brother.

12017. Did you receive it for him?—Yes, I think so. I signed one for myself, and one for him.

12018. There are two vouchers, £1 6*s.* 8*d.*, and £1 14*s.*, and then £1 13*s.*?—Then those two are mine.

12019. You received £1 13*s.*, and £1 6*s.* 8*d.*?—Yes. I should have received two guineas for the day of election, but I only received one, because I wanted to get it before I left; so if I stayed I would have £1 more.

12020. Did you know Abraham Malley?—I know there is such a person.

12021. Do you know his signature?—I cannot say that I do.

12022. Is he any relative of yours?—I believe he is a distant relation.

12023. Was he employed at the election?—I do not know.

12024. The bill for your brother, vouched by Mr. Macnamara, is £1 13*s.*?—Yes.

12025. Your receipt is for £1 6*s.* 8*d.*, and £1 14*s.*?—Yes.

12026. And your brother's for £1 13*s.*?—Yes.

12027. Look at Mr. Meredith's cheque (*produced*)?—Yes.

12028. Whose indorsement is that?—Not mine.

12029. Whose indorsement is it?—"E. Malley."

12030. It is not "C. Malley"?—I am sure it is not. It is not my brother's writing, I am sure.

12031. Did your brother tell you he was paid for his services two guineas?—Yes; they all got two guineas; I was to get two guineas, and only received one.

12032. You don't know who signed that cheque?—It might be George Orme Malley's son; he has two or three of them. It is not my brother's. Very likely it is George Orme Malley's son.

12033. Besides the moneys vouched for in these documents, £1 6*s.* 8*d.*, and £1 14*s.*, in which you say is included the guinea, did you get any more; was that all you got?—That is all.

12034. For the city of Dublin election?—Yes.

12035. And these sums you received from the expense agent?—Yes.

12036. You received payment for the county from Mr. Gerrard?—No.

12037. Who paid you that?—My brother was paid.

12038. I suppose it was from Mr. Gerrard?—I don't know.

12039. Who paid you for Drogheda?—My brother was paid.

12040. After you went away?—After I went away.

12041. Who actually paid you, do you remember?—I think, Dr. Beatty.

12042. Was there anybody in the room at the time; had he the assistance of any clerk?—I think both Dr. Beatty, and Mr. Meredith, and young Mr. Purcell were there. I think so.

12043. Was Mr. Frazer?—Not in the room; he initialed the document.

12044. Was M'Carthy there on any of these occasions?—Not when I got any money or cheques.

12045. How were you paid; by cheques or cash?—By cash on one occasion, and the first time by cheque.

12046. I think I understood you to say—and do not suppose I want to catch you, though I may have pressed you closely; we merely want to get at the facts—but you remember the occasion when you were in the audit office with your brother, and John Finlay, on the same evening with Mr. Landy?—Yes.

12047. I understood you to say, that when you left the platform to go to the audit office a second time, you returned alone; is that so?—Yes.

12048. And that when you got into the office, you found Mr. Landy there; and that you remained chatting with him alone for nearly twenty minutes?—For some short time.

12049. Did your brother and Finlay, or either of them, come into the office whilst Mr. Landy was there?—Yes, they both came. I was in the inside office where Mr. Landy was sitting, and where I began to work.

12050. I suppose you opened your desk and went to your work?—Yes.

12051. Did you leave your desk open when you went away?—Yes; they are constantly left open.

12052. I suppose you left your papers in the desk and went out and came back again?—Yes.

12053. When your brother and Finlay came in upon you and Mr. Landy, how long did Mr. Landy remain?—He went immediately after.

12054. Did he remain more than a minute or two?—About five minutes.

12055. Did he speak to them at all, or they to him?—I think he spoke to Finlay.

12056. Did he ask him whether he had come back to work?—As far as I recollect he said, "Have you come back to work too?"

12057. Though I pressed you hard before, I only want you to tell me to the best of your belief—we have no object but to ascertain the truth; as you best

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recollect, did Finlay say he had come back to work?—I think so.

12058. And did he ask if your brother was coming back to work?—I am not sure. I don't think he did ask my brother.

12059. The observation he made to you was, that if you came back to work you had better sit down than go to the platform. Did you tell him that you went to see the train leave?—I said I went to see the mail off. He laid great stress on it. It is stated in the papers that I was never in the office after hours. It is very usual to be there after hours.

12060. If it is so reported it is not exactly correct?—It is calculated to do me damage.

12061. I have seen it in the book, and Mr. Landy pointed out occasions on which you had been there?—It was very usual.

12062. When any of the clerks came back to work was it not the practice to enter their second attendance?—Some used and some used not. Mr. Landy often told us to put down ten o'clock if we came in before ten; and if we left after five o'clock to put down five o'clock. I used not to do it; others used. He said the office hours were from ten to five, and if the Directors saw one or two coming in at half-past nine o'clock they would say, "Cannot every person come in at half-past nine?" I can point out several instances. I have a letter in my pocket from Mr. Geraty, who is now in the Post Office, but who was in the railway, which I received this morning, stating that that was the usual practice.

12063. There is nothing in that; your name does appear so entered in the book?—It is the usual custom.

12064. Was it your brother's custom to do the same?—I don't think he ever worked after hours.

12065. Did Finlay ever work after hours?—He has been up there several times.

12066. Was it his custom to enter his over-time in the book?—I don't think so.

12067. I suppose what Mr. Landy meant was, that where you remained after five o'clock it was not worth while entering it; but that when you went away and came back for special work you were to put it down?—I can show you where he crossed out the figures after hours.

12068. When was that?—When clerks came back after dinner and were staying to ten o'clock, nine o'clock, or eight o'clock, he scratched out the figures and put "5" and his initials. I can show you that in the book.

12069. There is no doubt, however, that Mr. Landy was in the office with Mr. Finlay and your brother?—I am not sure about Tuesday.

12070. But on the occasion that you speak of?—On the occasion spoken of he was there.

12071. With the three of you?—Yes.

12072. And not with you alone?—Yes.

12073. I think you said when Finlay went out that you and the two others remained there for twenty minutes more?—I should say about twenty minutes.

12074. Your brother remained to the 10th December?—I think he left in December.

12075. But you remember that he reached London before Christmas?—I would say about a week before Christmas.

12076. Did you send in any resignation?—No, sir.

12077. Did you intimate in any way that you would not be back?—I told Mr. Cusack, when I showed him the letter, that I was going over, and that it suited me; and it was usual for clerks to get a fortnight's leave whenever they would apply for it, and also a pass. The papers stated it is not.

12078. Mr. Skipworth stated that it was a common thing to give passes on such occasions. Did Mr. Cusack understand from you at any time that you were not coming back?—I went over to see if the place would suit me.

12079. Was the pass a return ticket—blank for the day of return?—It was.

12080. I thought you said the pass was not out of date when you went to use it?—I don't know; I did not use it, you know.

12081. You lost it?—I lost the pocket book and the pass.

12082. Did you look to see, when you got it, whether the pass was for the right day? It was, of course, for a particular day?—Yes.

12083. Did you look to see?—They very often leave it blank.

12084. But in this instance it is said to have been filled in for the day of departure?—That may be.

12085. Did you look to see the day?—No.

12086. Did you ascertain before you lost it that it was for a day then past?—No.

12087. Did you not read it?—No.

12088. How long had you it before the day you left?—I think it came down the day I went to Drogheda.

12089. Brought down by your brother?—I think so, and I lost it. I was going away on Sunday night by the mail, and I stopped to Monday, and went over then.

12090. You lost it before the end of that week?—Yes, as far as I can remember.

12091. Did you ever intimate to any person in authority at the railway that you might be considered as having resigned?—I did not personally. I intimated it to a certain extent. When I went on Saturday to say good-bye I saw Mr. Skipworth, and bade him good-bye, and said I was going to London. I must have left the impression that I should not come back again. I thanked him for his politeness and courtesy.

12092. Did you talk to him as to a person whom you would not see again?—He could not mistake that I was not coming back again.

12093. Did you convey that to the chairman also?—Of course.

12094. I thought at first you were going over to see how you liked it?—If I should like to stop in London altogether I would stop there.

12095. When you showed that letter to Mr. Cusack did you convey to him that you were going to accept it absolutely?—To accept it if it suited me.

12096. But if it did not you were to come back?—Decidedly.

12097. Did you convey that to Mr. Cusack—that you might be back?—I did not say very much to him.

12098. Was what you said to Mr. Skipworth something substantially amounting to a resignation?—It was.

12099. He would take it as a resignation?—Yes, I did not even ask him for a testimonial, because it was not required, and I would not put myself under an obligation for it.

12100. Did you ask Mr. Cusack for it?—No; my father saw him sometime after in London. My brother got the testimonial from Mr. Skipworth. My father asked Mr. Cusack and he gave it.

12101. Did your brother send in his resignation before he left?—No, after he came to London. He sent in no written resignation until he went to London.

12102. Did he send it in before the end of that year?—I am nearly sure he did.

12103. Before Christmas?—No, after Christmas he sent it.

12104. There has been produced from your brother a formal resignation dated 10th January; do you think there was a resignation anterior to that?—No. I should think that was it.

12105. Did you receive any pay for your services at the railway after the 14th?—Yes; the 14th was Saturday; I went in on a new week, and when I was on leave I should get my pay; it is the usual thing.

12106. But you communicated to Mr. Skipworth what amounted to a resignation, and you got your pay notwithstanding?—Yes; because the ten days leave from the 13th, would entitle me to it.

12107. How were you paid it?—Well, I think my brother got it, as far as I can remember.

12108. I believe the usual payment was fortnightly?

—Every fortnight up to the Friday. The sheets used to be signed by Mr. Landy, and copied, and I used to get the money, and Mr. Landy used to pay the persons in the office.

12109. The paymaster has said that Mr. O'Neill used bring in the pay sheet from the audit office with the signatures of the clerks to it?—Mr. O'Neill used to do it, and then I used to do it.

12110. The course was to make out the sheet in the audit office; to have it signed and copied, and then brought over?—Yes.

12111. You never, of course, did that after the 14th?—No.

12112. You say you understood you were paid a fortnight subsequent to the time you left; when was the last payment?—The 13th November.

12113. The next fortnight was the 27th?—Yes.

12114. When you would be thirteen days absent having got ten days leave; did you receive, either through your brother or otherwise, £1 15*s.*?—I think my brother did.

12115. Did you receive £1 15*s.* for the fortnight ending 11th December?—No.

12116. Or your brother for you?—No, he did not get it, nor have I got it. That would be a month's pay; I only got a fortnight's.

12117. Did you sign for the fourteen days ending 27th November?—I don't think I did. I may have done it.

12118. The 27th was Friday and the sheets were made up to the previous Wednesday, and at that time you had gone to London?—Yes.

12119. Did you ever hear from your brother whether he signed for you on that day?—No, I never asked him. I know the money was got. It came to me eventually.

12120. You got £1 15*s.* to the 27th?—Yes.

12121. When did you first hear any rumour or statement that railway tickets had been used in connexion with the last election?—When Judge Keogh was sitting I heard of it.

12122. Did you hear it was stated or sworn in court that those tickets had been used as a sort of voucher for getting money?—Yes.

12123. Did you hear at any time that your name was mentioned in connexion with them?—I did.

12124. When did you first hear that?—I heard that about four months ago.

12125. Where?—In Fleet-street, in London, where I met Mr. Gray of the *Freeman*—he is connected with the *Freeman*—he is a cousin of Sir John Gray's—he is the head of the place. I don't know his Christian name.

12126. What did Mr. Gray say to you?—He asked me how did I get out of the row of the tickets. I said I knew nothing about it; it was the first time I heard of my name being mixed up with it. I said it was not likely I would take them.

12127. Was any communication ever made to you by or from anyone in the Midland railway, making inquiries about this matter?—No, not a single syllable.

12128. Did you know that an inquiry was made by the Chairman or Mr. Skipworth about it?—I read since in the report of the proceedings here that there was an inquiry or investigation.

12129. Did you ever know of that before?—Never.

12130. It was never communicated to you in any way?—No.

12131. The first notice then you had of your name being mentioned in connexion with the matter was from Mr. Gray?—Yes. Then I went down and spoke to my father about it, and he said he had heard of it.

12132. That your name was mentioned?—Yes.

12133. Did you speak to your brother about it?—No.

12134. Did you not mention the circumstance to your brother?—I think he was present.

12135. Was your brother with you when Mr. Gray mentioned it?—No; he was present when I was speaking to my father.

12136. Your brother and you were both in the audit office, and he remained after you; did you not ask your brother whether there had been an investigation?—I did not; I did not know there was an inquiry.

12137. Did you not say to him, "You did not tell me anything about this?"—No.

12138. Did you never mention the subject to him?—Never. I did not ask him ever since I read the report of this investigation in the papers.

12139. Were you annoyed at Mr. Gray's statement?—I was annoyed at it.

12140. Was your father annoyed?—He was.

12141. He had heard it before?—Yes.

12142. And had not told you?—Yes; he had heard it, I believe, from Mr. Cusack; I understood so.

12143. Did you understand from your father at what time Mr. Cusack told him this?—Well, some very short time previously Mr. Cusack was over there and met him accidentally.

12144. Last summer?—Yes.

12145. Mr. Cusack was here and said your father asked him to make an application for you to the London and North Western Railway Company?—He never asked him for me.

12146. Mr. Cusack states he was in London last summer and met your father—we will not mind the conversation—was it at that time you heard it?—Whenever I saw Mr. Gray, after that my father told me he heard it. He said he met Mr. Cusack and that Mr. Cusack told him.

12147. How long before?—A couple of days I should say.

12148. Did you happen yourself to meet Mr. Cusack?—No, I did not meet Mr. Cusack at all.

12149. Did you ask Mr. Gray where he heard it?—Yes. He said he heard it at the railway.

12150. Did you understand either from your father or from what Mr. Gray said that in the audit department of the railway you were suspected of having taken the tickets?—I did not understand that.

12151. What did you understand was the connexion between your name and the tickets?—That the people in the railway were talking about my being on the election—that tickets were used for the purpose of bribing the freemen and that they were under the impression I took the tickets. I don't even know yet that they were Midland Great Western tickets.

12152. You understood you were charged with or suspected of having taken the tickets?—Yes.

12153. And that that impression prevailed amongst the railway people?—He had heard it from Mr. Ward—that is what he told me.

12154. Mr. Gray told you?—Yes.

12155. Mr. Gray heard it from Mr. Ward and your father heard it from Mr. Cusack?—Yes.

12156. That is the Midland Railway people, not the railway public generally?—Yes.

12157. When this scandal was mentioned in connexion with your name did you ever make any attempt to have the matter cleared up?—No, I never took any further trouble about it. I would not take the trouble of contradicting any statement made by the railway people, unless it was made in public as it is now.

12158. You knew perfectly well when summoned here the cause of your being brought over?—Yes.

12159. You knew it was in connexion with these rumours which had spread from the railway people themselves?—Yes; I believe it spread originally from Mr. Landy. I have not been told rightly, but that is my belief.

12160. Has any person told you circumstances to induce that belief?—No.

12161. Have you formed the belief from anything you have heard or know?—No; from my knowledge of the man—that is all—and Mr. Byrne also—both of these gentlemen. I dare say he backed up Mr. Landy; it was his usual practice.

12162. Your speculation then is from your knowledge of their character?—Exactly.

12163. Did you suspect they knew anything of the transaction?—Well, I really could not tell.

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12164. What do you believe?—I don't believe—I have never thought of it—I cannot form an opinion whether they took them or not.

12165. Why do you think they should lay the blame on you?—Well, I have had several rows with Mr. Landy. It was the principle when I was in it to bully the clerks, and I would not adopt the sycophantic manner evinced by the other clerks in raising my hat to Mr. Skipworth and Mr. Landy down town. I was not a favourite with them—I would not be bullied by them.

12166. You were not required to raise your hat to Mr. Byrne?—No.

12167. Why do you suspect him?—I found out Mr. Byrne and Mr. Landy in shame, before the whole office—I found out they told a deliberate lie—they had to admit it after; so they owed me a grudge for it if they got the opportunity.

12168. How long was this before the election?—About two months before the election took place.

12169. Can you form a belief whether anybody was in the audit office that afternoon while you were in or about the place except the persons you have mentioned?—Is it the night Mr. Landy was there?

12170. Yes. Do you believe anybody else got into the audit office that night excepting Mr. Landy, your brother, and Finlay?—Well, I don't know; there might have been because the place is perfectly open.

12171. Who do you suspect came in there?—And took the tickets?

12172. I do not say that—whom do you suspect was in that office that night?—I don't know; I did not suspect anybody.

12173. Do you suspect anybody took them?—No; in fact, I am not aware yet they were Midland tickets.

12174. Suppose it was sworn they were Midland railway tickets—which we must take for the present—was there the opportunity for anybody to walk in?—Yes.

12175. You were a good deal about the premises that night?—I was.

13176. The night before the election was there anybody about the place likely to get in?—Any person could get in; they could simply walk up to the office.

12177. Where is the parcel office?—On the platform floor, directly under.

12178. Where do the stairs of the audit office come down?—Beyond the clock, just where the booking office is, next the refreshment room.

12179. The door by which you go from the audit office to the platform, how far is that from the door of the parcel office?—Well, I should say about twenty yards.

12180. The offices are all at the same side of the railway?—Yes.

12181. Can you tell us whom you saw in the parcel office when you went into it that night?—I think I saw Kennedy, and the porter, and Mr. Owens.

12182. Is Mr. Owens employed in the parcel office?—He was a clerk in the audit office then. I think he is in the railway yet. I don't know really.

12183. You saw him in the parcel office?—I think I saw him.

12184. Did you see anybody there who was not connected with the railway?—No.

12185. Was Mr. Wallis's man there when you saw the train going off?—I should say he was not. I don't think he was there. It is right to tell you I spoke to my brother when you adjourned, and he said it was not the night before the election; that he remembers perfectly the occasion I speak of, when Mr. Landy and Finlay were in the office, and that it was not the night before the election to the best of his belief.

12186. Having now spoken to your brother, what night do you think it was?—I was not sure. I thought it was when he was in the parcel office four or five months before. Now that he has recalled it to my recollection, I am not sure on the subject yet. I cannot be positive.

12187. Were you in the audit office at all between Saturday the 14th and the day of the election?—Yes.

12188. No doubt about that?—Yes.

12189. Were you in the office more than once between those days?—I think I was there once.

12190. Was that in the morning or evening?—I am not exactly sure of that. I think I have been there in the evening. I think I was there in the evening.

12191. Were you not there on the evening of the day on which you had been employed at the election in Dame-street?—I think so.

12192. Then it must have been either the Monday or Tuesday?—Yes.

12193. I suppose it was not Sunday evening, nor the Saturday evening you left?—No. It might have been the Saturday evening though. It may have been either of these three nights. I think it was either Monday or Tuesday.

12194. Was it after you saw the entry about yourself in the attendance book?—That I was there at night? Yes, it was after it.

12195. It was after that you were there?—Yes.

12196. That was not entered until the Saturday at all events. Can you say it was not entered on Saturday at all?—I don't think it was on Saturday.

12197. If not entered on Saturday, it could not have been on Saturday evening that you were there?—Yes; it must have been on Monday or Tuesday.

12198. Have you any doubt now that it was either Monday or Tuesday evening you were in the office?—No doubt; I must have been there either Monday or Tuesday evening.

12199. When you first went into the office on that occasion, be it either on Monday or Tuesday evening, did you see anyone there?—Not that I am aware of.

12200. On that Monday or Tuesday evening, did your brother walk up with you from your own house after dinner to the railway?—Whatever night Mr. Landy was there, my brother was there.

12201. You were in the office?—Yes.

12202. Your brother went into the parcel office and you went along the platform and you were all in the audit office after?—Yes.

12203. Was not that on Monday or Tuesday evening, the 16th or 17th—the election being next day, the 18th?—Yes.

12204. Your brother did go up with you that evening?—I think so.

12205. What you have been speaking of refers to that Monday or Tuesday evening?—Yes.

12206. Do you know Mr. Kennedy?—Yes.

12207. Was he there all the time you were there?—He was there for a long time before.

12208. Did you see Kennedy in the direction of the audit office that night?—No.

12209. Did you see anyone from his department in that direction?—I don't think so.

12210. Was the door of the audit office left open?—Yes; all the offices.

12211. At near eight o'clock?—They are all open. The door on the platform is locked.

12212. Does not the engineer lock his door?—I don't think he does; he does not.

12213. There is another department on the same lobby?—Yes; the stores.

12214. Is that left open also?—No; that is locked.

12215. Who keeps the key of it?—Mr. Landy; Mr. Byrne used to keep it.

12216. Was there ever a key of the audit office?—I never saw a key of it. The papers in the place were never under lock and key.

12217. Was the gas lighting?—Yes; the gas is always lit, till the porter went and locked the door down stairs.

12218. On any of the occasions you ever went there to work after hours, did you find the lower door open as well as the upper?—Yes.

12219. And the gas burning?—The gas has been out several times, and I have lighted it.

12220. On this particular occasion, on Monday or Tuesday, did you find the gas lighting in the office?—Yes; I think it was lit.

12221. Fully turned on?—Yes.

12222. Can you recollect whether Mr. Byrne was in the office?—I cannot.

12223. Is it your recollection that he was or was not?—I really could not form a belief. I don't remember seeing Mr. Byrne there or anybody else, except Tighe.

12224. In the outer room?—Yes, either in the outer room or the passage.

12225. Who has charge of the key that locks up the whole place below?—It is left in the door in the day time.

12226. When the door is locked where is the key left?—It is put into the station master's letter-box.

12227. Whose duty is it to lock the door?—Tighe's.

12228. Generally speaking the clerks all go off at 5 o'clock?—Yes.

12229. Whose duty was it turn off the gas and lock the door?—Tighe's duty.

12230. Had you ever to go to Tighe for the key when you went back in the evening?—Never.

12231. You always found the office open?—Yes.

12232. Did you see anyone on the stairs that night?—Not that I remember.

12233. Were there many people about?—Yes, there are always a lot of people about a station.

12234. Except people travelling, now that you look back to the time do you remember anyone about the door of the audit office?—I do not.

12235. Did you ever hear of any person being there?—No, never.

12236. Did you ever hear any person's name mentioned, or any person referred to in connexion with the taking of the tickets?—Never.

12237. Can you give us any information about it?—No.

12238. Do I rightly understand you to say that the railway authorities never applied to you for any information?—Never.

12239. Never let you know until it came to you in the way you have told us that your name had been mentioned in connexion with it?—Never.

12240. Mr. MORRIS.—Directly or indirectly?—Directly or indirectly.

12241. Mr. LAW.—You never spoke to your brother on the subject?—I never spoke to my brother on the subject.

12242. If Finlay stated he never knew you to be back in the office after hours from the time he left would he be stating the truth?—He would not.

12243. How long have you known Finlay?—Only since he went into the railway.

12244. Was he there the whole time you were there?—No, I think he was there about six months.

12245. The same time as your brother?—About that. I think he came a little before my brother.

12246. You say that when Finlay went to you for the key, there was a car waiting for you at your door?—Yes.

12247. An outside car?—Yes.

12248. Opposite to the door?—Yes.

12249. There was no man waiting in the street for you?—Certainly not.

12250. Did you send a man anywhere?—I sent no man.

12251. Did you say to any man, go for Mr. So-and-so?—No.

12252. Is it true that when you went to the corner of the street you told a labouring man to go for Mr. Dunne?—Certainly not.

12253. Did you walk straight down to Mr. Dunne's house?—No; we drove on an outside car to his house. I knocked at the door, and asked if Mr. Dunne was in. He was out, and when I came down he came up; I asked him to come, and he said he would not go on an outside car, and I got a cab. I walked down in the direction of the corner of the street, and the carman I had sent up a cab. It was at the corner of the North Circular-road, just at Aldborough barracks.

12254. You went past Aldborough-house to the cab-stand at the end of the street there?—Yes.

12255. That is your recollection?—That is as far as I can remember.

12256. You are certain Finlay went with you to Mr. Dunne's house?—Yes.

12257. Mr. TANDY.—On the car?—Yes.

12258. Mr. LAW.—Do you recollect how Mr. Dunne was dressed that day?—He had black clothes on.

12259. Had he a brown coat?—No, he had a cape on him; he had a cape; he was in a delicate state of health at the time.

12260. Had he a large flower in his coat?—I don't remember.

12261. Is he dark or fair?—He is dark, rather oldish, black whiskers.

12262. Is he gray?—Not a bit of gray about him.

12263. Is he stooped?—No; a tall, straight man, six feet I should say.

12264. Mr. MORRIS.—You are sure this was the time Finlay went for the key?—Yes.

12265. Mr. LAW.—Had you been at the Midland railway at all between the time you left on the Saturday, and the occasion on which you met those people in the inner office?—From Saturday.

12266. Do you remember going back on Saturday; is it your belief you were there or that you were not?—I don't think I was there.

12267. I presume you were not there on Sunday?—I was not.

12268. Supposing it was on Monday evening you went up with your brother, do you remember whether you were there before that on Monday?—Yes, I think I had been up there.

12269. Whether it was Monday or Tuesday you probably had been there about the pass?—Yes, about the pass.

12270. Whichever of the two days it was had you, according to your recollection, been there in the earlier part of the day, to ask about the pass?—I could not tell you that.

12271. Had you not been there to ask about the pass?—I had, but I don't know what day it was.

12272. The pass was written for on the 16th?—I would have been away long before, if I had got the pass in time.

12273. The application for the pass did not go till the 16th. You say that when you asked for the pass you were told it had been written for, but that the answer had not yet come?—Yes, we have not got the passes.

12274. If it was written for only on the 16th, it is natural to suppose the inquiry was made on the 17th?—Yes.

12275. It would appear more likely from the answer you got, that the inquiry took place on the 17th, than on the 16th?—Yes, it would. I am not sure whether I saw the letter of application. It is more likely to have been on the 17th.

12276. The answer you got, that the pass had been written for, would apply better to the 17th?—Yes.

12277. Is it your recollection that you were there in the evening of the same day on which you asked about the pass?—I could not say.

12278. Both one and the other visit to the railway must have been on Monday or Tuesday?—Yes.

12279. Now with the exception of your visit to the Broadstone, to ask for the pass, and the time when you went up there after dinner, were you at the Broadstone at all between the 16th of November and the day of the election?—I was.

12280. What was that third occasion?—I went up from Dame-street to the Broadstone with a letter.

12281. To whom?—One to Mr. Cusack, and one to Mr. Skipworth. I did not deliver them myself.

NINTH DAY.
December 8.
Mr. William Adams Lyons Malley.

12282. What day was that?—I should say it was either Monday or Tuesday.

12283. Would it have been on either of these occasions you asked about the pass?—No, I went to the railway, but did not go to the office.

12284. To whom did you give the letters?—On one occasion I brought up a gentleman with me called Captain Pim, and on the other occasion, Mr. M'Carthy came with me.

12285. Were you there twice with letters?—I was there twice—once with a letter for Mr. Cusack, and once with a letter for Mr. Skipworth.

12286. On the same day?—Yes, I think so. They were for the manager's office.

12287. To whom did you give the letter?—I gave the letter to Captain Pim, who went up with it.

12288. You brought him there on a car?—Yes; I asked him. I said you may as well go upstairs with this. He saw Mr. Skipworth, as well as I remember, and came down again.

12289. Did the letter require an answer?—He got no answer that I am aware of.

12290. Captain Pim simply went up with the letter and came down again?—Yes, to oblige me.

12291. What age is Captain Pim?—About thirty-five years of age.

12292. Was he employed about the election?—He was. I joined him down in the committee-room.

12293. Was he in the same room with you?—No, he was an out-agent, I think, looking after votes. He was formerly in the Buffs.

12294. Had you known him long before?—No.

12295. Had you ever met him before?—Yes, I had met him with a friend of mine.

12296. Where?—I think out at Clontarf. He did live out at Clontarf.

12297. Had been introduced to him?—Yes.

12298. An acquaintance of some kind?—Yes. The day I went up to the railway he came to the room I was in, and wanted to see Mr. Sutton or Mr. Julian about an inspectorship, one or the other.

12299. Mr. Julian and Mr. Macnamara occupied the same room?—Yes.

12300. You were there when Captain Pim came up?—Yes.

12301. As far as you could understand, was that his first appearance there?—I had never seen him there before.

12302. Had he come to ask for employment?—No, he had been engaged before. Mr. Julian was not in the room where I saw Captain Pim. It was in the room outside Mr. Julian's room.

12303. What room used he be in?—I don't think he was in any room.

12304. He used, I presume, to bring his reports to some one?—I should say Mr. White.

12305. Was he engaged as a canvasser?—I don't know exactly. I think he was a kind of canvasser. I should say so.

12306. Had he any book or list?—I did not see it. I did not speak very particularly to him.

12307. That was the first occasion?—Yes. I was out with Captain Pim for a couple of hours after that.

12308. Were you both on some duty?—No; I went to make a private call, and he also went to see another friend down in the courts.

12309. Your call was not connected with the election?—No.

12310. So far as you understood, was his?—No not at all connected with the election.

12311. On the same day you went to the railway with another letter to the chairman or manager?—It was the same day.

12312. Which letter did you bring first?—I cannot exactly state whether it was the letter to the chairman, or the manager. They certainly were for either Mr. Skipworth and Mr. Cusack, or both for Mr. Skipworth. I think it was one a-piece.

12313. You had Mr. M'Carthy with you on the other occasion?—Yes, I think so.

12314. Which was first?—Captain Pim first.

12315. What part of the day?—About the middle of the day.

12316. The other was later?—Yes.

12317. Before four o'clock?—Yes.

12318. Mr. TANDY.—You say that you and Finlay went upon an outside car for Mr. Dunne?—To the best of my recollection, yes.

12319. Was the car waiting for you?—I got the car from Sackville-street. I drove him to my house.

12320. You went in and dined?—I think I had dinner. I had something to eat I know.

12321. Was the car waiting at your door when you came down?—It was about opposite my door.

12322. Not at the corner?—No, but opposite my door.

12323. What kind of looking man is Captain Pim?—An aristocratic-looking man—rather stout man, military-looking man.

12324. Did he wear a mustache?—Yes, and beard.

12325. What colour was his hair?—Fair hair I think—fairish reddish beard.

12326. Where does he live?—I could not tell you. He used to live out at Clontarf.

12327. Has he left Clontarf?—He has.

12328. Had he left it before November, 1868?—Yes, he had, because he told me he was living in Rathmines.

12329. Mr. MORRIS.—Supposing Mr. Landy said you were at the office one evening after hours, between five and six o'clock, would that be incorrect?—It would.

12330. You are quite certain of that?—Quite certain.

TENTH DAY.
December 9.

TENTH DAY.

THURSDAY, DECEMBER 9, 1869.

Sir *Arthur Guinness*, bart., was present at the sitting of the Court.

Mr. LAW, addressing him, said—Sir Arthur Guinness, we should not like to interrupt the present course of examination, but I understand that you find it inconvenient to attend on Monday. Are you leaving town?

Sir *Arthur Guinness*.—I will be leaving town on Saturday.

Mr. LAW.—When will you return?

Sir *Arthur Guinness*.—I shall not be back for a week.

Mr. LAW.—We can hardly dispense with your attendance in any case. What hour on Saturday will you leave?

Sir *Arthur Guinness*.—Not till Saturday night.

Mr. LAW.—You wish, however, I presume to be examined now?

Sir *Arthur Guinness*.—I would, if possible, now.

Mr. LAW.—Then be good enough to come forward.

Sir *Arthur E. Guinness*, bart., further examined.

12331. Mr. LAW.—Are you prepared, Sir Arthur, to give us an answer to the question we asked you upon Tuesday?—Yes; I have considered it, and have directed my solicitor, not to waive any privilege on my behalf?

12332. May I ask have you done that for the protection of your own interests, or is it for political or other purposes?—It is not for my own personal protection.

12333. I suppose you are aware that the other candidates at the late election have through their solicitors placed all documents and every information, at our disposal?—I heard so.

12334. Of course you know the subject of our inquiry, that it is in the first instance simply to ascertain whether corrupt practices prevailed at the last election, amongst the freemen of Dublin?—Yes.

12335. Is it because the information we should get from your solicitor, might have an important bearing upon that question that you desire him to withhold it?—The reason I have declined to waive any privilege in the case is because I think that any communications—I am not aware what the communications were personally——

12336. May I ask you if you do not know what they were, have you been advised to take this course?—I have.

12337. Who advised you?—I got the most able legal advice.

12338. Who advised you since you were last here?—I sought the advice of Messrs. Butt and Macdonogh.

12339. It was not as to a matter of law, Sir Arthur Guinness, that we proposed the question to you, but under the circumstances of the case, the other candidates having freely placed everything at our disposal, we thought it would be but courteous to let you have an opportunity of doing the same, if you wished. However, now that you desire to raise the question, and that as I understand not for your own protection, I presume you do so in the interests of the party with which you are associated—is that so?—I think, sir, that I am in honour, and in duty bound not to give up any information which was received under privilege, during the time for preparing our defence.

12340. It is not as I understand for your own protection?—No, but for my own interest.

12341. Having read your evidence upon the trial of the petition and looking at the judgment of the learned judge thereon, we could not imagine for a moment, that it is for your own protection that this privilege is claimed?—No.

12342. Were you advised upon anything but the mere question of law?—No.

12343. Were you advised whether under the circumstances it would be becoming or judicious for you to decline to waive your privilege?—No, I formed that view myself—upon consultation.

12344. However, you now wish to raise the legal question before us?—I do.

12345. And you have instructed your attorney, if possible, to withhold all information from us?—Yes, all privileged information.

12346. For example, the documents and briefs used at the election petition?—Yes.

12347. Is it because those documents would afford us information with respect to the freemen of Dublin?—I believe the documents would give no information.

12348. If that be so, why should we not see them? We have only to do with the freemen?—Because I believe if we gave up the documents it would weaken our case as far as the evidence is concerned.

12349. What do you mean by your case? Are you speaking of your interests here as identified with the case of the freemen?—The case of privileged communications which my solicitors received.

12350. Suppose for one moment the privilege did exist, which is another question altogether, it is entirely at the option of the client to waive it or not as he likes. As I understand you, you have nothing at all to fear for yourself; it is not for your own protection that the question of privilege is sought to be raised. I must therefore ask you again for what purpose do you wish to insist upon the privilege, if it exists?—For the purpose of retaining to my solicitors the privileged communications which they received on preparing my defence upon my election petition.

12351. Has the interest of the party with which you are associated anything to do with your coming to that conclusion?—Not directly; I think not.

12352. Or indirectly?—No, I think not.

12353. That should not be regarded. It should not have any influence one way or the other?—No, I think not.

12354. Mr. TANDY.—May I ask you to come to a point; is your desire in insisting on this question of privilege, or is it your intention in doing so to attempt, as far as you can, to baffle us in this inquiry, by withholding from us information that might be useful for the purposes of the inquiry?—I do not wish in any way to baffle this inquiry; but I do not think that any information, if there be any such, received in confidence, ought to be given up, as far as I am concerned.

12355. You think therefore that any communication that might enable us to solve the question, whether or not bribery extensively prevailed amongst the freemen at the last election, should be withheld from us, because it was procured by your solicitor in the course of the inquiry?—In confidence.

12356. In confidence or otherwise; if they received information showing that matters of a criminal nature were committed, that that should be withheld from us, because it was given in confidence?—It would come to that.

12357. Mr. LAW.—Were you told of a single instance since these commissions were first constituted where a candidate even attempted to raise the question or sought in this way to withhold information?—I was not told one way or the other.

12358. Mr. TANDY.—In fact your object is that information should be withheld from us which it is in the power of your solicitor to give?—[*No answer.*]

12359. Mr. MORRIS.—You are aware what the object of the inquiry is?—I am.

12360. What is it?—I do not know the exact words.

12361. You know in general terms what the object of the inquiry is—to ascertain whether corrupt practices have existed amongst the freemen of Dublin?—Yes.

12362. You are perfectly aware, as a matter of notoriety, that corrupt practices did prevail, and that you were unseated?—I am.

12363. You are perfectly aware that the Judge in his report said corrupt practices had not been proved against you?—I heard him say so.

12364. You are also aware, as a matter of notoriety, he found that corrupt practices did prevail amongst the freemen of Dublin?—Yes.

12365. You are aware of all these facts?—Yes.

12366. You now distinctly state that you desire to withhold information that may or may not directly bear upon the question of corrupt practices?—That is so.

12367. It may or may not?—Yes.

12368. You do this in the face of the public, although you are aware that this inquiry is specially directed to the point of ascertaining whether these corrupt practices prevailed or not at the last election—and you do so, though the report of the Judge states that it was not proved you had participated in these corrupt practices. I wish there should be no misunderstanding, as far as you and I and the public are concerned, as to the precise position in which you stand—and you still, after the thing is put quite clear to you, persist in desiring to withhold the information?—I refuse to give the information because I got it on condition—I did not

TENTH DAY. *December 9.* Sir Arthur E. Guinness, bart.

get it, I don't know the information—but my solicitors may or may not have got information I am not even aware of, under the promise of secrecy, under professional privilege, and I therefore think it is not through me that information should come to the Commissioners.

12369. The information, may or may not directly bear upon the inquiry?—It may or may not.

12370. Mr. LAW.—I suppose you have heard it stated that several of the witnesses examined at the trial, and who proved direct acts of bribery, went down from the office of the petitioner's solicitors to your solicitors' office and gave the same information, viz., that they had taken bribes?—I beg your pardon, I did not catch that.

12371. I suppose you are aware that several of the freemen who were examined before Judge Keogh, and proved that they had received bribes in Capel-street, went—as stated a few days ago by Mr. White—straight down from Mr. Fitzgerald's office to Mr. Williamson's office, and told there everything they had told before to Mr. Fitzgerald, you are aware of that?—I was not. It is very possible.

12372. Mr. Sutton also told us that several witnesses—upon whose direct testimony of their own bribery the judge found as he did—gave the information first to the petitioner's solicitor, and afterwards went to your solicitor's office in Abbey-street, and gave the whole information to him also. Mr. White states that these persons who were examined at the trial had given the same evidence, and that it was taken down. You must therefore be aware there is in your briefs at all events the same direct evidence of bribery as was afterwards given before the judge. It is not a question whether merely they were or were not bribed?—You may already have any or all the evidence my solicitors have. I do not mean to say there is any more in their briefs or papers. I cannot say there is or is not—but I think it is very possible there may be such evidence.

12373. They say so, and I presume it is so?—Yes.

12374. You said you did not think the briefs or documents would give us any assistance. Before you form that opinion it is right you should know what Mr. Sutton and Mr. White tell us?—But you may already have that information.

12375. Mr. TANDY.—You have already told us it is not for your own personal protection you wish to claim the privilege?—I said so.

12376. Is it then for the purpose of shielding any solicitor employed by you at the election, who may have connived at bribery, assuming there was bribery—I do not say there was—or otherwise rendered himself liable to the consequences?—It is not.

12377. Is it for the purpose of shielding any of the parties who could have received bribes?—It is not; it is simply, I say it in a few words not to violate any information they have received in honour and in secrecy. That is a plain answer.

Mr. LAW.—We have got your answer Sir A. Guinness, and shall consider it. You are the first person to raise this question. Upon Saturday morning we shall examine you upon some other matters.

Sir A. Guinness here withdrew.

Mr. *William Adams Lyons Malley* further examined.

Mr. William Adams Lyons Malley.

12378. Mr. LAW.—You came to Dublin on the night before last?—Yes.

12379. You said one cause of your delay was that you had not sufficient money?—I mentioned that I was not able to go over sooner as I had a sore throat.

12380. Did you not say you wrote to Mr. Skipworth for a pass?—I said that my father wrote for himself.

12381. Did you apply for a pass?—No, I did not get a pass.

12382. Nor did your father or brother?—Not that I am aware of.

12383. Have you since you came to Dublin seen any of the parties connected with this matter?—I have seen several of the railway people.

12384. Did you see them upon Tuesday evening?—No, I saw them yesterday.

12385. Did you see them before you came down here?—No, I saw them in court and outside.

12386. Whom amongst the railway people did you see?—I saw Mr. Landy, Mr. Skipworth, Mr. Ward, and Mr. Finlay.

12387. Were all of them here yesterday?—I saw Mr. Finlay to-day, and Mr. Kennedy also; they were in attendance in the other court upon some matters connected with the railway.

12388. Had you any conversation with Mr. Finlay about the inquiry, or the questions you would be asked?—Yes.

12389. It is the elder Finlay, not John Finlay. What is the elder Finlay's name?—William Henry Finlay.

12390. Was he in or about the office—the elder Finlay?—I did not see the elder Finlay.

12391. What department was he in?—Station superintendent.

12392. Was that elder Finlay the stationmaster to whom you spoke upon the platform when you saw the train off?—That was the stationmaster; his name was M'Neill; he was the stationmaster, and Mr. Finlay was the superintendent.

12393. Did you see W. H. Finlay that evening?—Not that I remember.

12394. Have you seen any of the railway people except the persons you mention?—I saw Mr. Cusack last night.

12395. Where—at the railway?—I met him accidently in Nassau-street.

12396. What passed between you?—He stopped me and said that he heard I was examined yesterday. I said "yes;" and told him all the falsehoods that had been spoken against me by several parties in the railway, and that nearly the whole had been a tissue of falsehoods. He said he did not want to hear anything about that till after the inquiry was over, and that before my father left he would be glad to see him.

12397. You were alone?—No, I was with young Mr. Gibson.

12398. Who is he?—A son of the clergyman, the Rev. Mr. Gibson.

12399. Have you, except that casual meeting, seen Mr. Cusack since you have come over?—No, nor any of the railway people.

12400. Have you seen anybody else, and held a conversation with them; have you seen Mr. Bridgeford?—Yes. I met Mr. Latouche (and other directors), in Mary-street.

12401. Have you had any talk with them?—No; upon private matters connected with my father; nothing in relation to this inquiry.

12402. Have you with Mr. Bridgeford?—Yes.

12403. I think you said that he used to send you over some of the papers containing reports of the proceedings here?—Yes.

12404. I presume you wished to see them before you came?—They were sent over to me.

12405. You got the summons, and your father and brother?—Yes.

12406. And you wished to see from the papers what the inquiry was?—They were sent over to me to read.

12407. Did you delay coming over with a view to see what the course of the inquiry was?—No, certainly not.

12408. You had no communication with Mr. Thomas Fell White?—I had none. I saw the son of Mr. White in court this morning.

12409. He was one of those who were employed upon the election?—Yes.

12410. Do you know whether he had any particular charge; there was an idea that he was in command of the young men?—I believe so.

12411. I believe it was he who got their names up?—I believe so.

12412. Were you speaking to Mr. Landy about this affair?—I met him in the court after it rose last night, and he asked me "how I was getting on." I said, "I was getting on pretty well considering."

12413. Mr. TANDY.—Were you very intimate with John Finlay?—No, I was intimate with none of the railway people except with him.

12414. You were not intimate with any except him?—I did not associate with people on the railway.

12415. Did you ever see him in your house except upon one occasion?—He came up with my brother once in the evening. I think he came once only; he may have come twice; I would say once.

12416. Was that long before the election?—I would say about a month previously.

12417. Are you quite certain it was so long as that?—I am not sure.

12418. About how long?—About a month.

12419. Upon that occasion who were present, do you recollect?—Well, I think as well as I can remember it was Major Ernest Knox.

12420. I suppose he spent the evening with you and your brother?—Yes, he stopped there for some time.

12421. Do you recollect his playing billiards?—He did.

12422. Was that a month before the day of election?—Whether it was not much shorter, I would say it was a month.

12423. Was that the only occasion, except the time he came for the keys, he (Finlay) was ever in your house?—He may have been there, but I do not recollect it.

12424. Are you able to say positively upon any other occasion?—I would say he was not.

12425. Are you quite sure?—I am not.

12426. Your mother was present upon that day?—Yes.

12427. Do you recollect your mother telling Finlay upon that evening, that she had applied for leave for you and your brother, and that it was refused?—I recollect no such thing.

12428. Then if this evening was a month before the election, I take it for granted you had no idea of going on the election?—No; I do not believe that my mother applied for anybody.

12429. But you have no recollection of her saying it to Finlay?—Not the slightest.

12430. And you think the night he was there was a month before the election?—About that.

12431. At the time you had no idea of going on the election at all?—No.

12432. When was the day you first applied for a pass?—Upon Friday, the 13th.

12433. To whom did you apply?—To Mr. Cusack. He said he would give a pass; he asked Mr. Ward to write for a pass.

12434. Was Mr. Ward present?—He was upon the platform when Mr. Cusack came to speak to my mother; Mr. Ward and Mr. Kirwan walked past.

12435. Was Mr. Ward present when you applied for the pass?—No.

12436. Then you applied to Mr. Cusack for a pass?—Yes.

12437. Did you ask him to get a pass for a particular day?—I asked him to get one immediately.

12438. Is it not always mentioned in the pass the day?—Generally speaking, it is.

12439. Did you mention to him the day you wished to travel?—Not that I remember.

12440. Will you swear positively that you did not?—I would say I did not; I am not very positive.

12441. Would it not be the ordinary course of things, if you wanted a pass, that you should mention the day on which it would be available?—I think I asked for it immediately, as I wanted to go over to London as soon as possible.

12442. And you did not mention any day?—Not any day.

12443. This application was made to Mr. Cusack?—Yes.

12444. That he would direct Mr. Ward to write for the pass?—He asked Mr. Ward to write.

12445. Was that immediately after your applying?—Yes.

12446. Do you recollect what he said to Mr. Ward?—I think he told him I was going over to London to my father, and asked him would he write for a pass for me.

12447. Was that all?—And that I was to get ten days' leave.

12448. Was that all that passed between you?—I think that was all.

12449. Did Mr. Cusack state the day on which the pass was to be made available?—Not that I am aware of; but I told Mr. Ward that I wanted it immediately.

12450. Did you say for any particular day?—Not that I am aware of.

12451. Then it was in this conversation that passed between you, Mr. Cusack, and Mr. Ward, that you said you wanted the pass?—Yes.

12452. After that had you any communication with the railway officials—Mr. Ward, Mr. Skipworth, or others—in reference to this pass?—I think I went up on a couple of days, upon Tuesday and Monday, and asked had the pass come back, and could I get it; they said, "No;" they had written for it.

12453. Was this all that passed?—I think so.

12454. Who told you they had written for it?—Mr. Turner.

12455. Did he tell you when they had written for it?—No; not that I remember.

12456. Did he tell you it was available for any particular day?—Not that I am aware of; I don't recollect any such thing taking place.

12457. Will you swear it did not take place?—I will not.

12458. Did you ever see a copy of the letter asking for the pass?—No; I did not, that I remember.

12459. Did you know upon what day it was to be available?—I heard it was the 19th.

12460. But you never heard before?—I did not know for what day, but I was ready to start the very moment I got it.

12461. When did you next apply about the pass?—Upon Monday or Tuesday.

12462. That was the day they told you they wrote, but it had not come?—Yes.

12463. Did you afterwards apply for it?—I spoke to Mr. Cusack, and I told him I had not got the pass, I wanted to go over immediately about the appointment; he said he could not help it. I think that was upon the Tuesday, and I think my brother got the pass upon the Thursday, the Drogheda election day.

12464. I suppose he gave it to you that evening?—I think so.

12465. How long had you that pass in your possession?—Well, I may have had it two days.

12466. I want you to be particular?—Well, about two days.

12467. Where did you keep it?—The day I lost it I put it into my pocket-book.

12468. What was the day you it lost?—I lost it the day after the county election.

12469. Upon Saturday?—I am not exactly sure, it was on the morning of that day I put it into my pocket.

12470. Where was it before that?—In an envelope; my mother had it as far as I remember.

12471. Do you mean to tell me, you never upon any occasion had the curiosity to read that pass?—I may have read it.

12472. Did you?—I cannot say I did.

12473. Did you not read it to see for what day it was available; upon what day you could travel upon it; will you swear you did not read it?—I will not.

12474. Did you ever see a pass without the day for using it being upon it?—I often saw it on blank. I think I heard my mother say it was dated.

12475. What date did she give it?—I think it was the 19th, and it must be so when the railway people say so.

12476. Then you heard it was the 19th?—I think so—I am not sure.

12477. When was it you heard it from your mother?—I think it was either the night I came back from Drogheda, or the day after.

12478. That would be Thursday?—Yes.

12479. When she was giving it to you?—I do not know whether she gave it to me or not, but she told me about it I think.

12480. Would a pass that was available for the 19th, that date specially written upon it, be used by you upon any other day?—Yes, I would say so.

12481. Would they allow a pass available for the 19th to be used upon the 29th?—Well, not so late.

12482. If there were a pass to go upon the 19th would that be available to travel on the 29th?—It might.

12483. What is the use of a railway pass being made available for a particular day if it can be made use of upon another?—When they date a pass they generally expect that the person to whom it has been given will travel upon that day.

12484. Would they allow you to travel without having made some alteration in the pass, or some note being put upon it, so as to enable the person to whom it was presented, to see that it was all right?—I would say so, if you gave a proper explanation.

12485. What would that be?—To explain why I did not travel upon that day.

12486. They would take your word for that?—I would say so.

12487. Did you ever know an instance of the kind in your life?—Where?

12488. Upon the Midland?—Yes.

12489. In whose instance?—My own.

12490. Upon the Midland Great Western?—Yes.

12491. You being in that case an officer of the company? Did you ever know anything of that kind permitted to occur on a strange railway?—I think it occurred upon the London North Western Railway, upon a former occasion, coming once from London I was two days behind time.

12492. When you got the pass upon the evening of Thursday when did you intend to go to London?—I intended to go upon Saturday.

12493. After the county election?—After the county election.

12494. That would be the 21st?—Yes.

12495. That was the reason you were told it was available for the 19th?—They specially marked it for the 19th.

12496. Was that the reason you never took the trouble to see whether you would be permitted to travel by it, you took it for granted that you would be?—Yes.

12497. Did the thing ever enter your head, the possibility of not being able to use a pass upon the 21st, given to you upon the 19th?—Such a thing never entered into my head.

12498. Was Finlay a clerk in the audit office?—Yes, he was.

12499. Before I leave this, let me ask, did you ever apply for any other pass?—Not that I remember.

12500. Will you swear you did not?— I would say I did not. I am nearly sure.

12501. When did you apply to be engaged at the election for the two days?—I would say I never applied for it.

12502. Do you recollect coming up to the railway station upon any evening after the election?—I recollect being up there and bidding the gentlemen in the office good-bye.

12503. That was upon the Saturday?—Yes.

12504. The Saturday after the Drogheda election?—Yes.

12505. And after the county election?—Yes.

12506. That was in the middle of the day. Were you ever up there in the evening after the city election?—Not that I remember. I cannot recollect.

12507. Do you mean to say you cannot recollect?—I was in the habit of going up and seeing people.

12508. For your amusement?—Yes, to see people.

12509. Finlay was a clerk in the audit office?—Yes.

12510. Was he in the habit of working after hours?—I have seen him.

12511. Often?—Half a dozen times.

12512. What was his business?—Acting under Mr. Hone, checking the cattle traffic; also assisting Mr. Landy in the stores.

12513. Did that require his presence?—Not in the stores, but I have seen him there at night.

12514. Working after hours?—That frequently happened—I would say half a dozen times, or four times.

12515. How long were you in the office?—In the service, about two and a quarter years.

12516. How long was Finlay?—Seven or eight months. I do not know, but I would say so.

12517. Do you recollect his going there four or five times during working hours?—Yes.

12518. That night?—Yes.

12519. Upon the Tuesday when you went to the audit office, where did you see John Finlay?—In the audit office.

12520. About 8 o'clock?—About that.

12521. Did you ever know him to be working so late in the audit office?—Yes.

12522. Was he working there that night?—He came in with my brother, and Mr. Landy was there.

12523. About his own business?—That I cannot swear.

12524. About his own papers?—I cannot recollect.

12525. Do you mean to say they were not his own papers?—I do not recollect.

12526. How long was he working?—About a quarter of an hour or twenty minutes.

12527. Did he tell when he returned to the office?—Not that I recollect.

12528. And you were there about seven?—About seven.

12529. And Finlay did not come in to work before eight?—In or about eight.

12530. Is it usual for a clerk like Finlay to come in at 8 o'clock, stay for twenty minutes, and then go off?—Some of them used to do it.

12531. Did you ever know Finlay to do it? Come in at 8 o'clock, and remain twenty minutes, then go?—I have known him to come, stop for twenty minutes or half an hour and go. I have known him to be there between 7 and 8 o'clock upon a former occasion. I think he met me there once or twice.

12532. I want to know did you ever know him to come there about 7 or 8 o'clock, commence work, continue for twenty minutes, and then go away?—Yes.

12533. When was that?—I cannot tell you.

12534. Was it long before that remarkable occasion of the election?—A couple of months.

12535. Did you and Finlay leave the office together?—As well as I can remember.

12536. Where did Finlay part from you?—At the top of Sackville-street—the Rotunda.

12537. Was that your direct way home?—No, going across at Summer-hill.

12538. Did Finlay tell you that night what he was working at?—Not that I remember.

12539. Did he tell you what brought him there?—Not that I remember.

12540. Was your brother working there?—I think he was doing something with the paper.

12541. Did he go there to work with the papers?—I cannot tell you.

12542. Do you mean to tell me you cannot say whether he went to work at his papers that night?—I cannot.

12543. Do you believe he went there to work at his papers?—I am not clear whether it was immediately before the election or not.

Mr. TANDY (*addressing Mr. Malley, senior, who sat on one of the benches at the left-hand side of the Commissioners*).—I would be obliged to you, sir, not to be shaking your head at the witness.

Mr. *Malley*.—I positively say I never shook my head. I really do not like the observation to be made.

The *Witness*.—I did not see my father shake his head.

12544. Mr. TANDY (*to witness*).—Do you believe he went down to work at his papers?—That is what I cannot swear, but I would say he did.

12545. Where were his papers?—In the audit office.

12546. If he went to work at his papers will you explain how he, having gone down at half-past six o'clock, never came to work till eight o'clock?—I suppose he was upon the platform.

12547. That is your explanation?—Yes.

12548. Did you see him upon the platform?—Not that I remember.

12549. You saw him in the parcel office?—Yes.

12550. When you returned the second time to the parcel office you did see him?—Not that I remember.

12551. You saw him go to the urinal, and did not see him again till he went to the audit office?—Yes.

12552. Did you see him working at his papers that night?—He was in the office about ten minutes; he may have been more or less.

12553. You were employed that day about the election business?—Yes.

12554. Were you employed all the day?—The best portion of the day.

12555. What time did you leave the work and go to your house?—The day before the election.

12556. About five o'clock?—I would say so.

12557. Then you dined and went to the railway office?—Yes.

12558. Had you much business to do?—I had; I was working there for a long time before the election, after hours.

12559. Had you much arrears of business to do this Tuesday evening?—Yes, a large amount of arrears.

12560. Did you complete them that evening?—No.

12561. Were you up the Friday evening before you left on leave; you say you left on Saturday; were you working after hours on the Friday evening?—I don't recollect; I may have.

12562. Were you?—I cannot remember.

12563. Oh, you recollect the day you came away after an hour's working, and then went to the election. We do not think you can forget whether upon the previous night you went to the office to work after hours?—Very probably I did; I do not recollect; I should say I did; I would not be at all surprised if I did, as I was much in the habit—I cannot be clear—I had been in the habit of working there some time previous to the election.

12564. Do you recollect, a week before you left, being there working after hours?—Yes.

12565. Every night for a week?—I cannot say every night—nearly every night.

12566. And you had not been able to work up the arrears?—I had not worked up the arrears.

12567. For the week before the day you left, when you were there working up these arrears, did you ever upon any evening see Finlay working upon after hours?—Yes; I think I saw him.

12568. Within a week before?—Yes, I should say so; or some short time previous to the election I think he came up.

12569. Did you work up all your arrears upon the Tuesday?—No.

12570. Why did it not occur to you, when you were quitting on leave of absence, to go back again upon some other evening to complete your work?—I went there after the election on a Sunday morning for about an hour—after the county election.

12571. You went upon a Sunday?—Yes.

12572. And were you working at your arrears then?—I think I settled some papers. Yes, I think so.

12573. What do you mean by settling papers?—Arranging them in order—the different returns.

12574. Was that your business?—Yes.

12575. You recollect doing that upon the Sunday?—Yes.

12576. Was that similar work to what you had been doing upon the Tuesday before the election?—No. I think I was putting on proportions before the election. I cannot be certain.

12577. On the Sunday you went to arrange papers?—Yes.

12578. That was after the county election?—Yes.

12579. How long did you remain there upon the Sunday?—Well, I remained for about very close upon an hour. I was waiting for two gentlemen who drove up to the outside. I saw them on a car, and when I saw them I went down stairs.

12580. Who were they?—One was Mr. M'Carthy and the other Mr. M'Neill.

12581. Did you expect them?—Yes; they had to go some place, and they said that they would call back upon me.

12582. Had they accompanied you to the railway first?—No. I think not; I went up by myself.

12583. But you appointed to meet them there?—Yes.

12584. And you were working there for about an hour at your papers?—Yes.

12585. Was there any person in the office on that Sunday except yourself?—No.

12586. Not at any period?—No.

12587. What did you do with your papers on the Sunday?—The portion of them I arranged I put back into the desk.

12588. Did you ever work upon a Sunday at the railway before?—Never.

12589. When you put the papers back into the desk did you lock the desk?—No; there was no lock upon it.

12590. No lock upon it?—Not that I remember.

12591. Your desk was locked?—It was not my desk. It was at Mr. O'Neill's. He used the top of it, and I used the press at the bottom of it for papers. I am sure it was.

12592. Out of what desk did you get the papers on the Sunday?—Out of the press.

12593. Was it there you kept them?—I kept the best part of them.

12594. Did you not keep your papers in your own desk?—Not as a rule I did not. Weekly returns I used to keep, when checking them, and the others at the bottom of that press.

12595. What place did you take the papers from at which you were working on the Tuesday before the election?—I think I took these out of my desk. I am nearly certain that I did.

12596. Were they the same description you were working on on the Sunday following?—They were the same description.

12597. Were not the papers you took on Sunday taken out of your own desk?—As far as I can remember, certainly not.

12598. Did you not keep all the papers that you required to do work with in your own desk?—No, not the whole of them.

12599. Is it that you had not room?—No; I used to do it for convenience. There were pigeon-holes in the desk, and I used to keep them there—stick them into these pigeon-holes.

12600. Then the character of the work on Tuesday was not similar to that on Sunday?—I don't think it was.

12601. Are you certain?—I cannot be certain. I

am not certain. I should say they were proportions I was at on Tuesday.

12602. About what hour on Sunday were you there?—About eleven o'clock.

12603. Did you remain until about twelve?—About that.

12604. Doing your work?—Yes.

12605. Was it in order that you might have everything square for your intended departure next day?—Yes. There were some in arrear; but as far as I had checked they were all square and right.

12606. Did you leave them all square?—Yes, I think, but I am not sure. There were some arrears I think—perhaps a fortnight's arrears.

12607. Where did you put the papers on which you were working on the Sunday?—I think I put them into the pigeon-hole.

12608. Are you certain about that?—I am not certain; I am nearly sure.

12609. Will you swear you did not put them into the desk?—I will not. I am nearly certain I did not.

12610. Are you quite sure?—I should say I did not, as far as I remember.

12611. Will you swear positively?—I will not.

12612. Were you at your desk upon that Sunday?—I was standing at it.

12613. Did you open it?—I should say I did not.

12614. Do you think you did?—I may have, I do not remember having done so.

12615. Did I not understand from you yesterday that when Finlay went to you upon the Saturday for the key it was lost?—Yes.

12616. If you had lost the key how could you open it upon the Sunday?—It might have been opened.

12617. Are you certain whether you opened it on the Sunday?—I don't remember. I should say I did not.

12618. Had you the key on Sunday?—On my oath I should say I had not.

12619. Are you quite certain?—I am nearly sure; I am sure, in fact.

12620. When did you first ascertain that the key was lost?—I think it was when Finlay came up to see me.

12621. If the key was lost then, can you have the slighest doubt as to whether you had it with you on Sunday?—I should say I had not, decidedly.

12622. And was that the reason you did not go to your desk, because you had not the key on the Sunday?—Yes; of course I could not get to it if I had not the key, unless the desk was open—unless it was forced open.

12623. Do you know that was the reason that you did not go to your desk on the Sunday—because you had lost the key?—Yes; I should say it must be.

12624. Was it?—It was.

12625. Did you go to see whether it was open?—No, I did not.

12626. Had you heard before the Sunday that it was opened?—I had heard it—I cannot say before—I should say I did. I am nearly sure I did hear it from my brother; that it had been opened by order of Mr. Landy.

12627. And that was before the Sunday?—I am nearly sure it was; I think so.

12628. When you went to bid good-bye to the persons in the office on the Saturday, why did you not arrange the papers instead of selecting Sunday?—I had to do some business of my own and I could not stop.

12629. Did you tell any of them you would return on the Sunday to arrange the papers?—No.

12630. Did your brother Charles go with you that Sunday?—No.

12631. Where did you go afterwards on the Sunday?—I drove over to Jury's hotel.

12632. I suppose you had lunch there?—No.

12633. What did you do there?—We got some cigars.

12634. Was that what you went there for?—Yes.

12635. The only reason?—I wanted to look at a Directory to see an address.

12636. Whose address?—I think it was Mr. Kennedy's.

12637. That is the parcels office clerk?—Yes.

12638. What did you want it for?—I wanted to see him for private reasons. I wanted to get some money; to borrow some money from him.

12639. Did you write to Mr. Kennedy afterwards?—I don't think I did. I may have seen him on the following day, but I don't think I did.

12640. Did you get the money from him?—No.

12641. Did you apply to him for it?—No. I don't think I saw him after the Sunday.

12642. Did you write to him?—No.

12643. You wanted to get his name, and you neither went yourself, nor wrote to him?—I could not find his address in the Directory. That is what I wanted to find. If I found it, I would have driven up.

12644. Did you make any inquiries at the station as to what his address was?—There was no person at the railway station then, but the watchman at the gate.

12645. And you supposed he did not know?—I would certainly say he did not. I asked Mr. M'Meehan his address, and he said in Camden-street, I think.

12646. During that whole hour on Sunday you were employed on your papers?—Yes.

12647. In the audit office?—Yes.

12648. Did you go into any other office on the Sunday?—No.

12649. Did you write to any of the railway people from London?—I did.

12650. To whom?—To Mr. Byrne.

12651. Anyone else?—Mr. M'Meehan.

12652. To any other?—No, I should say not.

12653. Will you swear you did not?—I think to Mr. Kearney.

12654. To any other?—No.

12655. Will you swear you did not?—To Mr. O'Neill.

12656. Did you write to John Finlay?—I did not.

12657. Did you write to any of the Finlays after you went to London?—No.

12658. Mr. Morris.—That night of the 17th, how long had Mr. Landy an opportunity of seeing you?—How long was he in the office with me? I should say about twenty minutes.

12659. You were altogether there about two hours and a half—about the premises?—I was, somewhat about that.

12660. Can you state, with anything like accuracy, what passed between you and Mr. Landy on that evening?—He was complaining to me of not having got an increase in his salary, and talking about the chairman; that he had given him a written application to get an increase in his salary, and that the chairman followed him into the passage, and looked at it and said, "Oh, I will see about it." He was rather annoyed with the way the chairman had acted with him.

12661. Did he make any remark about your finishing the arrears?—He asked me the night I met him, could he give me a hand, and I said, "No, thank you, sir."

12662. Did he not complain—you were going away at this time—did he not complain that you were leaving a good deal of arrears undone?—No.

12663. Did he make no complaint at all?—No.

12664. Are you certain?—I am nearly certain. I should certainly say he did not. He may have said that my work was in arrear, but I don't remember.

12665. At that time there was a considerable arrear undone?—There was. I was ill previously for some time.

12666. If there was a considerable arrear undone, how was it that you were only twenty minutes there?—Because I went away; I did not like to stop any longer.

12667. You saw Finlay that night?—Yes.

12668. And you went away together?—Yes.

12669. Were you aware when you were going up that night, that you would meet Finlay there?—I cannot tell you.

12670. Try and recollect?—I think he said he would come.

12671. When did he say that?—When we were leaving at five o'clock, I am not sure, but I think he did say it.

12672. Where did he say that?—On my way leaving the office at five o'clock.

12673. Can you recollect the substance of what passed between you?—I think I said I was coming back to pull up some work, and I think he said he would come back also.

12674. That was said in the office?—On the way back; I think in Dominick-street.

12675. Was there anyone with you then?—Not that I remember.

12676. Will you swear there was not?—I will not; there may have been.

12677. How long was Finlay at work that night?—I should say about half-an-hour, or twenty minutes.

12678. Had he any arrears?—I think so; I think there were arrears in the cattle traffic that he was checking. I think so.

12679. Have you frequently had an opportunity of seeing these tickets tied up in sacks?—Oh, yes; they were there since I went to the office; they were always lying open.

12680. Were they sealed up?—No; when the sack was filled, it was tied round the top, to prevent the tickets from falling out, and it was carried into the room behind the manager's office, and left there. They bought a cutting-up machine a few months before I left, and young Finlay was paid so much a sack for cutting up the tickets, so that they could not be used. Formerly, several years ago, they used to be carried down to the coke ovens, and burned.

12681. Had Finlay any particular time for cutting the tickets?—No; he did it whenever he wished.

12682. Whenever he pleased?—Yes; but I think immediately before the election, the messenger in the manager's office used to cut up the tickets.

12683. What is his name?—I don't know.

12684. You first heard of these tickets at the election trial?—Yes.

12685. Recollect now you swore yesterday that you did not hear of your name being mentioned in connexion with the tickets, until Mr. Gray mentioned it to you in the course of the summer?—Yes.

12686. Do you adhere to that statement?—I do.

12687. You say that you wrote from London to Mr. Byrne and two other clerks?—To Mr. O'Neill, and Mr. M'Meehan.

12688. Had you any correspondence with any others at the office but these three?—No. The letters to Mr. O'Neill and Mr. Byrne did not require an answer; the one I wrote to Mr. M'Meehan did.

12689. Did you write to Mr. Landy?—No.

12690. Nor to Butler?—No.

12691. You were not on good terms with your brother clerks?—I never liked any of them; I never associated with any of them except two.

12692. Who were these two?—Mr. Geraghty who is in the civil service at present, and Mr. M'Meehan.

12693. Were they both in the office at the time?—Mr. Geraghty was not.

12694. Did M'Meehan say anything about your name being mentioned in connexion with the tickets?—No.

12695. You are aware that there was an inquiry?—I am. I did not hear it until I read it in the papers; that is the inquiry at the railway you are speaking about.

12696. Yes. How long was Tighe the porter there that night?—He was there before I went—I could not say. I should say about an hour or an hour and a half.

12697. Is he still an officer of the Company?—I don't know.

12698. Did he remain after you?—Yes, to the best of my belief he did.

12699. There were no other clerks but Finlay, your brother, and yourself there that evening?—Not that I remember.

12700. Mr. LAW.—You say you never associated with any of the clerks in the audit office, except Geraghty and M'Meehan?—Yes; Geraghty was in the audit office when I joined, and then became assistant-secretary.

12701. Geraghty wasn't in the audit office at this time that we are speaking of?—He was not.

12702. Was he in the company's service?—He was.

12703. In the month of November, at least for the part of it that you were in the office, and in October did you associate with any of the clerks in the audit office?—Yes, on and off; but not as a rule.

12704. You told Mr. Morris just now that you never associated with any of the clerks in the audit office, except Geraghty and M'Meehan?—Yes, as a rule I didn't associate with them. I knew Mr. Kearney in the audit office—he was, perhaps, the only person I was on anything like intimate terms with.

12705. When you said that you never associated with any of the clerks in the office, except Geraghty and M'Meehan, what did you mean by that?—I meant I wasn't intimate with them. I wasn't a personal friend of any of the clerks, except these two. I used to meet them down town, but I wasn't a personal friend of theirs.

12706. You were on the same terms of intimacy with them, I suppose, as you were with Finlay, more or less?—Yes.

12707. Did you associate with Finlay?—No. I can't say that I did.

12708. Did he go to your house, and was he received and treated as a guest?—He came to my place.

12709. Didn't he come there on invitation?—He was there.

12710. Didn't your brother ask him to come to your place?—Yes, he was there.

12711. Wasn't he treated as a friend of your brother's?—He was treated just as anyone else would be—as the friend of my brother.

12712. You say that Finlay's duty was partly to cut up the tickets that were thrown into the sacks?—Yes, for some time before the election.

12713. When was the cutting machine got, do you recollect?—I believe it was got two or three months before the election.

12714. And you say it was placed in a room next to the manager's office?—Yes. It was a sort of store-room.

12715. Was it kept locked?—I should say so. I think so.

12716. Who kept the key of it?—I can't say who kept the key of it. I think it was kept in the manager's office.

12717. It was not kept by Tighe, the porter?—It was not. It was kept, I think, in the manager's office.

12718. What was kept in that store-room?—They used to keep books.

12719. And spare statonery, I suppose?—No, the stationery wasn't kept in that room; they kept the used-up books, pass-books, and letters that they had to refer to again.

12720. Was it connected with the manager's office?—It was.

12721. Did it open out on the lobby?—It did.

12722. Can you tell us who generally kept the key of that room?—I think it was generally hung in the manager's office.

12723. Was the manager's office locked?—No, except the outer door, which Tighe had charge of.

12724. That is at the foot of the stairs?—Yes.

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Mr. William Adams Lyons Malley.

12725. Where does it open to?—It opens to the platform.

12726. Was there more than one store-room on the lobby?—There were two store-rooms on the lobby; there was one connected with the audit office, and the other was connected with the manager's office.

12727. Was there a key to the store-room connected with the audit office?—There was.

12728. I presume the key was kept under some one's charge?—Yes, Mr. Landy kept it.

12729. That key was not hung up like the key of the room connected with the manager's office?—It was not. Mr. Landy kept it in his pocket.

12730. The room where the books and letters were, the key of it was hung up in the manager's office?—Yes, I think so.

12731. Had Finlay for some time previous to this been turned to account in cutting these tickets?—He had done so for about a month after the cutting machine came.

12732. Who, then, did it?—The manager's messenger did it.

12733. What was the messenger's name?—I don't know.

12734. How long was he in the service?—He was there for some months; we used to call him Mac.

12735. Did you leave him in the office after you?—I did.

12736. And the charge of cutting the tickets was transferred, you say, from Finlay to the messenger?—Yes; Finlay gave it up. They were paid so much a bag for doing it.

12737. You told us yesterday that though Mr. Landy objected to your entering the time you came to and left the office, still you put it down if you came back to work after hours?—I did; sometimes.

12738. Was anything paid to you for doing extra work?—There was not.

12739. Was it your usual practice to enter it in the book if you came back to the office to do extra work?—It was, I generally did so; and so did Mr. M'Quaid and several others.

12740. There is no difficulty in ascertaining from the attendance book, if such was the practice?—There is not. It was the usual custom of the office to do so.

12741. Your practice was, if you remained in the office five minutes after the office hours, you would enter it in the book; and if you came back in the evening to do extra work, you would put down from whatever you came—say from half-past six or seven, to whatever you left—that is your practice?—Yes; generally.

12742. You told us that, notwithstanding Mr. Landy's objection to that course, it was your practice to do it?—Generally. Sometime before I left the office, Mr. Landy kicked up a row, because the time-book was transferred to the manager's office.

12743. How long before you left was that?—I think it was some months. There was a check then kept on Mr. Landy.

12744. In fact, there was a check and counter-check?—Yes.

12745. He was a check on the clerks in the audit office?—Yes; and the clerks in the manager's office were a check on him.

12746. You stated that you were in arrear, in consequence of being ill?—Yes.

12747. And you had been in arrear for some time previously?—Yes; the work was generally in arrear in the office.

12748. I presume if you were ill, you stayed away from business?—I dare say I was absent from the office.

12749. When you say you were ill, you mean, I presume, actual illness?—Yes.

12750. Were you able to do your work—did you sit at your desk?—Yes; sometimes I stayed at home.

12751. When you refer to being ill, do you not mean the time when you had to absent yourself from the office?—Yes.

12752. When was that?—Sometime previously.

12753. How long, do you recollect?—I think about a month or so.

12754. How many days were you obliged to remain away from work, in consequence of illness?—About a week, I think.

12755. Was it some considerable time before this illness occurred?—I should say about a month or six weeks.

12756. And were you never able to pull up that week's work?—I never did.

12757. Did you ever really mean to pull it up?—I did.

12758. You stated that you were frequently working after hours for a long time before this night we are talking about?—Yes.

12759. Then, it was not a thing at all peculiar for you to come that evening?—It was the usual custom for me to do so.

12760. Was it your usual custom to enter in the attendance book your second appearance in the office at work?—Yes; it was my usual custom. I didn't do it for some time before I left the office, as far as I remember; but it was my usual custom to enter when I came back to the office to work.

12761. I see you did enter your return to do extra work on three particular days—Thursday, the 5th November; Tuesday, the 10th November; and Wednesday, the 11th November—you did enter your return to do extra work on these days, is not that so?—Yes; if the book shows it.

12762. The book also shows that you did not return to do any extra work previously, as far back as the end of July; had you been doing extra work in the interval?—Between July and November?

12763. Yes; you stated yesterday, that notwithstanding Mr. Landy's objection, you did enter your attendance when you came back to do extra work?—I said, as a general rule.

12764. And as a general rule, were you working from the end of July to the 4th November, without entering it?—I should say so, decidedly.

12765. Did anyone see you there during that interval?—I can't tell.

12766. What you stated yesterday then was not accurate, that you did enter your attendance in the office to do extra work after hours?—As a general rule, I did; Mr. Landy kicked up a row about it, but sometimes I did it.

12767. You said yesterday that you persisted in doing it, notwithstanding Mr. Landy's objection?—Sometimes I did.

12768. Would you be surprised to hear that your illness was in September, and of only four days' duration?—No, I should not.

12769. You were ill on Tuesday and Wednesday, the 1st and 2nd September, and on the 8th September, you were sufficiently recovered to leave the office at twelve o'clock. I find by the book that you left the office at half-past twelve o'clock?—Yes.

12770. To amuse yourself, I suppose?—Yes, I suppose so.

12771. On the 16th, 17th, 18th, and 19th September, you were ill?—Yes, very likely.

12772. Were you ill at any other time that you did not enter it in the book?—I think I was.

12773. When was that?—I think I had a sore throat in October.

12774. You seem to be very subject to a sore throat?—Yes, I am.

12775. Does it interfere with your working at a desk?—Well, I would not do so much work then as I would if I hadn't it.

12776. Did you arrange with Finlay to come back to work in the office on this evening when Mr. Landy, your brother, yourself, and Finlay were there?—I did, to the best of my belief.

12777. You stated, I think, that it was when you left the office at five o'clock that day, that you arranged with Finlay to come back?—Yes, to the best of my belief I did.

12778. Did you tell us yesterday, that you were not in the office at all that day, until you went back in the evening; did you say that you were in the committee-rooms in Dame-street all that day, up to five o'clock, when you went home to your dinner?—Yes, but I might be up at the railway at five o'clock.

12779. Did you swear yesterday that you were not at work in the office any part of that day, until you came up at about seven o'clock, though you now state that you arranged with Finlay, when leaving the office, to come back in the evening to work; which is true?—That may be the day I went up to the railway to inquire about the passes—it is twelve months ago, you must remember.

12780. You now state that you arranged with Finlay to work up the arrears, and to come back in the evening, and that you arranged to do so when leaving the office at five o'clock?—Yes.

12781. When you stated that, did you not forget that you told us yesterday you were at work at the committee-rooms in Dame-street all that day until five o'clock, and that you left the committee-rooms in Dame-street at five o'clock, to go home to your dinner; you just now stated to Mr. Morris that you arranged with Finlay at the railway terminus, when leaving the office at five o'clock, to come back in the evening to do work—which statement is true?—I am not sure that I did speak to Finlay at the railway terminus about coming back to work, as I was in the habit of going back to the office to do extra work. In only one case was it that I made an arrangement with him to come back in the evening.

12782. Was the evening that you made the arrangement with Finlay to come back to do extra work, that on which you met him, your brother, and Mr. Landy in the office?—It was.

12783. Whatever the day was?—Yes.

12784. Mr. MORRIS.—Are you and Finlay good friends now?—Just as we were always.

12785. Mr. TANDY.—Were you in the committee-rooms in Dorset-street that day?—Never.

Mr. *Charles Addison Lyons Malley* sworn and examined.

Mr. Charles Addison Lyons Malley

12786. Mr. LAW.—When did you join the service of the Midland Company?—About six months before December; I was there altogether about six months.

12787. Where were you before you joined the company's service?—I was not anywhere; I was at school.

12788. What school were you at?—The Rev. Mr. Woods', 113, Gardiner-street; he has removed since to the Bective College.

12789. Were you first employed in the audit office when you joined?—No; in the parcel office.

12790. How long were you employed in the parcel office?—Three months, I think. I think I was three months in the parcel office and three months in the audit office.

12791. Your duties, I presume, were in the outer room of the audit office?—Sometimes in one room, and sometimes in the other.

12792. You were employed in the one as much as in the other?—I can't say I was; I was sometimes in one office arranging the cattle sheets and sometimes in the other.

12793. What was it you did in the other office?—Arranging the goods traffic returns; I hadn't much to do except to arrange the papers, sorting them and arranging them.

12794. You had no clerk's work to do?—I had, arranging the cattle tickets and checking them.

12795. What was the work assigned to you in November?—I had to arrange all these returns that came in weekly, back them with brown paper, tie them up and indorse them.

12796. Was that preparatory to their being checked by some of the clerks in the office?—Yes; it was preparatory to their being checked by Mr. O'Neill.

12797. Did you sort all the papers to be checked afterwards by the other clerks?—I did; a great part of it.

12798. What was the duty assigned to you in November?—I was settling and arranging these papers.

12799. What papers?—The tickets of the cattle returns.

12800. When you were settling and arranging these returns in the inner office, did you generally sit at a desk?—I generally sat at a desk.

12801. Had the desk at which you generally sat a lock and key?—It hadn't, I think; I sometimes settled the returns on the round counter.

12802. What place in the second room did you sit at?—Sometimes I sat there, and sometimes I used stand and settle the papers on a desk or on the round counter.

12803. Was there any place in the second room recognised by the other clerks as yours?—Not that I remember.

12804. What place did you work most frequently at?—I can't remember.

12805. Was there any place in the office at which you were in the habit of working more than others?—At some periods I used work at each place.

12806. Where did you work in November, do you recollect?—At all three places; at the desk there, sometimes at the round counter, and sometimes at a desk that had pigeon-holes on the top, where the papers were put.

12807. What used you to work at?—I used take the papers out of the canvas covers—take them out of the pigeon-holes and sort them.

12808. You used to arrange the papers before the other clerks checked them?—Yes.

12809. What had been your duty in the parcel office?—I made out abstracts and returns from the books.

12810. That was more clerk's work?—It was all clerk's work nearly.

12811. Who was in the parcel office when you were there?—Mr. Kennedy.

12812. He was in charge of the parcel office?—Yes.

12813. Who else was there?—Mr. Fleming was there.

12814. He was the porter?—He had been a porter; but he was made a clerk after I joined. He used sometimes take in the parcels, and sometimes he acted as a clerk.

12815. What was Mr. Kennedy's duty in the parcel office?—He used to do the clerk's work, to see after the office, to give out stamps, and book for the different trains.

12816. Had he charge of the money in the parcel office?—He had.

12817. You had nothing to do with that department, I presume?—I had not.

12818. Nor Fleming?—No.

12819. Was there anyone else employed in the parcel office while you were there besides Kennedy, Fleming, and yourself?—There was a porter.

12820. What was his name?—I forget. I think it was Cronin. He used bring in parcels from the train.

12821. Was he connected with the parcel office?—He was.

12822. I suppose other porters used do work there occasionally?—They used.

12823. As nearly as you can say, tell us what month were you transferred to the audit office?—Two or three months before December.

12824. Were you in the audit office in October?—I was there about October.

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12825. I see your name is in the attendance book in October?—Yes.

12826. What sort of work did Finlay do in the audit office while you were there?—The cattle returns principally.

12827. Used he check the cattle traffic returns while you were at work arranging and sorting the papers?—Yes. I used check some also.

12828. Was it Finlay's business to check the cattle traffic?—Yes, a good deal.

12829. Was it Finlay's business to sort the papers?—Sometimes he assisted me.

12830. He was your assistant?—No, he was above me; he was longer in the office than I was.

12831. He was not the recognised messenger in the office?—He was not; he may have gone on two or three messages.

12832. You remember you were in the audit office in November?—Yes.

12833. Did you ever apply personally either to the chairman or to Mr. Skipworth to get off duty in the office, in order to make some money at the election?—Not that I remember.

12834. Are you certain you did not?—I am not; I don't think I did.

12835. Do you believe you did not?—I have no belief about it; I may have.

12836. Do you believe you did?—I have no belief about the matter.

12837. Do you remember whether you did or not?—I don't remember; I may have; I don't think I did.

12838. Did you hear that your mother had applied to Mr. Cusack or Mr. Skipworth, for either you or your brother to get off duty in the office, and work at the election?—I think she had applied for me, or my brother had applied for liberty for me to get off duty on the day of the election.

12839. Did your brother tell you that he had applied for you?—I think he told me he had.

12840. To whom did he tell you he had applied?—He told me he had applied to Mr. Skipworth.

12841. What did he tell you Mr. Skipworth said?—Mr. Skipworth told him "Would it be worth my while to absent myself from the office for what I would make at the election, and lay myself open to remarks?"

12842. Did your brother say that Mr. Skipworth told him that if you absented yourself from the office, you wouldn't get back to it again?—I don't remember.

12843. Did he convey to you that you were expressly prohibited from work at the election?—No.

12844. What did he convey to you?—What I have told you, that Mr. Skipworth said, "Would it be worth my while to absent myself from the office for what I would make at the election, and lay myself open to remarks?"

12845. Did he convey to you that Mr. Skipworth said it was optional for you to go or not to go, just as you pleased?—Mr. Skipworth, I believe, recommended my brother not to allow me go.

12846. Was that because it would not be worth your while?—Yes.

12847. Do you remember if you spoke yourself on the subject to the chairman or Mr. Skipworth?—I don't remember speaking to Mr. Cusack or Mr. Skipworth on the subject.

12848. Do you remember that your mother told you she had spoken to them on the subject?—I don't remember that she did.

12849. Have you a very bad memory?—Not particularly; occasionally, perhaps, if there is nothing to impress a matter on my mind.

12850. You do, I presume, recollect the fact that you were employed at the election?—Yes.

12851. Having disregarded the advice of Mr. Skipworth?—Yes.

12852. Having disregarded that advice, do you recollect whether your mother told you that she had applied either to Mr. Cusack or to Mr. Skipworth for liberty for you to go to the election?—I don't remember that she did.

12853. Still vague?—Still blank.

12854. You remember, I presume, your going down to the ward rooms in Dame-street to get employment?—Yes.

12855. What day was that, do you recollect?—I think it was about the 17th.

12856. Had you been at the audit office the day you went to the rooms in Dame-street for the purpose of getting employment?—I don't think so; I may have.

12857. Do you remember whether you were or not?—I don't remember.

12858. Will you swear you were not?—I can't swear it.

12859. Do you remember how many days you were away from the office about the time of the election?—About three, I think.

12860. Could you tell us what three days they were?—The 17th, or perhaps the 16th—the 16th and 17th, or the 17th and 18th, I think, and the day of the county election.

12861. Were you away from the office the day of the city election and the day of the county election?—I was.

12862. You were away then Tuesday, and Wednesday, and Saturday?—Yes, these three days.

12863. To whom did you apply for work at the election?—I went down with my brother, and he applied to some one for me—I think it was to Mr. White I applied.

12864. Did you apply to anyone yourself for work?—I was in there when my brother was applying for me.

12865. Did you see Mr. White at the committee-rooms in Dame-street?—I did.

12866. Did you hear your brother apply to Mr. White for work for you?—I think he did apply to Mr. White for me.

12867. Were you present when he applied to Mr. White for work for you?—I may have been, and I may not.

12868. Do you think you were present when your brother applied to Mr. White for work for you?—I think he did apply in my presence for it.

12869. Do you recollect he did?—I have no recollection now about it.

12870. In what room in Dame-street was Mr. White at the time? Who was in the room with him?—I was up and down stairs. Mr. White was down stairs in a back room, as well as I recollect.

12871. Was it in that room your brother applied to him for you?—I think so.

12872. Did you apply to Mr. White yourself?—I think I did. I knew his son, and I think he spoke to his father about me.

12873. Then do you think that you yourself applied?—I think I did, but I am not certain.

12874. Did you, or did you not, apply to Mr. White yourself for work?—I think I may have applied to him. I am not certain that I did.

12875. Do you think you did apply to Mr. White on that day for work?—I think I did.

12876. Was that on the 17th?—I think so.

12877. Did you go back to the office that day?—I don't think so.

12878. Did you do any work in the office that day?—I don't think so.

12879. Were you employed about the election that day?—Yes; I came down here on that day. Mr. White told us to come down here to this court-house.

12880. On the 17th?—Yes.

12881. What did you do on the 17th, after this conversation with Mr. White?—I came down here with a lot of other people.

12882. Did anyone come down with you?—Yes; Mr. White came down, and showed us over the different rooms.

12883. What other people came down here with you?—The other clerks who were to be agents for the day of the election, to bring up the voters.

12884. Your brother mentioned the names of some of the other gentlemen who were similarly employed on the day of the election. He mentioned a person

named Thorpe; do you know anyone of that name?—No.

12885. Who had charge of you?—I don't exactly know; I think Mr. White had.

12886. Which Mr. White; was it young Mr. White, or the father?—Young Mr. White was there.

12887. Did Mr. Fell White bring you down here to show you what you were to do?—Yes, on the day of the election.

12888. What hour was it when you came down here that day?—I think it was about the middle of the day.

12889. What time did you go to the office in Dame-street to apply for work at the election?—I think it was a couple of hours before that.

12890. It would be about ten, then?—Somewhere about that, I think.

12891. Had you made any application for work before that day?—I don't think so.

12892. Your brother had spoken for you, and made the arrangements for you?—That may be.

12893. When you all came down, how long was Mr. White showing you the rooms?—Somewhere over half an hour, I think.

12894. Where did you go to then?—I went to the College.

12895. How long did you stay at the College?—I should say for an hour or an hour and a half.

12896. What part of the College were you in?—I was inside the hall, listening; it was the day of the nomination.

12897. Did you remain at the College, do you recollect, until the meeting was over?—Yes, until it was nearly over. I left some persons speaking.

12898. I believe it was four or five in the evening when the meeting was over?—Somewhere about that, I believe.

12899. Was it dark when you left the College?—It was not.

12900. Are you certain it was not dark when you left College that evening?—It may have been.

12901. After you left the College, did you go home straight to dinner?—I think so.

12902. What time did you dine usually?—Generally about half-past five—we dine sometimes early and sometimes late.

12903. Your mother's establishment, I presume, had some certain dinner hour?—We dined generally late.

12904. What do you call late?—Five or half-past five.

12905. When you left College, did you go home to dinner?—I think so.

12906. Did you see your brother at the nomination? I did not.

12907. Was he at home when you went to dinner?—I don't remember whether he was or not. He may have been.

12908. Do you remember that your brother was at dinner that day?—I don't recollect whether he was at dinner at home on that particular day.

12909. Do you remember that you met him at dinner that day?—I don't remember whether I met him on that particular day.

12910. Do you remember whether he eat his dinner at home that day?—I do not. I suppose he did.

12911. Do you remember if you eat your dinner that day?—I suppose I did eat my dinner, but I have no recollection of that particular day.

12912. Do you remember going home from College that day?—Yes.

12913. Do you remember the nomination at the College that day?—I remember people trying to speak, and that they wouldn't be heard.

12914. How long did you remain at the nomination?—I remained an hour or two. I remained to the latter part of the day.

12915. Did you remain until the meeting was over?—They were speaking when I left.

12916. Do you remember anything that occurred after the nomination?—I don't.

12917. Did you see Mr. Barnes chaired?—I did not. I saw a clergyman of Trinity Church, I think; and a College man that was carried in by the students. I think his name was Murray, he was a young student.

12918. After leaving the College, did you go anywhere else before you went home to dinner?—I don't know. I can't remember.

12919. What do you believe? Do you believe you went anywhere else before you went home to dinner?—I have no belief about it.

12920. What is your recollection?—I can't recollect. I have no recollection on the subject.

12921. You must endeavour to recollect?—I can't recollect. I think I came home to dinner.

12922. You shall not leave this until you answer the question properly; you will get off much easier, and save yourself a great deal of trouble, if you adopt a different course of answering—on your oath do you know at what time you left the nomination at the College?—I think it was about four or five.

12923. Did you go home straight from the College?—I think I did, I have no recollection whether I did or not.

12924. Do you believe you did?—I think so. I have no certain recollection on the subject.

12925. What do you mean by "I think"? do you mean that you believe? Did you go home straight that day from the College?—I am not certain. I have nothing to impress it on my mind. I may have gone into a shop on my way.

12926. Do you recollect, did you go anywhere that day after you left the College, except to call at a shop, before you went home?—I don't remember. I think I went home straight to dinner.

12927. Did you meet your brother until you went home?—I don't think so.

12928. Do you remember meeting anyone else connected with the railway on your way home?—I did not.

12929. Do you remember meeting Finlay that day?—I don't think so.

12930. Do you remember meeting your brother in your own house, and going up to the railway with him after dinner?—I don't remember.

12931. Do you remember being at the railway that evening?—I do not. I remember being at the railway often.

12932. You must answer our questions directly and candidly, or if you do not we shall have to deal with you differently. I ask you, on your oath, do you remember going up to the railway that evening with your brother?—I don't remember.

12933. Did you hear your brother swear that he was at the railway one evening, and that you accompanied him up?—I heard him swear that he was up there one evening, but not that he was up there a particular evening.

12934. Did you hear him swear that that must be either the Monday or Tuesday evening?—I did. I heard him swear that he was up there on Monday or Tuesday evening.

12935. And that you walked up with him to the railway terminus?—But not on Monday or Tuesday evening. I don't think he understood you there.

12936. Do you remember walking up any evening to the railway terminus with your brother, when you had not been at work in the office during the day?—Before I had gone up to see him there?

12937. Do you recollect on any evening within that election week walking up to the railway terminus with your brother, when you had not been at work in the office previously that day?—I don't remember.

12938. It is impossible for us to believe in this total failure of recollection on your part. Do you remember, I again ask you, being up with your brother to the railway terminus on any evening during the election week, after he got leave, and when neither you nor he had been previously that day at work in the office, and when you, he, Finlay, and Mr. Landy were all together in the office that evening?—I don't. I remember being up some time with him and Finlay before the city election.

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12939. You do remember being up at the railway terminus with your brother some time before the election?—I do.

12940. Did you see anyone there except your brother, Mr. Landy and Finlay on that evening?—I think Tighe was there; he was always there in the evening.

12941. You saw none of the clerks there?—No.

12942. About what hour that evening did you and your brother go up to the Broadstone; was it, do you recollect, after your dinner?—Yes.

12943. Do you recollect was it before the mail train started?—I think so.

12944. Have you any doubt about it?—I have. I have no recollection of seeing it go off.

12945. Do you remember being up at the railway one evening with these persons sometime before the election?—I do.

12946. When you went up, where did you first go?—I went into the parcel office.

12947. With your brother?—Yes.

12948. Whom did you see in the parcel office?—I saw Mr. Kennedy and Fleming.

12949. Did you see Mr. Wallis's man in the parcel office on that occasion?—I have no particular recollection as to whether I saw him or not.

12950. Do you remember that you saw him?—I don't. I may have seen him.

12951. That is no answer. Can you tell us whether on that occasion you saw Wallis's man in the parcel office?—I couldn't swear whether I did or not.

12952. Where did you go after that?—I think I went on the platform, and then to the audit office.

12953. Did you hear your brother state, that after being about ten minutes in the parcel office, you and he went up to speak to some one near the scales?—I did.

12954. Is that true according to your recollection?—I have no recollection of the occurrence. I don't remember speaking to anyone on that occasion.

12955. Do you believe that what he stated is accurate?—That he spoke to some one near the scales?

12956. No; that he and you walked up to where some one was standing?—We did walk up to the scales, and I believe that he spoke to some one.

12957. Did you not remain with him?—I did not.

12958. Where did you go to?—I think I went to the urinal.

12959. How long after that did you see your brother again?—Sometime after. I can't say when.

12960. Recollecting now the occasion, and your leaving the parcel office, can you tell me if the mail train was standing ready to start?—I should say that the train had not started.

12961. Where did you go to then?—I think I went to the audit office.

12962. Direct?—I may have come back to the parcel office, I don't know. It isn't likely that what happened a year ago would make a great impression on a person's mind.

12963. We are here to do a very unpleasant duty—to ask you a few questions, and you must answer them properly. You say you remember going to the urinal?—Yes.

12964. Where did you go after that?—I can't swear. I don't recollect whether I went on the platform or to the audit office.

12965. Do you recollect, did you go into the parcel office again?—I don't recollect.

12966. Do you recollect did you go into the audit office before the train started?—I don't recollect.

12967. Do you recollect the fact of the train starting?—Yes.

12968. Where was your brother at the time?—I don't remember; he may have been on the platform; I dare say he was.

12969. Do you remember seeing him there?—I do not.

12970. Did you see the train going off?—I think I did.

12971. Was it after you saw the train start, that you went to the audit office?—I think so.

12972. Did you go to any other office after the train started, and before you went to the audit office?—Not that I remember.

12973. What interval was there between the train starting, and your going to the audit office?—I should say about ten or fifteen minutes.

12974. What were you doing in that interval?—I may have been walking up and down the platform. I can't recollect what I was doing—that's the truth.

12975. Were you speaking to anyone?—I don't recollect.

12976. Do you recollect seeing Finlay in the interval?—I don't recollect; I recollect seeing him that evening.

12977. Where did you first see Finlay that evening?—I first saw him somewhere about the premises, or on the platform.

12978. Did you see him on the platform?—I think I did.

12979. When was that?—I think it was about the time the train started, or before it.

12980. Did you speak to him?—I suppose I said "Good evening" or something to him.

12981. Did he go to the audit office with you after the mail train started?—He may have gone there with me.

12982. Have you any doubt about it?—I have a doubt about it.

12983. What brought you up to the station that evening?—I went up with my brother.

12984. What to do?—To arrange some papers.

12985. Was it your habit to return to the office on a day you were not on duty—to go up to arrange papers after hours in the evening?—I have gone up there.

12986. Was that your habit?—I saw him much oftener than I went up.

12987. Were you often up in the office after hours with your brother?—I was up there several times with him.

12988. Do you ever recollect being up there without your brother, after hours?—I don't recollect being there without my brother.

12989. You say you went into the parcel office on this evening?—Yes.

12990. What did you go into the parcel office for?—I can't recollect; I may have gone in to help Mr. Kennedy.

12991. Had you any business in the parcel office that night?—I don't recollect.

12992. Did you do any business in the parcel office that night?—I don't recollect.

12993. Did you do any business in the audit office that night?—I think I did.

12994. What did you do in the audit office that night?—I think I settled some papers.

12995. Whose papers were they?—I think they were either my brother's papers or Mr. O'Neill's. I can't recollect whose papers they were.

12996. Where were you settling these papers?—At the desk.

12997.—Whose desk was it?—At the desk Mr. Hall used sit at, or it may have been at the round counter.

12998. Was Finlay settling papers also in the audit office that night?—I think he was.

12999. Whose papers was Finlay settling?—They may be probably Mr. O'Neill's, or my brother's papers.

13000. Where was Finlay settling the papers?—At the desk.

13001. He was at one end of the desk, and you were at the other?—I think we were not at the same side of the desk. I think I was at one end of the desk and he at the other.

13002. Was Finlay near you settling the papers?—He was, I think.

13003. In the same office?—Yes.

13004. In the inner office?—Yes.

13005. And where was your brother at the time?—He was there too.

13006. Did you find Mr. Landy and your brother in the audit office that evening?—I think I saw Mr. Landy there that evening.

13007. Have you any doubt that you did see him in the office that evening?—I think so.

13008. Is it your recollection that, when you went into the audit office that evening, you found Mr. Landy there?—I saw Mr. Landy some time in the audit office.

13009. Were you in the audit office any other evening after hours but that?—I may have been.

13010. Were you?—I don't swear that I was.

13011. On your oath, were you in the audit office after hours, before that evening when you went up there with your brother?—I don't recollect. I may have gone up again in the evening.

13012. Do you think you were at the railway more than one evening after hours, with your brother?—I don't think I was.

13013. Do you believe that you were in the office during that day, except when you went up there that evening with your brother?—I can't recollect.

13014. How long before the election was it that you were up in the office with your brother, Finlay, and Mr. Landy?—It was some time before the election.

13015. Is it your belief that, when you found Mr. Landy, your brother, and Finlay, in the audit office this evening, that your brother had been on duty during that day previously?—That is my recollection.

13016. That he had been in the office on duty that day previously?—Yes, the day I speak of, he had been.

13017. How long before the election was it?—It was, I think, a week, or more perhaps; or a month—the time I speak of.

13018. A week?—Yes, or perhaps a month.

13019. Can you state that it was a month before the election?—I don't recollect whether it was two or three weeks, or a month. I kept no account of how long it was before the election.

13020. Was it a month before the election?—It was in or about a month, or some time there, to the best of my recollection.

13021. You say that you and Finlay went into the audit office, and found Mr. Landy and your brother there?—Yes.

13022. There is no doubt of that, I suppose?—Yes.

13023. Is it your recollection that, on the evening you found Mr. Landy, Finlay, and your brother in the audit office, your brother was on duty in the office that day?—I don't recollect. I think he was. I have no perfect recollection whether he was or not.

13024. You think he was?—I think he was.

13025. On duty in the audit office?—Yes.

13026. Had you arranged to go back to the office that evening with Finlay?—I have no recollection.

13027. Did you enter your attendance in the office book the evening you went up to the railway with your brother, and found Mr. Landy in the audit office?—I never entered my name in the office.

13028. In any instance?—I don't think so.

13029. Do you remember on any evening about that time, or on any other occasion, walking up to the Broadstone with your brother, in the evening after dinner, and seeing him, Mr. Landy, and Finlay there?—No. I don't recollect about any particular matter but the one.

13030. Had you anything to do in the office that evening, except sorting the papers, and checking some returns?—In the ordinary every day work I had to do these tickets, as I said, for the purpose of backing the returns, and sort and arrange the papers.

13031. To do the tickets?—Yes, the cattle returns.

13032. Was it any part of your duty to check the tickets?—It was not.

13033. Whose duty was it?—It was Mr. Butler and Mr. Allard checked them.

13034. Where were these cattle tickets kept?—They were kept in the audit office. These cattle tickets are not exactly tickets, they are pieces of paper.

13035. Had you seen Finlay that day previously?—I think so.

13036. Have you any recollection of seeing him?—I have not.

13037. Were you surprised to see him coming to the office to work after hours?—I was not.

13038. Was it Finlay's habit to come back after hours to the office in the evening?—No; but he sometimes came back as I did.

13039. How often did you come back to the office in the evening?—I came back only four times.

13040. Do you know how often Finlay came back to the office in the evening?—I can't say, I suppose he came back six or four times.

13041. How often did you see Finlay in the office late?—I only saw him once or twice.

13042. According to your brother's recollection of the matter, it must be about eight o'clock when you walked into the audit office—the mail train, I believe, starts a little before eight o'clock?—Yes, the mail train starts at half-past seven.

13043. Was it about eight o'clock when you walked into the audit office that evening?—I have no recollection whether it was eight or not.

13044. Do you believe that it was eight or about eight o'clock?—It might be about that time.

13045. How long did you spend at work that evening?—About a quarter of an hour or twenty minutes.

13046. Were you talking to your brother while you were there?—I suppose I did speak to him. I can't tell.

13047. Did you speak to Mr. Landy that evening?—I don't recollect.

13048. Did Mr. Landy speak to you?—I have no recollection.

13049. Did you go to work that evening?—I dare say I did.

13050. Did anyone come into the audit office that evening while you were there?—Tighe may have.

13051. Did anyone else?—I don't think so.

13052. You say you remained in the office about twenty minutes—about a quarter of an hour or twenty minutes?—Yes.

13053. During the time you were in the office, what was your brother doing?—He was working, checking his tickets or doing something.

13054. Do you know what he was doing?—I don't know exactly what he was doing—he wasn't checking tickets, for he hasn't got any tickets to check—I suppose he was totting up the returns or something like that.

13055. Are you aware that your brother states that, on the day on which you and Mr. Landy and Finlay were in the office in the evening after hours, you and he were away at the election work, that he was not at work in the office at all, for he had got leave?—I think he was wrong there. He made a mistake about the time.

13056. You think it was a month before the election?—It may be more.

13057. When you came out of the office did you and Finlay have a talk that evening?—I suppose we had, we generally used to have a talk together.

13058. You, I believe, were tolerably intimate with Finlay—more so than with any of the other clerks in the office?—Yes, he was the youngest boy in the office, except myself, and we were rather intimate.

13059. He was up at your house, I believe, on some occasions?—He was there once.

13060. And, I believe, you wrote to him after you left this country?—Yes.

13061. Have you any doubt that you spent some time in talking to him after you came out of the office on that evening?—I have no recollection.

13062. What did Finlay say he came back to the office to do that evening?—To work.

13063. You left in half an hour?—Yes.

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13064. What work did he do while he was in the office that evening?—He helped to settle some of my brother's papers, I think.

13065. Did you understand that he was all at once seized with a desire to settle papers?—Yes; to settle papers or to work.

13066. You were in the office, you say, for a quarter of an hour?—Yes.

13067. Were you working there the whole of that time?—I was, a good part of it.

13068. Now, were you really working half the time?—Perhaps more.

13069. Or perhaps less?—Perhaps more.

13070. While you were in the office did any of you—your brother, Finlay, or yourself—go over to the sacks that had the tickets in them?—I had nothing to do with the sacks.

13071. That is not the question. Did any of the three of you go over to the sacks where the tickets were?—I didn't see any of them touch them directly or indirectly.

13072. Had you anything to do with the cutting up of the tickets?—I had not.

13073. Did you see Finlay touch them that evening?—I did not.

13074. Did you see any of the tickets in the hands of either your brother, Finlay, or yourself that night, on your oath?—I will tell you. There were old tickets which I used to tie up the cattle sheets with there; it was to prevent the papers tearing—a sort of backing—when I was working at the returns. This was called backing.

13075. Were you using any of the tickets when arranging the papers that night?—I think so.

13076. Where used you get those tickets?—I used to get them in Mr. Byrne's desk.

13077. Was Mr. Byrne's desk left open?—It was generally left open.

13078. What part of the room was Mr. Byrne's desk in?—It was in the corner next the window. Mr. Byrne had, I think, two desks, and this one was next the window.

13079. When Mr. Byrne was sitting at one desk, who was sitting at the other?—I can't recollect.

13080. Was there a lock and key on these desks?—I think there was a lock on one, and I suppose there was one on the other.

13081. Your brother's desk, I believe, was very close to where Mr. Byrne worked?—Yes.

13082. Was it back to back, or how was it?—Face to face. He looked that way (*pointing to his left hand side*), and so did Mr. Byrne.

13083. Were your brother and Mr. Byrne close to each other?—They were about four yards away from each other. It is a good-sized room, as large as this place.

13084. The desk at which he worked has a key which, I believe, could not be found after he left the office?—Mr. Byrne, do you mean?

13085. No, your brother?—He had three desks, or lids. He had a large quantity of papers in his charge.

13086. Were they opened by the same key?—They were.

13087. You were present when his desk was opened?—I don't believe I was.

13088. As a matter of fact, when you heard the discussion about your brother's key, do you recollect whether you were present at the opening of his desk?—I don't believe I was.

13089. Do you recollect whether those three desks, or lids, were kept closed by the key which he had?—Yes; I think so. He had one key for all.

13090. Did anyone ever sit at that desk with the three lids, except himself?—I think he had it all to himself, as a rule. Mr. Byrne sat at the window, looking out of the back of the premises—the back place.

13091. Where was the fireplace in that room?—At the other end.

13092. Who sat near it?—Mr. Byrne did; Mr Byrne's desk was between the fireplace and the window.

13093. Was there any desk nearer the fireplace than Mr. Byrne's?—Mr. Byrne's was nearest, it was near the fire.

13094. Close up to it?—Yes.

13095. When the office was in ordinary working order, did anyone sit at Mr. Byrne's desk that was nearest the fire?—I think not. Mr. Byrne had two desks, one in the corner, and the other at the fire.

13096. Did any of the clerks sit between Mr. Byrne's two desks, and the fire?—I don't think so.

13097. Which of the desks was it that was generally left open?—The one in the corner. It is nearest the window.

13098. Is that the desk he generally sat at himself?—I think so.

13099. Were the tickets you used in this way—the old tickets you described—found in the desk Mr. Byrne was in the habit of writing at?—I think I found them there—that's my recollection.

13100. The desk, you say, at which Mr. Byrne sat to write, was not kept locked?—It was not.

13101. Was the other desk kept locked?—I think he kept it locked.

13102. You recollect taking some of those tickets that night?—Yes.

13103. And backing the return sheets with them?—Yes.

13104. How many of these tickets did you find there that night?—I can't say.

13105. How many of them did you use?—I used four tickets on each bundle altogether.

13106. How many bundles did you make up in that way?—One every week.

13107. How many tickets did you use in that way that night?—I can't say.

13108. Did you use fifty or sixty?—No; when I had no tickets, I backed the returns with strong paper.

13109. Why were these tickets left in Mr. Byrne's desk?—Mr. Byrne checked the passenger traffic; these tickets were cancelled a long time before—they were not ordinary tickets.

13110. You used to secure the bundles with these tickets, you say?—Yes.

13111. Was it your habit for a considerable time to do so?—Yes.

13112. Were you told to secure the bundles in this way?—My brother showed me how to settle the papers. It was done before I came to the office.

13113. Was it for the purpose of securing and fastening the ends of the bundles that you used these tickets?—That was the way generally.

13114. If you found no tickets in Mr. Byrne's desk, where would you go for them?—I might find them lying about; all I used I got in Mr. Byrne's desk.

13115. If you wanted any of these tickets you would take them, I suppose, out of Mr. Byrne's desk yourself; were the tickets you took out of his desk ever used?—I don't think they were ever used.

13116. If you found no tickets in Mr. Byrne's desk, you say you might find them lying about?—I never recollect getting them except in Mr. Byrne's desk; perhaps some other person was making up papers with them previously.

13117. If you could not get the tickets in Mr. Byrne's desk, or lying about, you would take them out of the sack?—Never.

13118. Did Finlay use tickets that night, as well as you recollect?—I think not.

13119. You say you might find some lying about?—Yes.

13120. Where would they be lying about?—I don't recollect, except getting them in Mr. Byrne's desk, or some one else was doing up papers or returns in the same way.

13121. Finlay, you say, was arranging papers also that night?—Yes.

13122. Did he not use those tickets, as you recollect?—I don't think so.

13123. Was it not the arrangement that parcels should be made up in that way?—I don't know.

13124. You used to make them up in that way?—Yes.

13125. How used Finlay make them up?—That evening he was making up square returns that didn't require tickets to back them with, or long way-bills that didn't require tickets.

13126. Finlay, I suppose, made up the parcels in the same way as you describe, on other occasions?—I don't remember seeing him making them out in that way.

13127. Finlay was in the habit, I suppose, of working in the office constantly?—He was.

13128. About how many tickets would you use in the course of a week in that way?—One bundle would take four tickets; we would make up a week's return in one bundle; the cattle returns were generally done in that way.

13129. In making out the papers for the other clerks to check, did you secure them in the same way?—No, they were generally way-bills, which didn't require the tickets; they were strong enough without them.

13130. Was it the cattle returns only that you made up in this way?—Yes; they were tied up in this way only; the cattle returns or sheets would be doubled up and tied in that way; they were so small that they required to be backed.

13131. How many of these used you have to make up?—I can't say.

13132. Were tickets left in the office for the purpose of being used in that way?—I can't say.

13133. Did you ever find those tickets in any other of the clerk's desks?—I did not; the other clerks hadn't them, I think.

13134. Did the other clerks leave any checked tickets in an open place, in the same way as these tickets were left?—No, they generally used to put them in the sack.

13135. Did Butler never throw the checked tickets into the desk?—No, he threw them into the sack, or into the locked press with the pigeon-holes.

13136. Was that press open?—It was not; it was locked.

13137. Are you sure it was locked?—I am.

13138. These sacks into which the checked tickets were thrown were, I believe, tied with a piece of string?—Yes.

13139. Do you say that, if you wanted tickets for the purpose of tying up your parcels, and couldn't find any elsewhere, you wouldn't take them from the sacks?—No.

13140. What kind of tickets were those you tied up your parcels with, you say that they were not the ordinary tickets?—I understood the tickets were wrongly printed, they were tickets for travelling by the Galway steamers.

13141. You mean at the time that Galway was a packet station?—I mean that they were tickets to go down to Galway by, and then to go by the steamer from Galway. I found them, I think, in Mr. Byrne's desk.

13142. Was it always this kind of ticket that was used in that way?—I think so.

13143. Did you never use any tickets except those that were issued for travelling by train to Galway and from Galway by steamer?—I dare say I may have.

13144. You stated that, if you did not find these tickets in Mr. Byrne's desk, you would find them lying about?—I didn't mean that I would find them lying about, literally speaking; they were generally in Mr. Byrne's desk.

13145. You stated that you would get them lying about; where was it you would get them lying about?—I can't recollect that I got any in any open place. I may have got them when some one else was doing the same thing with them, and not used them.

13146. Do you recollect, did Finlay help you to tie up the parcels on that night?—I have no recollection that he helped me.

13147. When you say that you may have got the tickets when not used by some one else—do you mean that the other clerks were in the habit of using these tickets in that way also?—My brother used to do so before I came to the office, and when I came he showed me the way to use them.

13148. Did you ever find tickets of any kind lying about, or in any desk, except Mr. Byrne's?—My brother had them in his desk which he kept for the same purpose.

13149. Did you see them in his desk?—I did; he took them out to show me how to use them.

13150. Had he tickets of that kind in his desk?—He had.

13151. Was it soon after you first went over to the audit office, or about the time of your tying up the parcels that you saw your brother had the same kind of tickets in his desk—do you recollect, had he them in his desk then?—I think I got them from Mr. Byrne's desk then.

13152. May you have got them from your brother?—I don't recollect.

13153. Will you take it on yourself to say you did not?—I have no recollection on the subject.

13154. You would not be positive that you did not take them out of your brother's desk?—I have no recollection of doing so.

13155. Have you a recollection of taking them out of Mr. Byrne's desk?—I think I did.

13156. At all events, you recollect using the tickets?—I do.

13157. Can you take on yourself to say where you got them?—From Mr. Byrne's desk, I think.

13158. Will you swear that you got them in Mr. Byrne's desk, as a matter of fact?—I will not, as I am not certain.

13159. Will you swear that you did not get them from your brother?—I will not. I have no recollection of it.

13160. Will you swear that you didn't get these tickets from your brother?—I will not, as I am not certain.

13161. I presume that you did not do any clerk's business that evening?—I don't think so.

13162. Do you remember what Finlay was doing?—I think he was arranging and settling the way-bills.

13163. Was he fastening and tying them up in the same way as you were fastening your parcels?—No, they didn't require tickets.

13164. Did you see him fastening up these bills?—I did, they were much longer than the cattle returns or sheets.

13165. Do you remember whether Finlay was fastening them up in parcels?—He was arranging them.

13166. As a matter of practice in the office, was it the duty of any of the clerks to fasten the parcels or returns in any way?—They should be tied up—we had an awl in the office to drive with twine for that purpose.

13167. You say Finlay was fastening up papers?—I think so.

13168. How long were you thus employed?—About twenty minutes or a quarter of an hour.

13169. You were not doing any clerk's work during that time?—No, as far as I recollect.

13170. Did you go there to have a chat, or for the purpose of really working?—Yes.

13171. Which did you go for?—To work and talk, both.

13172. What colour were these tickets that were used in connexion with the Galway Packet Station?—Brown, they had some shade across it.

13173. Would you know one of them, if you saw it?—I would.

13174. The tickets that were checked, and that you saw Butler and Allen at work at, were, I presume, of different colours?—Yes, they were all sorts.

13175. You saw some white tickets amongst them?—Yes, and some yellow.

13176. Do you recollect what colour these were

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that you got in Mr. Byrne's desk?—A dirty brown, I think.

13177. You said the tickets were for the Galway Packet service?—I don't know that, but I think they were Galway tickets, or something relating to Galway.

13178. When you say they were not ordinary passenger tickets to Galway, do you recollect whether they referred in any way to the Galway Packet Service?—I dare say they had. I do not recollect now. They were not common tickets.

13179. Were they of a different size from the ordinary tickets?—No; they were of the same size and of different colours and shades.

13180. Were they of a different colour from the ordinary Galway ticket?—I don't know the ordinary Galway ticket.

13181. Are you certain of there being nothing on the ticket except "from Dublin to Galway"?—I am not certain. I used different tickets.

13182. You say you used different tickets. What were they?—Printed tickets.

13183. Were they in connexion with the Galway Packet Service?—I don't recollect. I never used to read them at all.

13184. You marked particular tickets that you mentioned first?—Yes, they were stamped.

13185. Are the stamped ones those in connexion with the steam packet service?—I think so.

13186. What were the other tickets?—I have no recollection about them, as there was nothing remarkable about them.

13187. Were you in the habit of getting them in Byrne's desk?—Yes.

13188. Now, so far as you know, did Butler ever put tickets into Byrne's desk?—No, never.

13189. What had Byrne the tickets there for?—I think they were tickets that had never been used, or were perhaps years late.

13190. Were they tied in bundles, or lying loose in a corner?—They were not lying loose.

13191. Were they made up in little parcels?—They may have been placed one on the top of the other, but I don't think they were tied.

13192. Were they in a box or anything of that kind?—I don't recollect whether they were or not.

13193. How long were you in the habit of getting the tickets out of Mr. Byrne's desk for this purpose?—I did not do it often. I think it was only for a fortnight or so.

13194. Do you mean before you left?—No; the time I speak of.

13195. Had you been at work in tying up those tickets for a fortnight before the evening we speak of?—Yes. I was on and off at them. I did not do that more than four or six times.

13196. What day do you say you began to use the tickets?—One day in the early part of December.

13197. Do you mean that the first time you began to do it was within a fortnight of the time you speak of?—I think that night was the first night I began to do it.

13198. Was it that night your brother first showed you how to do it?—I think so. I am not certain.

13199. But as near as you can recollect it was that night your brother showed you?—I am not certain, but I think so.

13200. I think you told us that at the time he showed you how to do it he had the tickets in his own desk?—I am not certain of that. I don't know whether he got them in Mr. Byrne's desk or not.

13201. At the time he showed you how to do it he had the tickets in his own desk?—I don't know whether he got them out of Mr. Byrne's desk or not.

13202. Did you say that at the time he showed you how to use the tickets for the purpose of tying up the bundles that he had them in his own desk?—I said I had seen tickets in his desk. I am not certain whether he got them out of his own desk or from Mr. Byrne's. I don't think he took them from his own desk.

13203. Had he those tickets in his own desk?—I don't think he had. I said I had seen the tickets in his own desk.

13204. When did you see them?—I cannot say.

13205. Did you see them on the evening we are talking of?—No; I think not.

13206. You said it was on that night your brother showed you how to tie up the parcels?—Yes, I said I thought that.

13207. Mr. TANDY.—Was that the night you were all together?—Yes, it was before the election about a week, I am not certain but I think it was about that time.

13208. Mr. LAW.—I ask to the best of your belief do you think it was that night when you, your brother, and Finlay were in the office after hours, that that was the first night your brother showed you how to use the tickets in this way?—I am not certain. He may have shown me a time or so before that.

13209. Do you think it was—to the best of your recollection?—I think I had been up there before. I do not think it was the first night.

13210. Mr. TANDY.—I have written down your answer that it was the first night?—I thought it was.

13211. Do you adhere to that now?—I think it was not.

13212. Mr. LAW.—You now think it was not?—I may have done it before.

13213. Do you think that was the first night or not?—I think it was about that night.

13214. Did you tell your brother you were coming to get a lesson in the way of tying up the parcels? Was that what you went up for?—No. I did not go for a lesson, but I went to tie up the papers.

13215. Did you go to get your brother to show you how to do it?—No. Perhaps he had seen me doing them up wrongly.

13216. Had you been in the habit of arranging those papers from the time you went into the audit office first?—No.

13217. When did you begin to arrange the papers. You told me that first your duty when you went there was chiefly in arranging papers, and not so much clerk's work?—I may have arranged papers a good deal before that.

13218. I do not speak of the tickets, but when you were at the audit office, was it your duty to arrange papers for the different clerks?—When I went to the office first I did a good deal in "ticking" off the small cattle tickets, and after that in arranging the tickets.

13219. How long after your admission to the audit office was it that you did clerk's work?—About a fortnight.

13220. And then were you transferred to take charge of the arrangement of the cattle tickets?—I had the long sheets sent to me.

13221. About how soon after you went to the audit office was it that you commenced to arrange the cattle returns for the clerks? Was it a fortnight?—About a month.

13222. And the rest of the time you were occupied chiefly in arranging the papers, and partly in arranging the checking clerks work?—Yes.

13223. During the time you were so occupied was it Finlay's duty also to arrange papers, or assist in arranging them?—He was longer in the office than I was, but I saw him helping to arrange papers.

13224. Your duty and his were pretty much alike?—Yes, pretty much alike. He used to go to the store with Mr. Landy.

13225. What was the size of the bundle of tickets you used to see in Byrne's desk?—I would say there were not very many.

13226. Of course you know that tickets do not take up much space?—I suppose there were thirty or forty. I never counted them.

13227. On this evening you are speaking of you did not take them all?—No.

13228. You left some behind you?—I think I only

took four or five. I think I had two bundles of papers, and I either took four or eight tickets, because I used four tickets for each bundle.

13229. How many bundles had you to tie up?—I cannot swear. I think it was one or two. I do not know how many.

13230. Then you had four or eight tickets, according as it was one bundle or two?—Yes.

13231. Did Finlay tie up more than one?—I don't remember. He had long sheets, and I don't think he used any tickets.

13232. Did Mr. Byrne know you were in the habit of taking the tickets out for this purpose?—I don't know.

13233. Did you ever tell him?—I don't think I did.

13234. I believe you remained in the office until some time in December?—Yes.

13235. Did you remain till then, and tie up the cattle returns with the tickets?—I think I tied them without tickets. I do not recollect now. Perhaps we had stronger paper afterwards.

13236. Do you recollect using the tickets you got in Mr. Byrne's desk for tying up the corners of the returns, upon any other night than this one?—I think I did, but I have no recollection now.

13237. Did you ever do it but on the one occasion?—I think I did it more than once.

13238. Was the other occasion afterwards?—I do not recollect. I could not say what night it was.

13239. Do you recollect ever seeing those tickets for fastening the papers upon any other occasion than this evening when Finlay and your brother were in the office with you?—I have no particular recollection.

13240. I suppose if you took four or eight tickets, that there were more in Mr. Byrne's desk?—Yes.

13241. How did you know to go to Mr. Byrne's desk?—I think my brother showed me how to do up the tickets at first, and he got the tickets. I am not certain where he got them.

13242. Wherever he got the tickets he showed you how to tie up the parcels. Did he tell you to go to Byrne's desk for them?—I don't know.

13243. How did you know to go to Byrne's desk?—I might have seen him go there.

13244. Do you think you saw him going there?—I think so.

13245. Did he tell you those were the tickets you were to use, and not to take any of the others?—I don't recollect, but I knew I was not to use the others, for the tickets in Butler's desk were used tickets, and I think that some faults were found with the others.

13246. Did you understand why they were kept in his desk?—No.

13247. Did you understand they were to be used for traffic purposes?—No, I was not aware.

13248. Did you ever ask Byrne why he kept them in his desk? Why he did not send them to be cut up?—No, I never did.

13249. Did you ever, according to the best of your recollection, use other tickets for the purposes you have told us—of tying up parcels?—I think I might have done it. I don't recollect the day or night I did it.

13250. Do you remember doing it upon any occasion, or upon the evening we are talking of?—I cannot recollect the day.

13251. Do you remember doing it after that?—I do not remember the day, or when I did it. I think I did it again.

13252. Do you recollect the fact of ever tying the bundles again with the tickets?—No. I do not recollect when I did. I have no recollection of doing it from the time I was shown by my brother.

13253. It was your brother who showed you how to do it?—Yes.

13254. When he showed you how to do it, did it never occur to you that it was a neat way of tying up the papers?—Yes. I saw the files done up that way.

13255. Where did you see a file done up?—In the corner of the room. It was the corner opposite to Byrne's desk.

13256. On the other side of the fireplace or window?—There were two windows, and it was on the other side of the second window.

13257. At the corner furthest removed from Byrne's desk?—It was at the other corner along the same wall.

13258. You said you saw the papers there done up that way?—Yes.

13259. Had you seen them done up in that way before?—I saw them since I was shown by my brother, and I suppose I saw them before.

13260. Do you recollect seeing papers tied up that way before?—I think so.

13261. Where did you see them tied up—I don't mean see the person tying up the parcels, but see them with the tickets upon them?—I saw them in the office.

13262. Was that, according to your recollection, before or after you used the tickets?—I think it was before or after. I am not sure which.

13263. Well, we know it was one or other. Which was it?—I could not say.

13264. Was it a week before?—I could not say.

13265. Did your brother show you how the tickets in the corner were tied up?—No. I don't think so. He showed me how to do it.

13266. Was it he who tied up the tickets you saw in the corner?—I don't know.

13267. Did he tie up one of the bundles that night?—Yes, he showed me.

13268. Did you then do the others yourself?—Yes, I think so.

13269. Did you do up more than one other after he showed you the way?—I may have done two.

13270. Where was the one put that your brother made up?—I think it was put with the others in the corner.

13271. And when you did up yours, were they put in the corner?—No. I don't know whether they were put in the corner, or put in the desk for the clerks to check them.

13272. Were those other tickets lying on the floor in the corner?—Yes, they were laid down there. According as the tickets were checked, they were put on the floor.

13273. Did you go over to look at the specimens in the corner to see how they were tied?—No; I have no recollection.

13274. You saw them from time to time while you were there?—Yes; from time to time.

13275. How long before this did you see this convenient use of the tickets?—I have no recollection.

13276. Did you notice it soon after you came to the office?—I don't remember.

13277. You have a remarkable memory about these papers?—I was shown how they were done by my brother.

13278. What fixed in your mind the picture of the papers in the corner with the tickets on them?—When I had tied up the parcels I used to put them over in the corner, and I saw them.

13279. Did you see any papers there except what you put there?—Yes; I think so.

13280. Had your brother put them there?—I think so.

13281. Did you see the other tickets there?—I did.

13282. Who put the tickets there—was it your brother who put them there?—I don't know; I suppose others did it.

13283. Was it Finlay or your brother who did it?—I cannot say.

13284. Did you see the parcels with the tickets on them before that night in the corner?—I cannot say; I don't remember. I dare say I did, but it did not strike me. I mean before the night I was shown the way by my brother.

13285. Was that the first night your attention was called to the use of tickets for tying up the parcels?—I think so.

13286. Did you say that you did not, after that single night, go on tying them in the same way?—I

TENTH DAY. *December 9.* Mr. Charles Addison Lyons Malley

say I did it afterwards, but I don't know when or where.

13287. When you were shown how to do it, did you not go on practising it?—I may have done it.

13288. Do you believe you did?—I may have done it a couple of times more, but we had not many after that, as we had strong paper.

13289. Did you ever use the tickets to fasten the papers, except the once, whatever the day was?—I cannot swear.

13290. You remained in the office up till the 10th of December?—Yes.

13291. What day did you leave Dublin for London? I could not tell. I think it was about a week after the 10th.

13292. Had you heard any conversation in the office before you left as to the use of those tickets?—No.

13293. Was there any discussion in the office as to what you and your brother had been doing on the day of the election?—They asked how I got on, and what money I got.

13294. I think we heard that you were on duty at eight o'clock on the morning of the election at Green-street?—Yes.

13295. You remained there all day?—Until about five o'clock.

13296. You got directions, I presume, the day before to come here?—Yes.

13297. From Mr. White?—Yes.

13298. Of the forty or fifty young men who were at Green-street, was there anyone who had charge of the others?—No. I don't recollect.

13299. Were you to take directions from anyone?—From Mr. White.

13300. Was young Mr. White to give directions?—No, I don't think so. I think Mr. White was there.

13301. Was he off and on there all day?—I saw him here three or four times I know.

13302. I suppose it was your duty to bring certain people to the poll?—Yes.

13303. Do you know a Mr. Campbell by sight?—What is he?

13304. He has some office in the Conservative Registry Society office?—No, not to my knowledge.

13305. Did you see any person more than ordinarily active about Green-street on the day of the election?—No.

13306. Did you see anyone who had charge of the arrangements?—Mr. White had charge of everything.

13307. I am told that Mr. Campbell, the gentleman I am speaking about, is in court, sitting opposite to you?—I have no recollection of him.

13308. Was there any of the forty or fifty young men, or anybody about the court-house, who had anything remarkable in his dress?—No; I did not notice anything particular.

13309. Did you notice any person to whom your attention was called wearing a white hat and a glass in his eye?—No.

13310. Now, when you brought a freeman up to his proper booth, I suppose he presented a ticket with his name on it?—He handed it to the clerk. It was my business to bring him up and show him the place he was to vote.

13311. That was according to the initial letter of his name?—No.

13312. Well, how did you know that unless they showed you their cards?—I used to look at the names on the cards.

13313. Would you take the card from a man or leave it with him?—I would leave the card. He would hold the card and I would read the name; or I would ask his name, or something like that.

13314. When you brought him to vote, and he did vote, what did you do?—I let him go away.

13315. Did you see those who voted going to speak to any person and getting anything from them?—No.

13316. Did you see anything like a railway ticket in a man's hand that day?—Certainly not.

13317. Did you hear there was any place in the neighbourhood to which persons who had voted would resort to get remuneration?—I never heard a syllable about it. I never heard any such thing, directly or indirectly.

13318. I presume you did not know Mr. Foster any more than your brother?—I don't know Mr. Foster yet.

13319. Did you know anybody in connexion with the election but Mr. White and Mr. Macnamara?—I knew Mr. Frazer.

13320. When did you know him?—I got £1 13*s.* from him for doing work in the evening.

13321. Was that for some evenings' work you did after your office hours?—Yes, I went after six or seven o'clock.

13322. Was it in that way you came across Mr. Frazer?—Yes, that is the way.

13323. You were away from your office altogether on the 17th and 18th?—Yes, the day of the election and the day before.

13324. Had you been assisting in Dame-street for three or four days before?—Yes, for two or three days before.

13325. Were you engaged for three or four evenings?—I think I was three or four evenings.

13326. I suppose you were paid so much for each evening?—Yes.

13327. How much were you to get?—One pound thirteen shillings altogether.

13328. That was simply for election work?—Yes, for going in the evenings.

13329. In what room were you placed when you went?—I was generally with Mr. Macnamara.

13330. Was your brother there?—He was there too.

13331. In the same room?—Yes.

13332. Was your duty in Dame-street chiefly in the room with Mr. Macnamara?—Yes. It was the room on the third floor and the room off it. I was in two or three rooms.

13333. I suppose Mr. Macnamara had charge of two rooms?—I think so, I don't know exactly.

13334. Was Mr. Julian there?—I don't know him by sight.

13335. But you knew Mr. Macnamara before?—Yes.

13336. Was Mr. White in there at all?—No; I had not seen him in charge. I saw him about the place.

13337. Now we will call that Mr. Macnamara's room. Were you engaged in the other rooms?—I don't think I was. I did not do much work. There was not much to do.

13338. In the evenings were you in Mr. Macnamara's room?—Mr. Frazer, Mr. Macnamara, and I were there.

13339. Was Mr. Frazer working in Mr. Macnamara's room or in the other?—Sometimes he would be there. I don't exactly know. I was in the room on the same lobby.

13340. Was Mr. Frazer's room one of the rooms of which Mr. Macnamara had charge?—He was in the room on the same lobby.

[The Commissioners adjourned at this stage, and on reassembling

James Malley, esq., was called.]

Mr. LAW.—We understand that you are anxious to be examined now.

Mr. *Malley*.—I am more anxious that my son's evidence would be concluded.

Mr. LAW.—We cannot do that now.

Mr. *Malley*.—I have a letter here stating that he is subpœnaed to give evidence in a trial at Guildhall to-morrow. I will have to write to Mr. Manning that I applied to you, and my son can make an affidavit.

Mr. LAW.—We should be glad if we could dispense with his attendance, but we cannot do it.

Mr. *James Malley*, solicitor, sworn and examined.

13341. Mr. LAW.—I believe you have been absent from Dublin for some time?—I have.

13342. And settled in business in London?—Yes.

13343. When did you leave as well as you recollect?—In 1866 or 1865. About three years ago. I think I will have been four years away in March next.

13344. You left your family behind you—your sons, at all events, and Mrs. Malley?—Yes.

13345. Did you return to Ireland any time during the summer or autumn of 1868?—No.

13346. Were you in Ireland before the trial of the election petition?—No.

13347. Have you been here since then until the present?—No, never, until Tuesday night.

13348. We understood from Mr. Cusack, that you wrote to him on Thursday, the day you saw our secretary in London, telling him of your sons being summoned here. I think you mentioned yesterday that you had Mr. Cusack's answer in your pocket?——Yes.

13349. Be good enough to let us see it?—I think you are confounding two things. I wrote two letters to Mr. Cusack.

13350. There was one on Thursday, and one on Monday, both of which he has handed us?—Have you any objection to let me see it?

13351. The first letter we have is dated "Thursday," and merely says that Mr. Todd had arrived in London, and was looking after your son Lyons, and you told him that your sons would not give any information no matter how important until they were brought over; and that no doubt the object of the inquiry was about the Midland Railway tickets used at the last election?—Did I, in that letter, make any reference to Lord Lucan?

13352. Yes. That part of the letter we have struck out?—Well, that letter I wrote not at all in reference to the election.

13353. The first two pages are taken up with it?—No doubt. I met Mr. Forbes, who was formerly manager of the Midland Railway that morning, and he told me he was going to see Lord Lucan. I said it was a pity that the Midland Company and him were going to have a fight, and he said, "As you have been instrumental in settling matters before between them, you ought to settle this, for it will be a desperate affair if it goes on."

13354. Mr. Cusack did not allude to that at all?—Well, that was the reason I wrote the letter I think.

13355. Will you produce Mr. Cusack's letter, if you please? (*Letter produced.*)

13356. You wrote another letter to Mr. Cusack on a Monday?—I think so. I wrote two.

13357. Saying that your sons Lyons and Charles had been summoned?—I suppose so. I kept no copies.

13358. Did you get an answer to that?—No.

13359. Did you communicate with anybody else with reference to this inquiry, except Mr. Cusack?—Yes, I was writing to Mr. Wallis of Bachelor's-walk, upon another matter, and I said that Lyons and Charles had been summoned, but that they knew nothing about the ticket affair. "I tell you that in confidence," I said.

13360. Did you write to anybody else?—I don't think I did.

13361. Did you telegraph to anyone?—No.

13362. Did any person by your directions?—No.

13363. Do you remember some time in the summer of this year meeting Mr. Cusack?—I met him ten times I suppose.

13364. Do you remember meeting him in London and making any mention of this ticket matter?—I think so.

13365. You heard your son Lyons tell us that the first he heard of it was from Mr. Gray, and you say you heard it from Mr. Cusack?—Yes; I think so.

13366. Was that last summer?—It was since the trial of the election petition, but I cannot tell the date.

13367. Was it while Parliament was sitting?—Yes.

13368. I think your occupation is chiefly parliamentary at present?—Yes.

13369. Was it before or after the Easter recess?—I could not tell.

13370. What did Mr. Cusack tell you?—He said that Lyons was suspected of being implicated in the matter.

13371. Had you spoken to him about Lyons at this time?—I do not know whether he spoke to me first, or I to him.

13372. How did the use of the tickets come to be discussed at all?—It was after the election petition trial and we were talking of it generally.

13373. Had you asked him to make any application on behalf of your son for a situation with any railway company?—I never applied to him on behalf of my son Lyons.

13374. Was it in the same conversation in which you applied to him to assist you in getting a situation for your son Lyons in the North Western Railway that he mentioned the matter about the tickets?—No. It was very lately that I applied to him.

13375. This matter about the tickets arose entirely from the discussion about the election petition?—Quite so.

13376. Did he tell you that your son Lyons's name was mentioned as having something to do with them?—He did, and he stated at that time that he believed it was a "mare's nest" or something of that kind. I believe he said the Midland tickets were not used at all.

13377. Did he say he had made an inquiry or an investigation in the office?—I don't think he did.

13378. Did he tell you he had altered the system of keeping the tickets?—Nothing of the kind.

13379. Did he tell you that Mr. Skipworth and he as soon as they heard it, went to the office, and sharply questioned the clerks?—I think not.

13380. Did he tell you that immediately on hearing it, an order was given for a place with a lock and key to keep the tickets in so as they would be secure?—No.

13381. Had you any other conversation with Mr. Cusack afterwards about this matter?—I think I had. I dined with Mr. Cusack once or twice in Morley's hotel and we talked over the matter, but it was of such a trifling character that I attached no importance to it.

13382. Do you recollect what passed on any of those occasions you dined with him?—Not particularly.

13383. Were those the occasions he first spoke to you about the matter?—I think the first time I spoke to him about it was when dining with him at Simpson's.

13384. Was that the time he first mentioned your son's name?—Yes.

13385. You met him next at Morley's?—He stops at Morley's, where I used to stop. That was subsequently. He was frequently in London.

13386. But still during the parliamentary season?—Yes.

13387. On the occasion you met him at Morley's, how did the subject turn up?—I really cannot say; I think at the time the Commission under which you are sitting had not issued, and there was some discussion between us about the bill that had been introduced into Parliament.

13388. You were discussing the probability of the address not being carried in the House of Lords?—Yes.

13389. Well, what passed?—He said the inquiry would end in nothing, or something of that kind.

13390. Did he intimate that he thought the address

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would not pass the House of Lords?—Yes; he thought it would not.

13391. When was the next occasion that you discussed the matter?—I don't think I spoke about my son, or the Midland Railway, or the tickets, except on the two occasions.

13392. Did you ever speak to your son Lyons about it, except when he told you what Mr. Gray said?—I think I did, and I think he said, "I know nothing directly or indirectly about it."

13393. Was that before or after he heard it from Mr. Gray?—I think it was after he heard it from Mr. Gray.

13394. How long had you heard of it from Mr. Cusack before Lyons spoke to you as having heard it from Mr. Gray?—I could not say; I dare say it was two or three months.

13395. Did you not at once speak to your son about it?—I don't think I ever spoke to him about it until he mentioned it to me.

13396. During the two or three months after you had heard it, and until he got the information from Mr. Gray, you did not mention it to him?—I think not; I attached little or no importance to it.

13397. Did you ever mention the thing to your son Charles?—I think not; he was probably present when the conversation occurred.

13398. Had you any conversation with Mr. Cusack since you came here?—I did not see him.

13399. Did your sons, or either of them, tell you anything about the use of the Galway packet tickets for packing up parcels?—I never heard it till to-day.

13400. I believe you were delayed coming here partly through your son's illness?—I was.

13401. You naturally wished to get a free passage across?—Mr. Todd only gave my son £2 10*s.*, which would not have paid a second-class fare. I was anxious that my sons should attend, but not to put their hands in their pockets to pay for coming.

13402. I suppose they did not get passes?—Since I came here I got a pass from the Great Northern Railway, which is useless now. Would you allow me for an instant to make an observation? Mr. Cusack stated the other day that I made an application to him on behalf of my son to get an appointment on the London North-Western line. I did not; I applied to him on behalf of my second son, for my eldest had got an appointment, or promises of one. Colonel Bowne, one of the directors, is an intimate friend of mine; and I said to Mr. Cusack that if he would write to Mr. Finlay, the manager, Colonel Bowne would get the appointment, because the directors would not interfere except on the recommendation of one of the managers. A great deal has been said about my connexion with the Midland Railway.

13403. Mr. Cusack did you full justice in saying you were the founder of the line?—The whole amount my son received from the company without giving consideration for it was £1 15*s.* The year before I left here I was instrumental in saving the Midland company £5,000. If they gave me a cheque for that sum they would not have compensated me. I saved them also a serious conflict with the Galway gentlemen; and so far as I am personally concerned I don't imagine I am under much obligation to the Midland company. In addition to all, I expended £20 out of my own pocket for them before going to London. I was the honorary secretary of the Committee of Investigation, and I made no claim on them for my services.

13404. Were you a shareholder?—Yes; I had the correspondence to do with 2,700 shareholders, and send them everything in the shape of circulars, &c.; and independent of that, the committee sat in my office. I think after all £1 15*s.* was not a large sum if my sons got that. I am obliged to you for being allowed the opportunity of making this explanation. I hand in now the letter offering my son the first appointment [*letter handed in*].

Geo. P. Byrne

George P. Byrne recalled and further examined.

13405. Mr. Law.—Have you any tickets in your desk connected with the Galway packet service?—I have.

13406. Had you any tickets of that character in your desk in November, 1868?—It is more than probable I had.

13407. What were they there for?—I destroyed the greater portion of them. We tie up the returns with them.

13408. Were they kept in bundles?—Yes. I may have kept a bundle in my desk.

13409. Where did you get them?—From the stations.

13410. Long before November, 1868, the Galway packet service was at an end. Where were the tickets deposited that were returned from the stations; were they with you?—No, the greater portion of them were destroyed.

13411. What quantity was there in your desk in November?—I cannot tell.

13412. Were they made up in packages?—If there was a package of them it was tied up; I may have broken it open.

13413. Had you any of those tickets in your desk in November, 1868?—I had.

13414. How many bundles had you?—No bundles at all.

13415. How many tickets?—I cannot say.

13416. Where did you get them?—From the printer. They were what we call specimen tickets.

13417. Had you any quantity in November last?—I had a small portion, perhaps not more than 100.

13418. Where did you get them?—From Belfast.

13419. Where did you get the tickets that you had in November, 1868?—Those were from Belfast. I had them for a long time. I sent to Belfast for the tickets when I wanted special tickets.

13420. When did you get what you had in your desk?—Probably earlier than 1868. I could not tell when I got them.

13421. Had you in 1868 these identical tickets I have in my hand?—I should say I had, but I could not answer the question positively.

13422. Did you get any fresh supply of the tickets into your desk since 1868?—I could not answer that.

13423. What became of the Galway packet service tickets?—I divided them amongst the heads of the different departments, for tying up their returns.

13424. When were those tickets returned to the Broadstone terminus?—I could not say.

13425. Was it according to the best of your recollection in the year 1868 that you got the tickets from the different railway stations?—Perhaps from one or two stations.

13426. What station did they come from?—I could not tell.

13427. Did they come to you?—Yes, from the travelling auditors.

13428. Who are they?—Mr. Ryan and Mr. Callanan.

13429. Are they in the service still?—They are.

13430. Did they bring them to the audit office?—I could not say, but they were brought there.

13431. Were they put under your charge?—They were given to Mr. Landy, and he handed them to me.

13432. You say you distributed them amongst the different clerks?—Not all.

13433. Who did you give them to?—Well, I would give Mr. O'Neill one bundle.

13434. How many are in each bundle?—Two hundred and fifty. I think it is probable I gave another to Mr. George Hall.

13435. Do you remember you did?—I think I did.

13436. According to the best of your recollection and belief?—Yes. I think I kept a bundle myself.

13437. Did you divide them between Mr. Hall, and Mr. O'Neill, and yourself?—There was a larger quantity to be burned. I gave them to the ticket checker, Mr. Allard.

13438. When did you give them to him?—At whatever time they came up.

13439. Tell within a month or two what time they came up?—I cannot say. It was in '68, I should say.

13440. Was it in winter, summer, or spring?—About the latter end of summer, I think.

13441. Was it some time in autumn?—Yes.

13442. Was it before the election?—Yes.

13443. Was it long before the election?—It was about the latter end of August, I should say.

13444. Did you give a bundle to O'Neill?—Yes.

13445. And a bundle to Hall?—Yes.

13446. And you kept a third to yourself?—Yes.

13447. Did you give the rest to Allard?—Yes.

13448. What did Allard do with them?—He would destroy them.

13449. Did you see him do so?—No.

13450. Did he tell you what he did with them?—No, I did not ask him.

13451. Did you keep the 250 tickets in any particular part of your desk?—No. They were open in the desk—not in any particular part of it.

13452. Were they lying loose?—They were.

13453. Was your desk locked?—No.

13454. You left it open?—No; it is a Chubb lock that is on it, and I lost the key of it.

13455. And when did you lose the key of it may I ask?—Some time earlier in the season—very early in the season.

13456. Before you put the tickets into it?—Yes.

13457. Now this desk with an excellent lock and no key, remained open?—Yes.

13458. What did you keep in it besides tickets?—Nothing particular, only those papers that I was using perhaps in the day; nothing of any consequence, because I have another desk that has a lock, and keep the key in my pocket.

13459. Why was the Chubb lock put on it?—Because it was a large desk.

13460. Did you ever mention the fact of the Chubb lock key being gone?—No; I did not.

13461. You did not?—I think I did one time; it is a long time since I lost it.

13462. How long?—Two years.

13463. Before the election?—Yes.

13464. I thought you told me it had been some time in the summer?—I think about two years.

13465. How long before———?—I could not answer that.

13466. How long before you put those tickets into the desk, did you lose the key?—It must have been some considerable period, but I could not answer.

13467. Was it half a year?—Oh, it was longer than that; in fact, I think it was twelve months before as well as my recollection———

13468. Did you report the circumstance of this lock being thus useless without its key—did you report that to Mr. Landy, or to Mr. Skipworth?—Not to Mr. Skipworth, but I think I mentioned to Mr. Landy that I lost the key.

13469. Will you swear you did?—No; I will not.

13470. What sort of a key have you on the other desk?—Well, I think I have it in my pocket. It is a common lock.

13471. Show me what tickets you have in your hand now?—These *(producing the tickets)* are what we called special tickets; and it is from those that we choose the———Now we have got bundles of those tied up.

13472. What tickets are those—had you a lot of those in your desk too?—I had not them in my desk, but they were in my assistant's desk.

13473. Who is your assistant?—George King.

13474. Has he a lock and key for his desk?—He has.

13475. His key is not lost?—No.

13476. Were tickets of this character in either your desk, or King's desk in November, 1868?—Those are 1869—something of that character.

13477. Were there tickets, not these of course, but like these?—No; as well as my recollection will go, the tickets of the Galway line were all blue striped, but something of that character.

13478. Were any tickets in the desk that your assistant now occupies in November, 1868?—The Galway tickets were.

13479. In his desk?—In his desk.

13480. Then that is the desk that had a Chubb lock and no key—your assistant's desk?—No, mine.

13481. And what is the desk that your assistant sat at?—Opposite to mine.

13482. Were there any tickets in that desk?—There were.

13483. What sort were they?—The Galway packet tickset.

13484. Were they not the same tickets you had distributed between yourself, O'Neill, and the other?—Yes.

13485. You said you gave one bundle to O'Neill, another to Hall, and kept the third yourself?—Yes.

13486. Was there a fourth package in the desk occupied now by your assistant?—No.

13487. Why did you say there were?—I must have misunderstood you.

13488. What Galway packet tickets then were in that desk which you speak of as belonging to your assistant?—The Galway packet tickets were originally together.

13489. Was that desk the one that had the Chubb lock on it?—Oh no.

13490. Then were the tickets not as you told me originally—you had better see that you are telling the truth?—I am in the habit of telling the truth, and nothing else.

13491. Did not you tell us a few minutes ago, that your package of those Galway tickets you kept in your desk, that had the Chubb lock and no key, and was therefore open?—Yes.

13492. Did not you tell us just now, that there were Galway packet tickets also in the desk of your assistant, which was opposite yours?—Yes.

13493. That is not the one that has the Chubb lock upon it?—No.

13494. Then were not there Galway tickets also in that?—There were.

13495. Were they the tickets you gave to Hall, or the tickets you gave to O'Neill?—Part of them.

13496. The tickets are made up in bundles of two hundred and fifties; you gave one of those to Hall?—Yes.

13497. Was that the desk that your assistant now sits at?—Yes.

13498. King then sits at the desk that Hall occupied?—Yes.

13499. Had Hall a lock to that?—Oh yes; the same key that King has.

13500. For what purpose did you give them to Hall and O'Neill?—For the purpose of tying up returns.

13501. Was it their duty too to tie up the returns?—Yes, they had their own returns to tie up.

13502. Did you know that the clerks were in the habit of going to your desk, that was without a key, for the purpose of getting tickets whenever they wanted them?—I was not aware of it.

13503. Did you ever hear it before?—I did.

13504. And why did not you tell that before?—I was not asked.

13505. You are sworn here to tell not only the truth but the whole truth?—Well, in the first place, you have checked me on two or three occasions for saying anything.

13506. You are sworn here to tell the whole truth?—I am striving to give you the best information I can.

13507. Mr. MORRIS.—You did not tell one single syllable of that before?—I was not asked.

13508. Were those the consecutive tickets you were speaking of?—No.

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13509. When you said that the tickets were consecutive, on your oath were you thinking of the Galway packet tickets?—On my oath I was not; and it is only this very day——

13510. What were you thinking of?—I was thinking of Marcus's excursion tickets.

13511. Did you ever get some of them?—Indeed I have.

13512. Were they always consecutive?—Yes.

13513. When you got a handful of them were they always consecutive?—We are not in the habit of getting them in handfuls.

13514. Mr. MORRIS.—Were the Galway packet tickets tied up in bundles?—They were.

13515. Mr. LAW.—It is a remarkable expression, "consecutive tickets"?—It is a very common one with us.

13516. What became of those 250 tickets you had in your desk?—We used them up.

13517. Did you use up the whole of the 250 yourself?—I would not say myself, but there are gentlemen who go to my desk.

13518. Do the clerks go to your desk when they want to get those tickets to tie up?—Well, if they had not other tickets to get they would go to that.

13519. What tickets are used for the purpose?—Principally those excursion tickets, or something or other.

13520. Where are the tickets left that are used by the clerks in fastening papers?—They generally come to me to ask me for a few of them.

13521. Do they ask you?—They are not kept in my desk; it is only a bundle for my special purposes, tied up and turned like that.

13522. Where do you keep the tickets that the clerks have to ask you for?—I do not take them——

13523. Where do you keep them?—Allard takes them.

13524. Where do you keep them?—They come up and they are always tied, and then put into parcels. They are not kept anywhere except in the sacks.

13525. Then if the clerks want any tickets for the purpose of tying up the bundles, they go to sacks for them?—No; they go and ask Allard for the tickets.

13526. Is not he the man that puts them into the sacks?—Yes.

13527. At all events these tickets placed in the sacks to be subsequently cut up are used for the purpose of tying up papers?—Yes.

13528. And any clerk who wants to get them has nothing to do but ask Allard for them?—He cannot now.

13529. There was, we know, a considerable change made on the 22nd of January last, by putting them under lock and key; are you intrusted now with the Galway packet tickets?—No; they are used up.

13530. Did you ever tell your chairman that you had a bundle of Galway packet tickets lying in your open desk?—No.

13531. Did you tell Mr. Skipworth?—No.

13532. Do you know anything about harvestmen's tickets?—I do.

13533. Are there special tickets for them?—There are.

13534. Are they consecutive?—They are; I think you have some of them there.

13535. These are "Westmeath races"?—Well, the harvestmen's tickets are special tickets like them. We take them up. I thought there were harvestmen's tickets there.

13536. Now tell us, to the best of your recollection, what tickets were in your desk in November, 1868?—Well, I should say they were the Galway packet tickets.

13537. How many of them?—Well, I could not answer that question.

13538. They were lying in this open desk; why did you bring us down these tickets of the Westmeath races?—Just to show you what the tickets we call special tickets are.

13539. Merely to show us that?—Yes.

13540. Did you think it was giving us important information to tell us what a railway ticket was like?—I was anxious to give you every information in my power.

13541. Had you them the other day here?—No.

13542. Why did you think it necessary to bring them here to-day?—From certain depositions that were made to-day, when a young gentleman, one of our clerks was by, who told me what had occurred.

13543. And you put these into your pockets to bring down?—Just to give you every information.

13544. You thought they would throw a great deal of light on the matter?—Yes.

13545. In connexion with the Mullingar races?—Yes.

13546. Mr. TANDY.—Who is that young gentleman?—Mr. Wayland.

13547. Mr. LAW.—Where is he engaged?—Over the parcels.

13548. But in the audit office—one of the audit clerks?—Yes.

13549. I do not think you gave us the name of that gentleman before?—Well, I think not.

13550. Was he there in November, 1868?—No, he is only a very short time there.

13551. Tell me, had you any other tickets in your desk in November, 1868, except Galway packet service tickets?—I should think not, to the best of my recollection.

13552. I suppose Mr. Callinan and Mr. Ryan can give us precise information as to what time they brought up those tickets?—Well, I will not answer that question.

13553. Are they travelling now or at home?—Mr. Ryan was at home to-day, but I cannot answer about Mr. Callinan.

13554. Do you tie up all these things yourself?—No; they are sent back to us tied up.

13555. From the country?—No; now we get them from Dublin; we get them from Edmondson and Company, lately of Dame-street.

13556. Are these sheets tied up with the assistance of tickets at each side of them in Dublin or in the country?—They are tied up by me.

13557. And have you always been in the habit of tying up these things yourself?—Yes.

13558. Was it any part of the duty of John Finlay or Charles Malley to arrange these sheets and tie them up?—Yes, it was; Mr. Malley had to tie up his parcels.

13559. That is cattle tickets?—No, parcels Mr. Malley was at at the time. Mr. Lyons Malley I am now speaking of.

13560. Was it his duty to tie up tickets of that sort?—Yes.

13561. Were you in the habit of giving him tickets for the purpose?—Whenever he asked me I gave him some few.

13562. And if he did not ask you I suppose he might go to the desk and take them?—If my back was turned he might; if I was out.

13563. Was there any harm in his going to the desk and taking them?—No.

13564. Was there any harm in a clerk who did not find tickets in your desk, and saw a sack beside him, putting in his hand and taking them out?—No harm; I would not consider it such.

13565. Was there anything to prevent him?—Nothing.

13566. Have you got any of the Galway packet tickets left?—I never looked; there might be a few in the office.

13567. On your oath, have you one?—I have not one myself.

13568. Did you look?—No, I did not; but I am sure I have not one of them.

13569. Did you take some home if you had any left?—No.

13570. Or Mr. O'Neill?—No, he did not.

13571. Is he the O'Neill you spoke of as one of the clerks in the audit department?—He is there at present.

13572. So that you distributed these bundles of Galway packet station tickets between yourself and two others in the audit office?—Yes.

13573. And you carefully left them in your open desk?—Yes, left them in my desk.

13574. Have you any other tickets?—No, nothing, except what they call specimen tickets.

13575. Had you any of those in your desk at that time?—I had.

13576. You are perfectly certain of that?—I am, for I took them out of my desk at present.

13577. Do you think that because you took them out of your desk at present they were there in November, 1868?—I do.

13578. You are perfectly satisfied of that?—I am.

13579. How many were there?—There are probably fifty or sixty, for they used to send me a large bundle when I sent for specimens.

13580. Is it your duty to send for specimens to the printer?—Yes; to choose out the patterns that I would like.

13581. Used he to send you fifty different patterns at a time?—Yes, or maybe more.

13582. What is the custom of your printer—does he send you up a bundle of specimen-tickets—how many does he generally send you in a bundle?—Perhaps thirty, or forty, or fifty, or sixty at a time, and then choose them out, three or four different kinds.

13583. Do fifty or sixty ever come up to you in a specimen bundle?—Yes, very often.

13584. Do more?—I could not say, more or less, for I never counted them.

13585. Those tickets were made up as specimen tickets, and not for the Galway packet, or any other special service?—No.

13586. Do you not think it was intended by the authorities of the company that if you used any tickets for the purpose of thus tying up papers it should be those blank tickets, and not tickets which might be imposed upon the public?—I should say not.

13587. Did they know then that you were keeping those there to use in place of destroying them?—No; the authorities never did, because we never called their attention to it; but to use the blank tickets would not be serving the printer properly, because we would be using his property in place of our own.

13588. And is that the reason you did use these (*referring to a bundle of papers in his hand*)?—That is only an exception, I think.

13589. Do you not know, sir, that you used these blank tickets and specimen tickets—you bring us down one of each?—Yes, I do.

13590. Did Mr. Landy know that you had those Galway packet tickets?—Not that I am aware of.

13591. What was on them?—Now I really forget—"Dublin to Galway" or "Dublin to America."

13592. I do not ask you to tell us exactly?—Oh, "Midland Great Western Railway" must be on it as well as my recollection—now my recollection I am only giving—perhaps "Atlantic Steam Packet Company, Dublin to Galway," first, second, or third class, as the case might be. I think that is it, as well as my recollection will go.

13593. And the tickets brought up by the travelling auditors—were they tickets which had been left at the intervening stations, Athlone and other places, similarly marked, except that instead of "Dublin to Galway," it would be "Athlone to Galway," or the like?—Yes.

13594. Were they all of one class?—Oh, first, second, and third.

13595. Was your bundle of 250 first, second, or third?—No; I really think third.

13596. Was the bundle that you delivered to Mr. Hall first, second, or third?—I think it was third, to the best of my knowledge.

12597. Was the bundle that you delivered to Mr. O'Neill first, second, or third?—I think third also.

13598. Have you any doubt of it, that they were all of the same class?—Well, I should think so—to the best of my recollection.

13599. What colour were they?—As well as I can think they were white with a blue bar in the centre.

13600. Now, do you not know perfectly well what colour they were—do you mean to tell us that on old officer of the company like you does not know what colour those peculiar tickets were?—To the best of my recollection they were white with a blue bar.

13601. Have you any doubt that they were?—I do not think I have. I should say I have not any doubt.

13602. Was the blue bar across them lengthwise?—Lengthwise.

13603. Was it a broad blue bar?—A broad blue bar.

13604. Was it as broad as that (*showing a ticket with a bar nearly half an inch broad*)?—In or about that.

13605. A white ticket with a broad blue bar like that?—Yes, like that.

13606. And they were all numbered consecutively?—All numbered consecutively.

13607. Did you count how many you had in your desk on the morning of the 18th?—I did not.

13608. On your oath, when did the last of those tickets disappear from your desk?—I really could not answer that.

13609. Mr. TANDY.—You say that there were 250 in the bundle?—250 in each bundle.

13610. How many bundles used you to get at a time?—Any that were lying in the station.

13611. How many bundles of the Galway packet tickets had you in November, 1868—about how many?—I said one in my own desk.

13612. Will you swear you had not more?—No; not more.

13613. How do you know you had not more?—Because I would not keep more.

13614. Did you ever keep more than one bundle at a time?—No.

13615. Why would you only keep one bundle?—Just because I would not like to fill my desk with tickets that way.

13616. Because 250 tickets would take so much room?—No; because I would like to keep my desk tidy. There were many other things in my desk.

13617. How long would you be exhausting a bundle of them?—A very long time.

13618. About how long?—Two every week, or four every week myself.

13619. Then would you take months before using up one bundle?—Indeed I would be months before using up 250 tickets.

13620. When was it you first got them—was it in August 1868?—I should say, to the best of my recollection, it was the latter end of the summer of 1868.

13621. Was it August?—July or August; I took no note of it.

13622. On your oath, did you get more than one bundle between July or August and November, 1868?—They were frequently tied in more than one bundle.

13623. Did you get more than one bundle in your desk between July or August and November?—No.

13624. Was it the same bundle that you got in July or August that you had in November, 1868?—Yes.

13625. You swear that?—I do.

13626. You had not exhausted the bundle?—No.

13627. Tell me about how soon after November those tickets were exhausted?—I could not answer that.

13628. Did you ever get a second bundle of the Galway tickets?—No.

13629. Only one?—Just the one.

13630. About what time were they exhausted—were they exhausted about Christmas?—I really could not answer; I took no notes of these things.

13631. In the ordinary course of things, about when would the bundle of Galway packet tickets have been exhausted—the 250?—I should say four a week; and then if my assistant were run out of tickets he would ask me, and I would give them over to him. I am almost certain I handed him over a whole bundle of tickets to tie up returns.

13632. You swear you did?—Yes.

13633. Did not you swear you only handed them out to heads of departments?—Yes.

13634. O'Neill and Hall?—Yes.

13635. Only the two?—Yes.

13636. And the rest were given to Allard?—And the rest were given to Allard.

13637. Mr. Law.—How many bundles were there altogether?—I really could not answer.

13638. Were there ten?—There were other bundles besides those that came up.

13639. How many bundles did you give to Allard?—I could not tell.

13640. Did you give him a dozen?—I could not tell that because I did not count them.

13641. Did you give him more than one?—I did.

13642. Did you give him five?—I could not answer.

13643. Mr. Tandy.—Why did you select these tickets?—I had no reason, but as tickets that would not be likely to be travelled on again.

13644. But surely the tickets in the sacks would not be likely to be travelled on again?—Oh, indeed they might.

13645. And was it possible that any of those tickets left in the open sacks might be used again?—No, I say the tickets that came up from the stations.

13646. But why should the tickets which lay in an open place be used for the purpose of tying up returns rather than those in the sacks?—Because the others were more handled, and these kept stiff on the returns, and they made them nicer—appear nicer.

13647. What tickets did you use besides the Galway tickets?—The principal ones we use now; I see those are specimen tickets, and the ones we use now are those I gave you.

13648. Do you have them in bundles?—Which?

13649. Those which you say are used for the purpose of tying up—do you get them in bundles?—Yes, 250 in each. Those are used up now; the time is gone by for them, and we generally keep a bundle of them or so.

13650. Do you ever keep more than one bundle?—We may.

13651. And if you keep two of these why did not you keep the Galway packet ones?—Well, two would be too many for me.

13652. Did not you say you keep more than one bundle of these tickets?—To distribute, I say; I would have to distribute them among the parties requiring them.

13653. What brought Wayland to you to-day?—I don't know really; it was at lunch hour.

13654. How long was he here?—Oh, I could not answer that question.

13655. Did you ask him to step down?—I did not

13656. How long before you were sent for here did you see Wayland?—About half an hour; half an hour or so.

13657. And what was it he told you?—He told me that he had listened to young Master Malley's evidence, and that he said that he came to the audit office on a certain evening, and that he went to my desk and took out Galway packet tickets, and tied up his returns with them.

13658. And you did not think that at all extraordinary?—No.

13659. And you gave some of the 250 that where in the bundle you got over to your assistant?—Yes, because he has more returns to tie up than I have.

13660. Are the returns generally tied up with these tickets?—They are always tied up with them. It keeps the edges from being cut.

13661. Then if Charles Malley said that as a general rule he did not use the tickets to tie them up with, would that be true?—Upon my word I do not know. Charles Malley was a very young lad; but I say it is our habit to use them tying up returns.

13662. Was it the business of Charles Malley to tie up returns?—Oh, indeed I don't know what his duties were; he was not at all connected with my department.

13663. That is the audit department?—Not in my department; he was in the audit office.

13664. What were his duties?—I really could not answer you; he was a young lad in the office, a junior clerk and as to what his duties were——

13665. You have been nearly twenty years in the office, and do you mean to tell us you cannot form a guess as to whether it was the duty of Charles Malley to tie up returns?—I do not think he had any returns to tie up except he went to assist his brother. I am not aware of any.

13666. He had no returns of his own?—He had no returns of his own I should say to tie up.

13667. Mr. Morris.—Those tickets in sacks were all jumbled up together and were not consecutive at all?—Yes—not consecutive at all.

13668. Those tickets that you gave to O'Neill were consecutive?—They were.

13669. The tickets you gave to Hall were all consecutive?—Yes.

13670. And the tickets you gave to Allard—were they not consecutive?—They were all consecutive.

13671. Do you think that any number of tickets were given by either O'Neill or Hall in the course of business to you?—No, not to me; it was I that gave them to them.

13672. You got this bundle you say in August?—In July or August, either, to the best of my recollection.

13673. About how many were consumed in a week in this office?—Well, perhaps seventy or eighty of them.

13674. In each week?—Yes; we have a great deal of returns to tie up, in my own department.

13675. Now, after the election was over you had a certain number of those Galway tickets in your desk—had you not?—I had.

13676. How many?—I would not be positive in saying. I really would not like to be positive.

13677. Could you swear as to it?—I could not.

13678. A week before the election—how many had you?—I really could not answer it.

13679. Had you 200?—Well, indeed, I had—more than probably had.

13680. Will you swear you had?—Oh, indeed, I will not swear it.

13681. Well, the week after the election how many had you?—Oh, I cannot answer; I did not take any note of these things.

13682. About how many?—Very short of the 200 still, I should say.

13683. Do you swear you had ten, do you swear you had five?—Oh, indeed I had more.

13684. Do you swear you had twenty?—I had twenty or may be a 100 of them.

13685. Do you swear you had twenty?—I would.

13686. Do you swear you had fifty?—Well, I think I had fifty.

13687. What makes you think so?—Well, because I think that the bundle could not have been consumed at that time.

13688. What makes you think that?—From the quantity of them; but if you remember that I really had to——

13689. You say you consumed a good number a week?—Yes, the office does.

13690. Then you say that you had only one bundle all the time from August till the end of the year?—Recollect I said that O'Neill had one bundle and Hall another.

13691. Mr. Law.—And Allard had more?—And I suppose others were torn up.

13692. Mr. Morris.—Now I would just ask you one question, Mr. Byrne. On your oath had you these Galway tickets in your mind when you spoke the other day about the tickets used at the election being consecutive?—Upon my oath I had not, nor up to the present day when the young fellow came here.

13693. What put "consecutive" into your mind the other day?—Because it is a common word we use. It is a word commonly in use amongst us in the ticket department.

13694. Why did you think that consecutive tickets were used during the election?—I explained that when I was here before.

13695. Mr. TANDY.—Who was your assistant in November, 1868?—George Hall.

13696. The man to whom you gave the bundle of 250?—Yes.

13697. Did not you convey to us just now that in addition to giving tickets to Hall and O'Neill you also gave some to your assistant?—I said Hall was my assistant at the time, in 1868.

13698. Mr. LAW.—No; you said Hall was head of a department?—Yes.

13699. Was Hall head of a department or your assistant?—No; he was my assistant in 1868.

13700. You stated that when you got those tickets which were brought up by the travelling collectors you distributed them; you kept one bundle yourself and gave two others to heads of departments?—I gave one to him and one to Mr. O'Neill the head of the other department.

13701. Was Hall the head of a department?—No, he was not; he was my assistant.

13702. What did you mean then by saying that you gave them only to heads of departments?—[*No answer.*]

13703. Mr. TANDY.—And that Hall was head of a department. Have you any idea of what number there were of Galway tickets?—I cannot say.

13704. You swore that of the tickets that were brought in by the collectors you kept one package of the Galway tickets yourself and gave one to O'Neill one to Hall and that you gave the rest to Allard, and I asked you how many bundles did you give to Allard and you said you could not tell, it may have been a dozen?—I will tell you; there were other tickets that came up with those Galway packet tickets, that were out of use.

13705. How many?—I cannot remember.

13706. Did you know that there were others?—I did.

13707. Did you ever see them?—I did.

13708. Why did you keep these?—These first turned up and we took them; it was just a mere fancy.

13709. Mr. MORRIS.—You knew perfectly well that those tickets were all consecutive that were used at the election?—I heard so.

13710. You knew those Galway tickets were consecutive?—Yes.

13711. Did you think it was a proper or right thing to withhold all this from us the other day?—Well, sir, it never occurred to me.

John Finlay recalled and further examined.

John Finlay.

13712. Mr. LAW.—Do you recollect the fact of Lyons Malley's going from the office and ceasing to work—it was on Saturday, the 14th of November?—I think I do.

13713. Do you remember seeing the red ink entry made by Mr. Landy?—No, I never saw that.

13714. Do you remember the fact that Lyons Malley did not come back to work upon the Monday—that is the 16th of November, a few days before the election?—I think I do.

13715. Have you any doubt you do?—I think not.

13716. Do you recollect that he did not come back at all to do any work as far as you saw after that?—No, I don't think he was back doing any work after that.

13717. Do you recollect then on the Monday or Tuesday of that week after he had thus ceased to attend, being with him and his brother Charles in the audit office about eight o'clock in the evening?—Oh, I remember being in the office one evening, but I do not think it was after he left. I think it was before. I couldn't say positively.

13718. How long before?—I think it was a week or a fortnight before.

13719. Why do you think so?—I don't think he would come back after leaving. It is not very likely that he would come back.

13720. Is that the only reason you have for saying it?—The only reason.

13721. Did you go with Charles Malley into the office, whatever this evening was, and did you there find his brother Lyons and Mr. Landy—do you remember that?—I found Lyons Malley there.

13722. Was Mr. Landy there?—No, he was not there when we went in. I have a slight remembrance of his coming in.

13723. Coming in afterwards?—Afterwards.

13724. Is it your recollection that you and Charles Malley went in together?—Yes; I think so.

13725. Where had you met Charles that evening?—I could not say.

13726. About what hour was it?—I think about seven o'clock.

13727. Had you seen the mail train off before you went?—No, I think not; I do not remember.

13728. What do you believe?—I think not.

13729. What took you to the audit office that evening?—I think we had an appointment to go some place.

13730. You, Lyons Malley, and Charles?—And I think it was to the Theatre or to a circus.

13731. Did you go?—Yes, I remember going to a circus one night.

13732. Was it on that night?—Yes.

13733. You had an appointment to go to the circus?—Yes.

13734. Was that what brought you up there?—Yes.

13735. And when you met you started off to a circus?—No; Lyons said he had some work to do.

13736. How long was this before the election?—I think it was about a fortnight, as well as I recollect.

13737. Was it more than two days?—I think it was more. It must have been a fortnight. I could not remember really what the exact time was.

13738. You left your office and your duty that day at the regular hour?—Yes.

13739. What day of the week was it?—I can't say, indeed.

13740. What theatre did you go to?—It was to the circus.

13741. Where?—I think it was up in the Wellington gardens, some place above the Broadstone there.

13742. Is it off Mountjoy-street?—Yes.

13743. Was there a circus there?—There was.

13744. And on this occasion you went to the circus?—To the best of my opinion I think I did.

13745. Do you recollect going with Charles into the audit office one evening after the departure of the mail train—about eight o'clock, and finding Lyons in that office?—I couldn't say whether it was after the mail train.

13746. The mail train goes at half-past seven?—Yes. I think it was before the mail train went.

13747. Where did you meet Charles?—I could'nt say. I think it was on the platform I met him.

13748. Was the train just going to start when you met him?—I could not say.

13749. Had Charles been waiting for you?—I could not say. I think he had.

13750. Where did you see Lyons first?—I saw Lyons in the office first.

13751. Who was it that made the arrangement to go to the theatre or circus?—Well, we made it between the three of us.

13752. Was Lyons Malley one of the parties to the arrangement?—Yes.

13753. Was that what brought you up?—Yes.

13754. And was that what brought Charles up?—I think it was.

13755. As far as you understood?—Yes.

13756. When you met did you ask him where his brother was?—I think I did.

13757. What did he say?—I think he said he was up in the audit office.

13758. How long was it after you met Charles before you went to the audit office?—Only a few minutes. We walked up straight.

13759. Did you find Mr. Landy in the office when you went in?—No; I think, to the best of my opinion, Mr. Landy came in afterwards.

13760. Did you see him in the office that evening?—I am almost sure I did; I have a slight recollection of seeing him.

13761. What did he say when he came in?—I could not say. I think he asked Mr. Malley was his work far back or something, or was it much in arrear.

13762. Did he ask you what you were doing?—No, he did not.

13763. Were you at work at the time he came in?—No; I think I was arranging some papers that Mr. Malley brought me and asked would I arrange them.

13764. Were you tying them up with the cards?—No.

13765. Was he tying them up with the cards?—I think not.

13766. It is pretty clear that if your account is right this must be a different evening. Do you recollect the fact of Lyons Malley quitting the service on a particular Saturday, a few days before the election?—I think I do.

13767. On your oath were you in the audit office any evening after that, and before the election?—I could not say.

13768. After hours?—I could not say that. To the best of my belief I was not.

13769. According to the best of your recollection were you in the audit office in the evening, after Lyons left; I mean after the 14th—say on either the Monday or the Tuesday—you have got the two evenings for it?—Well, I think not.

13770. Is it your habit when you go back to the office to enter the times of your going in and coming away?—No; I never entered the time I came away.

13771. Did you ever since you went to the office enter the time you went back after hours?—No, because I always did my work in the day time.

13772. You never went back to do your work?—No.

13773. Did you ever know Charles to go back to do work in the evening?—No, I did not, except he might go to help his brother.

13774. But you never knew him to do it?—No, I did not.

13775. Did you ever tie up returns with these tickets?—I did.

13776. When?—Oh, every day mostly. Every week there are always some returns.

13777. Were you in the habit of doing it then?—I think I was.

13778. Are you certain you were?—No, I am not certain. There was another gentleman at the traffic with me at the same time.

13779. Who was he?—Mr. Owens.

13780. Was Owens in the habit of tying up returns with those railway tickets?—Yes, I think he was. I think I used to do that mostly always.

13781. Were you in the habit of using railway tickets for that purpose in November, 1868?—Yes, I think I was.

13782. Where did you get the tickets for the purpose?—I think I got them from Mr. Byrne.

13783. From Mr. Byrne's open desk?—No; in the daytime he is always there mostly, and if I would go and ask him, he would give them.

13784. And, when he was not there, the desk was open?—The desk was open.

13785. And you could walk to it and take them?—Yes.

13786. And if not, the sack was open?—No; I would go to Mr. Hall.

13787. He had a bundle too?—Yes.

13788. Did you ever hear what kind they were?—To the best of my recollection, they were harvestmen's tickets.

13789. Do you recollect that the tickets Mr. Byrne had in his desk in November, 1868, were Galway Packet service tickets?—No; I think not.

13790. Will you undertake to say that he then had in his desk harvestmen's tickets?—I think he had some.

13791. Were you in November, 1868, in the habit of using tickets given by Mr. Byrne for the purpose of tying up papers?—Yes.

13792. And did you use for that purpose harvestmen's tickets?—Yes.

13793. Which were out of date?—Yes.

13794. What colour were the harvestmen's tickets?—I think they were red, or rather pink.

13795. Were they white?—I think not.

13796. They were not white, with a blue stripe on them?—No.

13797. Then were any tickets that you used in November, 1868, for the purpose of tying up papers, to the best of your recollection, tickets of a pinkish colour, and not white tickets with a blue stripe?—I think they were; there were some yellow tickets there also.

13798. Did you use either yellow or pink?—I think I did. There might have been white, too.

13799. As far as you can speak with certainty, do you believe that you used for that purpose any white tickets with a blue stripe across them?—No; I think not.

13800. Then your recollection is that Mr. Byrne, besides those tickets with a blue stripe, which he says he had in his desk, had also other tickets, which you say were harvestmen's tickets, pink and yellow?—Yes; I think there were some yellow tickets. I have seen some yellow tickets.

13801. Then your recollection is that those tickets were in Mr. Byrne's desk in November, 1868?—Yes; to the best of my recollection.

13802. Were they in his open desk, the desk that had a lock upon it but no key?—Yes; the desk was always open.

13803. Everybody knew that?—Yes; the key was lost, or there never was a key for it. At least I think there was no key in it when I went to the office first.

13804. When did you go first?—Two years, last October.

13805. Then you had been in it about a year before November, 1868?—About a year, and I do not think there was a key in it since I went.

13806. Everybody knew, I suppose, that the place was open?—Yes; I think they did.

13807. Was there any other press or desk in the room where tickets of this kind used to be lying—had not Mr. Hall some tickets, too?—I believe Mr. Hall had them, too.

13808. Was his desk open, too?—No; his desk was always locked.

13809. Where the tickets were?—Yes.

13810. Was there any other place or press in the room where tickets lay open so that anybody might get them?—No, except the sacks.

13811. If you wanted tickets at any time, would you go to Allard and say "I want tickets—give me some"?—I might go to Mr. Byrne or to Mr. Malley, or any of them; I might go to him, too.

13812. Used he to have tickets, too?—I think so.

13813. Which Mr. Malley?—Mr. Lyons Malley.

13814. What coloured tickets had he in store?—I could not say.

13815. Were they harvestmen's tickets?—I think so.

13816. Pink tickets, or yellow, or white with a blue

stripe?—I could not say. I think they were pink tickets.

13817. Were there a great many of those out of date tickets in bundles at the office?—I could not say that.

13818. There were three sets of tickets in Mr. Byrne's desk, according to your recollection?—I think there were.

13819. He himself swears to one, and you to two others—how many kinds in Mr. Malley's?—Only one, I think.

13820. What colour were they?—I think they were pink.

13821. What kind in Mr. Hall's desk?—I could not say in Mr. Hall's desk.

13822. What kind in Mr. O'Neill's desk?—I could not say what kind was in Mr. O'Neill's desk.

13823. Was there any other desk, or place, in the office lying open, except this Chubb-lock desk of Mr. Byrne's?—Yes, I think there is, under where Mr. Hall sits, where he used to sit then; there are two large presses that open out, and I think there are tickets there.

13824. Is there a lock on that?—I am not sure; I think there is a lock on it.

13825. Was there a lock on it in November, 1868?—I could not say; I think not.

13826. It is a set of shelves with a closing door?—Yes.

13827. Is there a handle on the door?—Yes.

13828. Is there a latch?—There is a small bolt which shoots up into it.

13829. And then it closes over?—Yes.

13830. Were those out of date harvest tickets that never were used, in the habit of being put in there in store?—What I think of is that those tickets were papered up, that is, when they came up from the stations, they would be tied up in a paper.

13831. Do you mean by that the tickets that were to be checked by Mr. Butler, or the unused tickets that were no longer to be issued—harvest tickets out of date?—Harvest tickets.

13832. That never had been used?—I should say there were some of them that had.

13833. There were tickets in there?—Yes.

13834. Do you mean tickets never issued, but returned from the different stations because out of date and no longer required—are those the sort of tickets you mean?—Yes; and also Mr. Byrne when he generally orders tickets he very often orders some wrong, or he will order a good lot over what he intends to do, and he will have those tickets; and if he is checking those tickets when they come from the printer, he will throw them in there.

13835. Are those tickets that have been printed or ordered in excess of the Company's wants?—Yes.

13836. And were there several bundles of those there too?—I should say those were the sort of bundles were in it.

13837. Now is it your recollection that there were tickets of this kind in that open press?—Yes.

13838. In November, 1868?—I think there were.

13839. And if the clerks wanted to get tickets for the purpose of tying up parcels, they had access to that press in the room?—Oh, I do not think any person would go there, because they were not taken out of the paper.

13840. They were made up in paper parcels?—Yes.

13841. Suppose any person took out a paper parcel and put it in his pocket, was there any account of it?—I could not say.

13842. Did Mr. Byrne keep a register of all the parcels he had?—I do not think he did, indeed.

13843. Or anybody else?—No.

13844. Was there any account of the number of those Galway packet or harvest tickets kept by any of the clerks in the office—was there any entry of them?—I do not recollect; I should think not.

13845. Do you remember the fact of those tickets being brought up by the travelling auditors, Mr. Callinan and Mr. Ryan?—I could not.

13846. You do not remember the time when they were divided by Mr. Byrne?—I do not. I may not have been in the office, very likely, at the time.

13847. Did you keep any tickets in your desk?—I did not.

13848. Were you present when Lyons Malley's desk was opened by the carpenter?—I was, I think. To the best of my belief, I think I was. I remember some desk being opened by the carpenter. I think it was his.

13849. Was it about that time?—I think it was.

13850. Do you remember the day you went for the key to Mr. Malley's house?—I do.

13851. What day was that?—I could not say what day it was.

13852. How many days had he been away from the office at that time?—I think there were two or three days. I could not exactly say the exact number of days.

13853. Had you been in the office with him and his brother within ten days of that?—I think not.

13854. Will you swear you were not?—I will not, for I could not say.

13855. Will you swear you were not in the office with him and his brother within four days of the day you went for the key?—To the best of my belief, I was not.

13856. Will you swear you were not?—I will not, because I could not say positively.

13857. You remember going for the key, and that he was not able to give you the key—he could not find it; and when you came back and said that you could not get the key, was not his desk then broken open?—I think it was.

13858. And you were present?—Yes.

13859. When had you last seen that desk open whilst you and Malley were at work in the office; had you seen him at the desk within a week before that—he had been at work up to Saturday, and this was a few days after he had left work—how recently before that had you seen those harvestmen's tickets that you speak of in his desk?—I could not say, indeed.

13860. Had you seen them within a week or ten days, as far as you recollect?—I think I had; I could not say.

13861. When the desk was opened, were there any tickets in it?—I could not say, indeed. To the best of my belief I think there were not. I did not wait; I only waited to see some papers.

13862. Who was present at the opening?—Mr. Landy, I suppose; I think Mr. Landy.

13863. And the carpenter?—And the carpenter.

13864. Is he about the place still?—I think he is.

13865. Is it your recollection that when Lyons Malley's desk was opened, there were no tickets in it?—I think not; there may have been.

13866. Did you see Mr. Landy take out all the papers?—I think I did, mostly the whole of them. There may have been some small tickets not taken out at all.

13867. You did not see any, according to your recollection?—No; there might have been without my seeing them.

13868. Do you know how many tickets there were in each of the bundles of the harvestmen's tickets?—That is, how many there are tied up in each bundle?

13869. Yes?—I think two hundred and fifty.

13870. About how many bundles would there be of tickets in one of those paper parcels which you have described as tied up and put into the press by Mr. Byrne?—I should say four or five; there might be only two in some.

13871. Do you mean that 1,000 tickets have been tied up, four bundles in each parcel?—Yes. I have seen large bundles, and some only small bundles.

13872. You say you think they were lying as it were in store; was it on account of having been ordered in excess that they were stored in that press tied up in paper parcels by Mr. Byrne?—Yes.

13873. About how many paper parcels?—I should say about three or four.

13874. What was the size of each of those paper parcels? You know the size of a bundle of of 250 tickets well enough?—Yes.

13875. What was the size of each of those paper parcels—would you say it contained two bundles of tickets or four bundles of tickets?—I should say about two.

13876. Do you mean that a paper parcel contained 250 and 250—they were put up in that way?—Yes.

13877. About how many paper parcels altogether?—I think there were three or four.

13878. Were any of them larger than the others?—Yes.

13879. About how many bundles of the tickets would there be in the largest parcels?—I should say about five or six.

13880. That would be 1,500?—There might have been old tickets, and I could not exactly say what sort.

13881. Were any of the tickets that were to be checked by the check-clerks, Mr. Butler and Allard, ever put in there?—I could not say.

13882. Did you ever know them to be put in there?—I did not.

13883. Was it not their practice and their duty to check the tickets?—I think they put them into the press before they put them into the bags.

13884. That is after they checked them?—This press is just beside themselves—before they checked them at all. They might not have time when they came in from the stations to check them.

13885. Was it the habit of Butler and Allard at that time to put them first into this press?—I should think it was. To the best of my recollection I think it was; and it is the practice still.

13886. Did they ever before checking them or putting them into the bags put them in there for the present?—I should think not.

13887. I suppose they might store them away till they could check them?—Yes.

13888. When you speak of tickets lying there—four or five paper parcels—do you mean that they consisted partly of tickets coming up to be checked and partly of tickets ordered by Mr. Byrne in excess of his requirements?—I could not say.

13889. Do you think there were any besides those of Mr. Byrne?—I should think there were.

13890. About how many of that class of tickets?—I should say about two bundles or so.

13891. And about how many in each bundle?—I should say about four.

13892. That would be 1,000 in one.

13893. Two double bundles?—Yes.

13894. The evening when you were there with Charles and Lyons Malley did you occupy yourself at all in tying up papers or parcels?—No; I do not think I did. I may have done so, but to the best of my opinion I did not.

13895. Did you use tickets for that purpose?—I think not; to the best of my belief I did not.

13896. How long were you in the office when you came there on that occasion?—I think about twenty minutes.

13897. What were you doing during the time you were there?—I think I was arranging some of the papers; Lyons Malley asked me to arrange them.

13898. Was tying them up any portion of the duty of arranging them?—No.

13899. Merely sorting them?—Merely sorting them.

13900. What was his brother Charles doing?—I could not say; I think he was at the same thing.

13901. Helping to sort them?—Yes.

13902. Was he tying up papers or sorting papers?—I could not say, I think he was sorting; he might have been tying up.

13903. Did you see him getting any tickets out of Mr. Byrne's desk or elsewhere for the purpose?—No; I do not remember seeing that.

13904. Do you remember upon any occasion seeing his brother Lyons giving him instructions as to how to use those tickets for the purpose of fastening the papers—showing him how to do it?—No; he may have done it.

13905. Do you remember seeing that?—No; I do not.

13906. Do you remember that he gave him a lesson of that kind on this very evening you are talking of?—I could not say; to the best of my opinion he did not.

13907. What was Lyons Malley doing during the twenty minutes you were sorting those papers?—He was arranging papers, too.

13908. Was he writing at all?—No; I think not.

13909. Do you mean that you were all engaged in sorting papers?—When they come up from the stations there are seven or eight different sets that have to be arranged. They have to be arranged in station order first, and then they have to sort them for all the different departments.

13910. Did you sort simply?—Yes.

13911. Did you see him do nothing but sort those papers—did he tie them up?—I think not.

13912. Did he fasten them up at the corner, as we see them?—I think not, because before tying them up he has to check them.

13913. Did he check them?—No, he could not have time to check them.

13914. In point of fact he did not tie or fasten with cords or otherwise any papers that night?—No, I think not. To the best of my opinion he did not.

13915. Did you?—To the best of my belief I didn't.

13916. Or Charles?—I couldn't say—I think not.

13917. Then if you were present upon any occasion on which Lyons or Charles in the evening after hours did use these tickets for the purpose of fastening papers it could not have been that evening?—No, I think not; to the best of my recollection I never saw him giving him instructions.

13918. You were never by when he was giving him instructions?—No, I think not.

13919. Were you ever in the office upon any occasion in the month of November but the one occasion, with Lyons and Charles?—I think not. To the best of my recollection I was not.

13920. And on that occasion you speak of did you see Mr. Landy in the office?—Yes; I think he came in just for a few seconds.

13921. Did he come in just about the same time you came in—or can you undertake to swear that he was not there when you went in?—Yes, I am almost certain that he was not there when we went in.

13922. From the time you and Charles went in, whatever this evening was, till you eventually went away did you and Charles go out—did you leave Lyons Malley alone at all?—No, I think not. I think Mr. Landy left immediately after he came in.

13923. But are you sure that you were in the inner office when Mr. Landy came in?—Yes; I am almost certain.

13924. Had you done anything with your own papers in the outer office that evening?—No, I think not.

13925. Could you have been in the outer office?—I might have been.

13926. Or outside on the lobby when Mr. Landy came in?—No; I do not think I would stop on the lobby; it is not likely.

13927. Did you see Tighe there?—Yes; I think I did see Tighe.

13928. Where was he?—He was in the outside office.

13929. Cleaning?—Cleaning. I think I saw him in the inside office too.

13930. Was he cleaning after Mr. Landy went away, whilst you were sorting the papers?—Yes, I think he was.

13931. Did you leave Tighe after you came away?—Yes.

13932. When you all came away together where did you go?—I think we went down on the platform. I think Mr. Lyons Malley went into the ticket office. I think he went to see some of the clerks there.

13933. Did the three of you go together or did you go alone?—I think the three of us went off together. I really could not say where we went. I think to some circus or other.

13934. Did you go to this Wellington Circus?—We went there one evening.

13935. You said you had an appointment to go there, and that that was what brought you up to meet them?—Yes; we had some appointment. I could not say exactly that was it, but I think it was.

13936. Whatever it was it was to go to some place of amusement that evening—We do not care where it was or what it was?—Yes, I think so; I remember being in the Queen's Theatre one night with them.

13937. You were never in the office after hours with the two of them but once, you say?—I was more than once I think.

13938. After hours?—But it was a long time before the election.

13939. Within a month of the election were you ever in the office but the once with them?—No; I think not.

13940. Upon that occasion when you saw Tighe cleaning did you go off to any place of amusement together?—I think we did.

13941. Do you recollect you did?—No, I could not recollect.

13942. Mr. TANDY.—Do you recollect that you have already sworn that the reason you went to the railway that evening was that you had an appointment to go with them to the circus?—Yes.

13943. Mr. LAW.—Is that true or not?—To the best of my opinion it is true.

13944. Did you go to it?—We did; we went to the Wellington circus.

13945. Are you sure of that?—I am certain.

13946. On this evening then that Mr. Landy came into the office you went up the three of you to the circus?—Yes; I think that was the evening we went to the circus.

13947. Was there any other evening you went with them from the railway station to any other place of amusement after sorting papers?—No; I think not.

13948. Have you any doubt that on this particular evening, after you left the office, you went off to some place of amusement—this circus, or whatever else it was?—No, I am almost certain that that was where we went to.

13949. Did you go down by Dominick-street or Sackville-street, after you left the office?—No, I think not; I think we went up through Palmerston-place, and up Mountjoy-street.

13950. And where did you go to from that?—To the circus.

13951. Where was the circus?—In the Wellington Gardens.

13952. Was that to the left of Mountjoy-place?—It was up to the left, up near the canal.

13953. You came down by Palmerston-place into Mountjoy-street?—Yes.

13954. And then you passed through Mountjoy-street and turned to the left?—Yes, and then turned to the left.

13955. Did you do that on this evening after you left the office?—I am not sure it was that evening or not.

13956. Do you recollect the fact that you were in the office one evening, with Charles and Lyons Malley, sorting papers, and that that evening Mr. Landy came in, and that it was within a month of the election; do you remember that?—Yes, I think I do.

13957. Were you in the office with them any other evening after hours, but the one within a month of the election?—No, I think not.

13958. Now, did you go there that night to meet them by appointment for the purpose of going to this place of amusement, or did you not?—Yes, we had an appointment to meet to go to some place of amusement.

13959. You say you remember when you came out, Lyons Malley going into the ticket office; he afterwards joined you, and the three of you left the station?—Yes.

13960. Do you remember that?—Yes.

13961. Just tell us now where you went?—We may have gone down that evening; I couldn't be sure, but I remember one evening going with them down to some house in Sackville-street—a seed merchant's.

13962. Bridgford's?—Bridgford's.

13963. Did he call in there that evening?—I couldn't say; it might have been that evening.

13964. Did you go to the circus at all that evening after you had made an appointment to meet for the purpose of going?—It may have been to go to the circus we made the appointment. I am not sure that it was on that evening that we went to the circus or not.

13965. Do you remember the evening when Mr. Landy came in, when you were in the office?—Yes.

13966. Do you recollect what brought you there?—I think we had some appointment to go some place.

13967. What brought you there; was it, or was it not by appointment with them?—I think it was by appointment.

13968. Have you any doubt of it?—I am sure I would not go there unless we had some appointment, because I would not go back to work.

13969. On your oath, had you made any appointment to go to any place on that evening?—I think we had.

13970. Will you swear you had made an appointment further than this, that you would meet them at the station?—I do not think —— We had made some appointment to go to some place of amusement.

13971. It was not your habit to go back in the evening to work?—No.

13972. You never went back to work in the evening?—Never.

13973. You were never there within a month of the election with Charles and Lyons Malley, but on the one occasion; what brought you there?—To the best of my recollection, we made some appointment to go to some place of amusement.

13974. When did you make the appointment?—I think the day before.

13975. Where?—In the office.

13976. What time of the day?—Or else going down the town.

13977. Where did you make that appointment?—To the best of my belief it was, I think, in the office.

13978. With whom did you make it?—I could not say. I think it was Lyons and Charles. I think it was Lyons that spoke of it first.

13979. You said going down the town; what did you mean by that?—We might have gone down for a walk at lunch hour.

13980. Did you?—I could not say; I do not remember.

13981. It is almost impossible to believe that you do not remember. It never occurred you say in the whole course of your clerkship that you went back in the evening to work. Did you go back to work there that evening?—No.

13982. Did Lyons tell you he was going back to work?—Yes, he said he had some work to do.

13983. Did Charles tell you he was going back to work;—No, to the best of my belief he did not tell me that.

13984. Was it for the purpose of meeting them you went to the station that night?—I am not exactly certain; to the best of my belief it was.

13985. Where did you live then?—I lived in Heytesbury-street.

13986. Do you not know, sir, you went from Heytesbury-street, to the Broadstone that night by appointment?—Yes; I am almost sure I did.

13987. What was the appointment for?—To go to some place of amusement.

13988. What place of amusement?—The circus.

13989. Where?—The Wellington gardens.

13990. Did you go there?—Yes.

13991. You walked from Heytesbury-street to the terminus by appointment, to meet the Malleys and go to the circus; did you go to the circus?—I am almost sure that was the evening we went to the circus.

13992. Was that within a month before the election?—I have a slight remembrance of being there before.

13993. Before a month previous to the election?—I think it was.

13994. I ask you did you within a month before the election, go from Heytesbury-street to the terminus after hours by appointment, but the once?—To the best of my belief it was but the once.

13995. Have you any doubt of it?—No.

13996. How long was the circus in the Wellington gardens—was it a month?—I think it was.

13997. Was the circus there at all in November, 1868?—Yes.

13998. You remember crossing the entire town from Heytesbury-street to the office after hours in November, before the election, to meet the Messrs. Malley?—Yes.

13999. Was that by appointment with them?—It was by appointment.

14000. Did you spend any part of the evening in their company after you left the office?—I could not say; I think not.

14001. Did you go down Palmerston-place, and by Mountjoy-street to the Wellington gardens at all that evening?—I could not say that evening.

14002. If you did not go there, where did you go?—I think now that it strikes me, we went down town. I remember going to Bridgford's. Mr. Malley went in; I did not go in.

14003. Did they both go in?—I think they did.

14004. Did you remain outside till they came out again?—I think I did.

14005. Where did you go then?—I suppose, I probably went home I suppose.

14006. Do you think you parted from them at Bridgford's?—I think I did.

14007. Mr. TANDY.—Do you mean to tell us you had an appointment to go from Heytesbury-street to the other side of the town, to the terminus after hours, for the mere purpose of walking with Lyons and Charles Malley, down Sackville-street to Bridgford's?

14008. Mr. LAW.—It is better for you to tell the whole truth?—I am.

14009. If you tell the truth fairly and frankly, you will suffer nothing in any way; if you do not—and no one can believe you are telling the whole truth, the consequences may be heavy to you?—I am doing my best to remember.

14010. Who made the arrangement with you to come over that night?—I think it was Lyons Malley. I am almost certain. I think he said also he had some papers to arrange, and that I might give him a hand. I remember he very often asked me to give him a hand.

14011. Did you ever do so?—I very often did.

14012. After hours?—No, in the daytime.

14013. Did you ever, in the whole course of your clerkship, quit your home in Heytesbury-street, and go to the office after office hours?—I did once before; I think four or five months before.

14014. Did you meet these young men by appointment at the station that night?—Yes.

14015. What was the appointment for?—To go to some place of amusement. As well as I remember, he asked me would I arrange some papers for him.

14016. Did you go to the place of amusement?—To the best of my belief we did not.

14017. Were you disappointed when you found the arrangement broken through?—I was not.

14018. To have a pleasant walk?—To have a pleasant walk after being in all day.

14019. Do you recollect why it was they said they would not go to the place of amusement—how did the arrangement fall through?—I think it was that they were too late.

14020. You got there about eight o'clock, and remained till—say half-past eight o'clock—was that too late for the place of amusement?—I think it was.

14021. Where did you part from them?—I think at Bridgford's.

14022. Did you walk down Dominick-street?—I think I did. I very often walked down Dominick-street.

14023. You said you remembered parting from them at Bridgford's, is that the truth?—To the best of my belief it is the truth.

14024. Do you remember whether the three of you left the station together?—I think we did. There may have been some other clerk with us.

14025. Who is the person may have been with you?—I dare say Mr. M'Meehan.

14026. Was he with you?—He might have been. Mr. Malley was a great friend of his.

14027. Do you think he was with you?—I could not say.

14028. Do you think he was?—I think not. I remember his being with us one night, and Cahill too.

14029. Was it on the night you were disappointed about the place of amusement?—I think not.

14030. When you left the station, how did the three of you go down to Sackville-street?—I think we went down by Dominick-street.

14031. How did you get into Sackville-street—was it by Moore-street, and out by the Post Office, or how?—I think by Moore-street.

14032. Did you find Bridgford's establishment open?—I think it was.

14033. At nine o'clock at night?—I think so.

14034. Is Bridgford's usually open at that hour?—I could not say.

14035. Don't you know it is not?—I don't know what time it closes.

14036. Did you get into Sackville-street at the Post Office?—I think so.

14037. Did the Messrs. Malley accompany you as far as Bridgford's?—I think they did.

14038. Did they part from you there?—I am almost sure they did. I may have walked up part of the street back with them.

14039. Did you part from them in Sackville-street that night?—I think I did.

14040. Were you ever at this circus with the Messrs. Malley at all?—I was.

14041. When?—I could not say.

14042. How long before Lyons Malley left the Company's service?—I think about three months before.

14043. Then the whole story about the circus is an invention as applied to this meeting in November?—It is running in my head I went to the circus, I remember one night going there. There was a great many others going, and we went to the circus. I don't think we went to the office that evening. We met in the booking office, I think.

14044. Did you ever come over after hours from Heytesbury-street to go to any place of amusement but the once?—I think I came twice.

14045. Didn't you tell me that the other occasion, several months before, you met them in the booking office?—Yes.

14046. Did you ever but once meet them in the audit office by arrangement to go to the place of amusement?—I think not.

14047. On your oath, did you see any tickets that night in the audit office?—To the best of my belief I did not.

14048. Did you see any bundle of tickets enclosed in paper?—No, I did not; I did not look at them.

14049. Did you see anybody going over to the press?—Is it to the press where Mr. Hall sits?

14050. Any press?—I did not.

14051. Did you go yourself?—I did not.

14052. Did you see Byrne's desk open?—I did not see it open.

14053. Did you see the lid raised?—To the best of my belief I did not.

14054. Did you raise it yourself?—I did not, to the best of my belief.

14055. Will you swear you had not your hand in

that desk that night?—To the best of my recollection I had not.

14056. Will you swear you had not your hand in Byrne's desk that night?—I am almost sure I had not.

14057. Will you swear you had not your hand in Byrne's desk that night fingering some of the tickets there?—To the best of my belief I did not go near the desk that night.

14058. Will you swear that neither you nor one of the Malleys was at Byrne's desk that night?—They may have been at it.

14059. On your oath do you believe they were?—I don't think they were. To the best of my belief I did not see them.

14060. Will you swear you were not there yourself?—I will.

14061. Will you swear you did not put your hand into it that night?—I will, to the best of my belief.

14062. Will you undertake to swear that neither yourself nor anyone else, in your presence, was at the press where the tickets were in paper?—At what time?

14063. That evening during the twenty minutes or so you were in the office?—I am sure not one was at it that night.

14064. Will you swear they were not in your presence?—I will swear they were not at the press in my presence, to the best of my recollection.

14065. How recently before that had you seen tickets in Lyons Malley's desk?—I should say a week or ten days before. I often saw his desk open. It may have been only a few days before.

14066. How many tickets did you see in his desk then?—I should say about fifty.

14067. Might there have been 250?—There would not.

14068. Where did he get the tickets?—I suppose Mr. Byrne gave them.

14069. Do you know where he got the tickets?—I do not know.

14070. Did you ever get tickets to tie up parcels?—Not a large quantity.

14071. Who gave them?—Mr. Byrne.

14072. How many would he give?—He would give me four.

14073. Lyons Malley seems to have had a store of them?—Yes, all those that had desks.

14074. All those in the inner office who had desks had a store of these tickets for tying parcels?—I mean Mr. O'Neill, Mr. Hall, Mr. Byrne, and Mr. Malley.

14075. From the press out of which anybody could get them?—Yes.

14076. And Allard could get as many tickets as he liked?—Yes.

14077. There were other clerks in that inner office?—Yes.

14078. Who were they?—Mr. Butler; he ties up the invoices, but no tickets are used for that.

14079. Anyone else?—Mr. Butler, Mr. Byrne, Mr. Hall, Mr. Malley, and Mr. Kearney.

14080. Had he tickets?—I never saw tickets in his desk.

14081. Was Kearney there that night?—No.

14082. Malley, Byrne, O'Neill, Hall, Allard, and Butler had as many tickets as they required?—Yes.

14083. And the press with the unused tickets in parcels of 500 and 1,000 each, was open to anyone who wanted them?—Yes.

14084. Did you think there was any harm in taking these useless tickets? Would you not take them for any purpose for which you wanted them?—I would.

14085. Do you not believe any other clerk in the office, would have done the same?—I think they would.

14086. They were only used for this purpose as waste?—That is all.

14087. Mr. TANDY.—Did you ever take any tickets out of the office for any purpose?—I did not.

14088. Will you swear that?—I often found a ticket in my pocket when I would go home; I never took it intentionally.

14089. Will you swear you never at any time took twenty tickets home?—I will, nor five.

14090. Or to any other place?—I swear I never took them to any other place.

14091. Or never gave them to any other person?—No.

14092. Did any person ever ask you for them?—No.

14093. You recollect the city election?—I do.

14094. You recollect the day of the polling?—I have a slight recollection of the day.

14095. Can you tell me what you were doing on the evening before that day?—I could not say; I think to the best of my belief I was at home.

14096. Will you swear you were?—I will not, I may have been out some place.

14097. Will you swear you were not at the railway station after office hours, on the evening before the election?—To the best of my belief I was not.

14098. Upon your oath, sir, yes or no, were you at the railway station after hours, on the night before the election?—I was not. I have no remembrance of being there on the night before the election at all.

14099. I ask you will you answer yes, or no—were you at the Broadstone station after hours on the night, or the evening before the election?—To the best of my belief I was not.

14100. You will not swear further than that?—I could not.

14101. It is possible you might have been there?—It is.

14102. How often were you at the station after hours?—about three times altogether.

14103. Can you be positive whether you were there the night before the election or not?—I am sure I was not there the night before the election.

14104. Was Lyons Malley at dinner or lunch the day you went to ask him for the key?—To the best of my belief he was standing at the door.

14105. Were you in the house that day?—I think not.

14106. Will you swear you were not?—I think I was in the house.

14107. Were you in any room in the house?—No.

14108. Did you see Lyons Malley either at lunch or at dinner that day?—I think not.

14109. Was there an outside car before the door when you went up that day?—There may have been, but I don't think there was.

14110. Did you and Lyons Malley get upon an outside car and drive away from the door that day?—I have no recollection of it.

14111. Did you and Lyons Malley, when you went up for the key, drive from the door upon an outside car; that is a matter there cannot be mistake about, and I want an answer, yes or no?—I think not.

14112. I will not take that answer from you?—Upon my solemn oath I cannot remember.

14113. Do you recollect what you swore here the other day—that you and Lyons Malley walked down towards the end of the street, that a cab was waiting for him there, that a labouring man was waiting, and that he sent the man of a message?—Do you now tell me you cannot say whether you drove off on an outside car from the door?—I am almost sure we did not; we did not go on an outside car.

14114. Will you swear you did not go from his house to the house of a gentleman on the Circular-road?—To go to the Circular-road, is it?

14115. Did you and Lyons Malley drive that day on an outside car from his house to the Circular-road?—No.

14116. Do you say that positively?—I am almost sure.

14117. Mr. LAW.—Was the account you gave here the other day true or false?—It was true, to the best of my belief.

14118. Do you remember going there at all?—I do.

14119. Where did you see Lyons Malley?—I think he was at the door.

14120. Will you swear you did not go with him into the drawing-room?—Yes.

14121. Will you swear that?—I am almost certain.

14122. Mr. TANDY.—Is it true what you swore the other day, that you met Lyons Malley at the hall door, and that you did not go into any room in the house?—I did not.

TENTH DAY.
December 9.
John Finlay.

14123. Did you tell me the other day that you walked from the door with Lyons Malley down Buckingham-street, and found a cab waiting near the corner of the street?—Yes.

14124. Is that true?—It is true.

14125. If that is true, I ask you upon your oath, did you or did you not, drive upon an outside car away from Lyons Malley's house that day to the Circular-road?—I did not drive on a car to the Circular-road.

14126. Did Lyons Malley to your knowledge—did you see him?—No, not to my knowledge.

14127. At the time you went there?—No.

14128. Did you drive at all to the Circular-road that day?—I did not.

14129. Did Lyons Malley remain with you from the time you saw him at the hall door, until he dropped you at Moore-street?—He did.

14130. Did he send a "labouring man" from the corner of the street to tell any person to come to him?—He did.

14131. Did you hear the gentleman's name?—I did not. I may have heard his name, but I could not remember it.

14132. Did you hear it?—I think I did.

14133. Are you certain?—I am not.

14134. Was the name Dunne?—I could not say.

14135. Didn't you tell us the other day you would know the name if you heard it?—I said I would know the man if I saw him.

14136. But would not know the name?—No.

14137. Did that man walk up to Lyons Malley and you?—He did.

14138. From what direction did he come?—I could not say. I think it was round some corner. I have a slight recollection of Lyons Malley going to some house.

14139. Were you with him?—I was. There were rails before the door.

14140. How did you get there?—We walked down. That was near where the cab was standing. I think it was Buckingham-street.

14141. Mr. LAW.—Was it in the same street in which Lyons Malley's house is?—I am not sure. It was a low house.

14142. Did you drive upon an outside car with Lyons Malley from Buckingham-street to the house you say he went into?—No answer.

Mr. LAW.—You may retire for to-night, we shall require you again in the morning.

Mr. *Lyons Malley.*—The time I speak of, when Finlay came with me to Mr. Dunne's, I wish to mention that the carman who drove me was John Farrell, of Clontarf.

Mr. TANDY.—Very good. It is quite right of you to state it.

Adjourned.

ELEVENTH DAY.
December 10.
John Finlay.

ELEVENTH DAY.

FRIDAY, DECEMBER 10, 1869.

John Finlay recalled and further examined.

14143. Mr. LAW.—You remember the evening we were speaking of last night?—Yes.

14144. You remember the fact of leaving the station at the Broadstone?—Yes.

14145. With whom were you?—Lyons Malley and Charles Malley.

14146. Was anybody else with you?—I think not—not that I recollect.

14147. Did you speak to anyone except to your companions when leaving the station?—I think not; I might have spoken to MacMeehan.

14148. You remember that he was there?—He was there.

14149. Where did you see him before you left?—I think upon the platform, or in the booking office.

14150. Did you go into the booking office?—I did.

14151. Who went with you?—I think Lyons Malley and Charles Malley.

14152. You three went in?—Yes.

14153. Was that after you had been in the audit office?—Yes.

14154. When you three left the office, did you leave Tighe cleaning out?—I could not say, but to the best of my knowledge we did.

14155. Was he in or about the lobby or stairs, did you see him when coming out?—I think I saw him in the engineer's office.

14156. I suppose he was cleaning that after the other, but at all events he was about the lobby cleaning some of the rooms?—Yes.

14157. About what hour was it when you were leaving? About half-past eight?—About that time.

14158. When you came down stairs, and went out upon the platform, did you see MacMeehan there; or did you go into the ticket office?—Into the ticket office. Into the ticket office—I did see him.

14159. The three of you?—Yes.

14160. Were you speaking to him?—I think we were, I am not sure, it is most likely that we were.

14161. Whom did you see in the ticket office?—MacMeehan and Cahill.

14162. Did you remain any time in the ticket office?—Scarcely any time.

14163. Tell us to the best of your recollection what you were talking to Cahill and MacMeehan about?—I cannot remember.

14164. You cannot remember?—I remember coming into the office.

14165. Which of you went into the office first?—It was Lyons Malley went in first.

14166. Well, he did not go in for nothing, what was he talking about to MacMeehan?—I think he was speaking about boat races, that they used to have down at Clontarf.

14167. Was this what brought you in at half-past eight o'clock—to talk about boat races?—I cannot say; it was Lyons Malley went in first.

14168. Did you speak at all?—I suppose I did.

14169. Were you speaking of the election at all?—I never remember speaking a word about the election.

14170. Upon any occasion?—No.

14171. Did you speak about it when close at hand?—It was the subject of conversation amongst the clerks.

14172. When close at hand?—Yes.

14173. Did MacMeehan and Cahill come out of the office with you?—I think not.

14174. Is it your recollection that the three of you left the office and station together?—I think so—to the best of my belief.

14175. You are only asked, to the best of your belief—when you left the Broadstone, how did you come down?—Upper Dominick-street.

14176. Did you come down by Palmerston-place?—No. Dominick-street.

14177. Did you tell us last night you came down by Palmerston-place?—I think I did.

14178. Was that not correct?—It must have been upon some other occasion I came down—I very often went down that way.

14179. At nine o'clock in the evening?—No.

14180. But this was a remarkable evening; you crossed the town from Heytesbury-street to the office, and remained only some twenty minutes there, then you remember leaving the audit office, and that you saw Tighe cleaning out the engineer's room, and that the three of you went in and spoke to Cahill and MacMeehan?—Yes.

14181. You remember that the three of you left the station—which way did you go down?—I think it was down Dominick-street, to the best of my recollection.

14182. Who told you to say that?—No one.

14183. Why did you tell us last night you went down Palmerston-place?—I must have been thinking of some other occasion, because I remember going down Palmerston-place with them.

14184. In the evening after eight o'clock?—No.

14185. You know we are only talking of this particular evening, upon which you came the whole way across town, to meet these two young men, a thing you never did in your life except once, some five or six months before—upon your oath did you go down Palmerston-place with them that night or not?—I think it was down Dominick-street. Mr. Malley——

14186. Were you talking to Mr. Malley since you were examined?—No.

14187. Were you talking to anyone about your evidence?—Mr. Landy.

14188. Did you ask him what street you went down by?—No.

14189. Why did you change your story, and say you went down by Dominick street?—Mr. Malley said—

14190. You are giving testimony according to what he said, were you reading the papers?—I was.

14191. And because he swore that you went down by Dominick-street, you say so; you must recollect that every word you utter is taken down truthfully by a reporter, so that you cannot change your evidence from time to time. Such an attempt only makes you contradict yourself, and exposes you to very serious consequences—you answered the question several times that as far as you could remember you walked down with them by Palmerston-place. Have you any recollection of going through Dominick-street that night?—I have not.

14192. Then you venture to swear this because you have been reading the other witnesses evidence—were you in Mountjoy-street that evening?—I think not.

14193. Did you swear last night you were?—I thought it was in Mountjoy-street I was last night.

14194. What makes you now think it was not?—Mr. Malley——

14195. I must caution you again against the course you are taking. Remember that you must give your own evidence according to what you yourself know or believe, and not so as to make it square with that of another. There is very great danger I can tell you in attempting that?—I am doing the best I can.

14196. Mr. LAW.—Did any person speak to you about having said you went down by Mountjoy-street?—No.

14197. Do you think it more prudent to say you were not in Mountjoy-street? Do you recollect you were not?—To the best of my belief I don't think I was in Mountjoy-street that night.

14198. Did you swear last night that to the best of your belief you were?—I did.

14199. Was that true?—I must have been thinking of some other time I was out.

14200. Do you think that Mountjoy-street is not a desirable place to be found in in the evening?—No, I did not think it any harm to be found there.

14201. Did you meet anyone as you walked down with Lyons Malley and Charles Malley?—Not that I remember.

14202. Do you recollect that you went down by Dominick-street?—To the best of my opinion I did.

14203. I do not ask you for the best of your opinion, that appears to be founded upon others evidence. Do you yourself recollect that you went down by Dominick-street, or do you not?—I think I recollect going down Dominick-street.

14204. Do you or do you not recollect going down Dominick-street that night?—I think I did.

I can tell you, Finlay, if anything more of this kind goes on, your evidence shall be returned to the proper authorities to see what is to be done.

Mr. MORRIS.—You have told two distinctly opposite stories.

14205. Mr. LAW.—Equally distinct and equally certain. Is it in consequence of what you read in the papers that you alter your evidence now?—Mr. Malley——

14206. Is it in consequence of what you read of Mr. Malley's evidence that you now alter your own story?—It is.

14207. Then you are not giving evidence upon your oath, according to your own recollection?—According to my own recollection we went down Dominick-street.

14208. You told us a little time ago you did not recollect going down Dominick-street at all?—I think I did.

14209. As you speak, remember, your words go down. Did you just now tell me you did not recollect going down Dominick-street that night?—I did.

14210. Was that true?—I cannot form any recollection of my going down Dominick-street. To the best of my belief.

14211. When you told me you did recollect going down Dominick-street, was it true? Did you recollect it when you told me you did?—No.

14212. Do you recollect it now? Have you, in your own mind, without regard to what you have been reading in the papers, any recollection of going down Dominick-street that night?—I have not.

14213. Then it was true what you swore awhile ago, that you don't recollect going down Dominick-street?—I do not recollect exactly going down Dominick-street.

14214. Do you recollect walking down with these young men that evening at all?—I do.

14215. You recollect coming from the Broadstone?—Yes.

14216. Where did you separate from them that evening?—I think it was in Sackville-street.

14217. Where in Sackville-street? Was it at Bridgeford's?—I think it was not Bridgeford's, or perhaps we might have walked up again.

14218. Did you?—To the best of my belief I walked up Sackville-street, through Henry-street, home.

14219. Then did you part with them at the Post-office?—To the best of my recollection that is where we parted.

14220. They came down as far as Bridgeford's?—They did.

14221. Did they go into Bridgeford's?—I think they did.

14222. You must surely recollect whether they did go in?—To the best of my recollection they did.

14223. Did they knock at the door?—I think it was open; they left me at Bridgeford's house and went in.

14224. Did they tell you what they were going in for?—I think he said he was going for a pass for the theatre.

14225. Who told you this?—Lyons Malley.

14226. He told you that was what was taking them into Bridgeford's?—Yes.

14227. Was it a pass for the theatre for that evening?—No, a pass for some other evening.

14228. Have you a distinct recollection of that?—I remember one evening going in.

14229. You were not out so often—you were not with them after hours for months before?—But I was often down with them.

14230. You were not often down in the evening after eight o'clock, at least you swore so last night. How long were they in Bridgeford's before they came out?—I don't think they were more than five minutes.

14231. What did Lyons say when he came out?—That he did not get the ticket.

14232. Did he say he had given Bridgeford any tickets?—No.

14233. Did you walk then up to the Post Office?—To the best of my recollection we did.

14234. Do you recollect it or not?—I have a faint recollection.

14235. Whether faint or strong, do you recollect it?—[*No reply.*]

14236. Are you making up this story as you go

along, or are you telling us the truth according to the best of your recollection?—I am telling you all I can.

14237. Did you go home by Henry-street?—Yes, I did.

14238. How did you go home—by Henry-street, Mary-street and Capel-street, then over Essex-bridge, and then turning back to George's-street—or how?—We turned by the Castle.

14239. By Ship-street?—No, Bride-street.

14240. Then to Heytesbury-street; you recollect that?—I do.

14241. Well, that is something. You recollect going home—being at Bridgeford's, and going home by Henry-street, Capel-street, and Bride-street—there is no mistake about that?—No.

14242. When you came down by Sackville-street did you come by Britain-street or by Henry street?—I think by Henry-street.

14243. Then I suppose you came down by Moore-street—you recollect that?—I should say so.

14244. Do you recollect entering Sackville-street at the Post Office?—Yes.

14245. You did not come down by Rutland-square?—No.

14246. Then you must have come down by Dominick-street?—Yes.

14247. Do you remember passing through Moore-street?—I think I do.

14248. Before you came down Dominick-street, upon your oath, had you been in Palmerston-place that evening, as you told us last night?—I don't remember being in Palmerston-place.

14249. Do you remember passing through Palmerston-place that evening?—I do not.

14250. Do you remember being in Mountjoy-street soon after you quit the railway, between eight and nine o'clock? You told us last night you did?—I think I was not in it at that time. It must have been upon some other occasion.

14251. Do you recollect that after you left the railway you were in Palmerston-place—as you said last night—were you there?—I think not.

14252. Do you want to make your evidence agree with that of Mr. Malley?—I want to tell everything to the best of my belief, and in the best way I can.

14253. We can hardly believe that having on that remarkable evening crossed over the city a mile and a half you forget everything about it.

14254. Mr. Morris.—From Henry-street you know your road perfectly well. Why not tell the truth also about the rest of your journey?

14255. Mr. Law.—Because he does not want to do so.

Witness.—I want to tell the truth.

14256. When with the Messrs. Malley did you meet anyone?—I don't recollect meeting anyone from the time I started at the Broadstone till we reached Bridgeford's.

14257. Were you walking continuously?—No.

14258. Did you stop at any place short of Bridgeford's?—I don't remember.

14259. Did you stop at any place to speak to anyone?—I don't remember speaking to anybody.

14260. Will you tell us what brought you all to Bridgeford's?—I think he went to try to get another pass.

14261. You were done your work. Why when you got into Henry-street did you not go home?—I just walked on. I was not in a hurry home.

14262. Just as you had walked across town before—Were you doing anything about Lyons Malley's desk that evening?—No, I think not; I don't remember being at the desk, I remember being at the far side of it, and he threw me over the papers.

14263. Do you state that Lyons Malley handed, or threw you over the papers, for the purpose of sorting?—I am certain of that—he handed, or put them across the desk to me.

14264. Or he knowingly handed them over to sort?—Yes.

14265. And did he hand them over to his brother Charles to sort?—He did.

14266. It was not, as I understand your evidence to day, for the purpose of going to the circus, that you had made the appointment that evening?—I think not; I remember before we went to the circus.

14267. That was several months before?—Yes.

14268. Let us hear no more then about that? The last evening you spent with these young men, about eight or nine o'clock in the evening—let us stick to that. You remember the last evening you were there with these young men?—That is why I was with them.

14269. Let us hear no more about the other evening of months before?—That is confusing me.

14270. Upon that last evening which you perfectly recollect, you met these young men in the audit office—what did you come there for?—I think Lyons Malley asked me would I give him a hand that night over some papers.

14271. When did he ask you?—I think it was that day, or the day before.

14272. Then you came over for that all the way from Heytesbury-street?—Yes.

14273. What time were you to meet him?—I think as soon as I went home and had my tea; I came back again.

14274. Did you dine during office hours or afterwards?—I think I dined going home.

14275. After five o'clock?—Yes.

14276. What hour did Lyons Malley ask you to come back to work with him?—To the best of my recollection it was half-past seven.

14277. Then you made the arrangement to meet him at half-past seven?—To the best of my recollection

14278. We always understand it is to the best of your recollection—where did he make the arrangement?—In the audit office.

14279. Was his brother Charles present when the arrangement was made?—I think he was.

14280. Was it upon the same day that you did come back, that he asked you to come back?—I think it was.

14281. When was it; was it at lunch hour, and in the office, or elsewhere?—I think it was in the office, and at lunch hour.

14282. Then he made the arrangement to come back in the evening, it being lunch hour? Where do you usually lunch?—We used to lunch in the office.

14283. Did you bring your lunch with you?—Yes.

14284. Is it your recollection, you had the lunch done at that time the arrangement was made?—I don't think I had any lunch.

14285. When did you get it?—I don't think I had any lunch, but it was at lunch hour.

14286. Did he come in at lunch hour that day?—Yes; I think he was there.

14287. You remember Mr. Landy being in the office on that particular evening?—Yes.

14288. Mr. Landy has a distinct recollection of the evening when he last saw Lyons Malley in the office. Upon your oath, the evening you met Lyons Malley in the office by arrangement between seven and eight o'clock, had he been in the office previously that day?—Well, to the best of my recollection he was in the office that day; I cannot say the exact day.

14289. I did not ask you that—upon your oath was he at work that day, before he came back to his office?—Yes; as well as I can remember, he was at work; he was in the office.

14290. Have you any doubt about it?—No, I don't think I have.

14291. Will you swear that Lyons Malley was at work in the office before the evening of that day—had he been at work in the office before eight o'clock?—He had, to the best of my recollection, as far as I can remember.

14292. Do you recollect that he was?—I do.

14293. Do you recollect he was in his office before five o'clock that day you are speaking about?—I do recollect.

14294. You do recollect it? Did you see in his

evidence he swears he was not?—I seen that in the paper.

14295. Do you agree with it?—I do not.

14296. Then in that respect you could not exactly agree with him. Perhaps you prefer Charles in this ——?—What Charles?

14297. Charles Malley—did you read his evidence?—I did.

14298. You prefer Charles's evidence in that respect?—I don't remember what he said about that.

14299. Like yourself he was indistinct about the date. Well, as you have a recollection of the arrangement, when you came back at half-past seven, did you go into the office?—Yes.

14300. Were you up to time?—I have a slight recollection of going into the parcel office.

14301. Had you made any arrangement with Kennedy to help him with his papers?—No, I went to warm myself.

14202. Was Charles Malley there?—I don't recollect.

14303. Where did you first meet him after you came back?—I met him upon the platform.

14304. Before or after the train started?—I think it was after.

14305. Did you ask him whether his brother was in the office?—I think I did.

14306. What did he say?—I think he said that he was.

14307. I suppose, as the time was up, you were in a hurry over. How long did you remain in the parcel office?—Five minutes.

14308. At what o'clock did you get into the audit office?—I cannot say.

14309. Was it eight o'clock?—Nearly eight.

14310. Was it eight all out?—I cannot tell.

14311. Then you set to work?—Yes.

14312. You went first into the parcel office to warm yourself; did Charles Malley go in?—To the best of my recollection I met him upon the platform.

14313. Then after warming yourself you met him? Was it before that you asked him about meeting the brother? Why not go to the audit office to see if he was there?—I went into the parcel office to warm myself.

14314. Was there not a fire in the audit office?—Yes.

14315. Is there not a fire there in November?—No; it is poked out by Tighe.

14316. But when there was an arrangement to come back, did you not go to Tighe and tell him not to poke out the fire, as you had a lot of work to do?—No, I did not tell him.

14317. However, you went to work, and worked for a quarter of an hour?—About that.

14318. And having done this laborious work, after having crossed the city nearly two miles for the purpose, you thought it right to break up. Is that so?—Yes.

14319. You did not come for the purpose of going to a place of amusement, as I understand your evidence to-day?—(*No answer*).

14320. Well?—I don't think I came that evening to go to a place of amusement.

14321. Did you come for any purpose but to sort these papers?—To the best of my belief I did not.

14322. To the best of your belief?—Yes; he may have spoken about going to some place, but I don't remember.

14323. If he did speak of going to some place, what was the place you were to go to?—I could not say exactly. I suppose it was the theatre.

14324. Did you see Charles, or Lyons, or yourself, touching any of the tickets that night in the office?—No, I did not.

14325. Were you in the office all the time that they were there, from the time that Charles came in with you?—Yes.

14326. You did not go out at all again?—I don't remember going out.

14327. Then Charles did not use the tickets for the purpose of tying up the parcels in your presence?—Not to my knowledge.

14328. Was not he at the same side of the desk with you?—No, he was not.

14329. Were the two brothers at the same desk?—I think Charles was at Mr. Hall's desk, behind his brother.

14330. What was he doing at Mr. Hall's desk?—He was arranging papers.

14331. Had he the desk open?—No, it is locked.

14332. Was it open that night?—No.

14333. Did you try?—I did not see it open.

14334. Did you try if it was open?—No, I did not.

14335. Did you see anybody else try?—No.

14336. Were not you talking, as you told us last night, all the time to Charles Malley, while you were at work. It was a strange thing to come across town for a quarter of an hour's work at sorting papers. Did you not chat about it?—I don't know, but I suppose we did.

14337. Did not you think it was rather absurd to come across the town for a quarter of an hour's work?—No.

14338. Did you ever do it before?—No.

14339. Did you ever before come from Heytesbury-street, a distance of nearly two miles, to sort papers?—No.

14340. Mr. TANDY.—I am quite certain of that. That is almost the only thing I believe. Have the different locks in the desks different keys to open them?—Yes.

14341. Would the key used by one clerk open the desk of another clerk?—I think not.

14342. Are you certain?—One key opens three presses.

14343. Does one key open more than one desk?—I think not.

14344. Will you swear that they are not all common keys, that will open several desks?—I think that the key that Mr. Hall has opens two of the desks. He has two or three desks, and one key opens two of them, I think.

14345. Will you swear that the key of Malley's desk would not have opened any other but Malley's desk in November, 1868?—I will. I don't know of any other key that would open two of the desks. I never had any of the keys to try.

14346. Did you ever try if any key would open a particular desk?—No.

14347. Did you ever open any desk but your own in the office, or unlock any?—Yes; I often opened desks. When a desk would be open I would lift the lid.

14348. Did you ever unlock any other desk?—No, except when I would be told to do it; I might be told to get out a rule, or something.

14349. Were you on the platform on this night in question, when the train started?—I think not.

14350. Will you swear you were not?—I don't remember being on the platform when the train started.

14351. Did you go upon the platform before or after the train started?—It was after the train started.

14352. Then you did not see the train starting?—No, I did not.

14353. You were not on the platform then?—Not to my knowledge. I do not remember being on the platform when the train was going off. I think it was after the train had gone.

14354. Have you a distinct recollection that the train had started at the time?—I think I have.

14355. About how long was it after the train started that you came upon the platform?—I would say about a few minutes.

14356. After you came out upon the platform from the parcel office, did you return again to the parcel office before going to the audit office?—Not that I remember.

14357. Will you swear you did not?—To the best of my belief, I will swear I did not.

ELEVENTH DAY.
December 10.
John Finlay.

14358. And that you went straight to the audit office?—Yes.

14359. You met Charles on the platform?—Yes, I think so.

14360. And then you went straight to the audit office?—Yes.

14361. Was there any person with Charles at that time when you saw him on the platform?—I think not.

14362. About how long did you and he remain on the platform before going to the audit office?—We did not remain any length of time.

14363. When the clerks stay after hours to do their work is it not their general practice to sit on continuously from five o'clock instead of going away and returning again at a later hour?—I think that generally when any of them want to do overwork they go away at five o'clock and come back.

14364. What would be the general time at which they would return? Are they allowed by the company to return at any hour they like?—I think not. I think about seven o'clock is the time they generally return. Any who are living near the railway of course return earlier.

14365. Did you ever know any of them to return at half-past seven except yourself?—I think I did. Yes, I did.

14366. Who?—I remember Mr. Potter not returning until half-past seven.

14367. Is there any hour at which you are ordered to leave, or do they allow you to remain all night if you like?—No, I think Mr. Tighe locks up the offices.

14368. About what time?—I could not say. It is after he has them cleaned out, I think.

14369. Have you the slightest idea when he locks them?—No.

14370. Is it nine, or ten, or eleven o'clock?—I think he would not stop so long.

14371. Would he stop till nine?—I don't think he would have his work done before that.

14372. And then you suppose the clerks could stop until nine?—Yes.

14373. Was it a fine night on that occasion you took the trip down by Dominick-street to Sackville-street?—I could not say, but I think it was a fine night.

14374. Do you mean to say you cannot tell whether or not it was raining on the night you took that nice walk down to Sackville-street?—To the best of my belief it was not raining.

14375. Now upon your oath about how long was it before the election on the 18th November that you say the three of you met in the office at night?—I think it was about a week before the election.

14376. Was it a week before the election?—It was a week or ten days.

14377. Will you swear it was a week?—I will swear to the best of my opinion it was a week.

14378. Will you swear it was a week before the day of the election?—I could not swear that.

14379. Do you recollect the day that Lyons Malley left the office—Saturday, the 14th November? Didn't you know at the time that he had left the office on that day?—Yes.

14380. Upon your oath was it before or after that day that the three were in office at night?—Do you mean before he left.

14381. Before Saturday, the 14th November, I ask?—It was before it.

14382. Do you swear that?—Yes.

14383. There is no doubt about that at all?—No.

14384. Did you ever meet him in the audit office afterwards in the evening?—No.

14385. How long was it before Saturday, the 14th November, that the three of you met in the audit office?—I think it was about a week.

14386. Before the Saturday?—Yes.

14387. How long before the Saturday that Lyons Malley left was it that the three met in the office?—I think it was a few days. I could not exactly remember.

14388. What do you mean by a few days?—I mean three days or so.

14389. Before Saturday the 14th?—Yes. I don't remember the 14th as being Saturday or anything else.

14390. What were the boat races you heard him speaking to M'Meehan about on the 12th November, 1868? What were the remarkable boat races of that time of the year?—I think they were going to have races. They used to have races I think. There was a sort of club in Clontarf.

14391. Did they generally have their races in the month of November?—I think not. I think they were speaking of the coming races.

14392. When were the races to come off that they were talking of on the 11th or 12th of November?—[*No answer.*]

14393. Is it not an entire myth about the races in the month of November? What races were they talking of?—I think it was about the Clontarf boat races.

14394. Is that your evidence?—Yes, that is what it was about as well as I remember.

14395. Were they talking about races they were going to have?—Yes, I think it was about the arrangements.

14396. For a boat race?—Yes, for the next boat race they would have.

14397. When was that next boat race to take place?—I could not say. They were talking about the races, but I could not exactly tell what they were saying.

14398. About how many bundles of papers did you sort that night in a quarter of an hour?—One or two.

14399. Which was it?—Two I think.

14400. How many did Charles sort?—I could not say.

14401. Did you see him sort any?—I did.

14402. Did you see him tie them up with anything?—No.

14403. Did he not tie them up with anything?—I did not see him.

14404. Did you tie yours up with anything that night?—I did not tie them up that night at all. They must be checked before being tied up.

14405. Therefore you did not tie up the papers that night?—No.

14406. Mr. LAW.—Had these papers not been checked?—No.

14407. Mr. TANDY.—What was Lyons Malley doing that night—was he sorting papers also?—Yes, that is what he was doing.

14408. He was not checking them then?—No, I did not see him writing.

14409. Did you see any papers or returns checked that night?—No, as well as I remember, there were none checked at all.

14410. Now, have you refreshed your recollection as to whether you went with Lyons Malley upon an outside car to the Circular-road on the day that you went to him for the key?—I was thinking of it ever since I was here, and I do recollect something about a car I think. I remember Lyons going into a house some place. I thought that was near Buckingham-street, but I went down last evening when I was going home to see it. I was confused about the position of the streets. I don't think it was near Buckingham-street, and it must have been some other place. I thought it was there.

14411. Do you recollect when you went up and found Lyons Malley at his house, and asked him for the key, whether there was an outside car standing at the door of his house?—I don't recollect seeing a car.

14412. Was there one there or not?—To the best of my recollection there was not.

14413. When you came out of the house with him, did you and he get on an outside car, and drive anywhere?—I don't remember.

14414. Did you walk out of his house, and get on an outside car with him, and drive anywhere?—I don't remember the house he was going to.

14415. I am not asking you about going to the

house. You went to Lyons Malley's house, and saw him at the hall door according to your account. You asked him for the key then. Did you then go straight from the house, and get upon an outside car that was at the door with him—answer me "yes" or "no"?—I don't remember getting on a car at the door.

14416. Will you swear you did not?—I could not swear that.

14417. You do not know whether you did or did not?—I have a bad recollection of that entirely.

14418. Did you get upon an outside car with Lyons Malley on that day at all—the day you went for the key? Now, there is not the slightest use in pretending that you do not recollect that, for after what has occurred, it is utterly impossible but that you must have a very lively recollection of it. Did you get upon an outside car with Lyons Malley that day at all?—I think I have a faint recollection of seeing a car there, and getting on a car.

14419. Did you get upon an outside car with him that day or not?—I think I did, when it is brought to my memory now. I am almost sure the car was not outside his door.

14420. Did you get on a car at all?—I think I did.

14421. Are you pretty certain you got upon an outside car that day?—I am.

14422. Where was it that you got on the outside car with him?—I think it was a little below the house.

14423. Maybe it was at the next door?—It was a couple of doors down as well as I remember.

14424. Where did you drive to when you got on the outside car?—I could not say where we drove to, but I remember going to a house. I have a faint recollection.

14425. You remember now getting upon an outside car with him a couple of doors from his house?—Yes.

14426. Where did you drive to?—I could not say; I don't know the name of the place.

14427. Do you know where the Circular-road is?—I don't know the Circular-road, except at the Broadstone, where Mr. Landy lives.

14428. Although you don't know the street you drove to, you stopped some place or other?—Yes.

14429. What happened when you stopped?—I think Lyons Malley got down off the car, and went into a house.

14430. Was that the house at which you stopped?—Yes.

14431. Did you go into the house?—No, I did not go in.

14432. But he did?—Yes.

14433. What happened next?—I could not exactly say.

14434. Did he come out again and get upon the car?—I think he did. I think that was near the corner where the old gentleman came from.

14435. You said that Lyons Malley got off the car and went into the house?—Yes.

14436. Did you see a gentleman coming out of that house?—No, I think not. I think he sent for the gentleman.

14437. Did he drive to the house and send for the gentleman?—I think the gentleman was not in the house. That is the best of my recollection—that he was not in, and that Lyons sent a man for him.

14438. Whom did he send?—I cannot tell.

14439. What was the appearance of the man? Was he a man who was in the house?—No, I think he was standing outside some place.

14440. Did the man appear to be waiting for him?—Yes. He was standing there. I think Lyons Malley knew the man, and he asked him to go for the gentleman.

14441. Did you see where the man went?—I could not say. I think he went round the corner.

14442. What became of the car during this time? Were you sitting on it?—No, I was standing on the side path.

14443. What made you get off?—I thought it better to walk about than to sit on the car.

14444. Did the gentleman come up?—Yes.

14445. What happened then?—To the best of my recollection we got into a cab then.

14446. It was entirely imagination then, upon your part, when you gave your evidence on the first day, that you and Malley walked down to near the end of Buckingham-street—that there was a cab waiting there for him—that there was a labouring man waiting for him, and that he sent the labouring man away. Did you ever think of the outside car until you read the evidence of Malley?—I did.

14447. Why did you say you walked with him?—It was after I was examined the first time that I thought of this outside car.

14448. Why didn't you tell us that last night?—I don't know.

14449. Do you think I believe a single syllable you have uttered?—I have done my best to tell the truth. I have no object in hiding anything.

You have read the evidence of Lyons Malley, and you have invented another story, slightly altered.

14450. Mr. LAW.—Were you reminded of this last night when you heard the carman was to be sent for?—Which carman.

14451. Did you hear Lyons Malley give us the name of the carman who drove him?—I did.

14452. Since then you have changed your story?—I have a bad recollection of it altogether. I never took any note of it. I have often been on a car since.

14453. You shall have one chance more, and we shall then see whether or not your evidence shall be sent to the Attorney-General. Was it upon the Monday or Tuesday evening after Lyons Malley had left the office—that is either the day before the election, or the preceding day, that you were with the Malleys after hours in the office?—I think it was a week before the election.

14454. Did you swear yesterday, that it was a month before the election?—I said it was a week or ten days.

14455. Did you change your story in consequence of what Charles Malley stated?—I did not take a note of the time.

14456. Did you swear it was a month before the election?—I think I did. I mentioned meeting them twice.

14457. Yes, but you said the first occasion was several months before. When pressed as to the second meeting being near the election, was your statement true or false?—That I stated it was a month before the election.

14458. Yes. When you repeated more than once that it was a month before the election, was that statement true?—I think it was not true.

14459. Was it false?—Yes, I think it was, because I was confused here last night.

14460. You were, I fear, no more confused then than you are at present. Are you certain now it was within a week of the election?—I am not at all certain. It was a week or ten days.

14461. Did not you say here a short time since that it was within a few days of the time that Lyons Malley left the office?—You told me he left a couple of days before the election.

14462. Was it true what you told Mr. Tandy, that the evening you met the Messrs. Malley was a few days before Lyons left?—I think to the best of my opinion it was about a week. I could not exactly say.

14463. When you told Mr. Tandy that the evening you met the two Malleys was within a few days before the time that Lyons Malley left—a few days before Saturday—was that statement true or not?—It was true that it was about three or four days.

14464. Did you mention three days?—I could not go to the very day. It might have been five days or a week.

14465. Will you swear it was before Lyons Malley left the office that you met him and Charles by appointment in the audit office to do extra work, and that you met Mr. Landy there?—I don't understand that.

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14466. Do you recollect the evening we have been talking of so much yesterday and to-day when you spent a quarter of an hour sorting papers—the last evening you spent with these two young gentlemen?—Yes.

14467. Was that evening before or after the Saturday that Lyons Malley quit the office?—It was before he quit the office.

14468. Are you certain of that?—I am. That is to the best of my belief.

14469. Mr. TANDY.—On this particular evening, whenever it was, had the mail train started before you reached the railway station?—I think it had.

14470. Now are you certain it had started?—I am almost certain.

14471. Are you perfectly certain that it had started before you reached the station?—Yes, I am.

14472. Did you swear yesterday that it was before the mail train started that you reached the station and met Lyons Malley?—Before it?

14473. Yes, and you now say it was after the train had started?—I am almost certain it was after it.

14474. Mr. LAW.—I may tell you that your evidence will very probably be returned to be dealt with elsewhere.

Witness.—I am only doing my best to tell all I know.

Mr. LAW.—We fear you are not. You may go down now for the present.

Mr. William Ryan.

Mr. *William Ryan* sworn and examined.

14475. Mr. LAW.—I believe you are one of the district superintendents and auditors of the Midland Railway?—Yes.

14476. From what we have heard I understand it is part of your duty to collect the tickets that are no longer in use—tickets that may have been sent to stations and are no longer required?—Yes; when I find such tickets at stations I have them sent up to Dublin.

14477. Do you recollect in the year 1868 having sent to Dublin some disused tickets of the line connected with the Transatlantic Packet Company?—I have not a distinct recollection of the transaction, but it is very possible, for continually where I find tickets derelict or altered in the sereal I have them taken away.

14478. Is it done by a written order, or do you take them away?—I have a sealed packet given to me, and I bring it to the audit office.

14479. To the head of the department?—To Mr. Landy.

14480. Do you keep any note of them?—I do not keep any note, because it is rather a casual thing.

14481. Knowing so much of the line as you do, and the conduct of the business, could you say about what time in the year 1868 were those Transatlantic tickets returned?—I could not fix the date.

14482. Do you remember whether or not it was in that year?—I do not. I did not keep a memorandum of the transaction.

14483. Would they be returned to you or to Mr. Callanan?—That would depend upon the place they came from.

14484. Were they distributed along the stations on the line?—Yes.

14485. But I suppose the greater number would be at the Dublin terminus?—They should be.

14486. Who would have charge of those tickets when the scheme was over?—Do you mean after they had been returned?

14487. Yes, or supposing they had never gone down from Dublin at all?—Mr. Landy.

14488. Would he have charge of those which were not distributed along the line?—Yes.

14489. Would those tickets be delivered up to you in sealed parcels?—I would order the station-masters to deliver them up to me in sealed parcels.

14490. I suppose you have no doubt that at whatever time those Transatlantic tickets were given up you did receive them?—I have a slight recollection of the transaction.

14491. And that you received them in the usual way?—Yes.

14492. And handed them over?—Yes.

14493. What is your district? Is it from Dublin to Athlone or beyond it?—At that time it was from Mullingar to Galway and Westport and Tuam, but now it is not.

14494. I apprehend there were few of these tickets sent to the North-Western line?—I think they were gathered up or returned before that time. These I met very likely at some station at that end where they had no business to be at the time.

14495. Could you give us within a month of the time that they were gathered up?—I could not be certain.

14496. Was there any circumstance that happened which would enable you to fix the time?—No, because tickets out of use are taken away from the stations when they have no business to be there.

14497. Were not these Transatlantic tickets out of use because the scheme was over?—Yes, and they lay in the stock.

14498. The stock of each station-master?—Yes.

14499. But when the extraordinary traffic is over he is bound to return the tickets?—Yes.

14500. Is there any rule as to the time he should return them?—Mr. Landy will be able to explain that.

14501. Probably you know the practice of the Company as to these special tickets? Are there special tickets issued to harvestmen?—There are special tickets.

14502. Well, in 1868, were there special tickets issued for the harvestmen for that particular season?—I believe so.

14503. Is it at the end of the season that they ought to be returned by the station-master to the central office?—Certainly.

14504. And you would be the person to bring them back in a sealed parcel?—Not in every case. The station-master should return them direct. It is only where I find them at stations that I order them to be returned.

14505. Then in the ordinary course of business, and supposing that things are done properly, does the station-master return them?—Yes, that is the practice.

14506. In sealed packages?—Yes.

14507. Directed to Mr. Landy?—Yes.

14508. Do you happen to recollect that you did find a number of those Transatlantic tickets in any place where the station-master had forgotten or neglected to return them?—I could not say positively any more than as to other tickets out of use.

14509. I suppose the harvest tickets are return tickets? Do they enable a person to come from Mullingar or Boyle and go to England, and come back again?—No they are single tickets.

14510. Are they third-class tickets?—We call them fourth-class because they are are under the third-class rates.

14511. What colour are they, or what colour were they in 1868?—I could not tell.

14512. Are there any other special tickets?—There are other tickets for excursion parties.

14513. When an excursion is got up is it the practice of the company to have a special ticket?—Yes.

14514. It is not the ordinary ticket at low rates, but a special one?—Yes.

14515. Where are those tickets kept until they are required?—A stock is kept at each station for the excursions.

14516. Do they remain there from year to year?—Yes.

Mr. William Ryan.

14517. There is, besides, the ordinary passenger's ticket?—Yes, and the excursion tickets; then there are the tickets for England.

14518. The station-master is not bound to return excursion tickets?—No, for the excursion tickets run on; there are excursion tickets twice or three times a year; these run on.

14519. From year to year?—Yes.

14520. Is there any other class of tickets besides the ordinary and what we may call harvestmen's tickets, which the station-master should return when he has them in stock?—I don't know just now.

14521. For example, tickets for races?—Yes, sometimes they are made special.

14522. I presume that, if there were any such tickets, his duty would be to return the surplus he might have over?—No, they may go on for another season.

14523. Suppose tickets for the Westmeath races. Are those left at the station, or are they returned by the station-master when there are any over?—They are not taken up; the stock is merely supplied.

14524. The only tickets, then, that are taken up are the harvestmen's tickets, tickets which are of a temporary character more or less, and the transatlantic tickets?—Yes.

14525. Do you know of any other class of tickets that are taken up?—No, except when a new serial of tickets is produced, the old style is taken up. Sometimes there is an arrangement made to alter the style of tickets.

14526. Do you recollect if there was any alteration made in the style of the tickets during or previous to the year 1868?—Yes, the tickets are frequently altered.

14527. Is the station-master bound to return the tickets when they are not needed?—He is; this sort of thing is going on constantly; the tickets always come back to the audit office, which the station-master should return.

14528. I presume that these tickets which are called in, either because they are not needed, or from any other cause whatever, come to the audit office for the purpose of being destroyed: what I mean is, they are not again to be used for travelling by?—It is to prevent their further use that they are called in.

14529. It might cause some embarrassment if tickets called in in this way should fall into the hands of a stranger: they might easily escape detection by a guard on a dark night?—It would be very awkward if they did.

14530. Mr. MORRIS.—Have you been often in the audit office?—Very frequently.

14531. Are you aware that there were a good many tickets lying about the audit office, in the month of November, 1868?—I can't fix my memory on that transaction; it is a matter, of course, that there should be some lying there.

14532. As a matter of fact, there were?—That doesn't often occur.

14533. Mr. LAW.—You did not know that these called-in tickets were lying in packages about the audit office, though they should be destroyed immediately?—They should be destroyed if they were there.

14534. Mr. TANDY.—And not distributed between the clerks to deal with as they thought proper?—As a matter of opinion I think that they should not be distributed, but I presume Mr. Landy knew his own business best.

14535. Mr. MORRIS.—The station-master is bound to account for the tickets?—He is.

14536. The harvestmen's tickets vary from time to time as to colour?—They do.

Mr. LAW.—That's all, I think, we have to ask you—I suppose Mr. Callanan, the other Inspector, can give only similar evidence?

Mr. *Callanan.*—I can't add anything to what Mr. Ryan said, my evidence is just the same.

Mr. John Landy further examined.

Mr. John Landy.

14537. Mr. LAW.—Do you recollect these Galway Transatlantic tickets?—I do.

14538. Have you any of them left?—Yes (ticket handed in.)

14539. Is this one of the Transatlantic tickets?—It is.

14540. They were all printed like this?—Yes.

14541. Were there ever any others used but these?—Not at the stations.

14542. Was there more than one pattern of them?—Not of the same class.

14543. I mean, of course, of the same class; here is a first-class ticket, it is what Mr. Byrne told us of—a white ticket with a blue stripe, first-class?—Yes.

14544. Had you any quantity of these tickets in store in '68?—Not that I am aware of. My impression is that at the Athenry station they neglected to send them on as they should have done, and Mr. Ryan came on them—that is the way, I think, that these few came to be in the office.

14545. Are you aware that in November, '68, or some time before that a quantity of these tickets, a considerable quantity of them, were brought to Dublin, that they came to you, that you handed them to Mr. Byrne, that Mr. Byrne gave 250 of them to Mr. Hall, 250 to Mr. O'Neill, and kept 250 for himself?—I am not aware of it. They were called in from the different stations long before November.

14546. When they were called in, I presume they were called in for the purpose of destruction?—Yes.

14547. Did you see that those tickets that were called in, and that came in in the ordinary way, were destroyed?—I didn't, because when the tickets come in they are handed over to the ticket checker, and when checked are put in a sack. We used to bring them up to the oven and burn them there.

14548. What time in '68 were these tickets called in?—I should say they are called in some years before '68.

14549. It seems, however, that a discovery was made some time in '68, that a lot of first and third-class tickets remained in store at the Athenry station?—Yes; it might have been made by some of the Inspectors.

14550. Do you remember that these tickets came up from the Athenry station?—I do not.

14551. How can you speak so clearly about the Athenry station?—Because I was looking at them, and I could not find any other brand on them but Athenry.

14552. We want to know whether you recollect, as a matter of fact, that any tickets of this kind came up from Athenry station to the audit office?—I don't remember.

14553. Do you remember that on any occasion in the summer or autumn of '68—they say it was the month of August—you got several packages of Galway Transatlantic tickets, and that you handed them over to Mr. Byrne?—I do not.

14554. Were you aware, by report from Mr. Byrne or otherwise, that he divided sets of these tickets between himself, Mr. Hall, and Mr. O'Neill?—Certainly not.

14555. If you had been aware of it, would you have approved of it?—Mr. Byrne sometimes keeps these tickets that come to the office, for the purpose of tying up papers, and he would give them to the clerks to tie up bundles of returns.

14556. If you knew that Mr. Byrne had retained a package of these tickets in his desk, that he gave another bundle of them to each of the two other clerks, would you have approved of it?—I wouldn't have disapproved of it. I know the clerks use the ordinary tickets for the purpose of tying up bundles.

14557. Tickets when called in?—Yes, and even old tickets when used.

14558. When they lay their hand on new tickets they take them in preference?—Yes, they prefer always nice new tickets, to old ones; they are stronger.

14559. Do you remember handing over to Mr. Byrne a quantity of tickets that came up from any

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station—Athenry or any other station?—I do not; they might come addressed to me, and Mr. Byrne seeing the tickets——

14560. Do you remember, as a matter of fact, that they did come?—Not in the least.

14561. What sort of locks are on the desks in the audit office?—They are common locks.

14562. Are the locks suitable for keeping anything valuable under?—They are all of an inferior kind.

14563. Would one key open another lock, are the keys taken at random?—There is a key to the desk at which he worked—his key would open two or three desks, I think.

14564. That is Malley's desk?—Yes; the key of the desk where Malley worked, would, I think, open two or three desks.

14565. Were you aware that Mr. Byrne lost the key of his excellent Chubb lock, and that his desk was in consequence lying open?—Yes; his desk was lying open.

14566. Can you say whether he had these tickets in that desk?—I cannot.

14567. What desks would the key of Malley's desk open?—There is a large desk with three lids in it that was there, which his key would open.

14568. His key would open any of the three lids?—Yes; it would open the two or three lids in that desk, but not Mr. Byrne's desk.

14569. Would Malley's key open Mr. Hall's desk?—Yes; the desk where he is now.

14570. Would it open the desk where he was at that time, in November, 1868?—I can't exactly say that.

14571. Would Mr. Hall's key open his desk?—I don't remember.

14572. It is not a very unusual thing to find that almost any key will open a common lock?—It is not an unusual thing.

14573. Where was Mr. O'Neill sitting at that time?—He was sitting at the opposite desk from Malley's, on the far end.

14574. Do you think that Malley's key would open that desk?—I don't think it would; it would the desks on his own side.

14575. Is not that what it was made for? Are they the same locks that are there still?—No.

14576. Has any, and if any, what alteration been made in the locks on the different desks?—Since Malley left I got a lock on his desk.

14577. Are the locks on Mr. Hall's and Mr. O'Neill's desks the same as those on the other desks?—I think so, I didn't alter them, to the best of my recollection.

14578. Did you make any alterations in them since November, 1868?—I did not, it was not necessary.

14579. Mr. TANDY.—Was there any alteration made in Malley's desk, in consequence of this report about the railway tickets?—Certainly not.

14580. Mr. LAW.—Do you know anything about a press that was spoken of by Finlay, in which he says Byrne constantly kept tickets which he ordered in excess of what was required?—Yes; the practice is for the station-master to send up to the office a requisition asking for a supply of tickets; when that is received at the office, Mr. Byrne makes out a requisition for the printer to print the required number.

14581. Does that pass the Board?—It does not; it is one of the ordinary duties in the office.

14582. Has it come under your notice that Mr. Byrne has ordered tickets in excess of the number required?—Yes frequently; we don't keep a stock of tickets in the audit office; they are ordered from the printer, when the station-master sends up a requisition. Sometimes a station-master will make an error in the number of tickets he requires.

14583. It was stated by Finlay that Mr. Byrne, if he got more tickets than wanted, would put them in a press?—Yes; in a press under his desk.

14584. Is that near where Butler sat?—Yes; the desk at which Mr. Byrne and Mr. Butler sat, there were two lids to it; and the press was under the desk on Mr. Butler's side.

14585. Then Byrne, if he ordered more tickets than were required, might put them in that desk at Butler's side?—Yes.

14586. When the tickets came up to be checked, they would put them in a bundle in that press?—The tickets that were travelled on?

14587. Yes?—No, there is another press for that purpose.

14588. That was not the press in which Byrne kept these tickets?—No, that press was in the custody of the person who checked the tickets—Mr. Butler checked his own.

14589. Was there a press near where Butler sat in which Byrne put these tickets that were ordered in excess?—Yes.

14590. Was that press kept locked?—It was.

14591. Who had the key of it?—Byrne had.

14592. Was that key lost or missing, do you recollect, at any time?—No, it is forthcoming still.

14593. Was it lost at that time?—It was not.

14594. What kind is the lock?—It is a very common lock; any key would open it.

14595. Having regard to the class of locks that were on the desks in the office, do you believe that there were several that could be opened with other keys than their own?—Yes.

14596. And, for all you knew, the key that Lyons Malley had for his desk may have opened Mr. Hall's, and Mr. O'Neill's desks as well as his own?—I think so.

14597. The press where the used and checked tickets were placed is different from the one I am now speaking of?—Yes.

14598. How many tickets would Byrne have at a time in his locked press?—I knew of him at one time to have a considerable number of tickets in it.

14599. When was that, do you recollect?—When we changed the description of the tickets.

14600. The called-in tickets?—Yes.

14601. You know that Byrne frequently ordered more tickets than was required, and that the excess he would put into the press?—Yes.

14602. How many bundles of 250 have you seen there?—Very few.

14603. Two or three bundles like that (*bundles produced*)?—Five or six.

14604. That would be 3,000 tickets?—Yes, I have known where there was a thousand.

14605. There were instances when the old class of tickets was called and a new dye issued, when the station master was bound to return the old ones and send them back to the office—would the old tickets come to Byrne?—Yes; they would come addressed to me.

14606. Would Byrne put that class of ticket into the same press?—Yes.

14607. How many tickets of that class have you seen there?—I have seen parcels of them.

14608. Thousands, I suppose?—Thousands.

14609. Do you know if there were many of that class called in in November, '68?—No, there were not; we didn't call in any tickets about that time.

14610. Have you any idea that there were any tickets ordered in excess about that time?—I can't say that; it is a thing that frequently happens.

14611. It is very probable that there were, I suppose?—Yes.

14612. We now come to the press that Mr. Butler had, where he put the tickets that were to be checked; what sort is that lock?—It is a very inferior one also.

14613. Malley's key, I suppose, could open it also, for all you knew?—Yes.

14614. Would not his key open half a dozen of the locks in the office?—His key was a desk key. I don't think that it would open the press.

14615. Were there any other presses in that room?—There were other presses along the desks.

14616. Had Malley a lock and key for the press he had?—He had a press and a key for it.

14617. Would his press key open the lock belonging to any of the other presses?—It is probable that they were all one class of key, and it is probable that it would. I haven't tried them.

14618. Are the same locks on the presses still?—Yes.

14619. Did Malley deliver up the key of his press when leaving the office?—To me?

14620. To anyone?—Not that I am aware of.

14621. Was the key of the press under his desk lost as well as the key of his desk?—It was.

14622. You did not get up any of them?—No.

14623. As a matter of practice, how many bundles came up each day to be checked by Mr. Butler?—They came up in small bundles.

14624. Is it the habit to check them every day?—No, weekly; our returns are weekly.

14625. Are the tickets that are checked and delivered by the guards sent into the office?—Yes; they are tied up at the different stations, and sent up in bundles, according to the numbers at the different stations.

14626. Is it the practice to save them up, so to speak, for a week until you check them?—Yes; it must necessarily be so.

14627. The tickets are not checked from day to day?—No.

14628. They are gathered for a week in this press, and then checked?—Yes.

14629. Take the amount of a day's traffic in the ordinary course of business, what would be the day for checking them?—There is no particular day for checking them.

14630. They are gathering for a week in the press, and there is no fixed date for checking them?—No; each one may take a different day for checking them; the time of ending the checking varies.

14631. But could not the time for beginning the check be fixed?—It could not, for the time for ending would vary.

14632. I suppose there is a week's work always behind?—Yes; there are many thousands of tickets to be checked every week.

14633. Did you ever hear, after this discussion about the tickets, and after the inquiry was made—did you ever hear Byrne say that he had a bundle of Transatlantic tickets, a nice, fresh bundle, in his desk?—Never; it was never disclosed to me.

14634. Did Hall say so?—He did not.

14635. Were the directors informed that there were any tickets in the office, except those being checked by Butler, and put in the sacks?—They were not.

14636. Then if it had not turned up yesterday, everyone would be in ignorance that there was this stock of tickets in the office that were never used?—Yes.

14637. It was stated by Finlay that, besides the Transatlantic tickets, there were two classes of tickets—those of a temporary character, and the harvestmen's tickets—in the office?—I should say so.

14638. Should not these have been destroyed?—They should; it is for that purpose they are returned.

14639. Would not it be more likely that fresh, unused tickets, would escape detection and pass muster with a guard on a dark night, than tickets carried about in one's pocket, and bruised and handled?—Yes.

14640. Was it not more important to keep the fresh, unused tickets, safely secured, than those that had been stamped and carried about, or handled, and perhaps dirty?—Yes.

14641. Were you yourself ever informed of this stock of tickets being in the office?—Never.

14642. Were you aware that the Transatlantic tickets you spoke of were gathered in long before that?—I did suppose it.

14643. From what set of bundles were these Athenry tickets taken—from what month—you took them, I presume from off a bundle?—Yes, from the November traffic sheet.

14644. All these handed in are tickets of the month of November?—Yes.

14645. How many of these tickets were used in November?—I can't answer that question; there seemed to have been a good many used.

14646. Were there fifty used?—I think not; they wouldn't be required.

14647. Altogether, as far as you can see, did you find that the Transatlantic tickets which had been used, amounted to more than fifty?—I should say there were not in November.

14648. Or after that month?—I found them in the month before that.

14649. Did you find any after it?—I don't think I looked at any after November.

14650. At your leisure pray find how many, what number of these tickets were used in the month of November?—I will do so.

14651. I see that your harvestmen's tickets are of a limited date?—Yes; we change them every season and every year.

14652. Was this ticket taken off the November parcel?—Yes, these tickets were so used in '68.

14653. That is five years after?—Yes; the old bundles, I suppose, I locked up in the store-room, and the bundles before that again.

14654. How are these called-in tickets kept?—They are kept locked in the press, of which Mr. Byrne had the key.

14655. Under a common lock?—Yes.

14656. Did it ever occur to you, when the rumour came about the tickets being used at the election, to ask Mr. Byrne why he had in that press fresh tickets?—It did not.

14657. Did you ever hear from Byrne if the tickets used at the election were consecutive tickets?—Yes, at his examination I heard the word used.

14658. Did you hear it previous to his examination?—I did.

14659. From whom did you hear it?—From William Henry Finlay.

14660. He is not the person who has been examined here?—No.

14661. Is he any relative of the other Finlay?—He is not.

14662. What did he say?—He said the tickets were not taken out of the audit office because they were consecutive.

14663. If they were taken out of the audit office would not they be consecutive?—They might be consecutive though they were taken out of the audit office; but he said they weren't taken out of the audit office because they weren't consecutive.

14664. Were not there thousands of tickets in the audit office that were consecutive?—Yes.

14665. Mr. MORRIS.—I presume that all the tickets in the audit office would be consecutive, except those in the sacks?—Yes.

14666. With the single exception of those in the sacks, would all the other classes of tickets, whether locked in the press or in the desk, be consecutive?—They should be so.

14667. Mr. LAW.—If the bundle containing several packages of Galway Transatlantic tickets came up some time before that, in the autumn of 1868, and if they were delivered to Byrne, and by him divided amongst the clerks, would not they be all consecutive?—They would. The bundles were never broken from the time the printer sent them in.

14668. You say you heard from William Henry Finlay before Mr. Byrne was examined, say that they were not audit office tickets, because they were consecutive?—Yes.

14669. He spoke then as if the only tickets in the office were those in the sacks?—Yes.

14670. That was the point of his observation?—Yes.

14671. The tickets could not be audit office tickets, because those are in disorder; whereas what were used at the election were consecutive?—Yes.

14672. Did he tell you where he heard that the tickets were consecutive?—He did not.

14673. Where does William Henry Finlay live—is it in Heytesbury-street?—He lives at Eblana-terrace I think.

14674. Where is Eblana-terrace?—On the Circular-road.

14675. He does not live in Rathmines, or about there?—He does not.

14676. Does he live near Mr. Byrne?—He does not; he is not long living in Eblana-terrace.

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14677. Where did he live in November, 1868?—I think he lived in Clontarf, in Fairview-avenue, I think.

14678. When Finlay said that those tickets were consecutive which were used at the election, what did you say to him?—I asked him why he said that the tickets weren't audit office tickets—the conversation was only for a moment in the audit office.

14679. What did Finlay say in reply to you?—I think he said that they were taken out of the bundle in the ticket office; he has charge of the ticket office.

14680. Had he charge of the ticket office at that time?—Yes.

14681. In November, 1868?—Yes.

14682. Mr. Finlay said they were taken out of the bundle in the ticket office?—Yes.

14683. And at that time?—Yes, at that time.

14684. Who were the clerks in the ticket office at that time?—Robert Cahill and M'Meehan were the ticket issuers then.

14685. When Mr. Finlay said that they were taken out of the bundle in the ticket office, what did you say?—He said also that Malley was very intimate with those ticket issuers.

14686. Tell us all that Finlay said; what did William Henry Finlay say on that occasion, on the subject of the tickets?—I think I told you the substance of what he said. I asked him where was Cahill; we had some other words of conversation that I don't remember.

14687. When you asked him where Cahill was, what did he say?—The manager's messenger was listening to the conversation which took place in the manager's office, and he said he knew where Cahill was. I asked him where he was.

14688. Who was the person that was the manager at the time you speak of—is he there still?—He is.

14689. What is the messenger's name?—I forget his name just now. I will think of it. It is a very unusual name.

14690. Is he one of the porters?—He is.

14691. Well, did the conversation between you and William Henry Finlay begin by your asking him where was Cahill?—No, that was after Finlay had made the statement about the tickets being taken out of the bundle in the ticket office.

14692. Was the messenger present when William Henry Finlay made that statement—was it down in court he made it?—No, it was in the office he made it; when I went back I found him in the audit office, and we there had that part of the conversation. I then turned into the manager's office, and Mr. Finlay went in also.

14693. When you went into the manager's office, who were there?—The manager's messenger was there; Mr. Reid was there, the assistant messenger.

14694. Was the manager, Mr. Ward, there?—He was not.

14695. Suppose now you are entering the manager's office on that day after leaving this court-house, commence and tell us quietly of everything that passed, giving us the names of any persons you mention?—When I went up to the manager's office, in company with Mr. Finlay, he said that the tickets were consecutive, and were not taken out of the audit office.

14696. Well, but you know something must have passed before that; he did not all at once say the tickets were consecutive and were not taken out of the audit office — was anything said about the evidence you gave here, or did he ask you what did you say in Green-street?—There was some conversation; we were conversing going upstairs.

14697. State all that passed?—He said in my presence that the tickets were consecutive, and weren't taken out of the audit office.

14698. Was Mr. Reid in the manager's office at the time?—He was.

14699. And the messenger?—Yes.

14700. You said to William Henry Finlay then, I suppose, "how do you know that," is that what you said?—Yes.

14701. Well, then, what did he say?—He said he had a broken bundle in his possession, and that the number corresponded with the numbers of the tickets that were used at the election, and that he had the ends of it separated.

14702. When did he say he had the bundle?—He has it still.

14703. Did William Henry Finlay imply that the tickets used at the election were taken out of the bundle the ends of which he had?—He did.

14704. Did he say that he had the bundle that corresponded with the tickets that were used at the election?—No, but that the tickets that were used at the election were taken out of the bundle he had in his posesssion.

14705. If a lot of bundles were issued together, not only would the tickets in each bundle be consecutive, but the numbers would also run through the several bundles consecutively?—Yes, they would.

14706. So that a person might have taken tickets out of two bundles, and William Henry Finlay still retain the ends?—Yes; he said it was a broken bundle he had.

14707. What else did he say on that occasion, what did he say about Cahill as well as you recollect?—He said that Malley was very intimate with Cahill and M'Meehan.

14708. These were the two ticket issuers?—Yes.

14709. What else did he say?—He said that M'Meehan was gone away.

14710. Where did he say M'Meehan went to—or did he say?—He said he went to India.

14711. What did you say?—I asked where was Cahill, and the manager's messenger said he knew where he was. I said, "where is he," and the messenger said "he is in a wine merchant's office in the city.

14712. When did M'Meehan leave the service of the company?—I can't exactly say.

14713. Was it this year or last year, do you recollect?—It was the beginning of this year, I think.

14714. Then he was there last November—November, 1868?—He was.

14715. Mr. TANDY.—Where did the manager's messenger say that Cahill was?—In a wine merchant's office in the city.

14716. Mr. LAW.—Can you tell us the name of the manager's messenger?—I forget it just now.

14717. Is the messenger there now the same that was there at that time?—Yes. His name is a rather unusual name. M'Brettney—yes, that's his name.

14718. Is that the man that used to be called Mac by the clerks?—No, that's the porter.

14719. This conversation with William Henry Finlay took place in the evening after you were examined here?—Yes.

14720. What more passed then, do you remember—did you ask him to show you the tickets that he said he had out of the bundle?—No.

14721. Where did he say he had them?—In the ticket office.

14722. Is that his own office?—It is.

14723. Is William Henry Finlay in the ticket office now?—He is, he is the superintendent of the ticket office; he has charge of it.

14724. Mr. TANDY.—When he mentioned Cahill's name, did not he in the course of the conversation say more than you have stated?—He did not. I was in a hurry home to my dinner at the time; I think nothing more passed.

14725. Mr. LAW.—How did Cahill's name come to be mentioned?—It was I that mentioned it, because he was one of the ticket issuers, and Finlay said that Malley was very intimate with them.

14726. When you say that he told you he knew the tickets used at the election, were consecutive, did he say that he had in his possession the ends of a broken bundle, with the interval wanting?—He did.

14727. Did he volunteer then to say that M'Meehan who was gone away, and Cahill who was in an office in the city, were intimate with Malley—We want to get the whole of the conversation?—It was only the

few facts I attended to. The conversation wasn't a long one.

14728. How did Cahill happen to be referred to—who referred to him first, was it Finlay?—I don't now remember who mentioned Cahill's name first, but I remember I asked where he was.

14729. I presume that something was said about Cahill, that made you ask the question?—Finlay said that Malley was intimate with the two ticket issuers, and I then asked where was Cahill.

14730. When did Cahill quit your service, do you recollect?—I can't exactly say.

14731. Was he there this year?—I think he was at the beginning of the year.

14732. Was he there after M'Meehan left?—I think he was.

14733. What is M'Brettney's Christian name?—I don't know.

14734. Mr. TANDY.—Do you recollect the time of the hearing of the election petition before Judge Keogh?—Of course I do, I remember it.

14735. You heard shortly after that of the report about the tickets?—I did.

14736. At the time you heard that report at the trial, had M'Meehan left the service of the company previously?—I really can't say. I can't recollect from memory.

14737. Or had Cahill gone away?—I really can't say. The book will show it.

14738. Mr. LAW.—The staff book shows it?—Of course it will.

14739. Were M'Meehan and Cahill dismissed, or did they go away themselves, do you recollect?—Cahill was dismissed, and I think M'Meehan sent in his resignation, if I rememember rightly.

14740. Did you hear why Cahill was dismissed?—I dare say I did, but I can't remember now. I suppose I heard why he was dismissed.

14741. At the time that Cahill was dismissed, was Mr. Skipworth the manager?—Mr. Skipworth was the manager.

14742. Mr. Ward, I believe, came in in last September, and became the actual manager?—Yes; he was assistant manager at the time of the dismissal of Cahill.

14743. What was William Henry Finlay in November, 1868?—He was the superintendent in the ticket office.

14744. While Cahill and M'Meehan were there?—Yes; he was in the same capacity as at present.

14745. Did William Henry Finlay say in the conversation he had with you after you were examined here, when he discovered that he had the broken bundle of tickets?—He did not.

14746. Did you ask him?—I did not.

14747. Had you heard anything about it until that conversation?—No.

14748. You thought it, I suppose, a curious statement for Mr. Finlay to make?—It was he gave rise to the whole thing.

14749. Were you here when Mr. Byrne was examined the next day?—I was.

14750. Do you recollect the difficulty we had with him in trying to ascertain where he would fix the conversation which he said he heard take place about the tickets used at the election being consecutive?—Yes.

14751. Do you remember that he did at last fix it in an omnibus on the way to Rathmines?—Yes.

14752. You heard the night previous Mr. Finlay's statement about the consecutive tickets?—Yes.

14753. Did Mr. Byrne's remembrance of the conversation about the consecutive tickets, which he heard in the omnibus strike you as a curious coincidence?—It did.

14754. Did you ask William Henry Finlay how he knew that the tickets used at the election were consecutive?—I didn't.

14755. Did you ever speak to anyone since on the subject?—I did not.

14756. Did you, until you mentioned it to us, mention his statement to anyone else?—No, I have no recollection of mentioning it to anyone.

14757. The conversation with William Henry Finlay took place you say in the manager's office.

14758. In the presence of Mr. Reid?—Yes.

14759. You say you mentioned it to no one since?—I did, I mentioned it to Finlay since.

14760. Tell us what was the subsequent conversation about?—I told him what he said in the manager's office.

14761. And I suppose he didn't deny that he said it?—He did.

14762. He did deny it—when was this second conversation?—I think it was on Wednesday last.

14763. I think you were examined on Tuesday?—Yes.

14764. The first conversation was when you went back to the office that evening after being examined?—Yes.

14765. Byrne was examined the next day, was it after that you had the second conversation with William Henry Finlay?—Yes.

14766. Did you tell him that it was a strange coincidence that Byrne should have mentioned about the consecutive tickets, confirming his story?—I did.

14767. What did he say?—He said that he didn't say they were consecutive tickets, or anything of the kind.

14768. What did you say to that?—I said, "You did speak of it distinctly, you said they were consecutive, and also that you had the bundle out of which they were taken."

14769. In the first conversation he told you that he had the bundle?—He did.

14770. Do you think, had Mr. Reid heard that first conversation in the manager's office?—I think he heard what passed in the manager's office.

14771. Did you speak to him about it since?—I didn't.

14772. When William Henry Finlay denied this statement, what did you say?—I seemed astonished at it. I told him he couldn't but remember that he made use of the words.

14773. Did you say anything else?—I told him that the manager's messenger and Mr. Reid heard him also.

14774. Was Mr. Reid near enough, do you recollect, to hear what passed?—He was; we were all quite close together in the office.

14775. When you walked into the office on Tuesday evening after being examined here, was it to talk to Mr. Reid you went?—It was.

14776. And Mr. Reid, I suppose when you went in, asked you what was doing down here?—The conversation commenced with Finlay speaking about the tickets. He and I went upstairs conversing together.

14777. But when you went into the manager's office and found Mr. Reid, the conversation, very naturally, began by Mr. Reid asking you about the evidence you gave here?—Finlay and I were talking at the time, and Mr. Reid joined in the conversation.

14778. You did not go into the manager's office, I presume, to talk to Finlay?—I did not.

14779. It was to see Mr. Reid?—Yes.

14780. And the conversation, I suppose, was commenced by Mr. Reid asking you about your evidence—Finlay being there all the time to take part in the conversation?—No, the conversation was commenced with Finlay.

14781. Was not that a conversation in which Mr. Reid took part?—Yes, I think he took part in it.

14782. Mr. TANDY.—Were you ever in the audit office after hours in the company of Charles Malley, Lyons Malley, and John Finlay?—I have no recollection of it. It is a thing that may occur if there was any work to be done.

14783. Have you got any recollection of having been in the office after hours with Charles Malley, Lyons Malley, and John Finlay?—None whatever, not the remotest.

14784. Did it ever take place?—I can't say that, when I have no recollection of it.

ELEVENTH DAY.

December 10.

Mr. John Landy.

14785. Did you ever see Charles Malley in the office after hours?—I have no recollection of it.

14786. Can you swear whether you did or did not?—He might be there, and I not to recollect it.

14787. Have you any recollection that you did see him there after hours?—I have no recollection whatever of it.

14788. Do you recollect ever seeing John Finlay in the office after hours?—I do not.

14789. Never?—No.

14790. Since you cannot recollect that you ever saw John Finlay, or Charles Malley in the office after hours will you tell me, yes or no, did you ever meet the two of them in the audit office, with Lyons Malley, at about eight o'clock at night?—I should say not.

14791. Mr. MORRIS.—Think about it?—Not to my knowledge. I have no recollection of it.

14792. Mr. TANDY.—You recollect the time Lyons Malley left—Saturday, the 14th?—Yes.

14793. Will you swear positively whether you saw these three I have named in the audit office about eight o'clock in the evening within a week before Lyons Malley left the company's service on the 14th?—Certainly. I have no recollection of it.

14794. Do you believe you did?—I don't believe I ever did.

14795. Will you swear positively that you did not?—No. I have no recollection of it.

14796. Cannot you go any closer than that?—I cannot.

14797. You see I limit you to a week before Lyons Malley left on the 14th. I ask you to search your memory for that week, and see whether you met the three of them in the audit office on any evening within the week, at about eight o'clock?—I really can't tell you. I really have no recollection of such a transaction.

14798. Do you recollect ever seeing or hearing of Charles Malley or John Finlay being in the office after hours—bearing these two matters in mind, that Lyons Malley left on the 14th, and that I am confining my question to within a week before that, I wish for a distinct answer—did you see them in the audit office at about eight o'clock in the evening within one week before the final departure of Lyons Malley?—I have no recollection of such a circumstance at all, especially with regard to the two young men particularly.

14799. Will you swear that it did not take place?—It is a thing I have no recollection of, being back there after hours, and seeing them there; it couldn't possibly take place without my remembering it.

14800. Is there any book or memorandum to show whether you yourself were back in the evening to the office within a week before the 14th?—None whatever. Whenever I would go back in the evening, it would be an occasion when I'd order some of the clerks to go back.

14801. Is there anything to enable you to state with certainty, whether you were back to the office within a week before the 14th?—No.

14802. Do you recollect meeting Lyons Malley with Charles Malley and John Finlay, in the audit office at any time after hours, and having a conversation with him in reference to a proposed rise of your salary?—I do not.

14803. Do you recollect saying anything to him in reference to your salary?—Never.

14804. Do you recollect ever having a conversation of that kind with him?—No; I don't think it is likely that I would converse with him on the subject.

14805. You do not recollect saying so?—I have no recollection of it.

14806. Mr. LAW.—Do you recollect ever finding Lyons Malley in the office after hours? I do not mean at 5·20, but after dinner, at eight o'clock, and sitting there talking to him for twenty minutes, or complaining of your salary not being raised?—I have no recollection whatever of it.

14807. Could it happen without your recollecting it?—I don't think it could.

14808. Have you any doubt about it's happening?—It didn't happen.

14809. Did you ever converse with Lyons Malley about an expected or proposed rise in your salary?—Not that I know of.

14810. Did you ever after the 14th, converse with him about it?—No, certainly not; not after the 14th.

14811. Do you recollect was it after or before the 14th that you found Lyons Malley in the office after hours?—It was after the 14th.

14812. You are certain of that?—I am.

14813. Mr. TANDY.—What day was it that you saw Lyons Malley in the office after the 14th?—It was about the 17th I think.

14814. Mr. LAW.—That would be the Tuesday after he left?—Yes.

14815. Which office did you see him in, the inner or the outer office?—In the inner office.

14816. Were you in the office when he went in, or was he in the office when you went in—how was it?—I think that when I went in, his papers were out.

14817. On the desk?—Yes; he afterwards came into the office, and found me there.

14818. Did you say to him when he came in, that it was no use for him to come back to his work, if he was to be on the platform?—I think so.

14819. Did you say so to him on that Tuesday night, the 17th?—I think so.

14820. Have you any doubt that you said it to him?—I remember making use of the expression to him on some occasion.

14821. Do you recollect his going away on Saturday, the 14th?—I do.

14822. Was it on the following Tuesday you found him alone in the office?—Yes.

14823. About what hour in the evening was it that you found him there alone?—It was a short time after five—between five and six o'clock.

14824. Before you went away?—I went away I think, and came back to the office again; I wasn't long away at the time.

14825. When you met Lyons Malley in the office alone on that Tuesday, could it be as late in the evening as the time of the mail-train starting?—It was not as late as the time the mail-train starts. I don't think it was.

14826. Will you swear it was not?—My recollection is that I went home and had some dinner, and came back again to the office.

14827. You say your recollection is that you saw his papers out on the desk, and that he came into the office soon after?—Yes.

14828. When he came into the office on that occasion did he say he was on the platform seeing the train off?—I think he did. I don't know whether it was on that evening or not. I remember the expression when I spoke to him the evening I came back.

14829. Do you recollect what passed between you and him when he came to the office the evening you saw his papers lying on the desk?—I can't distinctly recollect.

14830. Do you remember that you spoke to him on that occasion?—I have no recollection that I spoke to him that evening, but, as a matter of course, I should say I did speak to him.

14831. Did you speak to him that evening, to the best of your recollection?—I don't recollect the fact of my speaking to him that evening.

14832. How long did you stay in the office that evening before you left again?—A very few minutes, I should say.

14833. Did you on that occasion speak to him about a rise of salary?—No; I did not.

14834. Do you recollect his speaking about his expected advancement in going to London?—I do not.

14835. Will you swear that on that night you did not say anything about a rise in your salary, and about your handing a letter on the subject to Mr. Cusack, and Mr. Cusack saying he would see to it?—No; it may have happened on a former occasion. I certainly did not speak to him about a rise in my salary on that occasion.

14836. You are certain of that?—Yes.

14837. Were you with Lyons Malley alone in the office for a quarter of an hour or twenty minutes on that occasion?—I don't think I stopped there five minutes.

14838. May you have stopped more than five minutes there on that occasion?—I don't think so.

14839. Was it on that occasion or not that he alluded to his having been down on the platform?—Not on that evening; it was on a former occasion.

14840. Was that the last evening you ever saw him in the office after hours?—It was.

14841. Did you see Tighe about the office that evening?—I can't remember seeing him that night.

14842. Do you remember, while you were in the office, seeing John Finlay and Charles Malley, or either of them?—I have no recollection of either of them; they may be in the office without my seeing them.

14843. Do you swear, as a matter of fact, that they were not there?—Not while I was there.

18444. Not while you were there?—Not in the office.

14845. Neither in the inner nor the outer office?—No.

14846. What did Lyons Malley appear to be doing with the papers on his desk?—He had his usual traffic papers before him as if he was in the process of arranging them.

14847. What is the process?—Comparing the abstracts of the traffic at one station, and ticking them off.

14848. Is there any pen-and-ink work connected with the ticking off the abstracts?—Yes; he had to make tick marks.

14849. Was he doing that on that evening?—I don't remember that; but it was part of his duty to do it.

14850. But he was doing something with papers?—Yes.

14851. Can you say whether he was checking or sorting?—I could not say.

14852. All you say is that he had papers before him?—Yes.

14853. Were there papers on the desk behind him?—No.

14854. What took you into the office?—I think, as well as I remember, it was for something I had forgotten.

14855. This was a rather remarkable circumstance; Lyons Malley had practically left the service; you never expected to see him again in the office, much less to find him coming after hours to work. Did the fact of seeing him surprise you?—Yes.

14856. And do you say you do not recollect what took place?—I cannot recollect anything that took place. For some time Mr. Malley acted in such a way towards me that I avoided saying much to him.

14857. You were not on a very pleasant footing then?—No.

14858. If that was so, you can say whether you did complain to him of the want of a rise in your salary?—No, certainly not.

14859. Mr. MORRIS.—Was there ever an occasion a week before the election, or any time after office hours, that you saw Charles Malley, Lyons Malley, and John Finlay in or about the audit office?—No.

14860. Do you swear that positively?—I have no recollection whatever of such a thing. I can't think of such a thing at all.

14861. Mr. LAW.—Do the clerks ever come back again to do extra work? I do not mean twenty minutes after five o'clock; but do they ever come back in the evening to do extra work except when you direct them—is it a matter of choice?—No.

14862. Did you ever hear that John Finlay came back to do work in the evenings?—No.

14863. Or Charles Malley?—No.

14864. On this particular evening that you saw Lyons Malley there had you told him to come back and do work that night?—No.

14865. You were surprised to see him?—I was.

14866. It has been stated to us that you rather prevented the clerks from entering in the book when they did come back after hours; that you required them to enter from ten to five o'clock, no matter what time they came or stayed, and that they were not to enter if they came back in the evening: is that so?—I think I gave some instructions to that effect; not to enter the overtime in the book, merely the office hours, and if they did come a memorandum would be kept of their time.

14867. If a man worked from ten to five, and came back afterwards from seven to nine, was there no record of it?—No record, except the memorandum I made.

14868. Was it usual for the clerks to come back and work overtime?—It is very rare.

14869. I see by the attendance book that Lyons Malley did upon some few occasions come?—He did.

14870. Did you see that entry in the book?—Yes.

14871. You knew he had come back and entered it?—I saw it.

14872. Did you tell him he should not do it?—I did, to Lyons Malley.

14873. But if a clerk came back to work extra, and you were not there, how was he to get credit either in the way of praise or money?—There would be no extra work that I would not know of.

14874. Then, was your reason for doing it, that you did not wish them to be coming to work after hours?—I cannot say all the clerks, but I wanted Lyons Malley not to come.

14875. Was it that you did not want entries made of extra work, when there was no extra work to do?—He had plenty of time to do the work, but he could not be kept off the platform in the day time, and I thought it was only a pretence.

14876. Whenever there was extra work to do were the clerks brought back by your directions?—Yes.

14877. And except when you gave these orders, was it your intention that nobody should come back?—It was.

14878. Because they would have plenty of time to do their work in the day?—Decidedly.

Lyons Malley.—I wish to state that I got this letter from a gentlemau who was in the audit office with me for some time. (*Letter handed in.*)

14879. Mr. LAW.—As I understand the practice of the office, you, as head of the department, had direction of the clerks, to see that they did their work, and you might shift them from one kind of work to another as you thought fit?—Yes.

14880. Did the other clerks do the work assigned to them during office hours?—Yes.

14881. And I understand you to say that Lyons Malley was the only one of the clerks with whom you had this difficulty about coming back to do after hours what he should have done in the day time, and then entering it as extra work?—Yes.

14882. That is what you objected to?—Yes.

14883. Mr. TANDY.—Did you ever know him to bring a person to assist him on these occasions?—No.

14884. Mr. LAW.—When you come back in the evening do you make any entry of your attendance?—No; I don't sign the attendance book.

14885. Whenever any extra work is to be done you direct the clerks to come?—I do.

14886. Did you ever direct extra work to be done by Lyons Malley alone?—No.

14887. Did you ever direct him to come back?—No.

14888. I find three entries of attendance—Thursday 5th, Tuesday 10th, and Wednesday 11th of November, of evening work by Lyons Malley alone; now, had you told him to come back and do it?—No.

14889. Can you say whether during the month of November, between the 1st and 18th, you ever told any of the clerks to come back to do extra work?—No.

14890. Then if Lyons Malley came back he did not come by your directions?—No.

14891. Or to do any extra work that you assigned him or knew of?—No.

ELEVENTH DAY.

December 10.

William M'Brettney.

William M'Brettney sworn and examined.

14892. Mr. LAW.—You are a porter or messenger in the manager's office?—I am in the manager's office.

14893. How long have you been there?—Two years and six months.

14894. You stated to Mr. Landy, I understand, within the last few days, that you knew where Robert Cahill is?—I don't know where he lives, but I can get him.

14895. You said he was with a wine merchant?—He is, but I don't know the place.

14896. Did you say to Mr. Landy that you could find him?—I said I was in his company.

14897. When last were you in his company?—I saw him last Sunday.

14898. Have you seen him frequently?—I have seen him about four Sundays running.

14899. Have you never seen him but on a Sunday?—Never but on a Sunday.

14900. Did you spend much time in his company last Sunday?—No. I bade him good morning, and asked him how he was doing.

14901. Were you walking with him any time last Sunday?—No; I stood at his uncle's door.

14902. Where does his uncle live?—At Phibsborough.

14903. What is his uncle?—He is a guard on the Midland line.

14904. Do you know his house?—Yes.

14905. What is the guard's name?—Byrne—guard Byrne.

14906. What is his Christian name?—Hugh.

14907. Was it there you saw Cahill?—It was.

14908. In Phibsborough?—Yes.

14909. When you met him at his uncle's house did you go into the house?—No; at the door.

14910. Was it there you saw him on the previous Sunday?—It was.

14911. And theSunday before that?—Yes.

14912. You met him for four Sundays in or about his uncle's?—Yes.

14913. I suppose you were sometimes in the house?—No—I was twice in the house.

14914. With him?—No, with his uncle.

14915. You have been four Sundays meeting him at his uncle's?—Yes.

14916. And you had some chat with him; you understood from him where he was at work?—Yes.

14917. Where did he tell you he was at work?—He told me he was at a wine merchant's; I did not ask him.

14918. Did you ask his uncle?—No.

14919. You do not mean to say that you did not form a belief where Cahill was?—I do not.

14920. Did he tell you in what part of the town the wine merchant's is?—No.

14921. Did you tell Mr. Landy that you knew that Cahill was in a wine merchant's establishment of some kind, and that you could get him?—I did not say I could find him; I said he was in a wine merchant's.

14922. Did you say you knew where he was to be found?—No.

14923. What did you say?—I merely said I met him at his uncle's, and that he said he was at a wine merchant's shop.

14924. Did his uncle ever speak to you about him?—No.

14925. Does he live with his uncle?—No.

14926. Is he married?—No; single.

14927. But you always found him there upon Sunday?—He generally goes of a Sunday.

14928. Is Byrne the guard a married man?—He is.

14929. Where does he live?—At Monks'-place.

14930. What did Cahill tell you when he said he was at a wine merchant's place of business on the first Sunday?—I shook hands with him.

14931. Was that the first time you met him since he left the service of the company?—I think it was.

14932. You met him on each of the four last Sundays?—Yes.

14933. And each time about his uncle's house?—Yes.

14934. Was the uncle about the door at the time?—No. I don't believe his uncle was at home.

14935. Did Cahill appear to be spending the day there?—Yes; Cahill and his sister were together and they go to spend the Sunday with the uncle.

14936. On any of these occasions did he tell you what sort of a situation he had in the wine merchant's?—A clerk.

14937. Did you understand that it was a public-house?—No, a wine merchant's; a wholesale concern.

14938. Did you not understand from him what part of the city it was?—I did not ask him.

14939. Did he give you to understand from anything that passed if you wanted him where you should go to look for him?—I would not know where to go.

14940. Not for certain, but where would you go first?—I don't know, sir, I'm sure.

14941. This was the first time you met him after his disappearance from the railway?—It is.

14942. How long is it since he went away?—I cannot exactly say.

14943. I don't ask you to say as to a day?—I dare say it is twelve months.

14944. About last Christmas?—He was there at Christmas; it was after Christmas.

14945. Is he away nearly a year?—Very nearly a year.

14946. Do you mean to say you did not see him during the whole of the year until about a month ago?—No.

14947. You knew he was a nephew of Byrne's?—No, not until then.

14948. How long has Byrne been in the service?—About twenty years.

14949. When you met him the first time you greeted him and asked him what he was about?—I merely asked him what he was doing, that is, what employment he was at, and he told me he was in a wine merchant's establishment—a wholesale wine merchant.

14950. Did he say he would be glad to see you?—Yes, he was glad to see me.

14951. But did he not say he would be glad to see you at his own house or at the wine merchant's?—No.

14952. You saw the sister—did you talk to her?—No, it was at the door I met him, and twice in the street.

14953. Did he not give you to understand where he was living with his sister?—No.

14954. Did you ever hear from Byrne where he was living?—I did not speak to Byrne about him.

14955. Mr. TANDY.—Where is Byrne?—I cannot say, but he is not with his train.

14956. Mr. LAW.—We don't get much assistance from the officers of the company; but we must get to the bottom of this matter?—You can get no more out of me, sir, than what I told.

14957. Is Cahill's father in the employment of the company?—He is.

14958. As what?—Station-master at Navan.

14959. What is the father's Christian name?—Fergus.

14960. This man is Robert. Was Robert Cahill in any other department before being brought to the ticket office?—He was.

14961. What was it?—A goods clerk at the North Wall, and then he was brought to the head office.

14962. Did you ever hear why he left the company?—I know nothing of it.

14963. You must answer; you must tell the whole truth, or if you don't we shall have to deal unpleasantly with you?—That is a question I cannot answer.

14964. Did you know why he left, or did you ever hear it said by anybody why he left?—No, I did not.

14965. Mr. TANDY.—Do you mean to say that you, a messenger in the manager's office, never heard why Cahill left the service?—No.

14966. Mr. LAW.—Did you hear he was dismissed?—I copied his discharge, but that is all.

14967. Did you hear he was dismissed?—No, he resigned, I believe, but I don't know exactly, he resigned.

14968. The reason he left was because he resigned?—I know he resigned.

14969. Why did he leave?—I don't know why he left.

14970. He left because he resigned, but why did he resign is another question?—But you want to know his reason, and that is a private affair entirely.

14971. We wish to know whether he resigned or was dismissed.

14972. Mr. TANDY.—Do you know that he resigned?—I do.

14973. Would you be surprised to hear that Mr. Landy swore he was dismissed? Do not you know he was dismissed?

14974. Mr. LAW.—"Paid off?"—He got leave to resign from the Board.

14975. How were the directors induced to give him leave to resign?—I don't know.

14976. Did you ever hear how it was that the directors were induced to give him leave to resign?—I believe he was reported.

14977. For what?—I don't know.

14978. Did you ever hear what it was for?—No.

14979. What—are not you a messenger in the manager's office?—I was, but not now.

14980. What are you now?—I am in the parcels office now.

14981. Where were you in January last?—In the manager's office.

14982. And you understood there that Cahill had got leave to resign. Was not that so?—I believe so.

14983. And did you not also hear why he got leave to resign?—I did not.

14984. On your oath, did you ever hear anyone say what he was reported for?—For being late once or twice at his office in the morning, I heard.

14985. That is, you believe he got leave to resign in place of being dismissed, because he was reported for being late at his office in the morning?—I understood as much from himself.

14986. Did you understand from anybody else what complaint the directors had against him?—No.

14987. I see by the book, which, I dare say, you know something about, that when an officer resigns he is entered as resigning?—Generally.

14988. When a man absconds he is marked as absconding; and when the less said about it the better, it is said—"Paid off?"—I understood from himself that he was allowed to resign.

MR. LAW (*to the witness, Landy*).—Is Byrne off or on duty to-day in the country?—I don't know.

Mr. *W. H. Finlay*.—I think Byrne is away in the country. I think guard Byrne would be in Galway to-day.

Will he be back to-night?—I cannot say; but he will be back to-morrow.

14989. Mr. TANDY (*to witness, M'Brettney*).—Do you know Cahill's sister?—I do not.

14990. Never spoke to her?—No.

14991. Cahill does not live at the wine merchant's establishment?—No.

14992. And you never heard where he lives?—No.

14993. Do you know where he lives?—I do not.

14994. Have you any reason to believe where he lives?—No.

14995. Or where the wine merchant's establishment is?—No.

14996. Mr. LAW.—You say Byrne lives at Monks-place?—Yes.

14997. How far is that from your own house?—About 150 yards.

14998. Has Cahill ever been in your house?—No.

14999. Never?—Never.

15000. Have you seen him about there constantly?—Just of a Sunday in the evening.

15001. Have you seen him every Sunday for the last six months?—No, I have only seen him four Sundays altogether, and the last Sunday he asked me to go and take a walk, and I did not go. I went down the street with him the Sunday before as far as the Locomotive gate.

15002. Had you been walking with him the Sunday before that?—No.

15003. Did you take a glass with him anywhere?—No.

15004. Have you at any time taken a glass with him since he left the service?—Yes.

15005. When?—The first Sunday, I think.

15006. Tell the whole truth now?—I know nothing more.

15007. You told us that before, but it then appeared you did know something more?—I have told it all.

15008. Now, when chatting over your glass, what were you talking of?—Private affairs.

15009. What was it about?—Private, sir.

15010. You must tell us. What were you talking to him about?—We were talking private.

15011. If you do not answer the question you shall go to gaol?—I can't recollect.

15012. You recollect that it was private?—Yes, we were talking about the officials and things.

15013. Is that what you call private?—We were talking to ourselves private.

15014. Come, choose either Richmond gaol or telling the whole truth?—Gaol, then, for I know nothing more.

15015. What was the subject of the conversation?—He merely asked me if there was any report against the young man that came in his place, and I said not as I was aware of.

15016. Anything more?—Nothing more.

15017. How long were you with him?—We had a half-glass each and went off.

15018. Was he talking of anything on the second time?—No, not to my knowledge.

15019. This was the first Sunday?—Yes.

15020. Had you any talk about the officials on the last Sunday?—No.

15021. And was the first Sunday the only time you had this private conversation?—Yes.

15022. When you were discussing the officials, did you ask him what sort of man his present master was?—No.

15023. Do you mean to say that you did not then find out where he was employed?—I did not ask him. He said at a wholesale wine merchant's at the other side of the city.

15024. Did you think it was an unpleasant subject to touch upon?—I asked him nothing more.

15025. Did you ask him what he had to do?—No.

15026. Then without your asking any questions he told you that he was in a wine merchant's office, that it was at the other side of the city, and that he was a clerk there?—That is all I am aware of.

15027. Did he give you more information?—Nothing more.

15028. He said it was a wholesale wine merchant?—Yes.

15029. At the other side of the city?—Yes.

15030. Did he say what part of the other side of the city?—No, I did not ask him.

15031. I understand you to say that you did not ask him any of these matters, but that he volunteered all—that to the simple question of how he was getting on, he told you all this about himself?—Yes.

15032. Did he tell you what sort of master his present one was?—He did not; I did not hear him say anything about it.

ELEVENTH DAY.

December 10.

William M'Brettney.

15033. Did you sit down?—No, we stood at the counter; we did not take more than a half-glass.

15034. Where did you go then?—Home; I bade him good night, and he went up to his uncle's.

15035. Did he ask you into his house?—He did not.

15036. Mr. TANDY.—Where was it you took the half-glass?—I forget the name of the landlord.

15037. What part of the town was it?—Somewhere in Phibsborough, nearly opposite where I live.

15038. Had you been walking with him that day?—No, I merely met him.

15039. Had you any talk about the city of Dublin election that day with him?—No.

15040. You swear you had not?—To the best of my knowledge we did not.

15041. Had you any conversation about railway tickets?—Not that I am aware of.

15042. Upon your oath, sir, had you or not—it is a thing which you know perfectly well—now, had you?—Not to my knowledge.

15043. Will you swear you had not?—I could not take my oath; to the best of my knowledge we did not speak about it.

15044. Had you any conversation about the Messrs. Malley?—Yes.

15045. Tell us what it was?—I said I heard that both of them were summoned over here.

15046. You told him that a month ago?—Not a month ago.

15047. When was this?—This was last Sunday, standing at his door.

15048. What else?—That is all.

15049. Did he say anything?—He did not say anything; I merely said I heard they were both summoned.

15050. He made no answer?—He asked me merely were they, and I said "are you."

15051. Did he ask you, or did you tell him first?—I told him first.

15052. Why did you tell him that?—Because we were speaking about the Commission.

15053. What were you saying about the Commission?—I just merely told him that they were coming over.

15054. What did you say to him about the Commission, upon your oath; tell us the whole?—I merely told him that both of the Mr. Malleys were summoned here, and that I heard about some tickets.

15055. Was that all that passed?—That was all.

15056. Was there a further talk about the Commission?—Nothing further.

15057. Upon your oath?—Upon my oath.

15058. Now, think?—Yes, nothing further.

15059. Was there nothing further the day you were in the public-house?—No.

15060. Was there any further conversation upon any other time about the Commission, or the petition, or the election, or the railway tickets, or the Malleys?—No.

15061. You swear there was not?—To the best of my knowledge.

15062. You have seen him only four times on four Sundays; now tell me, during any of these four Sundays was there any further conversation?—Nothing further.

15063. Mr. LAW.—Nothing more than this took place?—That is all that took place between us.

15064. It was the last Sunday you had a talk about the Commission?—I believe it was on the Sunday before.

15065. Have you a doubt that it was the last Sunday?—I think it was the last—it was either that, or the Sunday before.

15066. On your oath, was not this Commission sitting?—It was.

15067. And you had heard from some of the officials that the Malleys were summoned?—Yes.

15068. Whom did you hear it from?—In court.

15069. Were you in court?—Yes.

15070. Who sent you down?—Nobody; I came down at my dinner hour.

15071. It seems to be an interesting subject at the Midland railway; why did you come down, may I ask you?—I came down merely to hear the witnesses.

15072. On your oath, did you tell Cahill you were down?—No.

15073. Did Cahill know you were coming down?—No.

15074. Your coming was merely accidental?—Yes; I was only here one day; that was the day Mr. Byrne was examined, whatever day that was.

15075. Why did you follow Mr. Byrne down?—I did not follow him.

15076. What is your dinner hour?—From one to two.

15077. And do you say he was examined between one and two o'clock?—He was on, to the best of my knowledge, between one and two o'clock.

10678. Had you any conversation with Hugh Byrne about it?—No.

15079. Is Hugh Byrne any relation to Byrne of the audit office?—No.

15080. When you and Cahill were conversing about the Malleys at Cahill's uncle's door, was there anyone else present?—No.

15081. Did you tell him you had been down at the Commission?—No.

15082. When you told him that the Malleys were to be summoned, did he ask you how you knew it?—No.

15083. Why did you tell him that?—I merely told him on account of his knowing them.

15084. Was he intimate with them?—I believe they were speaking together.

15085. Do you believe they were intimate?—I could not say.

15086. You must tell us one way or the other; were they intimate or not?—I have seen them speaking.

15087. You know what intimacy means; were William Cahill and either of the Malleys intimate?—I have seen them speaking.

15088. On your oath, was either of the Malleys intimate with Cahill?—I have seen them speaking when they were passing by.

15089. You need not try to fence; were they intimate or not?—I know nothing of it.

15090. You have said that several times; but you are not to be trusted in that respect; you did not say a word about this conversation at first, though you swore you knew nothing more?—It was the same thing over.

15091. Why did you speak to Cahill about the commission? Did you know his name was mentioned in connexion with the tickets?—I did.

15092. When did you hear that first?—I cannot say.

15093. About how long?—I cannot say.

15094. How long ago?—I cannot say.

15095. A month ago—six months ago?—It is not six months ago.

15096. Is it four?—No.

15097. Three?—No, not three.

15098. Two?—No.

15099. One?—Sometime between one and——

15100. And the present time. Come, don't trifle any longer, sir; when did you first hear his name mentioned?—I cannot say the day.

15101. Was it within the last week?—I don't believe it was.

15102. Was it before the day you were listening to the evidence—was it before you heard Byrne examined?—I think it was after that day.

15103. Was it the day Mr. Landy was examined?—It was.

15104. Did you see Mr. Landy and Mr. Finlay walking into the manager's office?—I did.

15105. You were there and Mr. Reid with you—is that so?—I cannot say how many were there.

15106. Was Mr. Reid there?—Yes.

15107. And you saw Mr. Landy and Mr. Finlay walk in. Tell us what you heard. On your oath, was Cahill's name mentioned, and who mentioned it?—I cannot say who mentioned it. I was at my work, and paid no attention to it.

15108. You will answer the question, or you must be sent elsewhere. Who mentioned Cahill's name first?—I cannot say—Mr. Landy or Mr. Finlay.

15109. Did one or other?—Either one or other.

15110. What was said?—I cannot say.

15111. You can. What was said?—I was putting up the books, and I did not hear any conversation.

15112. You heard the name mentioned, as you have told us already. What was said by Mr. Landy or Mr. Finlay in connexion with the tickets?—(*Hesitation*).—Go on?—I cannot say.

15113. You shall, or else you go to Richmond Gaol We have had enough of this sort of work?—I am not bound to know what they said.

15114. You are bound to tell. Don't give answers of that kind, or you shall be taken at once to gaol?—Very well.

15115. Answer the question, sir?—I cannot, for I did not pay any attention.

15116. You have sworn already, whether truly or falsely, that you heard Cahill's name mentioned in connexion with railway tickets?—Not about railway tickets. I said I heard his name, but not about tickets or anything else.

15117. Mr. TANDY.—I have it down.

15118. Mr. MORRIS.—And so have I.

Witness.—You may, but I did not say it.

15119. Mr. LAW.—Every word is taken down by a short-hand writer, and will be sworn to hereafter, if necessary, so do not imagine that what you say is to be explained away afterwards, or denied. You have already sworn that.

(*The short-hand writer read the notes of the witness's evidence upon the point.*)

Witness.—Well, I misunderstood you at first.

15120. Mr. LAW.—If you give untrue evidence, you will be dealt with elsewhere. We shall take care that men like you shall not trifle with their oaths in this way. Now, sir, you did hear?—I mistook the word you said.

15121. Don't give fencing answers or attempt to trifle with us, whatever your reason or motive may be?—I have no motive.

15122. We see very well the reason why you are afraid to tell. You have nothing to fear if you tell the truth; you have everything to fear if you tell what is false. You swore not only what has been read out, but you have also sworn that the language used was spoken either by Mr. Landy or the other?—Yes. I heard Mr. Cahill's name mentioned.

15123. Listen, now, and answer the question. You have stated already that into the manager's office where you and Mr. Reid were, Mr. Landy and Mr. Finlay came, and that by either Mr. Landy or Mr. Finlay Cahill's name was mentioned in connexion with the tickets. What was it that one or other—I don't care which—said about the tickets and Cahill? That you must answer. You need not fear any consequences if you tell the truth?—(*Hesitation*)—I could not say what it was. I merely heard the name mentioned, and when I got my books up I said, "Well, I met him on Sunday and was speaking to him.

15124. On your oath, did you hear either of those gentlemen mention Cahill's name as an intimate friend of one of the Malleys, and did the person who said that say he had in his possession a broken bundle of tickets. Did that take place in your presence?—I cannot say.

15125. Do not you know it took place?—I do not. I was not paying attention to the conversation. I did not take part in it at all.

15126. You are bound to tell the truth and the whole truth, and that, I fear, you are not doing?—I am, sir.

15127. You must tell all you know. I can very well understand the reluctance of a witness like you to give evidence which might affect a superior officer, but you must tell us the truth. I shall give you one chance more?—I can tell no more.

15128. Whichever mentioned Cahill's name, what was it he said?—To the best of my knowledge I don't know what to say.

15129. You have sworn that Cahill's name was mentioned by one or other in connexion with the tickets?—I did not hear the word ticket.

15130. It was only last week, after the inquiry had commenced, and when all the Midland people were eagerly listening. You had been down the day before listening to the evidence, and do you suppose that anybody can believe you don't remember?—I was busy at my work.

15131. You were not too busy to come down the day after and listen to the evidence. Did you hear the speaker—Mr. Finlay or Mr. Landy, whichever it was—say that he had a broken bundle of tickets out of which the election tickets had been taken?—Not to my knowledge.

15132. Do you remember what happened on the occasion at all?—I merely heard him mention the name, Mr. Landy said that the next time he was examined he would say that I saw him and was speaking to him.

15133. Mr. Landy said that he was to tell us whatever was said about this man?—If he was called upon.

15134. We certainly have had but little assistance from these officials. Did you, on your oath, hear anyone in the office on that occasion when Mr. Reid, Mr. Finlay, and Mr. Landy were there, say that he had a broken bundle of tickets, out of which the missing tickets had been taken?—Not to my knowledge. I cannot recollect the words. They were in one office and I was in another part at the time.

15135. What were you doing?—I was putting up letters.

15136. Did you not tell us you were in the same room with Mr. Reid when they came in?—Yes.

15137. The whole four were in the same room?—Yes.

15138. Did you hear Mr. Finlay mention Cahill's name in connexion with the tickets?—Not to my knowledge.

15139. Did Mr. Finlay mention Cahill's name?—I cannot say whether it was Mr. Finlay or not.

15140. On your oath, do you not know it was?—I cannot say.

15141. Mr. TANDY.—Did you hear anyone mention Cahill's name in connexion with tickets?—Not to my knowledge.

15142. Mr. LAW.—Do you mean to tell us that you did not hear the conversation that passed between Mr. Landy and Mr. Finlay about Cahill?—I merely heard the name mentioned.

15143. Did you hear the conversation that passed about it?—I did not. I was busy putting up the letters, and I did not pay any attention.

Mr. LAW (*to Mr. Landy.*) Is that the man who was in the office with you?—Yes.

Witness.—I was there part of the time.

Mr. LAW.—Did he tell you on that occasion in the manager's office, that he knew where Cahill was to be found?—He said he knew where he was to be found.

Witness.—I did not say where he was to be found. I said I merely spoke to him.

15144. Do you know you took an oath to tell the truth?—I do; and I have told the truth so far.

15145. The truth "so far" is not the whole truth. Do not you know who it was that mentioned Cahill's name?—I cannot say.

15146. You do not want to say. Who was it?—I don't know which.

15147. Did you hear Mr. Finlay mention the name?—I cannot say.

15148. Do you believe you heard Mr. Finlay mention the name?—I understood it was Mr. Landy at the distance.

ELEVENTH DAY.
December 10.

William M'Brettney.

15149. How far were you off—two yards?—The width of the office.

15150. As wide as the table?—Wider.

15151. As wide as the enclosure?—Yes.

15152. They were not whispering, I suppose?—I merely heard Cahill's name mentioned, and I said I was speaking to him on Sunday.

William H. Finlay.

William Henry Finlay sworn and examined.

15153. Mr. LAW.—You have been for some years in the service of the company?—Yes, for thirteen years.

15154. Have you been all that time the superintendent of the ticket office?—No, I was part of the time superintendent in the goods department.

15155. How many years have you been superintendent in the ticket office?—About two and a half years, I think.

15156. You were so, at all events, in 1868?—I was.

15157. Who were the ticket issuers?—Cahill and M'Meehan.

15158. They are no longer in the service of the company?—No.

15159. Who left first?—M'Meehan left a few weeks before the other.

15160. Did they resign or were they dismissed?—They got leave to resign.

15161. Was it in consequence of a report of their unsatisfactory conduct?—It was on my report.

15162. What was the ground of complaint?—General inattention.

15163. Carelessness merely?—Yes, carelessness. They were both quite competent, but rather careless.

15164. They were fond of pleasure?—They were.

15165. Then it was not from a charge of dishonesty, or anything of that kind?—There was no dishonesty on either side.

15166. Just inattention to business?—Yes, inattention to business. There were general little complaints. Their accounts were unsatisfactory, and as I was responsible for their business I had to report them.

15167. When you say their accounts were unsatisfactory, is it that they were not properly written up?—Not properly written up; inattention generally, and little mistakes.

15168. You had no complaint against their honesty?—No. There was a deficiency in the case of one, but his father paid it. That was M'Meehan.

15169. At all events, they were both unsatisfactory clerks?—Yes; they were very young men.

15170. What age?—Cahill was about twenty-one or twenty-two, and the other was about the same age.

15171. Did M'Meehan go away first?—About a week before the other.

15172. Had you reported both about the same time?—When they were found to be deficient.

15173. Were both deficient?—Only M'Meehan, about £80.

15174. His accounts were unsatisfactory, and he left the service owing the company, in fact, £80?—His father paid it.

15175. Did he get leave to resign?—He did.

15176. Was there any complaint about Cahill as to deficiency of cash?—No. It was mere irregularity of attendance. Cahill was very smart, and if he liked to apply himself, was the best man in our employment.

15177. Were they in the habit of going late to the office?—No, that would not suit us. Once or twice would be an offence. He was only one morning late.

15178. Was that the principal cause of dismissal?—Yes.

15179. I suppose you felt that they were both unsatisfactory?—Yes, but Cahill's culminating offence was his absence from the office. This morning there was some ground given for litigation, and it was found necessary to remove him.

15180. In the other case, how did the deficiency arise?—I could not answer that.

15181. Was there anything wrong in the accounts?—Oh, they were wrong, or he could not be short.

15182. Were his returns falsified?—They were not. The returns were correct, but the cash was short. He showed himself to be a debtor to the company to the amount of £80.

15183. M'Meehan, I believe, went off in January?—You will find them both entered as leaving nearly about the same time. (*Books produced.*)

15184. Did they leave soon after Christmas?—I should say it was after Christmas—some time in January or February.

15185. They both got leave from the directors to resign?—They were brought before the Board, and M'Meehan got leave to resign, his father paying up the money. The other lad's money was correct. One of the directors found that Cahill was absent from his duty one morning, and it was reported to the Board.

15186. Was Cahill dismissed?—He got leave to resign.

15187. Rather than be dismissed?—That is a question I should rather not give an opinion upon.

15188. Was it intimated to him that he had better resign?—I believe that was the way it was done. There were some little complaints against him of irregularity not connected with his office. I believe one morning he charged a passenger, who was going down by a special, too much. The gentleman made a complaint, and the chairman did not like it.

15189. Was Cahill under your charge while in any other department?—No; he was not in any other department at the Broadstone.

15190. You recollect this circumstance of the railway tickets said to be used at the election?—I do.

15191. Did you find among your stock any broken bundles of tickets, that showed some consecutive numbers had been taken out?—I did.

15192. Have you got the bundles that still show what are missing?—I have; but I don't assume that they were the tickets used at the election.

15193. You have some bundles of tickets showing that the middle ones have been taken out?—I have.

15194. Have you them in court?—I have them at my office. I had better explain how I came to get them.

15195. If you like. In whose charge were those tickets?—In M'Meehan's.

15196. Had Cahill them in charge?—No.

15197. What was Cahill's exact duty?—He was first and second-class ticket clerk, and the other was third.

15198. Are the tickets third-class tickets?—They are.

15199. Then they would be left in stock in M'Meehan's charge?—They were. They were thrown rather loosely in the drawer, and that is the way I took a note of them.

15200. Mr. MORRIS.—I see that in January he is entered as resigning. What was the date of the other's resignation?—(*The witness referred the Commissioner to the book.*)

15201. Mr. LAW.—As I understand from you, third-class tickets were lying loose in M'Meehan's drawer?—They were.

15202. Did you find them in that condition when M'Meehan went away?—After he had left a few weeks.

15203. Was that the proper place for them?—It was. We kept tickets in the drawers beneath the desks.

15204. Had his drawer a lock and key?—It had.

15205. And I suppose lock and key were all right when he gave up possession?—I am not able to tell that.

15206. Did you take up charge from M'Meehan?—Yes, I took charge myself. There were some office keys belonging to him.

15207. How soon after the 1st January, 1869, did you discover this hiatus?—A few days.

15208. You recollect the election petition trial?—Yes.

15209. Was it before that M'Meehan went?—It was a few days after he left. January he left. I could only guess the month he left.

15210. It was a few days after M'Meehan went away?—Yes.

15211. And within a day or two after you made the discovery?—Yes.

15212. I suppose it made a considerable impression on you?—I thought it queer to find tickets thrown about his office.

15213. Did you find those tickets in a drawer?—Yes, amongst a lot of other tickets.

15214. What struck you as queer?—The looseness with which the tickets were kept. They happened not to be kept properly.

15215. But what struck you as queer?—It was wrong to have a bundle of tickets broken open in that way. These tickets were for a special train for the Mullingar races.

15216. What colour were they?—I am not able to tell you.

15217. They were third-class tickets?—Yes, they were only issued for the Mullingar races, specially printed, and consecutive from one to 5,000.

15218. When had the Mullingar races been? What time of the year?—It was in the summer.

15219. What month of the year are these Westmeath races. This is a ticket from Dublin to Mullingar and back?—Yes, it is a third-class ticket.

15220. Yes, it is a third-class?—The year is generally on the back. If I had the ticket I could tell you.

15221. There is no year on this ticket?—There is, perhaps, on the back of it.

15222. Yes, upon the third-class there is, but there is not upon this one. The Westmeath races means the Mullingar races?—Yes.

15223. "Dublin to Mullingar and back," there is no year on that?—No, sir; this is a first-class ticket.

15224. But you are more particular about the third-class?—No, sir.

15225. These are race tickets?—Race tickets, sir; Mullingar race tickets.

15226. Are these tickets for the Mullingar races kept for use from year to year as they are wanted?—No, sir.

15227. Are they issued specially for particular years?—Issued specially for particular years.

15228. Can you tell us about what time of the year your tickets were issued?—I could not tell. I think somewhere about July or August.

15229. Is it in summer?—It is.

15230. Is it before November?—It is in July, August, or September.

15231. What ought to be done with these tickets? When the races are all over they will not be available for next year?—They ought to be returned to the audit office.

15232. As I understand, instructions are given to all persons who have charge of tickets, that when those of a temporary character are out of date they should be returned to be destroyed?—Temporary tickets are always returned to be destroyed.

15233. But this store of temporary tickets were not returned?—We did not keep them in stock.

15234. Was it not curious to find in November temporary tickets not returned?—It was not usual. It made no matter because they never could be used again.

15235. Is it not to prevent their being used again that they are destroyed?—They could not be used again.

15236. Why are they returned to be destroyed when out of date? Is it for the pleasure of destroying them?—No, sir.

15237. Is it not to prevent confusion and mistake so that a ticket of 1864 could not be used in 1865?—They are always examined carefully.

15238. Do you think the check could not fail?—I believe they could not fail. In one case out of every hundred they could not fail.

15239. Is it to prevent this failing that they are destroyed?—It might be so.

15240. Have you any doubt about it?—I have not given it any thought.

15241. What do you think now?—I cannot give any opinion.

15242. Do you think it a mere accident that every Railway Company's tickets out of date are returned to be destroyed?—I cannot speak of any other Railway Company except my own.

15243. But you ought to know that much?—These were tickets which in the ordinary course of business, were forgotten, or neglected, or were not seen, and therefore they were forgotten when they ought to be destroyed.

15244. Now, how many broken bundles did you find?—I only found this one.

15245. Do you know what the number of these tickets was?—I could not tell.

15246. Did you count the number of tickets that were wanting?—I did not, because they had not been before checked in the country. The numbers issued before them were counted for a check by the auditor.

15247. We need not take up your time at present. Have you the tickets in this broken bundle up to a certain number, and then a break, and then the numbers going on?—I could not say.

15248. Have you got the whole of the temporary tickets you found in the drawer?—What I found in the drawer I have in my own private desk.

15249. You have them still?—I have, sir.

15250. All the tickets you found in his drawer you have still?—Yes, sir, exactly as I found them.

15251. Bring them down, pray, in the morning?—I will, sir.

15252. I would ask you also to put a seal upon them when you get home?—I will, sir.

15253. You missed these some time in January last?—Just immediately after he went away.

15254. It was about the time the inquiry was going on here, which began on the 23rd January, about the election?—It was, sir.

15255. Are you a voter yourself may I ask?—I am, sir, a freeman.

15256. Then you remember the circumstance of the election petition?—Yes, sir.

15257. Whom did you vote for?—Pim and Corrigan.

15258. There were arrangements made by the directors, and very properly, to let the employes go down and vote?—Yes, sir.

15259. Was your discovery before or after the petition came on for trial?—I don't know.

15260. You remember the circumstance of the trial going on?—I do, sir.

15261. Was it before or after that that M'Meehan went away, and you found these things in the desk?—It was about January that M'Meehan went away.

15262. The trial of the election petition began on the 23rd of January, 1869?—Yes, sir.

15263. M'Meehan, by the staff-book, left you in January, 1869?—Yes, sir.

15264. And a few days after he left, you made this discovery?—Yes, sir.

15265. Did M'Meehan go before or after the petition?—I could not tell, sir.

15266. Mr. TANDY.—Was it at the end or beginning of January he left?—I could not tell.

15267. Mr. LAW. Is there any particular of the date in the office?—I can tell you the date in the office.

15268. Well, now, do you remember hearing that Mr. Cusack and Mr. Skipworth were making inquiries in the office about missing tickets?—I do, sir.

15269. They made some noise about it?—They did, sir.

TWELFTH DAY.
December 11.
William H. Finlay.

15270. When you heard of the inquiry being made in the audit office as to certain tickets of the company being supposed to have been taken for the use of the election, did you mention to any person then the circumstance of this discovery in M'Meehan's desk?—I do not think I did, sir, because I paid no amount of thought to these things.

15271. When did you first mention that circumstance to anyone?—I think generally in speaking about the election or about tickets. I could not tell the parties to whom I mentioned it, but I made some remark about tickets being about the office.

15272. Did you then mention you found these tickets in M'Meehan's desk?—I did, sir.

15273. Of course it was in connexion with that subject?—It was.

15274. You heard about tickets of the Midland railway being used in the election and you then mentioned you had found these tickets?—Yes.

15275. Tell us about how many months it is since you told that?—I cannot tell, sir.

15276. I do not want you to mention the very day. Can you tell us whether you ever mentioned it before the last ten days?—I did.

15277. Did you mention it three months ago?—Oh, longer.

15278. Do you think you mentioned it six months ago?—I would say it was six months ago.

15279. In connexion with this subject of the railway tickets?—Yes, sir.

15280. Did you ever mention it to Mr. Skipworth?—Yes, sir.

15281. Do you remember what you told him?—Yes, sir. In speaking about the tickets he said, could the tickets have been taken out of the concern, and I said I did not know, and I said I found these tickets lying rather loosely below in the drawers.

15282. And you suggested that as a possible explanation of the use of the tickets?—No, sir. He was speaking about these tickets being taken out of the audit office, and I said I found these tickets below and they could be taken away as well from any other place.

15283. Did it occur to you as likely they were taken away?—No, sir.

15284. Did you mention Malley's name as possibly having taken the tickets?—No, sir.

15285. You never did?—No, sir.

15286. Do you recollect the evening you went into the manager's office with Mr. Landy after his being examined here?—I do, sir.

15287. You met him somewhere about the platform?—I think I was after going out of Mr. Landy's office, and I went into the manager's office.

15288. Was Mr. Reed there?—I could not tell, sir.

15289. Do you believe he was?—No, I do not.

15290. Was there anyone there?—There were two or three persons in the office.

15291. Do you know that the man we have examined was there?—I could not swear—to my belief he was there.

Mrs. Kate Byrne.

Mrs. *Kate Byrne* sworn and examined.

15292. Mr. LAW.—I believe you have a nephew called Robert Cahill?—Yes, sir.

15293. Where is he now?—At 38, North William-street.

15294. In whose establishment?—In Mr. Thompson's, of Gardiner-street.

15295. He is there, I believe, as a clerk?—Yes, sir.

15296. How long has he been there?—A couple of months.

15297. Mr. TANDY.—You say he lives in William-street?—Yes, sir.

15298. Mr. LAW.—Is Mr. Thompson a wine merchant?—Yes, sir.

15299. And your nephew is at business there as a clerk?—Yes, sir.

15300. Where does he live himself?—At 38, North William-street.

15301. With his sister?—Yes, sir.

15302. Where is that—off the North Strand?—Yes, sir.

15303. When did you see him last?—On Sunday last.

15304. Did you see him within the last day or two?—I saw him yesterday.

15305. Mr. TANDY. Do you know when he leaves his employment each day?—At six o'clock in the evening.

William H. Finlay.

William Henry Finlay's examination resumed.

15306. Mr. LAW.—Did you mention in that conversation with Mr. Landy or to anybody in the office the names of the Messrs. Malley, or either of them?—Not that it strikes me—perhaps casually in speaking about the tickets I may have mentioned his name.

15307. Did you mention anything of Mr. Lyons Malley or his brother's intimacy with either M'Meehan or Cahill?—I knew him to be intimate with M'Meehan as long as they were in the railway. They were intimate together.

15308. Both young men were fond of a little pleasure?—I do not know.

15309. Do you mean by intimacy that they happened to meet on the platform and were in the habit of walking off together?—They might come together in the railway.

15310. Did you know they were intimate?—I knew they were very intimate.

15311. Did you mention that circumstance of the intimacy of Lyons Malley with M'Meehan that evening?—I did not, sir; not to my knowledge.

15312. Did you mention his intimacy with Cahill?—No, sir. I did not believe he was intimate with Cahill.

15313. But you do know he was intimate with M'Meehan?—Yes, sir.

15314. Have you ever seen Mr. Lyons Malley in the ticket office with M'Meehan?—Yes, sir.

15315. Did you see him there about the time of the election?—No, sir. Daily Mr. Malley's business used to bring him down to our office.

15316. Constantly in there?—I may say daily.

15317. Of course the requirements of the railway are such that the ticket issuers are required to be there up to the last train starting?—They are, sir.

15318. And therefore they would naturally be in the office until after the mail train left?—Yes, sir—that is the rule.

15319. When does the last train leave?—Half-past seven the mail train to Galway.

15320. And after they have made up their accounts they may go away?—Yes, sir.

15321. It would be their duty to be there up to half-past seven, when the train goes off?—Yes, sir.

15322. And of course they were there?—Yes, sir.

15323. Be good enough to give us the exact day when you made this discovery, and we shall be obliged to you.

15324. Mr. TANDY.—I think we were told that M'Meehan went to India?—I have heard so.

15325. Did you hear when he went away?—I think about three weeks, or a month ago.

Mr Lyons Malley.—He is gone to Ceylon; I saw him off.

15326. Mr. TANDY (to Mr. Finlay).—where was he from the time he left, until he went to Ceylon?—I think he was staying with his father.

15327. Mr. LAW.—Had he any employment that you knew of, before he left?—I believe he had not.

15328. Mr. TANDY.—Have you any means of knowing whether M'Meehan was at the office as usual on the day of the election?—I have no recollection of that.

15329. Have you any record of that?—No, sir; but there is one thing certain, he must have attended his train, or the matter would be reported, and I would be the first to report him.

15330. Do you recollect whether he was reported or not?—I do not; I recollect he was not reported.

15331. What would be his business hours?—From seven o'clock in the morning until nine or half-past nine and then he would be free from half-past nine until twelve o'clock. He would come in at twelve or a quarter-past, and remain until half-past one, and then until half-past three, and then he was generally off until after five o'clock; and then he would be free until the mail train, and then perhaps he would have no business at the mail train, for it is only on special nights we issue third-class tickets for the mail train.

15332. Can you tell us whether third-class tickets were issued by the mail train on the 17th November, 1868?—If I looked to the books I could say—give me the days of the election—

15333. The evenings of the 16th and 17 November?—I will see, sir.

TWELFTH DAY.

SATURDAY, DECEMBER 11, 1869.

William H. Finlay further examined.

15334. Mr. LAW.—Tell us now when you made the discovery in the drawer? When did you find the tickets in the drawer?—I found the tickets about three or four days after M'Meehan gave up charge to me.

15335. If you referred to a book would it tell you the exact day?—I could not tell anything in reference to the tickets. I could tell you the day the first part of the bundle was issued. [*Witness here referred to a book.*]

15336. What was the day?—The 1st of June, 1868.

15337. How many of those Westmeath race tickets were issued upon that day?—Fifty-nine were issued upon the first day. There were two days' races.

15338. How many on the second day?—Twenty-two upon the second day.

15339. When you say issued, do you mean issued from the audit office to the ticket office?—No; issued to passengers from the ticket office.

15340. That is to say, fifty-nine second class tickets (Westmeath races) upon the 1st of June, and twenty-two upon the second?—Yes.

15341. Eighty-one altogether?—Yes, eighty-one.

15342. Where did you get the record?—From the clerk's own entry. I found it was Mr. John Judkin Butler that was booking clerk at the time.

15343. You told us last night you could ascertain to a day when you discovered the tickets in the drawer?—I could not tell that; it would be impossible; it was only by chance I found them lying about.

15344. Is there no record of the day that M'Meehan gave you up charge? Surely there must be a record?—There is none.

15345. Mr. TANDY.—I understood you to say you had a record?—I said I would try for a record.

15346. Mr. LAW.—Do you say there is not to be found any book or other record of the company showing the day upon which you took up charge from M'Meehan?—I endeavoured to find it out in the manager's office. I am not in charge. It appears the registry books were here.

15347. We understood from you last night that if you had time you could tell us the day that M'Meehan left?—I could ascertain it if I had those books in the manager's office with me.

15348. Do you mean the staff book?—Yes.

15349. That only gives the month?—Yes.

15350. Mr. TANDY.—Have you any book that will show when Cahill or M'Meehan ceased issuing tickets?—I cannot; if I had their books I might tell it, but I could not find their books. These books are of no importance when completed.

15351. Did M'Meehan or Cahill make any entry of their attendance or otherwise in any book?—No; we knew their hour for attendance, and that they would be there.

15352. Who kept that book you are looking at now?—Mr. J. J. Butler, the booking clerk.

15353. Did M'Meehan and Cahill keep similar books?—Separate books.

15354. Did you ask anything about them?—I had no necessity of asking.

15355. Have you searched?—I have sworn I searched.

15356. Mr. LAW.—It is usual for the ticket issuers to keep similar books?—It is.

15357. Do you know that M'Meehan and Cahill did keep books while there?—Yes.

15358. To whom would those books be returned?—To me.

15359. Do you recollect that you got up those books from M'Meehan and Cahill?—I never took up books from them, because when the books are exhausted they are thrown into a corner or a careless place; they might be carried away to be torn up and destroyed.

15360. Have you no book of the ticket office of November, 1868, except that?—Not that I could find.

15361. Then the entries by M'Meehan and Cahill of that date are not forthcoming?—They are not.

15362. You have one book of November—who was that kept by?—By M'Meehan. I have that.

15363. Have you the book subsequent to that, or does that book contain all the entries made by him up to January?—No.

15364. You have the book he filled in November, upon the 18th, 19th, and 20th; that was filled up, and is not used further—have you any book he used in December or January?—I have not.

15365. Where did you find that book which you have?—In my own office, amongst other books.

15366. It is a curious thing you have not found the last book?—They are of no importance once they are used.

15367. You can recollect that he went in January, having looked at the staff book?—I saw it last night.

15368. Do you remember the date at which you made the report of his unsatisfactory accounts?—I do not.

15369. You remember you did it?—I do.

15370. Was it in writing?—It was.

15371. Did you make any report as to Cahill?—Of course.

15372. Did you make that report in writing?—Yes.

15373. Were the reports addressed to the Board or to the manager?—To the manager.

15374. I suppose it was some few days after M'Meehan left that you found those tickets in his drawer?—Yes.

15375. In what way did you find them?—I found them in M'Meehan's drawer.

15376. Were they all tied up together, as you

ELEVENTH DAY.
December 10.
William H. Finlay.

handed them to us, or in separate bundles?—They were separate, loosely lying about.

15377. Were none of the tickets you handed to us tied up?—No, all loose.

15378. Had the drawer a lock upon it?—It had.

15379. Along with those tickets you so found and handed to us, did you find any other tickets connected with the Westmeath races?—No.

15380. Then all the Westmeath race tickets you found at this time you have handed over to us?—Yes.

15381. Did you find in his drawer any other temporary tickets—tickets out of date?—No; I would not notice them if I came across them. I did not find them.

15382. When you found those tickets in M'Meehan's drawer was Cahill in the office?—I cannot tell that.

15383. Who was the ticket issuing clerk who succeeded M'Meehan?—The party who succeeded M'Meehan was a temporary clerk for a few weeks, of the name of Owens. He was in the audit office some years ago, and is now in the parcel office.

15384. Was he in the audit office at that time?—I think it was from the audit office he was taken.

15385. Owens was brought in to do temporary duty until you got a new ticket issuer?—Yes.

15386. Cahill did not go till some short time after?—No.

15387. Then, with this assistance, can you recollect whether Cahill was in the service of the company as ticket issuer when you found those tickets?—I don't remember that.

15388. You say it was within a few days. I have no doubt you did your duty, and when you got the keys you went and examined his lock-up press?—The first thing I did was to take up his cash.

15389. And for that purpose you opened one set of drawers?—Yes. He was absent one morning from the train; when I found him absent and not coming to the second train I sent a messenger for his keys, and I got his keys, and made arrangements for the train.

15390. Then quite suddenly you got the keys, opened the drawers, and made the necessary arrangement for the despatch of the train?—Yes.

15391. Had you discovered the deficiency in his money before that?—I had. He was generally deficient and short in his cash.

15392. The ultimate deficiency £80—was it not upon that day?—It might have been, or the day before. When he saw I was going to check his account, he thought it was better to absent himself.

15393. It was only when you got the keys you discovered how the matter stood?—Yes.

15394. When you got those keys you found the money short?—Yes.

15395. Had he been for some weeks before with smaller balances against him?—Yes.

15396. But nothing approaching that amount?—About £5 or £6.

15397. Then was that ultimate deficiency of £80, the matter of a week?—I could not say that.

15398. You say there had been small deficiencies, but the ultimate deficiency was £80?—Yes.

15399. Up to the last week when you got the keys and went to the drawer, I believe?—The deficiencies were only small; £6 or £7—that is all.

15400. You made this discovery that he was short in his cash at once?—Yes.

15401. And you suspended him at once?—Of course. He did not come back to duty; he was quite willing to go away.

15402. Did you examine his stock at once?—Not his stock.

15403. You sent Owens I suppose to do his duty?—He came in the course of a couple of hours the same day.

15404. And remained till a permanent successor was appointed?—Yes.

15405. Was not Cahill still in the service of the Company for a few weeks after that?—I will say about a week, I will not say a few weeks.

15406. Do not you believe that Cahill was still in the service of the company at the time you discovered those tickets in the drawer?—My belief is he must have been in the office, and in their employment—that is my belief.

15407. He did not go for a week or ten days after the other?—No; to the best of my belief.

15408. I think you told us last night that it was in consequence of some irregularity, which one of the directors noticed, that Cahill was ultimately allowed to leave?—Yes.

15409. Did not that occur, whatever it was, subsequently to the time that you got M'Meehan's keys, and made the discovery?—Some four or five weeks before it; it was not upon my report.

15410. So I understood, but one of the directors noticed it?—It was an irregularity reported to him by a passenger.

15411. And he thought that the company might get into trouble?—Yes.

15412. But you recollect that for a week or ten days, Cahill remained in the company's service?—Yes.

15413. Do you recollect when you found the tickets in M'Meehan's drawer, did you not observe upon it to Cahill?—I did not say I did.

15414. Did it strike you as a strange circumstance that they should be there?—It did not strike me as queer; I thought last night they were third-class tickets.

15415. Second or third-class tickets, it was the same; but did it not strike you this was strange?—The only thing I had to look out for was not to have tickets lying loose about.

15416. But was it not the duty of the clerk to whom the tickets available for the two days had been issued, as soon as the time had passed, to return any surplus to the audit office?—Yes.

15417. I suppose the clerks have no superfluity of room for keeping things; was it not the ordinary course to return these tickets to the office?—Yes, with such tickets as these; subscribers' or other tickets we keep the whole year round.

15418. Yes, but I am sure you do not think the ticket office was the place to keep those tickets, which ought not to be used except upon two particular days?—No.

15419. Did you make any observation upon it to any person in the ticket office?—I don't recollect, but it is more than likely I expressed some dissatisfaction at seeing the tickets thrown about.

15420. Did you ask Cahill whether he had any of those temporary tickets in his store?—I did not.

15421. Did you examine it?—No.

15422. Did you examine Cahill's stock when he went away?—No.

15423. You never examined his drawers?—No.

15424. When Cahill went away, were his keys handed to you?—Yes, and were handed over to Mr. Barry his successor.

15425. Was Barry appointed before he left?—It was spoken of for months.

15426. Did Barry come on the day the other went away—there was no interval?—No.

15427. Did Cahill deliver over the charge to his successor?—Yes, to Callanan it was handed over. I am in charge of the office.

15428. Tell us, when Cahill left the employment of the company, were his drawers examined by either you, or Callanan, or anybody?—No.

15429. Or any question asked, either then or at the time you discovered the tickets in M'Meehan's drawer whether Cahill had any superfluous tickets?—No.

15430. No question was asked about it?—No.

15431. I think you say you mentioned the matter of finding the tickets some months ago to Mr. Skipworth?—Yes.

15432. Why did you mention it to him?—It was about the time of the election petition it was said these tickets were going about.

15433. And you thought it was a proper thing to mention?—Yes.

15434. Was it not in connexion with those rumours that you called the attention of the manager to the careless way these tickets were dealt with?—It struck me as a singular thing that tickets should be loosely thrown about, and I felt it to be my duty to report the circumstance.

15435. Do you know whether this matter of the queer way in which tickets had been kept in the ticket office had been mentioned to any members of the Board?—I am not aware that any observation was made to any director.

15436. Have you reason to know that Mr. Skipworth, the manager, did mention the matter?—Yes, and I shall tell you a circumstance that occurred. Upon the rumour of the railway tickets having been used at the election, being afloat, I was speaking to Mr. Skipworth generally about it in the office, when Mr. Cusack came into it and he addressed me and said, "It is very strange that tickets are reported to have been taken out of this establishment, and I will prosecute anyone I can catch, if I can only get a hold of them. I wish you could find out and give a clue to the party whom you might suspect of taking them away, and I will have them punished." I said I would use my best exertions to try and fish it out.

15437. I suppose that was the time when Mr. Cusack and Mr. Skipworth were making inquiries in the audit office?—Yes.

15438. That was the time when Judge Keogh was trying the case?—Yes; I made the remark that it was a very strange thing that the railway should be mentioned in connexion with such things.

15439. You have kept the tickets you have handed to us safely ever since?—I had them always in my drawer, and I put them into my safe when you spoke to me last night.

15440. That drawer is in your special charge?—Yes.

15441. And I understand you to say that the tickets you found in M'Meehan's drawer are precisely in the same condition now?—Yes.

15442. And you found in his drawer no other railway tickets but these?—No.

15443. These tickets in the ordinary course of business should have been destroyed in June, 1868; if all things had gone on rightly they should have gone to the audit office and have been cut up or burnt?—Yes.

15444. Why then did you keep them so safely?—I threw them into my drawer, not knowing but they might be required for the next races.

15445. That could not be. Were you told to keep them safely?—No one told me.

15446. They should have been destroyed long before January last?—I put them in my drawer to throw them into the fire at some time or another.

15447. Did you not keep the tickets over because there was something queer about the matter?—No.

15448. You put them carefully up?—I threw them promiscuously into a drawer, the same as I would in any other things.

15449. Did you mention in January, when you discussed the matter with Mr. Cusack and Mr. Skipworth that you had found them?—I could not say.

15450. Had M'Meehan gone?—Yes.

15451. The petition was heard upon the 23rd of January. Perhaps you may remember that to make things safe, doors were put upon the presses in the audit office—the rumour got abroad, and the investigation must have been before the hearing—does that enable you to tell us about what time the doors and locks went on the desks in the audit office, was it not upon the 22nd of January?—It would not—I did not take any interest in the matter, and I don't remember it.

15452. You remember the doors and locks being put on the place in the audit office where the sacks of tickets were kept?—I do.

15453. After the investigation by Mr. Cusack?—Yes.

15454. Mr. Ward states he finds by his books that was done in the audit office upon the 22nd of January—would that enable you to state proximately when you made the statement to Mr. Cusack as to the discovery of the tickets?—I am not able to tell you—all I can remember is that it was at the time this petition was tried here.

15455. Actually tried?—Yes, that the railway tickets were spoken of.

15456. Or was it that it had got abroad it was going to be tried?—I don't think I heard of it before.

15457. You found the tickets, however, some little time before that?—Yes.

15458. Did Mr. Skipworth tell you to keep them for the present?—No.

15459. Mr. Cusack was anxious to find out who had taken these tickets?—Yes.

15460. And was it for that purpose you kept the tickets over?—Having them there, I thought it better not to destroy them.

15461. Was it not that the tickets might be forthcoming for the purpose of the investigation that you kept them carefully over?—I cannot bring that to memory.

15462. Was it not in connexion with the abstracted, or alleged abstraction of the tickets, that you thought it better to keep them over?—Yes, it struck me that as I had them, it would be better to keep them safely.

15463. I presume that the authorities in the railway knew that you had them; I suppose you reported to Mr. Skipworth that you were keeping them over?—It was only casually.

15464. Did he not know you were keeping the tickets?—I don't think he did—it was only casually spoken of—he did not attach much importance to it, not having been officially given.

15465. Mr. TANDY.—When you put them into your drawer, were they tied up in the way you have given them to us?—Not with the same twine; I retied them last night.

15466. But you tied them up in a similar way?—Yes.

15467. Mr. MORRIS.—Did you examine them carefully when you found them first?—Not at all, I knew they were of no use.

15468. Mr. LAW.—Did you arrange them in any way when you found them first?—No, I did not touch them, when I found them thrown about the floor, I collected them, and put twine about them.

15469. Was last night, or this morning, the first time you arranged them in series?—I did not arrange them in series.

15470. We found them consecutive, with the exception of some missing tickets in particular places?—I took them out of the drawer.

15471. That is curious, they are exactly consecutive in the way you gave them to us; you gave them to us all tied together; and when we came to look at them, we found that beginning from 081, and going on to 099, the numbers were consecutive, and that from 100 to 143, the numbers were also consecutive—so that from 081 to 143, they are perfectly consecutive?—I never examined them.

15472. You could not have found them very loose in the drawer, that being so. There are six wanting after 143; so beginning to count again at 150, and going on from that to 249 they are all consecutive, and therefore they could not have been lying very loosely in the drawer?—I can only show you the way they were in.

15473. But they were in the way I describe at the time you gave them to us?—Yes.

15474. Did you tell Byrne about them?—It struck me, when I found them originally. I think I did tell Byrne about them—bring them up, and ask him what was to be done with them.

15475. It is exceedingly likely you did from an observation he made to us. He would be the clerk in the audit office to whom those temporary tickets would properly and regularly go before they would be destroyed?—Certainly.

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15476. And did you point out to Byrne anything about consecutive tickets being missed?—No.

15477. Did you show him the tickets?—I think I brought them in my hand—it is only a very faint recollection.

15478. Faint or strong, did you hand him the bundle?—I can't say.

15479. But you recollect bringing them into the office?—I cannot say whether I did or not.

15480. Did you show them to Byrne?—I think I did.

15481. Did you show them to Mr. Skipworth?—Yes.

15482. He was a very natural person to whom you would show them, as he was concerned in the matter?—Yes.

15483. Where did you show them, in your own office or in the audit office?—In the audit office, I think.

15484. Did you ever mention to Byrne, Cahill, or anyone else, anything in reference to the tickets in connexion with Cahill's name?—I never spoke to Cahill about them, except at the time I found them in the office—and I said it was a shame to have tickets lying about.

15485. Do you recollect asking Cahill how M'Meehan happened to have them?—I don't remember that.

15486. Mr. LAW here read a memorandum or minute in the book of the Midland Railway Company, to the following effect:—"Board minutes, 13th January, 1869—Resolved—that Robert Cahill and J. M'Meehan, booking clerks, be called upon to send in their resignation—the former for irregularity, the latter for deficiency in cash to the amount of £83. That G. Hall be sent back to the booking office, and W. H. Finlay to the audit office"—You went to the audit office?—No. I did not; the Board's order was not acted on.

15487. This will give us the date at which these gentlemen were disposed of. They were to be called upon to resign?—I remember that circumstance.

15488. I suppose it was immediately after that they did resign?—Yes.

15489. Some time about the 20th?—It might be about that time.

15490. They would not resign before a week?—Within a week, I think.

15491. That would be between that and the end of January?—Yes

15492. Probably the statement of Cahill was the first that you heard of it?—Yes.

15493. You had within that time discovered the facts?—Yes.

15494. How are the tickets issued from the audit office to the booking clerk?—The rule is when the booking clerks require tickets, there is an order book in which the order is made, this is handed to me to sign, I check off, and sign that, and hand it to Mr. Landy, who would order tickets from the printer after I made my order.

15495. The necessity for this arises every year—the Westmeath races take place on the 1st and 2nd of June?—Yes.

15496. And your tickets should be printed some time before?—Yes.

15497. In a place like Dublin, without a particular requisition from Cahill and M'Meehan, tickets would be prepared?—Sometimes that would be done.

15498. In the case of the Westmeath races would they send in a requisition for the tickets?—In the case of those races, I would know from the advertisement that the tickets would be required, and I would probably order them in that case.

15499. In either case the order is to be countersigned by you?—Yes.

15500. Is any record kept in the audit office of the tickets?—Yes.

15501. Then we should have in the audit office a perfect record of what was sent from it?—Yes.

15503. And your book tells us how many were issued to the public on any particular day?—Yes.

15504. Then there is no difficulty in telling how many of these second class tickets were sent out?—No difficulty about it.

15505. How many were ordered?—Only 250 were ordered.

15506. Perhaps the order would also be forthcoming?—It might.

15507. Who are they printed by?—By Marcus Ward of Belfast.

15508. Then, of course, Ward's account would tell us how many tickets were printed?—Yes.

15509. I find an entry here; a Board minute under date the 24th of February, six weeks after the Board minute of the 13th of January?—That is as to a letter from Cahill expressing a wish to remain in the company's service, but the Board would not change their order.

15510. When Cahill thus wrote for liberty to remain, I presume he had not left the company's service?—I think not.

15511. As to this letter of Robert Cahill, late booking clerk, resigning his situation, but wanting to remain—It would appear his letter was not an unconditional resignation?—Perhaps when he wrote that he was suspended and not paid off.

15512. Is there not some small machine in the ticket office for holding the tickets, and presenting them consecutively?—Yes, the case in which one ticket is on the top of the other in consecutive numbers.

15513. Is the arrangement of the case such that, except you take some trouble with it, you couldn't get the tickets to come up in any other order except consecutively?—You couldn't.

15514. How many tickets does the case generally hold?—About 100 or 150.

15515. Would it hold the entire bundle of 250 tickets?—Not well. There are different sizes, but the case we have wouldn't hold more than 100 or 150.

15516. Not the 250?—No; I think not.

15517. Is not it usual to put in as many tickets as the case will hold?—It is not.

15518. The tickets are, I believe, brought up by means of a spring?—No, by putting your hand under they come out.

15519. Mr. TANDY.—What is the ordinary rule in filling the case?—There is no general rule for it. I saw only forty tickets in it at a time.

15520. Would that be the average number?—Sometimes it is 100; they generally divide a bundle into two.

15521. Mr. LAW.—When the traffic is of this pressing character every one wanting to go to the races, would they put a few in in the ordinary way, or would they put more in?—They would put in the whole 250 if possible. But I observe that these tickets are dated June 1, the reason of that is that the person who issued the tickets on that occasion was not very expert, and he stamped a lot of them beforehand.

15522. In anticipation of an expected pressure?—Yes.

15523. How do you know that?—It is often done with us.

15524. The ticket issuer, fearing that he could not stamp quick enough would stamp them the evening before, or in the morning early?—Yes.

15525. Mr. TANDY.—Do you mean to say that that is a thing that is allowed in the office?—It is.

15526. That is the very thing that would allow tickets to pass current?—It cannot.

15527. Why not?—The clerk is charged with so many tickets, and in case they are not used we take up what remains unused as vouchers for the balance of the money.

15528. Mr. LAW.—Have you ascertained, as a matter of fact, that Butler was the clerk who so stamped these tickets by anticipation?—I knew him to stamp tickets frequently before the day of issue.

15529. Does the machine regulate the number of tickets stamped?—No, only the date.

15530. How then is the clerk to be charged with the number of tickets stamped, for instance, if forty tickets got into anyone's pocket after being stamped, what is the clerk to do?—To pay for them; he is accountable for what he got.

15531. That is to say, the number of tickets he got from the audit office he must account for?—Yes.

15532. No matter what becomes of them?—No matter what becomes of them.

15533. You say you have known that the clerks on some occasions stamped the tickets with the proper date in anticipation of a press of business on the day of issue?—Yes.

15534. Are these numbers on the tickets, 171, &c., put on by the printer?—Yes, they come into the office in that way.

15535. Of the 250 second-class tickets ordered would he print them commencing from 0 to 250?—There are always three figures on each ticket; the first would be 000, the second 001, and so on up to 249.

15536. The end of the first 100 would be 099?—Yes.

15537. And the end of the bundle of 250 would be 249?—Yes.

15538. And the next serial would be 250 and so on?—Yes.

15539. Would the printer without orders from the office number the tickets, suppose 500 were ordered, from 000 to 499?—He would; that would be 500 tickets.

15540. If Ward got an order to print 500 second-class tickets for the races he would number them in that way from 000 to 499?—Yes, that's always the rule; that's the system always.

15541. You account for these dates on the tickets for the races up to a certain point by stating that whoever issued them—you say it was Mr. Butler did so—was not very familiar with the work?—He was not.

15542. Does Mr. Butler, in his entry where he charges himself with the tickets state how many he got in the first instance?—He does not.

15543. Let me see the form of entry?—Yes, here it is. [*Book handed in.*]

15544. I see he numbers the tickets he issues, and he commences with the first number and ends with the closing number?—Yes.

15545. What is the meaning of this. I see the word "races" on two lines?—That is the first and second class. You will see the money brought out in the column. That will explain all.

15546. Was Mr. Butler using all sorts of tickets on that occasion?—First and second class only.

15547. We find that he issued from 000 to 041 first class, and from 001 to 059 second-class tickets on the first day of the races?—Yes, and on the next day he commenced from where he closed on that day. You will see "Mullingar" there.

15548. Yes, commencing from number 41 down to 61 first-class, and from 59 81 second-class?—Yes.

15549. Mr. MORRIS.—These eighty-one second-class tickets, I presume, are not to be traced, they were destroyed?—Yes, they passed to the audit office for checking.

15550. Mr. LAW.—Did you ever ask Mr. Butler about this?—Never.

15551. Mr. TANDY.—When did Mr. Butler leave the booking office, or did he only appear in it on the days of the races?—He was there for some time.

15552. When did he leave the booking office?—He left it about the 27th June, I think.

15553. Mr. LAW.—Before the end of that month?—Yes.

15554. Mr. TANDY.—Whom was he succeeded by?—Cahill succeeded him.

15555. Mr. LAW.—As I understand you made a mistake when you said there were third-class tickets amongst these?—Yes, I found them at the third-class man's drawer; I found them loose, and I thought they were third-class tickets.

15556. Mr. TANDY.—I think you stated that Mr. Cusack expressed considerable anxiety to be able to trace in any way the parties who abstracted these tickets?—Yes.

15557. Was it before you heard Mr. Cusack express this anxiety that you had communicated with Mr. Skipworth about this matter of finding the tickets?—It was at the time.

15558. Was Mr. Cusack present at the time you spoke to Mr. Skipworth on the subject?—For about five minutes I had been speaking to Mr. Skipworth on business generally, when this matter about the tickets turned up. None of us attached any importance to the matter at the time.

15559. Did you mention it in the presence of Mr. Cusack?—Mr. Cusack came up in about ten minutes after we were talking about it.

15560. Was there any allusion whatever made to the discovery of these tickets in Mr. Cusack's presence when he came up to you?—Not that I remember.

15561. Although ten minutes previously you had mentioned it to Mr. Skipworth, and although Mr. Cusack expressed himself so anxious to trace the parties who had abstracted the tickets?—Yes, I attached very little importance to it.

15562. You didn't mention it in the presence of Mr. Cusack?—No.

15563. Was not Mr. Cusack the party that you should make a report of the matter to?—No, it was to the manager I should make the report.

15564. Should not you have spoken to the Chairman of the company about it?—If I thought of it I would.

15565. You thought ten minutes previously of speaking about it to Mr. Skipworth?—I did.

15566. Why then not speak of it to Mr. Cusack?—I didn't think it of any importance to speak of it to him.

15567. Mr. LAW.—You thought it important to keep the tickets?—I did not.

15568. But you did keep them?—I did, and if I found any more tickets to-morrow morning about the office I would throw them into my desk the same way.

15569. Mr. TANDY.—You had a conversation some few days ago with Mr. Landy on this subject, I believe?—I was not speaking to him with reference to the tickets.

15570. Were you speaking to him with reference to his bundle of tickets?—Yes.

15571. Did you mention on that occasion to Mr. Landy that you had a broken bundle in your possession, that you had the two ends of it, and that the middle tickets were used at the election?—Not to my recollection.

15572. Swear positively whether you did or did not?—I am swearing it.

15573. Or words to that effect?—It is a hard thing to ask me swear to what I don't recollect.

15574. Did you say any words to that effect in your conversation with Mr. Landy within the last few days?—I am going to explain what I did say to him.

15575. Answer the question first and then explain if you wish?—But I must answer it to my own satisfaction.

15576. No, you must answer it to our satisfaction—answer my question first—did you say this to Mr. Landy on that occasion, that the tickets could not have been taken out of the audit office, because they were consecutive; that you had a broken bundle in your possession, that you had the two ends of it, and that the middle tickets were those used at the election?—No, I did not say that.

15577. Or anything to that effect?—Certainly not, I would be very foolish to do it. I couldn't do it.

15578. What was the conversation between you and Mr. Landy about?—I put such little importance on it, I can't bring it to mind whether he spoke to me or I to him

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on the subject of the commission. What I remember is—I was coming out of his office, and was walking towards the manager's office when Mr. Landy came in. The recollection I have of the matter is, that he was either going home, or to the manager's office also. The manager was engaged at the time, and I stood at the fire waiting for Mr. Ward to be disengaged. A conversation then took place generally about this commission, and there was, I think, somewhat about what M'Brettney stated here yesterday evening.

15579. You have told us minutely how you walked to the manager's office, how you stood at the fire, the only thing you told us of in general terms was the conversation you had with Mr. Landy—now tell us what was the purport of that conversation?—I can't give it to you in any other way.

15580. What was the purport of it?—We were casually speaking about this commission.

15581. What was the purport of the conversation—we don't want you to give us the exact words, give us the purport of what was said?—I couldn't tell you any more about it.

15582. Did you say anything about railway tickets on that occasion?—Not to my knowledge.

15583. Did you or did you not on your oath, in that conversation with Mr. Landy, say anything about railway tickets; you must answer the question?—You must allow me to answer it in my own way.

15584. Did you or did you not say anything in that conversation about railway tickets?—It was about railway tickets we were all talking.

15585. Then you did say something about railway tickets?—I think I did.

15586. Are you certain of it?—Well, no; I am not.

15587. Do you mean that you are not certain that you alluded to railway tickets in the conversation you had with Mr. Landy last week?—I am not certain of it; I am not positive that I did.

15588. Will you swear that you did not?—I am swearing it.

15589. Do not you know you did?—I am not certain, I won't tell a lie for anyone.

15590. Well, then, do not prevaricate either—do you mean that you cannot distinctly answer the question, whether in the conversation you had with Mr. Landy within the last week you alluded to this bundle of railway tickets?—Casually, I might, but I couldn't swear positively that I did.

15591. Did you say to him that you had a broken bundle of railway tickets in your possession?—I don't remember that I did.

15592. Are you able to swear positively that you did not state to Mr. Landy the matters I read out for you from his evidence?—From my recollection I couldn't repeat three words of what was stated on that occasion.

15593. I have read out for you what Mr. Landy swore about the conversation you had with him within the last week, do you now say that that conversation did not take place?—Mr. Landy may be very correct in what he swore, but that is no reason why I should be bound by it.

15594. Is it true that Mr. Landy, after you stated that to him, recalled that conversation to your mind, and that you denied ever having any such conversation with him?—I did distinctly, and I also stated to him that if I did state any such thing—that they were railway tickets that were used at the election—I would have stated what I never knew, and what would have been grossly false.

15595. Mr. LAW.—That is not the point of Mr. Tandy's question at all—it is not that the tickets were used at the election?—The conversation with Mr. Landy, as he must have known, was more in a jocose way than in reality.

15596. You were discussing the evidence Mr. Landy gave here—it was a natural thing to do under the circumstance—no doubt the matter about these tickets is frequently discussed in your office?—It is, when you go into any of the offices, it is all the talk with all.

15597. Mr. MORRIS.—What Mr. Landy stated, you know, was very specific?—It may be correct, but I am not to be bound by it.

15598. Mr. TANDY.—I want to know did you hold the conversation Mr. Landy swore to?—No, I don't remember that I did.

15599. Do you mean that you do not remember a conversation which took place within the last week?—If it took place yesterday, I don't remember it.

15600. Mr. LAW.—Do you remember talking to Mr. Landy about railway tickets in a conversation you had with him last week?—The conversation was about railway tickets, I believe.

15601. Do you recollect during that conversation saying anything to him, or alluding in any way to the existence of this bundle of tickets which you have handed to us?—Not that I remember. I can't remember.

15602. Was Cahill's name mentioned in that conversation, do you recollect?—I heard M'Brettney say so yesterday evening, but from my own recollection I can't call to mind whether it was or not.

15603. I understood you to say that in the conversation you and Mr. Landy had on that occasion, you thought you had referred to M'Meehan, the other ticket issuer?—Yes.

15604. Do you think now from what has taken place, that in that conversation, you did refer to either M'Meehan or Cahill?—I couldn't say.

15605. You heard M'Brettney mention Cahill's name?—I did. Well, if there was anyone whom I'd suspect, it would be M'Meehan. I never suspected Cahill.

15606. As a matter of belief, is it your belief that in the conversation you had with Mr. Landy, you did refer to either the name of M'Meehan or Cahill?—It isn't probable I did so; from my belief I don't think I did.

15607. Do you believe that you mentioned in any way that you had still in your possession a broken bundle of tickets you found in a drawer?—I didn't mention it. Mr. Landy knew very well previously that I had it.

15608. Did he address any conversation to you on that head?—Not that I remember.

It is not to unreasonable to press you on this matter, as it is so very recent; this Commission was sitting and was inquiring into certain dealings with your company's tickets—a matter that was discussed in the office, and very naturally talked of by you all there. It is difficult to believe that you don't remember a conversation that only took place within the last week.

15609. Mr. TANDY.—What's more—that conversation was recalled to your recollection within a very short interval after it occurred, and you denied that any such conversation took place; it is impossible to say that you don't remember what took place in so recent a conversation?—I have explained the conversation I had with Mr. Landy.

15610. As far as I am concerned, I must say I don't believe your explanation?—I am not much concerned, with great respect, whether you do or not.

15611. Mr. MORRIS.—I have taken down what Mr. Landy swore here:—"Mr. Finlay said the tickets were consecutive, that Mr. Reid was present at the conversation. Mr. Landy asked you how did you know that the tickets were consecutive; you said that the tickets used at the election came out of your bundle, because you had the separate parts"—these are the words?—I have not the least doubt that what Mr. Landy swore is correct, but I am not to be bound by it.

15612. That may have occurred?—If I made that statement it was said so much in a jocose manner that it didn't make any impression on my mind. I am tired and sick of hearing of railway tickets, in all the offices; no matter where I go the conversation is all about railway tickets, and nothing else.

Mr. LAW.—Very naturally. It is a matter that

requires to be strictly looked after. It is a very unpleasant occurrence to have the company mixed up with.

15613. Mr. TANDY.—In my opinion you are as much mixed up with the matter as any one connected with the company. I have felt bound to express my opinion in respect to the way in which every witness gave his evidence; and when a gentleman in your position comes up and tells us that he cannot answer to the best of his belief, whether he alluded to the broken bundle of tickets in a conversation with Mr. Landy, which took place within a week, and which was recalled to his recollection in a day or two after, I must say I do not believe him, and I regard his answering as anything but satisfactory. *Witness*—I am very much obliged to you, Mr. Tandy. The expressions you have made use of are certainly very severe, but they don't concern me in the least, as I am too independent to care for them. I came here to tell the truth, and I have no reason for concealing anything. I have told all I know about this conversation, and if you ask me to do more, you only ask me to make a fool of myself—and that I will not do for anyone.

15614. Mr. LAW.—As I understand you do not deny the accuracy of Mr. Landy's report of the conversation?—I do not; but I say if it occurred as he swore, it made no impression on my mind.

Rev. *John Blair Brown* sworn and examined.

Rev. John Blair Brown.

15615. Mr. LAW.—You live near Kilkenny, I understand?—I live within a mile of it, at a place called Brownstown.

15616. I believe Brownstown acquired its title from a predecessor of your name?—A namesake of mine was the principal at the college in Kilkenny, and as both our letters were likely to go astray, I had letters addressed to me directed to the parish—not the parish but the townland.

15617. Were you acquainted with Mr. Henry Foster?—I was.

15618. When first did you become acquainted with him?—I think my acquaintance with Mr. Foster commenced on the 18th June, 1866.

15619. Was it in Dublin or Kilkenny you first became acquainted with him?—I came up from Kilkenny, where I resided, to Dublin to be married that year; my wife was an intimate friend of all the Foster family, and he acted on the occasion of my marriage, as I hadn't the slightest acquaintance with any person in Dublin at the time.

15620. Your wife is not any relative of the Fosters?—No.

15621. Had you frequently seen Mr. Foster between the time he so acted for you on the occasion of your marriage, and his leaving this country?—Not frequently. His sisters were on a visit with us in Kilkenny, one of them for, I think, three months, and the other for two months; and almost every time I came up to Dublin I'd take a cab and drive to his house, which I generally didn't leave until I left for Kilkenny. I used to call at his house, and sometimes dine there, and then had a drive with me to the train.

15622. How often did you see Mr. Foster during the summer and autumn of 1868—five or six times?—I can't say; not so often, I think. I can very seldom come up to Dublin. I repeatedly asked him on a visit to us, and though he promised to come, he couldn't come until recently.

15623. You generally saw him when you came up to Dublin?—I generally did, but sometimes I didn't.

15624. You saw him, I believe, some time in the spring of 1869 in Kilkenny?—Yes.

15625. Do you recollect what time it was that you saw him?—It was during the time that the election petition was being tried—the better part of it.

15626. That would be in the end of January?—I don't recollect.

15627. The judge who tried the petition gave his judgment on the 6th February; it was probably some time before that that Mr. Foster was with you?—I know he came to me while the election petition was being tried.

15628. The judge did not deliver his judgment for a few days after the evidence closed, but the petition was ultimately disposed of on the 6th February?—I don't remember anything about that.

15629. How many days did Mr. Foster spend with you on that occasion?—I couldn't exactly say, about three weeks, I should suppose. Before I came up to Dublin I made inquiries about the matter. My wife said it was a fortnight, and my housekeeper said it was more.

15630. Do you know where he came from to Kilkenny on that occasion?—Direct from France. I had a letter from him in France before he came over.

15631. Do you remember the subject of that letter?—I do not; it was merely a letter of friendship.

15632. Do you know did he go direct from Dublin to France?—I can't say.

15633. At all events either direct or otherwise he went to France, and subsequently came to you?—Yes, by London. He spent one night and part of a day in his own house, and came to me on the next day, which I think was Monday.

15634. Did you know that he was coming to you? Yes. I received a telegram stating that a person would be down by the next train. We didn't know whom we were to expect. The telegram was signed "H. F."

15635. You did not think it was Mr. Foster you were to expect?—I did not. I thought he was in France at the time, until he came down to us.

15636. You say he stayed three weeks with you on that occasion?—About three weeks.

15637. How long had he been with you before Mr. Fell White went down to Kilkenny to see him?—I can't say. I think it was very shortly after that that he left, it may have been the very day Mr. White left, or three or four days after—at all events it was very shortly after.

15638. Accuracy to a day is not material—he was with you about a fortnight before the telegram came down?—Yes, about that.

15639. I suppose you knew very well from him the reason why he avoided Dublin?—I judged why. I don't know that he told me in direct words, but I understood from him, from conversations with him.

15640. I suppose the purport of the conversations you had with him was that he was implicated in matters then under trial?—If I tell you what the conversation was you'll understand it better. He told me he came over from Paris to give his evidence at the trial of the election petition. When he came over he consulted with some friends—he didn't say who they were—and they considered that his evidence was not necessary, and that it would be better for him not to be there. He then came down to my house, he got out of the train at one of the stations, and came over to me.

15641. I believe he walked to Clondalkin from Dublin on that occasion?—Yes. I believe he took a car there.

15642. Didn't you understand from him in the course of the fortnight he was with you, the reason why he thought it expedient to leave and absent himself from Dublin, and Ireland altogether?—I could gather it from conversation. I believe it was because he might in some way implicate others. I had before the petition was spoken of at all, pressed him very earnestly to come down to Kilkenny and spend some time with me, as I knew he wasn't strong. He told me that the doctor said a milder climate was what would suit him, and ordered him to France. He said he didn't like to go on account of the petition. I

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subsequently saw him in Dublin, and I said, "I hope you are not mixed up in any way with this bribery business."

15643. What did he say to that?—He said, "I could go up on the witness table and swear that I never gave a farthing in bribery to anyone, and that I never received a farthing from any man for the purpose of bribery." I was surprised when, while he was staying with us, and when on one occasion he was reading the paper he started up quite suddenly, and indignantly said, "Here's a fellow who says that I gave him a bribe that I never gave at all."

15644. Can you say who it was he referred to on that occasion?—I can not.

15645. Do you recollect in any conversation you had with him either before or after his reading the paper on that occasion his speaking of 76 Capel-street?—He spoke casually of it, but he didn't make me a confidant of his about it. I think he knew something about that address from conversation with him.

15646. Would you say he did from his conversation?—I judged that he knew all about it.

15647. And didn't you judge from his conversation whatever it was that that house, about which you say he knew all, was arranged for the purpose of bribing the freemen?—I might judge, but I can't say from what. I cannot call to mind a single word of his that would warrant me in saying so.

15648. Whatever the conversation was, were you not impressed with the belief that he knew all about the house 76, Capel-street, and that that house was arranged for the purpose of bribing the freemen?—I might understand that he knew all about it, but not that he was an active party to it, or that he was a participator in it.

15649. Didn't you understand that the house 76, Capel-street, was arranged for the purpose of bribing the freemen?—Not specially for the purpose of bribing the freemen.

15650. It was in this place they all voted no one else voting here but freemen?—I thought from my own reading of the papers that the house was arranged for the purpose of bribery generally. This impression may have been produced more from having read the papers than from what he said—he didn't tell me much.

15651. Were you not talking with him about this matter on and off during three weeks?—No. I talked very little to him about it, because his sister requested me to avoid conversation with him about election matters, as his health was not good—we wished to keep him as cheerful as we could. It was, therefore, what I might call a tabooed subject.

15652. For fear of distressing him?—Yes. We avoided all conversation on the subject.

15653. Did you understand from his sister that the part he took in the election was distressing him?—I understood that the less said about the election the better for his health—that conversation on the subject might irritate and worry him.

15654. But, as he himself sometimes alluded to the subject, didn't you understand from him that the house 76, Capel-street, was arranged for the purpose of bribing the freemen?—He very seldom alluded to the subject at all; when he was reading the papers he sometimes did allude to it. On one occasion he was reading a report of the trial of the election petition, and he suddenly started up and said, "Here's Campbell swears one thing, and five others swear the contrary, yet he is the only one who swore the truth." I said, "I don't care whether he did or not, Judge Keogh will believe the five." He started in a fit of indignation, and he then burst out into a fit of laughter. I didn't go further into the subject for the reason I told you.

15655. Do you recollect when Mr. Fell White came down to Kilkenny?—Yes; it was a very few days before Mr. Foster left for France—it may be the very day Mr. White returned to Dublin that he left—I am not sure about that.

15656. Did you understand from Mr. Foster's sister that Mr. White was coming down to Kilkenny?—No.

15657. Did you understand that anyone was coming—did you expect that anyone was coming down?—I expected Mr. Foster's sister down.

15658. However, you met Mr. White at the train?—Yes.

15659. And brought him to your house?—Yes; he came by the nine o'clock train.

15660. Had you any conversation with Mr. Foster as to his losing his position in the Registry of Deeds Office?—Yes.

15661. What did he say to you about it?—He told me something about it before he received a letter from the head of his office. In speaking of the matter we discussed whether his being mixed up with the election would warrant his losing his post. When the letter came from the head of the department containing his dismissal he handed it over to me.

15662. That was before he went away?—Yes. He handed the letter to me. I read it. I said it was very unpleasant, and that it was very strange that "the head of the office would send you your dismissal when you are a government official." I said I thought that his dismissal would come from the heads of the government.

15663. What did he say to that?—He said that he wasn't regularly dismissed, that there was an irregularity in it.

15664. Did he say that he was not legally dismissed?—He said he would take counsel's opinion on it.

15665. He did not say he would come to Dublin about it?—No.

15666. In fact, he did leave your house practically for France?—Yes, direct for France. I drove him to the train.

15667. Without looking after his situation; did he look after it, do you know?—I think not.

15668. Did you hear from him soon after he left for France?—I had several letters from him.

15669. How soon after did you hear from him?—A few days after his arrival in France.

15670. Where was the letter addressed from?—No. 9, Rue Castiglione, Paris.

15671. That is where he is at present?—Yes. He was in several places. I had letters from him while he was in Spa.

15672. Did he always stay in 9, Rue Castiglione, when he was in Paris?—No; he was at a boarding-house, and he was stopping at a hotel.

15673. What is the name of the hotel he was stopping at, do you remember?—I can't remember it.

15674. Did he write to you from that hotel?—He did.

15675. Have you got the letter?—I have not. I destroyed it when he gave me the address.

15676. When he went to Paris in February, 1869, his letter was from 9, Rue Castiglione?—No, it was from a hotel.

15677. He then, I suppose, took permanent quarters in this place?—Yes.

15678. Have you written to him lately, or have you received letters from him?—Not within the last six weeks or two months.

15679. Do you think he is still staying at 9, Rue Castiglione?—I think so. My wife had a letter from one of his sisters within the last week, and it was written from 9, Rue Castiglione.

15680. Did you see that letter?—I did, and I read it.

15681. Did Miss Foster, in that letter to your wife, make any allusion to this commission?—Not a syllable.

15682. Or to our summons having reached him?—Not a syllable.

15683. Was there any allusion in that letter to public matters?—There was not; it was simply a matter of friendship. She has sent some pictures to my baby ——

15684. What I want to know is, was that letter confined to private matters between the two ladies?—Entirely.

15685. The letter you say you received from Mr.

Foster about six weeks ago was on private matters?—It was. I have received several letters from him, but I have preserved only one from him which I found amongst my papers yesterday evening. They were all somewhat similar to this which I have in my hand.

15686. What is the date of that letter?—It is an old date; it is dated from Belgium. He went to Spa, and from that to Wiesbaden, in consequence of his sister's health. [*Letter handed in.*]

15687. Do I understand from you that this is the only letter from Mr. Foster that you have in your possession?—I searched my papers, and it is the only one I had when I got the summons.

15688. Did you destroy any letters of his you had from time to time?—I destroyed all of his from time to time.

15689. You did not keep them for any time?—I generally kept them until I answered them, and no longer.

15690. You did not destroy any of his letters for the purpose of concealing their contents?—I did not; there was nothing in any of them that I can call to mind that would require to be destroyed.

15691. The first letter you received from him, you say, was dated from Paris?—Yes.

15692. From a hotel?—Yes.

15693. Some time after you received another from 9, Rue Castiglione?—Yes.

15694. How long did he remain in Paris before he went to Belgium?—I cannot say.

15695. I believe one of his family died since he quitted this country?—Yes, his mother. She died some time in the summer—I think it was in June.

15696. And I believe his sisters left this country, and went to join him after their mother's death?—Yes.

15697. How many sisters has he?—He has three sisters.

15698. Are any of them married?—One of them is married in Galway; the two others are unmarried.

15699. What is the married sister's name, do you know?—I forget it just now, but I will think of it in a moment.

15700. It was some time after his sisters joined him that he went to Belgium?—I should think so.

15701. Was this letter, which is dated the 10th August, the first you received from him while in Belgium, do you recollect?—No, it was not.

15702. Was he in Belgium before that?—He was in Belgium twice. He got tired of Paris and he went to Belgium.

15703. You think that at some subsequent period he went on from Spa to Wiesbaden, and then came back again to Paris?—Yes.

15704. How soon did he get back to Paris, do you know?—I can't form an idea; he is there about a couple of months, at all events.

15705. I suppose about October he got back?—I can't say. I suppose about two or three months ago.

15706. Did he come back to 9, Rue Castiglione?—He did.

15707. Did you understand from him that he and his sisters were settling permanently there?—No, I expected him back in October.

15708. That however, is their present residence?—Yes.

15709. Did you understand by any of the communications you had from him whether he was disposed to come back to this country before the termination of this year?—Yes, he was to come back in November.

15710. Was that fixed on as the period of his return because it was expected that this commission would have held its sittings before then?—Rather because it was expected that there was to be no commission at all.

15711. It was expected that either there would be no commission at all, or it would be sped in the long vacation?—I believe that to be so.

15712. He thought, I suppose, he should get back when it was all over?—Yes, I believe so.

15713. Do you know, was it his intention to come back when it was all over?—Yes, I think so.

15714. Are you aware of any reason for his staying away, except his fear of being prosecuted?—I rather judged and gathered from his conversation that he himself, personally, would not have anything to fear, but that he might criminate others—that knowledge came to him that might compromise others.

15715. Do you believe that the reason he does not come over at present is that his evidence before us might have a very important bearing on the subject we have to deal with?—I know nothing of this commission, it was in respect to the trial of the election petition I was speaking.

15716. With respect to bribery?—Yes.

15717. If the commission was never to sit, or if it were over, you understood that he was then to come home?—Yes.

15718. And that he is not disposed to come over until the commission is at an end?—No.

15719. Do you believe that the reason he will not come is, because his evidence would be very important as regards the inquiry we are now holding?—Yes.

15720. Are you aware that he is under any honorary obligation, or under any obligation, to remain away until this commission is over?—I am not aware.

15721. Did you understand that he is bound in honour to those politically associated with him to remain away until this commission is over—is that what you gathered from conversation with him?—He gave me to understand that those who were working with him at the election would be implicated by certain things they did, whatever they were, of which he was cognizant; and that he is under an honorable obligation to them to remain away. I understood that he was himself perfectly safe, but that his evidence, if he were to be examined, would affect others injuriously; and that he was bound to remain away, in consequence.

15722. Did you understand from him that, though his position in the Registry of Deeds Office was lost, it would be made good to him?—I did not. I also spoke to him on that subject. I said that "although you were not employed by Sir Arthur Guinness, and although you lost your situation for him, he will as a man noted for his liberality and goodness, make sure that you will not suffer for it."

15723. What did he say to that?—He told me that if Sir Arthur Guinness could do it he would do it, but that Sir Arthur Guinness would be a responsible party for what he did.

15724. Had you ever understood from him whether he had any considerable means?—I had a conversation with him on that subject too. One day I was rather unwell, and I remained in bed. He came into my room and looked rather downcast. I requested of him not to feel offended if I took the course of a friend, and I proposed to him that his mother and sisters come down and live with us. I told him that we had spare rooms, that it would be no inconvenience to us whatever, and that, if it were, the pleasure of their company would more than compensate for it. He said, not at all. I pressed him further, I said, "I don't know what your circumstances are, will you be kind enough to tell me what money you have." He told me the exact amount, I forget how much it was, but I know I considered it was quite sufficient to keep him comfortable for some years.

15725. Is it that the capital would last for some years?—Yes.

15726. How old is Mr. Foster, do you suppose?—I don't know.

15727. Is he forty?—He is beyond forty, but not much—he is not older, I think.

15728. I believe his salary in the Registry of Deeds Office was about £300 a year?—I heard that.

15729. Had he no other source of income but that?—I don't think he had.

15730. A person of that age who had, I suppose, for a few years £300 a year, could have had but little saved?—It was all savings he alluded to when speaking to me.

15731. From his income?—Yes.

15732. It was not very much I presume?—I now forget the amount, but it was one or more thousands.

15733. It was not enough, at all events, to produce an income without trenching on the capital?—I understood that he would have to live on his capital, until something turned up.

15734. You understood that he had enough for that purpose?—Yes.

15735. Suppose he remained five or six years without a situation?—I judged that the sum, whatever it was, would be sufficient to support himself, his mother and sisters for four or five years.

16736. And that at the end of that he should have nothing?—No, unless he got a situation.

15737. Did you understand that he expected assistance from his political friends at home?—No, he impressed on me that he couldn't expect any.

15738. Without implicating them?—Without bringing them into what they had no connexion with.

15739. I need scarcely ask you, I suppose, whether it is your opinion that he will respond to our summons, and come here to give evidence?—Candidly I may tell you, I don't believe he will. He has got peculiar ideas of honour in that way—he would rather suffer himself, than that he should be the means of another suffering.

15740. In your conversation with him, he left no doubt on your mind that he was aware of bribery going on at the last election?—The word bribery was never used by him, it was used by me.

15741. Did he make any allusion in any of his conversations, when the subject was introduced, as to the sources from which the money came, that was used in the bribery?—There was only one thing. On one occasion, when reading the newspaper during the trial of the election petition, he started up and exclaimed, "They are on the scent of the Carlton Club now."

15742. What else did he say on that occasion?—He said nothing more.

15743. Did you follow up the conversation at all?—No, I did not.

15744. Whatever the language he used was, did it leave the impression on your mind that the money that was disposed of in this way, had come from the Carlton Club?—I can scarcely say that that was the impression created on my mind. I was amused with it, and I gave it no further thought. He also appeared amused at it when he started up and said, "They are on the scent of the Carlton Club now."

15745. Do you know whether it was because of their being on the wrong scent, or because of their being on the right scent, that he was amused?—I couldn't say.

15746. Perhaps he would be more amused at their being on the wrong scent than on the right scent?—I think he would.

15747. That was the only observation he made use of on the subject?—Yes.

15748. Did it leave the impression on your mind, from his manner or otherwise, that the seekers were on the right or on the wrong scent?—I can't say. I know I was amused, and nothing further.

15749. In what direction did your impression go?—I can scarcely say.

15750. Did he look on it as rather a desirable thing that they should be on the scent of the Carlton Club, do you think?—I can't say; he sat down to read the paper immediately.

15751. What do you think he meant by the observation?—That's what I am puzzled to know.

15752. Did he appear to be glad?—He laughed, and sat down to read the paper immediately.

15753. What time was this that he made that observation?—I can't tell.

15754. It was during the trial of the election petition?—It was.

15755. Was it long before Mr. Fell White came down?—It was.

15756. Mr. TANDY.—I suppose you used to read the report of the trial of the election petition yourself?—I did not. No one in Dublin knows less than I do of the trial.

15757. Can you form any idea about what stage of the proceedings at the trial it was when Mr. Foster made the observation about the Carlton Club?—I cannot. I didn't read the part connected with the trial.

15758. Do you recollect whether you did read the paper which he read at the time he made the observation?—I didn't read it.

15759. Mr. LAW.—You have no idea of whose evidence he was reading at the time?—I couldn't form an idea.

15760. What paper do you take?—The *Daily Express*, that was the paper he was reading at the time.

15761. Mr. TANDY.—Did anything occur since that would lead you to form an impression, whether he thought they were on the right or the wrong scent about the Carlton Club?—Nothing whatever.

15762. Mr. LAW.—In the course of correspondence with him, I suppose you received some thirty or forty letters from him?—No.

15763. In any of the letters you received from him, did he ever allude to the part taken by him in the election, and those associated with him?—Not a syllable.

15764. Or where the money came from that was used for bribery?—Not a syllable.

15765. Was that exclamation of his about the Carlton Club, the only indication you had about the source from which money for election purposes did come?—That's all I remember him saying on the subject; occasionally when reading the paper, he would start up with an exclamation, and then sit down again. I was rather amused at it.

15766. Was Mr. Foster a very excitable person?—He was not, except in those things.

15767. Did you ever hear him mention the name of any person that might be compromised by his evidence, if he came over?—No.

15768. Did you ever hear him mention the names of those who acted at the election with him?—No.

15769. You remember the time Mr. White came down to Kilkenny?—Yes.

15770. I believe he remained at your place that night?—Yes. He came down by the nine o'clock train, and went up by the early train next morning.

15771. You knew, I suppose, that he was a confidential friend of Mr. Foster's?—Yes.

15772. Mr. Foster, I presume, explained to you, when the lady whom you expected did not come, who Mr. White was?—I knew Mr. White was an agent at or was connected with the election.

15773. Had you ever seen Mr. White before that occasion?—Never.

15774. Did you ever hear him spoken of by Mr. Foster as an acquaintance or friend of his?—No.

15775. You saw that they were intimate when Mr. White came down?—Yes.

15776. After Mr. White left on that morning by the six o'clock train, I suppose you had some further conversation with Mr. Foster?—I can't call to mind.

15777. I suppose you spoke of Mr. White, and asked Mr. Foster what brought him down?—I did not. Mr. Foster, I remember, said, "Mr. White is such a long-headed fellow, such a man of business." He told me that he employed Mr. White for himself, if he would be wanted.

15778. You knew, I presume, that Mr. White was associated with him in election matters?—Not that they were associated.

15779. Well, that he worked a good deal with Mr. White?—No. I understood that Mr. White had some part in the election, and that Mr. Foster had another part.

15780. Did you understand from Mr. Foster that he was very much thrown in with Mr. White in election matters in the county and city?—In the county a little.

15781. What did Mr. Foster say about it?—I really cannot call to mind anything he said, except that he said that some election would be lost if they took the

attorneys they were going to take, that it was by his advice that Mr. White was taken, and that without Mr. White things wouldn't go on properly.

15782. Did he allude to the last election for the county when a contest took place rather suddenly?—He did.

15783. What did he say about that—was it that he got the authorities, by which I mean the leading men of the county, to select Mr. White?—I can scarcely say.

15784. Whom did he mean by "them," when he said he got them to take Mr. White?—The impression on my mind is so faint that I can scarcely say whom he meant. Some persons, I believe, had asked him to exert himself in the matter, but he considered that there would be no use in doing so unless Mr. White and someone else he named were employed.

15785. After Mr. White left your place Mr. Foster was there for a couple of days or so?—He may have left the same morning with Mr. White, but I am not sure.

15786. Did he remain some time after?—My impression was that he left that morning with Mr. White; but my housekeeper, whom I asked about it before I came up to Dublin, says he remained some days after Mr. White.

15787. Mr. TANDY.—Did Mr. Foster appear to have a large correspondence when he was with you?—It was very slight, if any. I cannot call to mind were there two or three letters received by him.

15788. Did he write many letters?—He wrote very few letters.

15789. Did he receive many letters?—Just as few as he wrote. I don't remember his receiving any letters.

15790. You do not remember whom he received letters from?—He received some from his sister.

15791. Did they appear to have been forwarded and enclosed to him, or were they letters written to him direct from home?—It is just possible that they were letters enclosed to him.

15792. Did he receive any telegrams?—Yes.

15793. Many?—I can only call to mind the one he received stating that a person was coming down.

15794. That is Mr. White?—Yes.

15795. That is the only telegram you recollect his receiving?—Yes.

15796. Was he in the habit of sending many telegrams?—I don't know that he sent any.

15797. Did you ever hear him mention the names of any persons connected with the election at all—of course I don't mean to say the persons implicated, but any persons, except Mr. Campbell or Mr. White?—I can't recollect that he mentioned the names of any. I don't think he did—he was particularly cautious.

15798. Did he ever mention to you the object of Mr. White's visit to him while at your place?—No. I judged it was as his solicitor he came.

15799. Did he hear from Mr. White on the subject?—No.

15800. What was it he told you he employed Mr. White for, before Mr. White's visit?—What he told me was that he sent a retainer, I think he called it, to Mr. White.

15801. Did he tell you what was the nature of the business for which he sent the retainer to him?—I cannot call to mind his words, but he said it was to defend him in anything connected with the election in which his name would come in.

15802. Do you recollect was it in reference to the question, whether the letter he received from the head of his department in the Deeds Office was a proper letter of dismissal?—It was in connexion with the election, I believe.

15803. Was it with reference to any possibility of a prosecution?—Or anything that may occur.

15804. Do you recollect the name of his married sister yet?—I don't recollect it; I can easily find it out, and will let the court know when I do.

15805. You saw Mr. Foster frequently. Do you know anyone with whom he is particularly intimate?—I do not.

15806. Did you ever meet anyone at his house with whom he appeared to be particularly intimate?—I did not.

15807. Did you ever hear mention the names of any persons that were on particularly intimate terms with him?—No, except the Newland family, Dr. Newland and all the Newlands, and the Nelson family.

15808. Anyone in Dublin?—I can't say.

15809. Do you recollect seeing anyone more frequently than others at his house?—I was very seldom at his house, and then only for an hour or two. I used generally leave between three and four or four and five to catch the train for Kilkenny.

15810. Do you remember being in his house before November?—Yes, I was there one day when I asked him the question about the bribery. That was the only day for many months.

15811. That was in November?—It was either in November or October, before the trial of the election petition.

15812. Mr. LAW.—It was after the election?—Yes.

15813. In this letter, dated the 10th August, which you handed to us, there is this passage:—"I have had more than enough of continental life since I saw you last, and I do long to get settled at home, or at least to England; but my return is again postponed." That would seem to allude to this commission?—I can't say.

15814. What did you understand by that passage in his letter of the 10th August, when Parliament had just passed the Act by virtue of which these proceedings are carried on? The Act passed the House of Lords on 1st or 2nd August, I think; and it received the Royal assent on the 7th August. You remember, I presume, that there was a special Act passed on this subject?—Yes, I remember that one was thrown out and that the other was passed.

15815. State, as far as you can recollect, to what the passage in this letter I read for you alludes?—I can't say to what it alludes, that's my impression.

15816. The letter was addressed to you; what did you understand by this:—"I have had more than enough of continental life since I saw you last, and I do long to get home, or, at least, to England; but my return is again postponed." Didn't it refer to the Act that was passed a day or two previously?—I would judge now that that would be his motive. I didn't refer to it at the moment.

15817. Did it refer to the commission?—I can't say.

15818. What meaning did you take out of it at the time?—I can't say what meaning I took out of it.

15819. Did he ever tell you that he kept a bank account?—Yes.

15820. Where did he bank?—At the Royal, I think.

15821. That is in Foster-place?—Yes, I remember his remarking it being the same as his own name. I gave him some gold when he was going to France, and he gave me a cheque on the Royal bank.

15822. Had he an ordinary cheque book?—He had.

15823. Mr. TANDY.—You say you understood from him in conversation on the subject that he had accumulated some savings?—Yes.

15824. Did you understand from him that he had invested what he saved?—I asked him nothing at all about that. When he told me that he had so much saved I was easy. I was uneasy before that.

15825. It is a natural thing to suppose that he would invest it to secure some interest out of it?—He didn't tell me whether he did or not.

15826. Did he ever say anything about selling out his stock?—I heard nothing about his private affairs, except what I told you.

15827. Mr. LAW.—His house, we understand, is still ready for him, his furniture and everything there just as he left it?—I believe so. There is a parcel sent from Cannock and Whites' for me to his house, I wish I knew how I am to get it. It is for some time now.

15828. If you ask Mr. Williamson about it he will

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probably tell you. Mr. Williamson is his landlord as well as his solicitor. Did Mr. Foster ever tell you that Mr. Williamson was engaged for him?—He did not.

[On communication with Mr. Crosthwaite, witness ascertained that the name of Mr. Foster's married sister is Mrs. Irwin.]

15829. She lives in Galway?—Yes.

15830. Is her husband a professional man, or a merchant?—I don't know what he is.

Mr. *Crosthwaite.*—My impression is that she is a widow.

Witness.—I am not aware that she is a widow.

Robert Cahill.

Robert Cahill is called, and answers.

15831. Mr. LAW.—You were not in attendance when called before?—I was in attendance last evening.

15832. This morning you were called and did not answer. We cannot examine you now, but we shall require your attendance on Monday morning, at eleven o'clock?—I can be got at any time at 85, Lower Gardiner-street.

Sir Arthur E. Guinness, bart.

Sir Arthur E. Guinness, bart., further examined.

15833. Mr. LAW.—Sir Arthur Guinness, I believe you were first elected for the city of Dublin in May, 1868?—I was; either May or June, I am not quite sure which.

15834. You were connected with one of the political parties before that?—Yes, I was.

15835. I believe you had been acting in connexion with the Conservative Registration Society?—Yes, I was one of the honorary secretaries.

15836. For how long?—Between one and two years.

15837. Were you one of the honorary secretaries when you succeeded your father in 1868?—I was.

15838. You were so up to that time?—I was.

15839. You were returned as member, and that connexion then terminated?—Yes, on my succeeding my father in Parliament.

15840. That was in May, 1868?—Yes.

15841. Who were the other honorary secretaries?—Mr. George Woods Maunsel and Mr. John Fox Goodman.

15842. There were three of you then?—Yes.

15843. I believe Mr. Goodman has acted as treasurer?—He has.

15844. What was the course of practice in the office when subscriptions were received from the friends of the society—were they lodged to the credit of any treasurer, or did the secretaries lodge them in their own names, say for the year 1867. When you were acting as secretary in whose name were the funds kept?—I was first acting as joint secretary with Mr. Barker. Subsequent to that I did not take much part in it. He acted as treasurer, and I think he made the lodgments in his own name, but that I am not quite sure of.

15845. There was no actual treasurer I believe—no officer called a treasurer?—I think not.

15846. The money was lodged in the name of one of the secretaries?—I think it was.

15847. It could not have been lodged in the joint names of yourself and Mr. Barker, otherwise you would have had to sign the cheques with him?—No.

15848. You did not sign cheques yourself, I believe?—No. I believe it was lodged in the name of Mr. Barker as acting secretary.

15849. And afterwards, I suppose, in Mr. Goodman's name?—I think so.

15850. What is the nature of the society referred to called the Amicable Club?—Well, sir, I think they are all of one political opinion in it.

15851. I presume the members of it are Conservatives in politics?—They are. There is nothing very particular about it except that.

15852. It is, in fact, a political club?—Yes.

15853. Organized I presume on that idea?—As a matter of fact it is a political club.

15854. Do they undertake any political business?—I do not think they do. I think they take a very strong interest in politics.

15855. They dine together like members of other clubs?—They do.

15856. They have no club house?—No.

15857. They meet for dinner and other purposes I presume?—Yes.

15858. And dine together at the Gresham?—Yes.

15859. Have they permanent rooms of any kind?—No, I think not. I never attended one of their meetings, but I dined there.

15860. That is the more agreeable part of the business no doubt?—Not being at the other meetings I cannot say.

15861. Who was secretary of the society for the last two or three years as well as you know?—I cannot tell you.

15862. Can you tell us the name of some active member to whom we could apply for information respecting the constitution of the society and soforth—Mr. Davenport Crosthwaite for instance?—Yes, he is a member of it.

15863. He wrote to you to attend one of the meetings?—Yes, he was president at the time he wrote to me.

15864. Who is president this year?—Mr. Dillon MacNamara.

15865. Is there any printed list of the members?—Yes.

15866. Have you got a copy of it?—I have. I shall send you one.

15867. That is a list of the body for the present year?—Yes, the living members of the club.

15868. I think you mentioned in your evidence before Mr. Justice Keogh that Colonel Taylor and Mr. Hamilton were members of it?—I am almost sure they were members; they dined there.

15869. And you met Mr. Crosthwaite there?—Yes.

15870. When did you first know Mr. Crosthwaite?—On the occasion of my being invited to dine there. He wrote as the president to ask me to dine with him.

15871. Was that the first time you met him or knew him at all?—I think it was.

15872. About how long was that before the last election?—I think the year before; I cannot say positively. If there is any importance in the date I can ascertain it for you.

15873. Do you remember dining at the club a short time before the election?—Yes, I do.

15874. About how long was that before the election?—It might have been a few months before the election.

15875. Was it after the registration or pending the registration?—Very possibly it was during the time of the registration.

15876. Were you at that time the avowed Conservative candidate?—I think I was the sitting member at the time.

15877. Did you dine with them after Parliament had been dissolved?—I think it was after the dissolution of Parliament.

15878. You dined with them as the sitting member and intended member?—I did.

15879. I understand you to convey, Sir A. Guinness, that that society takes a very warm interest in politics?—Yes.

15880. How do they exhibit their interest?—I believe they take an interest in the election of members and canvass for the candidate of their choice.

15881. Do they subscribe any funds to the Registration Society?—I think not. I don't know that.

15882. Did you give anything to the Amicable Club beyond your yearly subscription?—No.

15883. Are you aware of any funds being placed at their disposal, other than the ordinary yearly contributions of each member?—I never have heard of anything of that kind.

15884. What was the amount of your subscription to the City Registration Society in 1868? Was it somewhat under £4,000?—I don't think it was so much.

15885. Mr. Goodman stated in his evidence before Mr. Justice Keogh, that the amount of your subscriptions to the Conservative Registration Society was £3,850?—Yes. I think that is nearly about it.

15886. There was a cheque for £2,000, another for £1,000, and the rest was made up by small sums?—[*Referring to a book.*]—Yes; there was £2,000, £1,000, £100, and then £100, and other sums making £3,800.

15887. Mr. Goodman's evidence ran thus:—"How much altogether did you receive from Sir Arthur Guinness?—I received altogether £3,850 for the purpose of revision. In what way was the payment made? I received £150 in the early part of the year. About what time?—February, I received £1,000, and £2,000." Practically that is correct?—There was some of that revision money returned. £1,009 was returned.

15888. Did you subscribe to any other club or society during the course of that year, for example to the County Registration Society?—What I usually subscribe is £5 or £10.

15889. Nothing more than that?—No.

15890. Have you heard of any other money of yours being applied in aid of the funds of that society?—Certainly not.

15891. Did you subscribe in any way to any municipal club?—I think not—yes, I did give £20 to some municipal fund for the purpose of the revision of the municipal wards.

15892. Any of those smaller details which are within the knowledge of Mr. Bradburne, we can get from him?—I do not charge my memory with those small sums.

15893. You placed also in the hands of your election expense agents, Dr. Beatty and Mr. Meredith, two sums of £6,000 each?—Yes.

15894. Part of that was returned to you afterwards?—Yes.

15895. Besides the £4,000 to which you have referred, and the £12,000; did you subscribe any other money for any political purpose during the year 1868? I do not speak of your ordinary subscription to the Carlton or any other club?—I did not; I might have subscribed some small sums, £5 or £10 for various purposes, but I subscribed no sum of any considerable amount.

15896. Do you recollect, for example, being asked to subscribe to the funds of the Aldermen of Skinner's-alley?—No; I was not.

15897. Were you asked to subscribe to the funds of any of the Orange Lodges in Dublin?—No.

15898. As far as you know were any funds of yours given to assist any Orange Lodges?—I believe none were.

15899. Did you subscribe to the Carlton Club in the ordinary way that year?—I paid my annual subscription, nothing more.

15900. Did you place funds at their disposal for any purpose?—No.

15901. Or at the disposal of any club beyond what you have told us?—No.

15902. Prior to the time the election petition came on to be tried, what was the entire amount in round numbers—I dare say you estimated it—that you were out of pocket in respect of your election, I mean your unopposed election? You told the Judge at the trial of the election petition that your unopposed return cost £300 or £400?—That was correct.

15903. Between that and the time of your election in 1868 had you spent any money for the purposes of the election except the £4,000 subscribed to the Registration Society?—No.

15904. The £300 or £400 were for necessary legal expenses attendant on your first election?—Yes.

15905. Between that and the period when you subscribed the £4,000, had you paid any other money for political purposes connected with Dublin?—None whatever.

15906. Had you promised any?—I had not. I would wish to refresh my memory. I recollect there was a burial fund in Dublin for poor Protestants, and I may have subscribed a few pounds to that. I may have subscribed to that kind of thing.

15907. Such subscriptions will appear in your books in the ordinary way?—They will.

15908. Were they all paid by cheques?—No, I think not.

15909. They will appear however in your books?—Yes.

15910. Your private secretary keeps an accurate account of all your money transactions?—He does.

15911. Are you aware of the payment of any money whatever prior to the time of your last election, which does not appear in those account books?—I know there is none.

15912. Up to the time of the trial of the election petition the amount of your expenditure would be about £14,000 or £15,000. In round numbers you paid £12,000 to the expense agents and got back more than £1,000?—I think it would be about £12,000 or £13,000.

15913. You paid £6,000 to each expense agent and got back about £1,500?—I got back over £1,000 from Dr. Beatty and £698 19*s.* 3*d.* from Mr. Meredith. The amount I got back from Dr. Beatty was £1,126 14*s.*, and £698 19*s.* 3*d.* from Mr. Meredith.

15914. You in fact got back about £1,800 out of the £12,000?—Yes.

15915. That would leave the amount over £10,000. Then there was £4,000 which you subscribed to the Registration Society?—Yes, speaking generally, close on £14,000.

15916. Mr. TANDY.—You got back some of the money which you had given for the purpose of the registry?—Yes, £1,009 of the revision money.

15917. When did you get that back?—Prior to the election or a few days after the election.

15918. Prior to the election trial do you mean?—Prior to my election, either a few days before or after my election. To the best of my recollection it was before there was any talk of the petition.

15919. That would make it about £13,000?—Yes.

15920. Do you say your subscriptions, as far as you recollect, for all practical purposes connected with your election, prior to the time of the election or down to the time of the trial of the petition, would be about £13,000?—Distinctly.

15921. Did you pay any money between the time of your election and the time of the petition being tried here, as far as you remember, connected with the election?—None connected with the election. I paid no money connected with the election except the money paid through my expense agents.

15922. Mr. LAW.—From your election to the present time have you paid any money to any person in respect of the election?—I might have paid about £30, not over that.

15923. When you say you might pay £30, do you refer to any particular payments?—Yes, to two or three individuals for some accounts they did not bring in to the expense agents; I think three. One was the case of a poor carman who had no vote, and who, not knowing the law that his bill should be brought in within a month, did not send it in, and I did not like to see him lose. There were two or three cases of that kind and nothing else.

15924. Do those appear in your books?—They do.

15925. Is this £30, or thereabouts, the only money you paid to anyone for matters connected with the

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election, since the election petition was tried, or since the election itself?—I would say that is all.

15926. Have any demands been made on you, or any claims made on you for payment, which you have not acceded to?—A great many.

15927. It is very hard to avoid that Sir Arthur. What sort of claims have been made on you from time to time—did they begin to be made very soon after your election?—In a very short time after the election.

15928. I presume they were applications for money by the poorer class of voters?—I would say they were not.

15929. They were not from the poorer class of voters?—No.

15930. What class of persons were they who made these demands on you?—Principally by persons who said they had canvassed for me, and that they did not see why they should lose by it.

15931. Were these applications made to you in writing or verbally?—Both.

15932. Have you the applications which were so made in writing?—Some of them. A great many I did not answer. Those I did not answer I have.

15933. Those you did answer—have you got the written applications in those cases also?—No, I think I destroyed them.

15934. Were those applications answered by yourself individually, or by your secretary?—Very much by myself, and in some instances by my secretary, by my directions.

15935. Did your secretary always consult you as to what answer should be given to particular applications?—He had directions to do so, and I believe he did so.

15936. Those applications for payment from people calling themselves canvassers, were they in a great number of instances from persons who signed the gratuitous service papers we have heard so much of?—I did not look into that in answering, very often I declined, and did not go further; very possible some of them were from such persons.

15937. To enable you to deal with that class of claims was the book of gratuitous service papers left with you to enable you to answer them?—No.

15938. You will allow us to see such of those applications as you still have forthcoming?—I will.

15939. When were the others you speak of destroyed?—From time to time as I answered them.

15940. Did you destroy all the written applications to which you did give an answer?—I think almost all. I may have some of them.

15941. Was it your course of practice when an application was answered to destroy it?—It was, to destroy useless papers, unless there was something important.

15942. What was the object of destroying these?—Because the application was answered. Those which I did not think it safe for me to answer, in many instances I took no notice of them.

15943. Those which you did not wish to refuse absolutely you kept?—Yes

15944. But those to which you returned an answer you destroyed at the time?—Yes.

15945. What was the answer in those cases when you destroyed the application?—Generally where a man was a voter I knew it was quite unsafe for me to give money to any voter for services rendered in any way, and I gave none. In some instances when they were not voters, and were in distress, and had nothing to do with the election, I gave money in small sums.

15946. But in all those cases, speaking generally, in which you did reply or respond in any way to written applications, the application itself was destroyed?—They were, simply for the purpose of getting rid of so much waste paper, not with any other intention.

15947. Why have the others been retained which were not answered?—When I do not answer a letter, I do not like throwing it away exactly.

15948. Was a great number of the written applications from freemen?—No, quite the exception. I do not think I had twenty letters from freemen.

15949. There were not more than twenty?—Yes, I believe there were not more than twenty or thirty.

15950. You were aware of course that persons who professed to work for you for nothing had signed documents to that effect?—I was aware of that.

15951. Did you see many applications afterwards come from persons who signed those papers?—I did not see that. Some of them may.

15952. Do you not know that some of them did. I thought it was one of the common facts in the case that the canvassers were almost all grievously disappointed?—I speak of volunteer canvassers.

15953. Persons who were not required in the office at all?—Yes.

15954. Everyone who exerted himself on your behalf?—Not everyone, but a good many of them.

15955. They thought they had a legitimate claim for remuneration, and they applied for it?—They did.

15956. About how many of these applications have you forthcoming, do you suppose?—I may have forty or fifty.

15957. You will give them to us whatever they are?—I will.

15958. About how many did you destroy?—I think I destroyed more than I have, a good deal.

15959. Did you keep copies of the letters you addressed to them?—In some instances, not all.

15960. Were they taken off in the usual way?—They were copied by my own hand.

15961. There were some of those letters from or in reference to freemen, I dare say—amongst the letters you did answer?—I think there may be some. I don't know.

15962. As the letter of application is not forthcoming you will let us see the answer to it?—Certainly.

15963. About how much do you suppose you paid altogether in answer to applications of that kind since your election?—Well, I doubt if it exceeds £150, if so much, but that calculation is quite at random.

15964. It is under £200?—Certainly.

15965. Does that apply to all the applications you received, or are you speaking now only of volunteer canvassers?—I speak of applications of every kind.

15966. Have you heard of any of the freemen applying to Mr. Sutton or any of your agents?—Yes, I think I have.

15967. Applying for money or other reward for their exertions or vote?—Yes.

15968. Mr. Sutton told us that any application of the kind made to him was immediately refused. I presume that was so. Did any persons go from Mr. Sutton to you after they got a refusal from him?—In many instances. I do not speak of freemen, but numbers of voters did come from Mr. Sutton to me.

15969. They were with Mr. Sutton first?—Yes, and I sent them back again to him.

15970. These were verbal applications?—Generally verbal applications.

15971. I suppose there were necessarily a great number of these in a constituency like this?—There were a good many. It is hard to form an estimate. I wish to take this opportunity of saying that I very often turned to the poll-book to see, and the exceptions were the freemen. They were generally not freemen.

15972. Have you ever heard from Mr. Sutton or any of those acting for you what is the number of persons on the register whose qualification is entirely as freemen, and who would cease to be voters altogether if there was no freeman franchise. Suppose the freemen were abolished, how many would go off the registry altogether?—I have formed the opinion that about 800 or 1,000 would go.

15973. Who could not register as even lodgers, or £4 occupiers?—Yes.

15974. Mr. Sutton says not more than 300?—I totally differ from Mr. Sutton in that.

15975. It was represented to us by Mr. Henry, the Town Clerk, that the number of freemen who

would go off as long as the franchise stood at £8 would be 700?—It is a very hard thing to come at, sir.

15976. Of course it is. You have had some experience while in the Conservative Registration Society in dealing with the voters?—I have.

15977. Did you ever while acting there know of any voter coming to the society to seek for remuneration in any shape?—No.

15978. They never came there for money?—No.

15979. You heard it stated in court by some freemen who were examined at the election petition that they regarded the signatures to the gratuitous service papers as a mere form?—I have heard that said.

15980. Do you think voters of that class would regard the signatures of those papers as more than a compliance with a legal form?—I have no doubt some of them did, but I do not think the majority.

15981. A great number of them were signed by freemen who do not depend on their freedom for the franchise. They were signed by a better class of people who vote as freemen, solicitors and others no doubt; but do you believe that amongst the poorer class of voters who might sign those papers undertaking to work for your cause for nothing, they would be regarded as more than a mere form?—Some of them may. I know the contrary in a great number of cases amongst the poorer classes, men who subsequently asked me for assistance as voters, and who said they had no claim whatsoever, though they voted, inasmuch as they had signed those papers.

15982. They asked you for payment for some voters?—No, for themselves, being in great distress.

15983. Under these circumstances you gave them something?—No, I did not.

15984. Where you knew he signed the gratuitous service paper did you never pay a man?—No, I think not, I thought it was very dangerous and was cautious.

15985. At what time did those applications begin to be made to you?—About a week after the election.

15986. How long did they continue dropping in?—Up to the present they are coming in.

15987. Mr. TANDY.—You are not done with them yet?—I hope I am, sir.

15988. Did you know W. J. Campbell while acting in the Registration Society?—Yes.

15989. While acting as honorary secretary you knew him to be an active man in the society?—Yes.

15990. He was employed as one of the inspectors of the freemen?—Yes, as one of the inspectors.

15991. Did you see him at any time in or about the election do you recollect?—Oh, yes.

15992. Constantly I suppose?—Yes.

15993. Naturally, in the offices that were taken in Dame-street—I suppose you saw him there from time to time?—Yes.

15994. In charge of one of the rooms?—I do not know whether he was in charge, but I know he was there doing some work with a number of clerks.

15995. Now, when did you first hear of the proceedings that took place in 76, Capel-street?—When I heard it in court.

15996. That was the first time you heard it?—The first time I heard it.

15997. Had you never been told by anyone before that that it was alleged that queer things had been done in your supposed interest in any house?—I heard that it was asserted that there had been bribery.

15998. Had it been localized in anyway?—No.

15999. Had you not heard in what part of the town it had taken place?—No.

16000. Had you heard the name of Mr. Foster in connexion with it?—No.

16001. Did you not hear that till you heard it in court?—Not till I heard it in court.

16002. I think you did slightly know Mr. Foster?—I have seen him, but I should not know his appearance. I saw him once I think.

16003. I believe you met him in connexion with the election?—Yes, I think once.

16004. Did you know that he was interesting himself on your behalf?—No, I did not. I think I was introduced to him somewhere, as I was to hundreds.

16005. I am sure you cannot remember all you were introduced to; did you see Mr. Davenport Crossthwaite at all in connexion with the election—did you know that he was active in your behalf. I suppose you expected that he would be as member or president of the Amicable Club?—Of the Amicable Club—yes.

16006. Did you know that he had any office under his charge in which he was supposed to be working for you?—I did not.

16007. You heard, of course, that bribery had taken place in, or rather supposed to be in your interest—you heard that before the trial?—Asserted to be in my interest.

16008. Did you hear it stated before the trial how many freemen had been bribed?—No, I did not.

16009. Did you hear it stated by anyone after the trial?—I did not.

16010. You never heard that?—No; I have heard it surmised that there were not more than forty or fifty, but I never heard anything further than that.

16011. May I ask you when, and from whom it was, that you heard that forty or fifty might have been bribed?—I heard it in conversation. I think I heard Mr. Sutton say, "I think it will turn out that if there were forty or fifty, that was the most."

16012. Mr. Sutton's conjecture?—Yes, simply a conjecture.

16013. Did he say that he had been speaking to any person, and trying to get information as to the number; did he say that he had tried to ascertain the extent?—No; I do not think he did.

16014. Did he say that he had reason to know that number?—No, he did not.

16015. Did he merely say that it was his opinion that forty or fifty would be the number?—Yes.

16016. Did you ever hear from anyone at any time how much money had been spent in bribery?—Never.

16017. Or any statement of belief on the subject?—No.

16018. I do not mean the precise sum, but in round numbers, or otherwise?—No.

16019. Did you ever ask questions of anyone for the purpose of finding out about what took place, we will say, at 76, Capel-street?—I have spoken to many people in conversation about it.

16020. Did you ever try to get information as to what the truth of that matter was, for your own satisfaction?—No; the first I heard of it was at the election petition. I think the whole thing was discovered in a day or so, and it broke upon me in that way.

16021. No doubt you were occupied with the election petition as long as it lasted; but when the election petition was over—did you never since that make inquiries, more or less, to see what was the amount?—No, I never did.

16022. Did you ever ask the question—did you ever ask Mr. Sutton if he had tried to find out?—No, I never did.

16023. You told us before you had retained Mr. Sutton to conduct your case in the election petition?—Yes.

16024. And you had retained him before as your conducting agent?—Yes.

16025. Well, I suppose after the election petition was over, he sent in his bill of costs, and was paid in the usual way?—He has not sent it in yet.

16026. At all events, that matter was terminated?—It was.

16027. Is Mr. Sutton your ordinary family solicitor besides?—He is.

16028. As far as the election matter was concerned that was all closed after the election—was it not?—He said that he made no charge for the working of the election.

16029. But I mean for the election petition?—The bill for the election petition has not been furnished.

16030. But since the ending of the petition in Feb-

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ruary last, Mr. Sutton has not been doing any business for you in connexion with the election?—No.

16031. He has no business to do, I suppose?—No, except those people that called on him.

16032. That might go on for a long time—that is not business—but I mean he is not retained as your solicitor now for election matters, nor since February, when the election petition was at end?—No.

16033. There was no possibility of carrying that further, and therefore there was an end of it?—He is not in any way engaged, except as my constant solicitor.

16034. Your family solicitor, in connexion with your property and otherwise?—Yes.

16035. But so far as the election expenses are concerned, either the election, or petition, or anything of that kind, that all terminated in February, except that he has not sent in his costs?—He has not sent in his costs.

16036. Had you ever any conversation with him since then as to this matter of bribery in Capel-street, or elsewhere?—No, I think not, more than what I have already stated.

16037. That statement, or surmise of his, as to the number bribed, was, as I understand, some time since last February?—After the election.

16038. After the petition was disposed of?—Yes.

16039. Were you ever told not to ask any questions?—No, I was not; I never was told.

16040. Was that ever conveyed to you in any way, directly or indirectly?—Well, I think I never asked any questions about any information my solicitors might have met in preparing my defence.

16041. Were you ever told or advised not to ask any questions, to prevent, in fact, your asking questions—that it would be better for you not?—That might have been said; I don't recollect; not distinctly.

16042. Do you believe that it was said to you?—I don't think it was said; it might have been.

16043. I do not mean those words, of course, but do you believe that it was ever conveyed to you by any person, that it was wiser not to ask questions?—Oh, it has been said to me that the less I knew about matters of that sort, the better.

16044. And I dare say acting on that you did not at all events for a good while inquire?—I have never inquired.

16045. You have heard a good deal of course of Mr. Foster's doings?—Nothing only what I saw in the press.

16046. And what took place at the inquiry here?—For a short time here to-day.

16047. Were you not here at the election petition?—Oh, yes, at the election petition.

16048. Now, did you ever receive any communication directly or indirectly from Mr. Foster?—I once received a communication from him.

16049. What was the date of that—I mean about what time?—I think it is two years since.

16050. Now, what was the nature of that communication two years ago?—It was an invitation to a dinner party.

16051. It was not to his private house, I presume?—No; it was to a club.

16052. What was that club?—The Aldermen of Skinner's-alley.

16053. That was the occasion of which you have spoken, did you ever dine there but the once?—No.

16054. Was Mr. Foster president of the club that year?—I think he was secretary.

16055. What is it that the president of the society is called?—I think it is Lord Mayor.

16056. Was that the only communication you ever had from Mr. Foster?—The only communication.

16057. Was any indirect communication ever made to you for him?—None—never.

16058. Was any application ever made on his behalf?—Never.

16059. By anyone, since the election petition?—No.

16060. Have you ever heard whether Mr. Foster is at present depending entirely on his resources or not?—I never heard.

16061. From anyone?—Never.

16062. Have you ever spoken to Mr. Bradburn about it?—Never.

16063. Or has Mr. Bradburn spoken to you about it?—Never.

16064. In anyway—as for instance when he mentioned Mr. Foster's name to you since the election petition?—Yes.

16065. What did he tell you about him?—I asked him was it known where Mr. Foster was.

16066. Yes?—And he said the *on dit* was that he was in France.

16067. Did you ask Mr. Bradburn was it known where Foster got the money?—He never told me.

16068. Did you ask him the question?—No; I never did.

16069. And I presume that as you did not ask Mr. Bradburn the question, he did not venture to answer?—I thought it perfectly unnecessary to ask the question, and I was pretty sure what the answer would be.

16070. Did Mr. Bradburn ever tell you that he had heard from him?—No.

16071. Have you got any documents in your possession in connexion with the late election, except the letters of application that I have been speaking to you about?—No; oh, I have some canvassing papers I dare say.

16072. Do you mean blank forms?—No; papers that were prepared of different people for me to canvass—prepared in the wards.

16073. Do you mean lists of people?—Lists of people.

16074. Have you any lists of freemen canvassed or to be canvassed?—They were mixed up through the others in the wards. Members of the ward committees canvassed the wards.

16075. And one or two took charge of the freemen specially in each ward?—No; I do not think so.

16076. Those were the instructions at least?—Well, I know I canvassed all the men in each ward, freemen and others, and there were some people who would not give answers to those who were canvassing the wards for me, and whom they asked me to call on personally; and that is the kind of lists. I might have some of them.

16077. And lists would be made of those persons from whom the canvassers could extract no satisfactory answer, and those you were directed to call upon; you have got those?—I have.

16078. Have you got for example any list of freemen—you know there is a printed list of what is called the freemen roll; have you got a copy of that?—I have got the poll books, but I do not think I have got separate lists of freemen.

16079. A printed book?—A printed book.

16080. The octavo book that was published afterwards?—Yes.

16081. Have you got any document that was used by any of those agents or canvassers at the time of the election containing lists of freemen?—I have not.

16082. You have as I understand, your bank accounts and cheques here, so far as you were able to lay hands on them?—They are there, sir, [*pointing to a basket filled with cheque books, &c.*]

16083. Where do you keep your bank account?—The Bank of Ireland. I should say the accounts of my firm are there, and I have a private account at the Royal Bank; and I have brought the book.

16084. Was your private account at the Royal Bank at the time of the election?—No; it was subsequent.

16085. When did you transfer, or open your private account in the Royal Bank?—Well, it was previous to August, 1869—last August; I think it was in July.

16086. Was it for mere convenience that you had a separate account there?—Simply that the cheques might not be——(*answer unfinished.*)

16087. The Bank of Ireland cheques are peculiar?—Yes.

16088. Have you a private account apart from the firm in any other bank?—No.

16089. Do you keep any bank account in London?—No; I have occasionally got money from the banks in London, but I have no account.

16090. Mr. LAW.—I suppose you have credit in all the banks?—No, my agent in London, I bank with him.

16091. Who is he?—Mr. Bettle.

16092. Where is his establishment?—Close to London Bridge.

16093. He is agent for your firm?—He is.

16094. I dare say you can get any money you want from him?—I can.

16095. Do you know where he banks?—I can find out. I have been in the bank.

16096. Where is it—in Fleet-street, or the Strand, or Lombard-street?—I think it is close to Lombard-street—somewhere there—that part of the city.

16097. Perhaps you can tell when you go home without writing to him?—I think I can, for I got a letter of credit and if I have that letter of credit I can tell you.

16098. Will you be good enough then, Sir Arthur, to give that information to us by note as early as you can?—And if I cannot find it out without communicating with Mr. Bettle?

16099. Then you will be good enough to communicate with him and let us know as soon as possible?—Yes.

16100. Did I understand you to say that at the time when you entered public life as a candidate in 1868, your only expenditure then was between £300 and £400, and that subsequent to that your only expense at the last election was the £13,000 you speak of, and the couple of hundred pounds you have spent since that in answer to those applications?—That is all. I am not sure whether it was £300 or £600, but whatever it was will appear.

16101. Mr. Sutton said it was £300, and I presume he was right?—Yes. That is not quite correct, but Mr. Bradburn will put you right.

16102. I took it from Mr. Sutton?—It is less than that.

16103. The claims or demands made upon you by those letters of application, some of which you have and some of which you have not, were they all, as far as you recollect, from persons who said they had been active in your service and wanted to be paid for their services, such as canvassing voluntarily and the like, or were there any other classes of claims upon you?—Or saying that they had voted for me.

16104. Was there any request ever made upon you since the election to pay money that the applicant alleged he had advanced for your interest?—Never.

16105. Never?—Never. I should like to correct myself about that. I think there may be two or three matters of five or six pounds where gentlemen who wrote to me stated that as the men who acted either as canvassers or so on, could not be paid by the candidate, they had paid them out of their own pockets, and asked me to recoup them—something of that sort.

16106. With that exception was there any application ever made?—I think there were two of those.

16107. You paid nothing, say, over a hundred pounds to anybody?—Never.

16108. Who said that he had advanced it for your interest?—No.

16109. Have you never been able to form any opinion as to where Mr. Foster got the money that he applied in your supposed interest?—No; never, or—no; I do not know.

16110. I am sure you do not know, but have you never been able to form any belief or even suspicion as to where he got it; for of course he had not got it to spend himself?—No; I have not.

16111. You cannot form an idea of where he got it?—I have not the slightest idea of where he got it.

16112. Have you any idea that he got it from any society or club?—I have not the slightest idea.

16113. Of course you are perfectly well aware that he had not the money himself to spend?—I do not know that.

16114. But according to the best of your belief from his position in life?—I do not fancy he had.

16115. A clerk at the registry office would not have money to spend in that way?—I do not know what the amount may have been, but if it was a small sum he might have thought it a good investment to get an advance in life.

16116. Even forty or fifty freemen at £5 a piece would be rather a heavy drain upon a clerk in the registry office, with a salary of three hundred a year?—He might have got a good situation—he might have thought so.

16117. Then I ask is it your opinion, or have you any real belief, that the money was advanced by Mr. Foster with that personal object?—I have not; oh, certainly I have not.

16118. Do you not believe, having heard the evidence that has been given by Mr. White, his friend, that Mr. Foster was mixed up with considerable expenditure of money at 76, Capel-street?—It looks bad, I think.

16119. Do you not believe that he must have been involved in a considerable expenditure of money there?—Well, I have no suspicion of that.

16120. Even fifty or sixty freemen at £5 a piece would be some two or three hundred pounds?—It would.

16121. And that computation is very loose; you do not believe that he spent that out of his own pocket?—Well, I think not.

16122. Did you hear it stated to-day by his friend, Mr. Browne, that Mr. Foster assured him that he had nothing whatever to fear for himself—that he could go upon the table and deny everything except that he knew that others with whom he was associated in your interest had done this?—I do not think Mr. Browne said that; I may be wrong.

16123. Others who were associated with him in the election?—Yes.

16124. Oh, yes, because I presume that Mr. Foster was a *bona fide* supporter of yours, though not a discreet one; I presume you do not think that Mr. Foster did it as against your interest?—Well, I do not suppose he did.

16125. Did you hear Mr. Browne state that Mr. Foster kept away from the present inquiry solely in the interest of others, and not for his own protection?—I do not think I was here when he said that.

16126. Did you ever hear of any other offices in Dame-street connected with the election except those in Nos. 47 and 48, No. 3 and No. 24?—I heard at the election petition of an office; I didn't hear before that.

16127. Where was that?—Well, it came out on the election petition that there was some office on the other side of Dame-street for something in connexion with outvoters.

16128. Nos. 47 and 48 were your recognised offices?—They were.

16129. No. 3 is the office you know as the office of the Registration Society of the city?—Yes.

16130. And No. 24 is the office of the County Registration Society—that you know also?—Yes.

16131. And with the exception of those three offices, did you know of any place, any fourth place in Dame-street?—Never.

16132. It is 24, Dame-street, you referred to in your answer just now, I presume?—I think it is 24, but I am not sure what number.

16133. Above Mr. Parkinson's?—Yes, I think so; it was a Mr. Johnson.

16134. Where you said you went one day yourself to find out if you were all right for the county?—Yes.

16135. You were not aware that that place was used at all in connexion with your election till the trial?—I never heard of it.

16136. Did you never hear of any fourth place?—No, except Capel-street.

16137. Did you ever hear from any person a state-

TWELFTH DAY. *December* 11. Sir Arthur E. Guinness, bart.

ment or even surmise as to how Mr. Foster is supported at present?—No.

16138. Or what keeps him away?—No; I have heard surmises that the reason probably why he was staying away was that he was mixed up with something at the election that he ought not to have been mixed up with; nothing further than that.

16139. Do you believe that he is staying away entirely in his own interest?—I have not an idea.

16140. Mr. TANDY.—The money that you gave to the Registration Society in 1868, I suppose that was given for the general purposes of the registration?—Yes.

16141. Was it an understood thing that if any portion of that large amount was not required for that particular registration of 1868 it should be returned to you?—Oh, certainly.

16142. It was not to go on for the registration of future years?—No; it was distinctly understood that it should be returned.

16143. I suppose Mr. Sutton sent you some bill of costs in reference to the election?—I think it is very possible that he might for expenses, but he did not charge anything for his personal services; that I am quite sure of.

16144. You are not quite sure whether any such bill has been sent in to you at all?—I am not.

16145. And I take it for granted that if it was of any considerable amount you would be?—Oh, yes; I should.

16146. It must then be for a small amount?—It must be.

16147. Have you any recollection of the payment of such a bill—was it soon after the election?—No; and I do not think that there was any such bill, because I think he got whatever money was wanted in that way from the expense agents. I am sure of that now.

16148. I presume the cost connected with the petition must amount to a considerable sum?—I am sorry to say it does.

16149. But it is not furnished to you yet?—I think not.

16150. So I understood you to say, that it had not been furnished to you yet by Mr. Sutton?—No.

16151. Has the amount of it been stated to you?—No; I don't think it has. I really can hardly answer on that subject about the expenses—about the accounts that were sent in after the election petition; but I can ascertain that for you. There was money advanced for the expenses of the election petition, and some of that money—it is all in this book, and Mr. Bradburn will be able to place it before you. My transactions are so numerous I cannot swear to it, but he will be able to tell you.

16152. There was money advanced?—There was—given to Mr. Sutton—and he will account for that.

16153. Which was to be accounted for in his bill of costs?—Exactly; and his bill is not sent in yet.

16154. Have you any reason to believe that the balance will be in your favour or against you?—Oh, against me; and I have paid a portion of the balance already.

16155. Then he has mentioned to you what the balance was?—I think he has.

16156. After giving you credit?—I think he has.

16157. Now, can you state what the balance was?—Well, I think it was over £2,000.

16158. That was the balance?—No; I think the total cost was between two and three thousand pounds.

16159. That is, taking into consideration the sums which you had advanced for moneys out of pocket perhaps, or things of that kind, and the balance which, in addition to that, he has found against you?—Yes.

16160. The entire amount would be two to three thousand pounds?—Yes; because the costs were taxed, and there was a considerable delay about them, and then I was obliged to pay a balance after that. I do not think he has sent in his personal costs yet.

16161. Then, in addition to the two or three thousand pounds which you believe to be the entire amount, there are personal costs, are there not, or does that include what you believe to be the amount of the personal costs?—No; I believe the personal costs will be additional.

16162. I suppose you have paid the costs of the other side?—I have paid the costs of the other side.

16163. Do you include that in the two or three thousand pounds?—Yes.

16164. They were taxed?—And they wanted me to pay a great deal more.

16165. Then, as I understand you, the sum which you advanced yourself for moneys out of pocket, connected with the election petition, together with the balance which Mr. Sutton claimed over and above that money advanced by you, amounted entirely to between two and three thousand pounds?—Between two and three thousand pounds.

16166. And does that include everything, as far as you know, connected with the petition proceedings, or any other of the election proceedings, except Mr. Sutton's own personal costs?—And his assistants—the costs that he would charge for himself and his assistants—it is.

16167. Mr. White?—Mr. White and Mr. Williamson; and if Mr. Goodman will accept any.

16168. Did Mr. White ever inform you that he had been retained as solicitor for Mr. Henry Foster?—I did not know it.

16169. I should think not. You did not know it till you heard it at the inquiry here?—I heard it two or three days ago.

16170. Did you ever hear that Mr. Williamson, who had been engaged for you, had been retained by Mr. Foster also?—No.

16171. I presume that that very good advice, that the less you knew about the matter the better, was stated to you generally by Mr. Sutton?—A great many different people said so to me. I was perfectly clear of the transaction. I had from beginning to end stated that I would have nothing to do with bribery, and that I would not countenance it in any way. I was perfectly clear at the commencement, and I thought it would be very unwise, and others stated to me that it would be very unwise to mix myself up in any way with it. I did all in my power to prevent it and discountenance it in every way; and after it was done, without my knowing of it, and disapproving of it in every way, I thought it would be very foolish, having been perfectly clear in the commencement, to have anything to do with it then.

16172. Mr. LAW.—Did anyone assist Mr. Sutton in the election petition matter except Mr. Williamson and Mr. White—I mean professionally?—Mr. Goodman did.

16173. Was Mr. Macnamara with you in it?—I did not employ Mr. Macnamara. Mr. Sutton might, but I am not aware of it. I know of those three assistants.

16174. Mr. TANDY.—I take for granted that any costs that would be payable to Mr. White, or any remuneration for his services—that any remuneration payable to Mr. White, or Mr. Williamson, or Mr. Macnamara, if he were engaged in reference to the election petition, would be included in Mr. Sutton's bill of costs?—Yes; it would come through Mr. Sutton.

16175. You would not recognise them at all?—Oh, it would come through Mr. Sutton. The only one that I personally engaged, except Mr. Sutton, was Mr. Goodman.

16176. Mr. MORRIS.—Do you remember, Sir Arthur, when you first saw the gratuitous service papers?—Just after they were printed.

16177. Did you see them signed?—I saw them in court at the election petition—oh, yes, I think I have seen them in the rooms.

16178. You saw them before the election?—Not all together; in twos and threes, and different places.

16179. You had seen some of them?—Yes.

16180. Some of them were signed by very respectable people?—Highly.

16181. Some by all classes?—I believe so.

16182. Now can you recollect whether any of the persons who signed those papers have applied to you since for money?—Well I cannot charge my recollection except with two instances where they said they had no claim in consequence.

16183. Oh, that is the converse?—That is the converse. I do not recollect the others, but if I have any of the papers I can let you have them.

16184. Mr. LAW.—Will you let us see the letters of application which are forthcoming and your answers to those which are gone?—Yes; I did not keep all the answers to those that are gone.

16185. Mr. MORRIS.—Do you recollect at all which of your agents or solicitors it was that suggested the getting up of those gratuitous service papers, and the signature of them; in fact who arranged this expedient?—I do not know that it was the expedient of anyone in particular; I think it was done very much in consultation together.

16186. Do you recollect as a matter of fact whether there was a consultation?—I was not present at it, I think they all approved of it more or less.

16187. You mentioned that Mr. Sutton said it would, perhaps, turn out that about forty or fifty were bribed?—I said he said that the most that could be made of it would be forty or fifty.

16188. Wwas any greater number mentioned?—No; I never heard. That is the only remark of the kind that I charge my memory with.

16189. Mr. LAW.—In part of the year 1868 you were acting as honorary secretary of the Registration Society; how long had you been acting in that capacity;—were you honorary secretary in 1867?—I think it was soon after my father's election.

16190. In 1865?—In 1865.

16191. And you remained so up to your own election in 1868?—Yes.

16192. The freemen were generally admitted, as we understand from the town clerk, Mr. Henry, by batches, at courts held before the last possible day, the 20th of July?—Yes.

16193. Do you remember while you were secretary of the Registration Society whether they were generally taken charge of by the agents of the society?—Yes.

16194. Some one representing the Conservative Society attended to see that the admissions of his freemen were right; and similarly on the other side; is that so?—I think so—yes.

16195. And is it the fact also that the payment required for each admission was made out of the funds of the society—and not paid by the men themselves?—Oh not so; there were some; some were paid.

16196. But as a general rule with the poorer class of freemen were not the admission fees paid out of the funds of the society?—Well it had been so before I joined. There had at one time been a fund for paying it; part of the money of the Registration Society was set apart for it; and that was abandoned, I think as a general rule—perhaps to say as a general rule is too much, but there was a large number who paid for themselves.

16197. The better classes paid for themselves, but the poorer classes—I do not speak of one side more than another—have had their admission fees paid for them out of the funds at the disposal of the respective agents?—Well, there were not many during the two years I was secretary.

16198. I find in 1868—possibly you were not secretary at the time—there were 146 admitted?—There were.

16199. Sometime before July?—There were.

16200. Now can you tell me whether any of those 146 freemen had their admissions paid for them?—I think they were all.

16201. They were all paid for?—They were all paid for; that is my impression.

16202. Do you mean out of the funds of the society?—Yes.

16203. And in 1867 there were 45. Were not they paid for in the same way?—I do not think they were all paid for.

16204. The majority of them?—The majority of them. But some of the most respectable classes of freemen, clerks and people of that sort, highly respectable people, in a great many instances objected to pay the money, and where they were respectable and all right the society sometimes paid it for them.

16205. Especially if their respectability amounted to——?—If they were not Radicals; they never paid for Radicals.

16206. If it rose to Conservatism?—Certainly.

16207. Nothing under that was paid for?—There were always plenty of them.

16208. Mr. TANDY.—Do you know whether the same practice was adopted on the other side—have you ever heard so?—Yes.

16209. Mr. LAW.—I see here in one year there were 520 admitted; that must have been a heavy demand on the funds of the society?—Well I have attended some of those admissions myself and I should say that it would be a matter of opinion, but all the others were paid for on the other side because they were very poor.

16210. And if we strike off the better class of persons who vote as freemen simply for convenience or otherwise, would not as a general rule the poorer class of freemen who could not even qualify as occupants of a £4 house or as lodgers be all paid for on either side?—The poorer are; but then there are a great many sons of gentlemen who cannot vote in any way except as freemen, and who have no property in the city, but live within the distance.

16211. And they would pay themselves?—I think you would be surprised, but in a great many instances they would not.

16212. I should not be surprised at anything, Sir Arthur, in that connexion. When did you first join the society—you were secretary in 1867 and 1868?—I was a member of the society, I think, the year before I became secretary; there was no vacancy.

16213. That was 1864?—I think that was about 1864.

16214. I find that in 1864 there were 147 admitted?—I was not secretary then.

16215. Were you in court or interested in the matter at that time?—If that was the time I took out my freedom I was.

16216. In 1864 they were preparing the lists for the election of 1865. Do you recollect whether at that time, in 1864, your father was an intending candidate?—No, I do not remember.

16217. Now, would you say, as a general rule, that the poorer class of freemen on either side did not pay for their own admission, but that they were paid for out of the funds of the societies representing the different parties,—would you not say so?—I think, as a general rule, I should not say that—not strictly the poorer; I think the majority were paid for.

16218. The majority were paid for?—Yes; I do not think they were much more of the poor than of the rich. A great many young men I found in the working of it did not care much to take out their freedom for this reason, that they were looking to go to England to get situations there, to get clerkships there or otherwise, or going to America; and I know that a great many that were made in old times, ten years ago, by the society and paid for, their votes were lost as they left the country through emigration, and that, I think, was the reason why they abandoned for a considerable time making freemen—paying for them.

16219. There used to be, I think, you said, a special fund set apart for the purpose?—I did.

16220. But afterwards, I presume, the expense was defrayed out of the general fund?—Yes.

16221. Mr. TANDY.—I suppose the Registration Society did not give you any detailed account of how their money was spent; you say you advanced some £3,000 or £4,000 pounds to the Registration Society in 1868?—Yes.

TWELFTH DAY.
December 11.
Sir Arthur E. Guinness, bart.

16222. And you said there was an agreement that whatever balance remained after supplying their wants was to be returned to you, and that accordingly upwards of £1,000 was returned to you?—Yes.

16223. When they returned to you that £1,000, did they give you any account of the way in which the difference had been applied?—The money that was spent?

16224. Yes?—Well, I think I looked into it in the books of the society; there is a register of it; I do not think there was any account furnished to me directly, but I satisfied myself that the money was spent in the ordinary expenses of the revision. There were new franchises and it was much more expensive than it usually is. There were four courts sitting, and we were obliged to have solicitors in each court, and all that kind of thing.

16225. Mr. LAW.—Are all the papers in that basket cheques?—They are; your secretary asked me to bring down the cheques for two years, and those are the cheques of the firm, and these are my own.

16226. We should be obliged to you if you would give them to us in a box?—I shall get a box. Is there anything else besides these?

16227. Nothing, except the letters you speak of—the letters of application and the answers, where you have them. The name of your London agent's banker we should also like to have?—Yes.

16228. What is Mr. Bettle's Christian name?—William.

16229. I think that is all, except what papers you have got there. Is there any paper that you require yourself?—It would be inconvenient to be without this cheque book

16230. We should not require it more than a day or two; would that inconvenience you?—No.

16231. Do you leave town to-night?—To-morrow.

16232. Is there any book you wish to take with you?—This book. I had not time to get the cheques themselves before coming here. I can get them for you; they are in the bank.

16233. Mr. TANDY.—I will just ask you as a mere formal matter do you know whether any money was advanced for election purposes by any other member of your family or any other person?—Well, I do not know. I know that my brother had nothing to do with it.

16234. And no one else had?—And I never heard that anyone else had. I know he had not, and I do not know of anyone else.

16235. Mr. MORRIS.—Is it from your personal knowledge that you know your brother had not?—It is: he has told me so.

16236.—Mr. LAW.—Would there be any objection to dividing this check-book, because that would save all trouble?—No, not the slightest.

16237. Has your father's residuary account been settled?—It has.

16238. How long ago—was it, I mean, before the election?—It was not. It is closed within the last month or two. There was a great deal of legal proceedings.

16239. I suppose it dealt with very large money transactions?—Yes.

16240. Who are your father's executors?—Myself, my youngest brother, Mr. John Tertius Purser, and Mr. Arthur Waller.

16241. That account has been recently settled?—Yes.

16242. You are one of the acting executors yourself?—I am the principal acting executor.

16243. Now were any funds, part of your father's estate, applied in any way in connexion with the election?—None whatever.

16244. Where was that account kept; was it kept in the Bank of Ireland?—Yes, it was; it is part of these cheques here.

16245. Was there no separate account opened by the executors as such?—No.

16246. All kept as part of the same amount?—All kept as part of the same.

16247. I think I asked you the question before, in substance at all events, but did you subscribe at any time since your father's death to a society of any kind—whether political or otherwise—any sum of consequence?—I know what you mean—that could have been applied for election purposes; I did not; none whatever.

16248. That it could have been so applied?—I did not.

16249. You did not?—None whatever.

16250. You know there are such things, or are supposed to be such things as private funds at the disposal of the political clubs, the dealings with which are not generally known to all the members?—Oh, I have heard so; I never had anything to do with any of them.

16251. You never, as I understand, subscribed to any society except in the way of the ordinary subscription?—No.

16252. Did you ever pay money to any club in London, or any society in London, except your subscription?—I am in several clubs in London.

16253. But apart from your ordinary subscription as a member?—When there are testimonials got up in the club, but nothing more.

16254. You never subscribed to funds to which the ordinary members of the club did not subscribe?—Never.

16255. Did you ever give any considerable sum in the way of testimonial or otherwise?—I think the most was £5 in any club.

16256. When will you return to Dublin?—I am in your hands.

16257. We do not wish to inconvenience you?—I think I shall be returning on Friday or Saturday next.

16258. Then, if you will be good enough to let us have the papers we have asked for, you may be assured that we shall keep them safely for you, and then we shall not trouble you further, at all events, till your return.

THIRTEENTH DAY.

MONDAY, DECEMBER 13, 1869.

THIRTEENTH DAY.
December 13.
Laurence Waldron, esq.

Laurence Waldron, esq., D.L., sworn and examined.

16259. Mr. LAW.—You are one of the Directors of the Midland Railway?—Yes.

16260. And have been so for some years?—Yes.

16261. We have not now got the Minute Book here; but you can probably tell us from your recollection. Were you in the habit of attending the Board meetings during the latter part of the last and beginning of the present year; say from November to January?—I think I was at home at that time last year.

16262. I suppose when at home you are in the habit of attending the Board?—When I am in town I am pretty punctual in attending the Board.

16263. Do you recollect the attention of the Directors being called to anything connected with Robert Cahill as to any particular train?—I do not remember anything about him by name.

16264. He was a ticket-issuer in the ticket office?—I think I recollect something about a ticket-issuer, but I cannot recollect about what time it was; nor do I remember the name; in fact, I know very few of the officials' names.

16265. Do you remember what was the subject of discussion with respect to the ticket-issuers?—Well, the matter that is in my mind at present, as well as I recollect, was, that a ticket-issuer had given tickets, I think, for a distance short of the place to which a party had travelled. I did not know as to what I was to be examined, therefore I am not prepared to say very positively.

16266. That is your recollection?—One of the ticket-issuers was called up for irregularities. I am not clear about it, but I have some vague recollection that one of the ticket-issuers—I think to a relative of his—gave some tickets which he used for a longer distance than they ought to have been available for; but I am not very positive.

16267. Do you remember the name of the clerk, or can you tell us, within any reasonable limit, about what time this occurred?—I cannot.

16268. Was it in the last or the present year? Was it last winter?—I cannot tell you. It would be a hazard for me to say; it made no impression upon my mind.

16269. Probably you were present at the Board meeting at which the irregularities, if I may call them so, of the two ticket-issuers, Cahill and M'Meehan, were discussed, and when one of them was found to be short in his account £80?—I do remember something of the kind, but I am not very clear about it. Probably if the Minute Book were here it might refresh my memory.

16270. We postponed coming into court for a little, knowing that it would be convenient for you to see the book; there should be no difficulty in getting documents of this kind, which cannot be wanted in the office. I presume you remember the discussion at the Board, or at least the mention by Mr. Cusack of the abstraction, or alleged abstraction, of railway tickets for the purpose of the election?—Well, my recollection of that is this. I think it was I myself who mentioned it first; I am not quite certain where I heard it, but some person mentioned it to me—that our tickets had been used for the purpose of the last Dublin election.

16271. That was, I believe, the time that the Election Petition was being tried?—Yes. I was coming to the Board, either that day or the next, as well as I recollect, and I mentioned there that it had been spoken of to me; but I have not the least recollection where that was—it was either in a railway train or in the street. However, it made no impression upon my mind. I remember mentioning it at the Board, and I don't think anything further occurred upon that occasion.

16272. Do you recollect saying that the Board had nothing to do with making an inquiry of that kind?—I don't remember that I did, but probably I may allude to what I read in the newspapers of the evidence of Mr. Cusack, and I am satisfied that I did say so, from his saying it; but it made no impression upon my mind, and I cannot recall to my mind the slightest circumstance about it.

16273. Do you recollect that it was mentioned at the Board at any meeting when you were present, or did it come to your knowledge, that any discovery of the tickets had been made in the ticket issuers' drawer?—I don't remember that.

16274. Then if, as has been stated, the superintendent of the ticket office, upon the sudden removal of M'Meehan, the ticket issuer, found in his drawer some Westmeath race tickets, of the previous June, was that mentioned at the Board, or did it come to your knowledge?—I think I may positively say I never heard that before.

16275. There was some discussion at the Board, we are told, as to what tickets were used; did you ever hear it suggested that the tickets used at the election, were called Marcus's tickets?—I think I may say that anything I have heard of that, or anything that has come to my knowledge, has been either through the newspapers or in conversations out of the Board.

16276. The reason I ask you the question is that one of the witnesses, a senior clerk in the audit office, (Byrne,) stated that at the time when there was an inquiry into the matter, one of the directors, Mr. Maunsell, came into the audit office, and said "It was unimportant, because after all they were Marcus's tickets that were used?"—It is right to say that I was not in Dublin at the time; I was then High Sheriff of Tipperary. I was absent there before and after the Dublin election, in fact the Cashel election which I had to hold, took place upon the same day as the election for Dublin.

16277. That however would not be the time at which the discussion took place at the Board? When you first heard the rumour, and mentioned the matter to your brother directors, an inquiry took place, as Mr. Cusack and Mr. Skipworth state—and Byrne, the principal clerk, says that after the inquiry Mr. Maunsell came in and stated they were Marcus's tickets that were used at the election—did you ever hear it stated that they were Marcus's tickets?—I may say that all this matter about the tickets made so little impression upon my mind, that I paid no attention to it; and except that remark from me, I do not recollect any discussion at the Board, in fact at this moment I do not remember anything that was said about it, except the day I spoke myself.

16278. And that you think was when the case was being tried here?—That was when the election petition was being tried here; that is my recollection, but I am not positive about the time.

16279. Can you call to mind anything connected with the dismissal of Cahill and M'Meehan, the ticket issuers? Do you remember the circumstance of two ticket issuers being allowed to retire, or send in their resignation early in January?—Well, I cannot recall to mind anything about it.

Mr. LAW.—Perhaps you will allow us to postpone your further examination until the books come from the railway?

[*On the arrival of the books Mr. Law referred to the Minute Book.*]

16280. I see by this book you were at the Board on the 30th of January, 1869?—Yes.

16281. First there is order No. 1, then No. 2, and here is No. 3:—"That Robert Cahill and George M'Meehan, booking clerks, Broadstone, be called on to send in their resignation—the former for irregularity, the latter for being deficient in cash £83 1*s.* 0*d.*; and that George Hall be sent back to the booking office, and William Henry Finlay to the audit office." Have you any recollection of the circumstances attending that?—None whatever.

16282. I presume, as a matter of railway practice, the sending William Henry Finlay back to the audit office was a sort of lowering of his status—he was at that time superintendent of the ticket office?—I apprehend that would be so.

16283. Do you remember the fact of any of the ticket issuers at that time being deficient in his cash to some such amount as that—£83 1*s.* 0*d.*?—Well, if the report to which that minute refers were here I might know better.

Mr. *W. Skipworth,* further examined.

16284. Mr. LAW.—What is the meaning of the number attached to each resolution in the Minute Book?—The number of the subject.

16285. They run on in a continuous series?—Yes.

16286. Mr. TANDY.—I take for granted there is a book in which your report is transcribed?—Yes, there is.

16287. Mr. LAW.—Your report is founded, I presume, on the report of Mr. Finlay to you?—Yes.

Mr. LAW.—We must have these reports.

Laurence Waldron, esq., examination resumed.

THIRTEENTH DAY.
December 13.
Laurence Waldron, esq.

16288. Mr. LAW.—I find you were present on the 24th of February at another Board meeting, and that matters from Mr. Skipworth's department were dealt with. The manager's department is one, and the secretary's department is another and distinct one?—Yes; but they all come before the Board. They are separate departments.

16289. "Ordered, that as to the letter of Robert Cahill,"—that is the letter we want to see—"late booking clerk, Broadstone, but wanting to remain, that the Board cannot change the former order." Do you recollect any letter of a ticket issuer coming before the Board about the 24th of February, appealing for some consideration, and wanting to be reinstated?—I do not. The fact is, there are so many of the officials we have to inquire about every day, it would be impossible for anyone to remember all the circumstances. It is quite possible that if the report to which that refers were before me it might bring the circumstances back to my recollection.

16290. We sent for Cahill's letter on Saturday, and it was intimated to us that the letter could not be found, which is somewhat remarkable. We do not want to inconvenience the company or its officials, but we must get these documents—did you ever hear any statement——?—I beg your pardon for a minute. I think I was wrong in saying it was at the time of the election petition trial I heard of the tickets, I am not very positive but it is possible it may have been at the time of the election. I incline, however, to think it was at the time of the petition trial.

16291. The election petition was filed on the 15th December, and, of course, once the proceeding commenced there was a good deal of talk about it. That it must have been before the petition came on to be heard I think appears from this, that the inquiry about the tickets was followed by some carpenter's work in the audit office, and according to the note we have had from the manager, that work was done on the 22nd of January, the day before the election petition came on to be heard; there were locks put on the place where the tickets had been kept loose. So that the discussion which arose out of your mentioning the matter must have been before the petition trial?—Just so, it struck me while the matter was passing through my mind here, that it was not so late as the hearing of the petition.

16292. No doubt when the petitioners began to make their preparations it soon oozed out what the nature of their case was, and you heard casually that your tickets had been used?—Yes, somebody said to me—you have been using your tickets for this election.

16293. It is not easy to separate in recollection what took place in court on the trial of the petition from what one heard in conversation once the petition was fairly launched, and people began to talk about it?—That is so.

16294. The date, however, at which the carpenter's work was done after the investigation by the chairman and manager settles the time?—Just so.

16295. Did you hear at any time until this inquiry that the tickets used for the purpose of the election were consecutive tickets?—I knew nothing of that except what I saw in the newspapers; and somebody told me yesterday or the day before that they were, I think, tickets of the Transatlantic service.

16296. I understand that when you mentioned to your brother directors what you had heard about the tickets there was no immediate investigation before the Board, the officers were not called in to be questioned about it?—I don't think the matter was entertained at all. My recollection is it was just before the Board met. When I went into the Board-room I said I had just heard this, and the Board proceeded to business without referring to it—that is my impression.

16297. Mr. Cusack said he mentioned the matter to the Board, but the Board did not think proper to entertain it; that you suggested that as the petition was being tried it was better to leave the matter to the judge?—Quite so.

16298. Probably what occurred was, you mentioned it first, before the Board met, the chairman then made inquiry in the offices, and afterwards referred to the matter on the next Board day; most likely at the time the judge was trying the petition?—Yes; in any inquiry by us we could not administer an oath while the judge could investigate it properly. However, I have no recollection as to that. I may say that these tickets are used to be broken up for paste-board, and it appeared to my mind not of the least possible consequence what became of them once they did our service.

16299. You think that whoever took them did not believe he was doing anything wrong?—No, so far as the value of them—they were mere waste paper.

16300. Mr. TANDY.—If he knew the purpose for which as alleged they were to be used, it would be a different thing?—Precisely. I only mentioned that to show how valueless they were to the company.

16301. Mr LAW.—The only object of the railway company was to have them destroyed in order to prevent their getting into use again?—Yes, once they did our work they were useless to us.

16302. Mr. MORRIS.—Putting the object out of the question, you would not have thought it any very great harm for an official to take a number of these tickets?—Not the least; if a man took a hat full of them they would not be worth a halfpenny. They are generally a good deal disfigured.

16303. That applies to the tickets which passed through passengers' hands?—Yes.

(*Some books of the railway company were here produced.*)

Mr. LAW.—Mr. Skipworth, this book containing simply a summary of several reports, was before you in the Board room for you to make your minutes in, while Mr. Cusack was making his minutes in another?

Mr. *Skipworth.*—Yes.

Mr. LAW.—We must have from the secretary's office, or from the manager's office where perhaps it ought to be, the written report made by Mr. William Henry Finlay to Mr. Skipworth of the irregularities of Robert Cahill and George M'Meehan in the early part of January, 1869. We want also the letter of Robert Cahill addressed to the Board, or probably to the secretary, asking to have his suspension or removal reconsidered.

Mr. *Skipworth.*—Mr. Read states they are in the possession of Mr. Callanan, who has gone down the line this morning.

Mr. LAW.—Is it possible that a letter of that character is in the possession of Mr. Callanan?. We called for it on Saturday. We sent a request to have it brought down. The answer was it could not be found. If it has passed into Mr. Callanan's hands it must have been this morning.

Mr. *Read.*—Mr. Ward, sir, told me to tell you he handed these papers to Mr. Callanan on Saturday evening, believing he might be called on here to produce them.

Mr. LAW.—It is very unfortunate. The result may be to embarrass the company considerably.

Mr. *Read.*—Mr. Callanan has gone down the line this morning. You cannot possibly have them before to-morrow morning.

Mr. LAW.—Are we to understand that having got the papers for the purpose of producing them this morning, he goes out of town bringing them with him?

Mr. *Read* said he searched for Mr. Cahill's letter on Friday and could not find it. Mr. Ward desired me to tell you what I have stated.

Mr. LAW.—Pray tell Mr. Ward that we regret very much disturbing him, but we must request him to come down here. [Addressing Mr. Beausire, the Secretary of the Midland Great Western Railway Company.] Have you got Cahill's letter?

Mr. *Beausire.*—I have not.

Mr. *Skipworth*.—It would be handed back to me, and attached to the other letters.

Mr. LAW.—You remember the letter?—Quite well.

As a matter of business such documents are always attached to the other papers?

Mr. *Skipworth*.—Invariably.

Mr. LAW.—We must, at all events, see that there is nothing in this. It is for the interest of all, and especially the company, that this should be done.

Mr. *Waldron*.—I have no doubt it is through inadvertence this has occurred; but it is unfortunate. I take it that Mr. Callanan has locked the paper up instead of taking it with him, because he should have no occasion to take it with him.

Mr. TANDY.—I should think not. We intimated on Saturday we should require these papers.

16304. Mr. LAW (to Mr. *Waldron*).—After the inquiry, or whatever it was, made by Mr. Cusack in the audit office, or elsewhere, do you remember did he mention it to the Board?—I do not recollect any formal report to the Board. That was a voluntary act on the part of Mr. Cusack. I do not think the Board directed any formal inquiry, so far as I can recollect.

16305. In point of fact, Mr. Cusack and Mr. Skipworth did make inquiry, and Mr. Cusack says he subsequently mentioned the matter to the Board. I want merely to know if you can call to mind the time at which he so mentioned it?—I could not. As I have said the matter of the tickets made so little impression on my mind, and, in my opinion, it was of so little consequence, I did not give it any particular attention.

16306. Whatever was said you, no doubt, felt that that though otherwise valueless there was strong reason to believe the tickets of the company had been used at the election?—That was the rumour, but we had no evidence. Nobody had ever seen one. In fact, there was a strong presumption up to this present moment, I may say till the last day or two, that they were not tickets belonging to our company at all.

16307. You are aware that certain of the witnesses produced at the trial swore they were. They all spoke of tickets; but some identified them as Midland Railway tickets?—It was my impression they were spoken of as Midland tickets, but not identified.

16308. They were sworn to?—That was not my impression.

16309. And the investigation that the chairman and Mr. Skipworth made was on the assumption that they were?—I certainly did until within the last few days believe they were not ours.

16310. Mr. TANDY.—The evidence was, that they were exchanged for £5 notes—so that it was improbable they were kept?—It was said some tickets were submitted to the judge.

16311. Mr. LAW.—That must be a misapprehension. A ticket, we presume by way of sample, was exhibited; but tickets exchanged for £5 notes were not produced. The evidence was—"A railway ticket. The M. G. W. Railway"?—Some might have escaped.

Mr. *William A. Lyons Malley* further examined.

16312. Mr. LAW.—Did I understand you to say you had been at the Broadstone on Saturday or Monday?—I went up about the passes.

16313. You mentioned that you drove up on two occasions on the same day, I forget what day that was?—That was the day before the city election or the day of the election; I went up with letters to Mr. Cusack and Mr. Skipworth.

16314. Both on the same day?—Yes; both the same day.

16315. You drove up from Dame-street?—Yes.

16316. From whom were the letters?—I think from Mr. Julian. Mr. Julian said he wanted to send them up.

16317. You went up on one occasion with Captain ———?—With Captain Pim, and on the other occasion with Mr. Charles M'Carthy.

16318. Was he a friend of yours?—Yes.

16319. Was Captain Pim a personal friend of yours?—I had met him before.

16320. How long had you known him?—I should say about six months, I had met him casually.

16321. Where does he live?—He was living in Clontarf when I knew him first, I was living there also.

16322. I think you mentioned he had been a military man?—Yes; I think he was formerly in the 3rd Buffs.

16323. Does he live in Dublin?—I think he is in Dublin yet. To the best of my belief he has been living here for some years.

16324. Is he any relation of the member?—I cannot say, I should say he was not.

16325. Is he an Englishman?—I cannot say.

16326. Had he been working or assisting at 47, Dame-street?—Yes.

16327. On the same sort of service as yourself?—No; I think he was a canvasser. I am not exactly sure, but I think so.

16328. Had you ever seen him anywhere before but in Clontarf?—I think not.

16329. Do you know his Christian name?—I do not. I dare say I might find it out for you.

16330. A large man?—A stout heavy man about six feet one inch.

16331. Mr. TANDY.—Have you got any recollection of meeting Mr. Landy after office hours alone in the office?—I have.

16332. Have you got a recollection of when that was?—I cannot say.

16333. Have you got a recollection of whether it was soon before the election?—I am not clear on that point, I should say it was very close to the election.

16334. Can you tell us to the best of your recollection was it before or after the time when Mr. Landy, your brother, and John Finlay were present?—I was with Mr. Landy only once after hours in the audit office, except when I came to the office first—I stopped there for about an hour.

16335. I distinctly understood you to say that except when you first joined, you met Mr. Landy only once in the audit office after hours?—Yes.

16336. Then that must have been the occasion when your brother Charles, and John Finlay were present?—Yes.

16337. Did you never meet him alone?—Never, except on that occasion. The first occasion I speak of there were four or five; it was the half-yearly accounts, and that was what kept us in the office.

16338. What were you doing in the office after the county election?—I was putting some of my papers into order. The papers I had checked to the best of my recollection.

16339. Do you recollect where you left the papers you so put into order that Sunday?—I think I put them into the circular desk, or tied them up, I don't know which—I should say I tied them up.

16340. But where did you leave them after you tied them?—I must have left them in the desk—at least the press between the two windows. O'Neill uses the top of it, and I used to use half the bottom of it. If I tied them up I am nearly sure I put them in the press that is between the windows.

16341. Then you did not put them in the desk at which you were sitting yourself?—I should say not.

16342. Was the press between the windows usually locked?—The top of it was, the bottom was not.

16343. Was there a key to the bottom of it?—I don't think there was even a lock on it.

16344. Had you the use of the bottom portion save at that time?—Yes.

THIRTEENTH DAY.

December 13.

Mr. William A. Lyons Malley.

16345. How long were you working at the papers that Sunday in the office?—About an hour.

16346. Who came for you?—Mr. M'Carthy and Mr. M'Meehan, two friends of mine.

16347. Had you appointed to meet them there that Sunday?—Yes.

16348. When had you made that appointment?—Well, I think it was the night before.

16349. On Saturday night?—On Saturday night, I think so, because Mr. M'Carthy stopped in my place two or three nights immediately before then. He stopped in my house the night before the Drogheda election.

16350. Was he stopping in your house on the day before this Sunday?—No, not that night.

16351. Why did you appoint to meet him at the Broadstone station?—Because to the best of my recollection Mr. M'Meehan was working in the booking office then, and I got their reply late. I could not get there in time. I imagined they would come back, and I left word at the gate to say that if they came back I would be in the audit office.

16352. Did you not tell me just now it was on Saturday, the day before, you made the appointment?—Yes, I think I told them I would come there on Sunday morning.

16353. Where did you meet them on Saturday to tell them that?—I think they were down at my house. I am nearly .

16354. On Saturday?—I think so.

16355. At what hour?—In the evening, I should say.

16356. Are you certain?—I will not be certain.

16357. Why did you appoint the audit office as the place of meeting?—They did not come up to the audit office; they came to the railway.

16358. Why did you appoint the railway as the place of meeting?—Because Mr. M'Meehan was working in the railway then. They had gone away when I went up. I left word at the gate if Mr. M'Meehan and another gentleman called I was in the audit office. They drove round the front of the terminus, and when I heard the car I went down and joined them.

16359. Had they both been up there before on that Sunday looking for you?—Mr. M'Meehan was in the booking office.

16360. Mr. M'Carthy had nothing to say to the railway station?—He had not.

16361. Had he been up at the station that morning?—I think so, because he stopped with me the night before, Saturday night.

16362. Where did M'Meehan live?—At Glasnevin, near the railway. I think he had lodgings there.

16363. Then what I understand you to say is this—that upon the Saturday night you appointed to meet M'Meehan at the Broadstone station on Sunday?—I think so.

16364. Did you arrange to meet them there at any particular hour?—I should say about ten, or a little after ten o'clock.

16365. Will you swear you appointed to meet them at any particular hour?—I will not; but to the best of my recollection it was a little after ten o'clock. That was to give him time to enter the train in his book.

16366. What time had he to enter the train?—A quarter past nine o'clock; he had to enter the tickets sold that day for the two trains.

16367. Did M'Carthy and M'Meehan both go down to the railway station early that morning together?—I am not aware of that.

16368. Did they tell you they had been there waiting for you?—I think so.

16369. As far as you learned did they both go down together to the railway station that Sunday morning early?—I cannot say that, but to the best of my belief they were there both of them.

16370. Did they leave the railway station before you arrived?—Yes; I think they went down as far as Constitution-hill to get a car.

16371. Did they tell you that?—Yes.

16372. I suppose they drove up again to the railway when they got a car at Constitution-hill?—I think so. When they drove up I was in the audit office.

16373. How long would they take to go from the railway to Constitution-hill to get a car?—I should say that they would walk down easily in seven or eight minutes, but it was a carman we used to constantly have, and I don't know whether he had the horse out or not; he had to take him out.

16374. What time do you suppose elapsed from the period at which they left the railway station to go down to Constitution-hill until they returned?—I don't know whether they went to any place or not.

16375. Did they tell you whether they went to any place or not?—No.

16376. Did you ever hear how long they were away from the railway station that morning?—Not that I am aware of.

16377. Did you hear when you got to the railway station that they had been there, had gone away, and that they intended to return?—I think so.

16378. Did you hear they had gone to Constitution-hill for a car?—No. M'Meehan told me that after.

16379. That they went to get that particular car?—I don't say that particular car.

16380. Did they tell you they had gone to any other place except simply to Constitution-hill for the car, and that having got it they returned to the station?—I cannot remember that—very likely they did.

16381. Did they?—I don't remember.

16382. Did you understand that not finding you at the station, they simply went to Constitution-hill for a car, and returned immediately?—I think they went some place. I am not sure.

16383. Have you got any reason for saying they went to any other place?—I think they told me they went some place.

16384. Did they leave any message for you at the railway station that they would return?—Yes, I think so. I think I got a message from the men.

16385. What was the message you got to the best of your recollection?—I think he said Mr. M'Meehan would come back again to see if I was there.

16386. Who gave you that message?—One of the men on the gate.

16387. Do you recollect his name?—I do not.

16388. Waiting for you and had just gone?—I don't remember.

16389. Try and recollect; you do recollect you say that you were upwards of an hour in the audit office that Sunday?—I should say an hour.

16390. The only account you can give now is that you did not arrive until after M'Meehan and M'Carthy had left the railway station?—As far as I can believe.

16391. That they went to Constitution-hill, a matter of seven minutes, returned on a car, and then you went out?—Yes, but I think they told me they had gone some place.

16392. Mr. LAW.—This was on a Sunday?—Yes.

16393. Do you remember seeing M'Meehan on the day of the election?—No.

16394. Or M'Carthy?—No.

Mr. *John E. Ward* further examined.

16394. Mr. LAW.—We require, Mr. Ward, the production of the report of William Henry Finlay to Mr. Skipworth, which led to the enforced resignation of M'Meehan and Cahill, and the letter of Cahill to the Board?—We can't find that letter.

16395. It cannot be found?—No.

16396. Where are the reports?—The only report I saw was the report of the travelling auditor.

16397. Where is the report of Mr. Finlay to Mr. Skipworth, which Mr. Finlay swears he gave to Mr. Skipworth, and which Mr. Skipworth swears he got?—I haven't seen it. I have searched for it.

16398. If these are not produced, we shall have to deal harshly with the company or with the officials who must have these documents. Formal reports of this kind made to a Board of Directors are not usually destroyed. They were forthcoming when Mr. Skipworth left the service in September?—We have searched for them, and we can't get them.

16399. Is it true what Mr. Read told us, that some papers connected with this matter were given by you to Mr. Callanan on Saturday for production here this morning, and that he has gone to the country with them?—I gave Mr. Callanan his own report on Saturday, expecting that he would be here this morning with it. I heard that he went down the line to Ballythomas this morning.

16400. It was for the document we sent, and not for Mr. Callanan; it was, to say the least, not very discreet to give these documents to him. What we asked for was not Mr. Callanan's report, but Mr. Finlay's report to Mr. Skipworth, and Mr. Skipworth's report to the Board, founded on that. We shall have to adjourn this inquiry and commit some of the officials, unless these documents are produced. We know enough of railway matters to be assured that formal documents of this nature are not destroyed. Mr. Skipworth swears he got them, and they are referred to in the minutes recording the proceedings of the Board. Have you, Mr. Ward, got any instructions about these documents?—None, whatever. We made every search we could for them, but could not find them.

16401. Mr. LAW (*to Mr. Skipworth*).—Were these documents in the possession of the company when you left their service last September?—*Mr. Skipworth.*—I left them all there.

16402. With the letter of Cahill attached to them?—*Mr. Skipworth.*—Yes.

Mr. LAW.—If they are not produced we shall consider the company guilty of contempt, and subject them to the heaviest fine our unlimited power warrants us in enforcing.

Mr. *Ward.*—I made every search for them, and they are not to be had.

16403. Mr. TANDY.—Do you mean to say, Mr. Ward, that you have got no book of reports made by Mr. Skipworth to the Board?—I have.

16404. Mr. LAW.—But not the report on which Mr. Skipworth's report is made to the Board?—I have not. I gave Mr. Callanan his report.

16405. Has Mr. Callanan any report but his own which he made to Mr. Skipworth?—He has no report but his own.

16406. Has he the report in writing made by Finlay to Mr. Skipworth in reference to the resignation of M'Meehan and Cahill?—He has not; he has his own report to Mr. Skipworth.

16407. It refers to Cahill?—It refers to both M'Meehan and Cahill.

16408. We have it on the evidence of two witnesses that written reports were made, and were in the possession of the company when Mr. Skipworth left their service last September, and that Mr. Skipworth made an official report to the Directors founded on these reports of his subordinate officer?—It was from Mr. Callanan's report he made it.

16409. Mr. TANDY.—What became of Mr. Skipworth's report?—It would be in this book.

16410. Mr. LAW.—That is only in reference to Mr. Finlay's report?—Yes.

16411. But what has become of Mr. Finlay's report to Mr. Skipworth; he swears he made a report to Mr. Skipworth—where is that?—I gave all I saw to Mr. Callanan on Saturday, and I can have them by to-morrow morning for you. He probably has them locked up; he didn't think that they would be wanted this way.

16412. If they were handed to him and not to us, when we intimated on Saturday that we should require them this morning, it was, to say the least of it, a strange thing to do?—Mr. Callanan was in court for the last few days, and that was the reason I gave them to him.

16413. He came down, I presume, like some other officers of the company, to see what was going on?—No, he was summoned.

16414. It is a very curious thing that we asked for a document on Saturday, and we were told that we could not get it—that it was not to be found?—We have searched everywhere for it, and we couldn't find it.

16415. Mr. MORRIS.—What time did Mr. Callanan go to the country?—At half-past eight this morning.

16416. Did you know he was going to the country?—I did not; I never know where he is going to.

16417. It is much more regular and convenient for you to keep them?—If I knew that they were wanted I should keep them, and not give them out of the office.

16418. Mr. TANDY.—Would not Mr. Finlay's report be copied somewhere?—No, it would not.

16419. Mr. LAW (*to Mr. Skipworth*).—Was Mr. Finlay's report on which you made your report to the Board, attached to the travelling auditor's report which was also furnished to you?—*Mr. Skipworth.*—It was; it ought to be attached to the travelling auditor's report.

Mr. *Ward.*—I opened the press where the travelling auditor's report was, and I didn't find Mr. Finlay's report attached to it.

16420. Mr. LAW.—Who has the key of that press?—I have; and I will swear that Mr. Finlay's report is not in it.

16421. It is a remarkable thing that the audit sheet in respect of the payments made to Lyons Malley was not forthcoming when we asked for it; the train books that we wanted are not forthcoming; we now find that Mr. Finlay's report to Mr. Skipworth on these cases of irregularity on the part of M'Meehan and Cahill is not forthcoming, and that Cahill's letter of resignation is not forthcoming. We can scarcely believe that this is all accident?—I searched for it in the press, and couldn't find it.

16422. If it was not in the press it must have been removed by some one who had access to it?—It couldn't, for I have the key of the press.

Mr. TANDY.—It is certainly a most extraordinary circumstance that every document calculated to cast light on these transactions, and to assist us in this inquiry, is not to be found; or, at least, is not forthcoming—it is very curious, to say the least.

16423. Mr. LAW.—We must consider what course we shall take in this matter. We have power to enforce the production of these documents, and we must use it.

Mr. *Ward.*—I made every search I could for them, and I couldn't find them. They wern't in the press.

16424. When do you open it?—I open it every day. I looked at all the papers there, and found only the report of the travelling auditor attached.

16425. Could anyone have got to the press when it was open, or is there another key for it?—I don't think it is likely; it is never left open, as it is where most important private papers are kept.

16426. These reports then were considered of importance when they were kept amongst the most important private papers, and were preserved up to the time that Mr. Skipworth left the company's service?—And after it.

16427. Mr. MORRIS.—Is M'Meehan's letter append-

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ed to the report?—There is only the travelling auditor's letter appended to it.

Mr. LAW.—That letter is gone, and Cahill's letter for mercy is gone also.

16428. Mr. MORRIS (*to Mr. Skipworth.*)—Do you remember Cahill's letter?—*Mr. Skipworth.*—Quite well.

16429. Was it appended to the report, with the other documents?—*Mr. Skipworth.*—They were all together, to the best of my opinion.

16430. And were all submitted to the Board together?—*Mr. Skipworth.*—They were.

16431. Mr. LAW.—It is right to say, Mr. Skipworth, that the date of the letter we want is not the same as the date of your report. You reported to the Board on the 13th January, your report being founded on another made to you in writing by Mr. Finlay; the matter was brought before the Board on that day, when M'Meehan and Cahill were ordered to send in their resignation; the one for alleged irregularity, and the other for being short in his cash £83. Cahill then wrote a letter to you which you brought before the Board on the 24th February, 1869, nearly six weeks after your report to the Board. Then comes the following minute:—"That as to the letter of Robert Cahill, late booking clerk, resigning his situation, but wanting to remain, the Board cannot change the former resolution come to." Mr. *Skipworth.*—It is my invariable practice, when making a report to the Board, to refer to previous reports made to me, and to pin them all together.

Mr. *Waldron.*—I must say that having occasion at one time to look into the reports of a travelling auditor, I didn't see a single document folded up with them. After the matter is disposed of, the travelling auditor's is filed—is not that so?

Mr. *Skipworth.*—No, when his reports were brought up; these are all kept in my private press. I never restored them.

16432. Do you recollect that these documents existed when you left the office?—Mr. *Skipworth.*—I distinctly recollect it.

16433. Mr. TANDY.—Have you a distinct recollection of having them in that press?—I am only swearing to what was my invariable practice.

Mr. *Waldron.*—I know I wanted to inquire into a number of these reports, and I didn't see a single document folded up with them, not a single one.

16434. Mr. LAW.—These reports were brought separately before the Board just as other reports are from time to time on different subjects, but when there were several reports on the same matter they would be all put up together, is not that so, Mr. Skipworth?—Mr. *Skipworth.*—That is so.

16435. Mr. MORRIS.—It was as late as September last, when you left these documents in the press?—Mr. *Skipworth.*—I left them in the beginning of September.

Mr. *Ward.*—I will swear that they weren't there when I opened the press.

16436. Mr. TANDY.—Did you ever see them in the press, Mr. Ward?—I did not. I never heard of them until the present time.

16437. Mr. LAW.—Your summons calls on you to produce all documents and books that may be in your possession. Is there any reason that these documents which we have asked for should not be produced?

Mr. *Waldron.*—If they are to be had, I am sure that they will be produced.

Mr. *Ward.*—We have searched for them everywhere, and we can't get them.

16438. Mr. LAW.—Every particular paper that we wanted is kept back?—Mr. *Ward.*—That is a curious coincidence.

16439. And it must be dealt with as such?—I never heard of the train books, until now, that they couldn't be found. I don't know how that could be.

16440. Were you in Mr. Skipworth's office in January last?—Yes.

16441. I mean you were not on duty in the country?—No; I was in his office.

16442. Do you recollect the circumstance of these reports as to Cahill's and M'Meehan's defalcations?—Not the particular reports.

16443. Do you remember the circumstance of Cahill and M'Meehan being dismissed?—Quite well.

16444. Do you recollect what was the complaint against Cahill?—For general carelessness.

16445. Do you recollect, had he been absent from duty on any particular occasion?—No; I think not. Perhaps he was once.

16446. When was that?—At the time of an early train in the morning.

16447. When was it—Mr. Finlay said it was five or six weeks before he made his report; I understood that one of the directors found Cahill away from the office one morning?—I don't recollect.

16448. Do you recollect the circumstance of the inquiry in January?—Yes.

16449. Do you remember that Mr. Skipworth got up a book of agenda for the consideration of the Board?—Yes.

16450. I believe that book was prepared in your office?—Yes.

16451. Do you remember who wrote it, was it Mr. Skipworth or you?—Mr. Skipworth.

16452. Do you remember this—M'Meehan is reported to be deficient in his cash £83 1*s.* "The order of the Board is that Mr. Finlay go to the audit office; Mr. Hall to the booking office; that M'Meehan and Cahill be called on to send in their resignations." Then there is mention of two reports.

Mr. *Skipworth.*—That, would be the travelling auditors' reports, I imagine.

Mr. *Ward.*—They are not the travelling auditors' reports; we have these two reports.

16453. Mr. LAW.—This was prepared in your office, to be brought to the Board; and it seems to have made some impression, for it is repeated in the secretary's report also. The secretary and Mr. Skipworth both took down what was to be done in this case—do you remember the circumstance, Mr. Ward?—Quite well.

16454. Do you remember what was the complaint against Cahill?—I think it was for general carelessness.

16455. Was there a complaint against him some time previously?—Yes.

16456. Two or three months previously?—Yes.

16457. Was there any complaint against him of inattention to his business in November, do you recollect?—I don't recollect, but I am sure there must have been.

16458. How long before the dismissal in January did the directors find him in default in not being in time for the morning train?—It must be before that.

16459. How long before it, do you recollect?—I can't tell—I can't form an idea.

16460. Finlay spoke of this?—He did. That's the only transaction I recollect as regards Cahill.

16461. What was the complaint against M'Meehan?—He was late, I think, on two mornings for the train. The complaint against him was for general deficiency.

16462. Carelessness?—Yes; the same as against Cahill.

16463. The two were very young men, I believe?—They were.

16464. I believe M'Meehan was formerly in the audit office?—He was.

16465. Had Cahill been a clerk in the audit office?—I don't remember.

16466. I suppose the ticket office is a subordinate department to the audit office?—It is a separate office.

16467. I know that; but is it a subordinate office? Is not Mr. Landy the superior of the ticket issuers and of the ticket office superintendent?—He is the superior officer of all of them.

16468. So that any irregularity on the part of the ticket issuers should be reported to Mr. Landy?—Yes, it would come under his notice.

16469. What was the substance of the report against

M'Meehan, do you recollect?—It was for general deficiency; that one cause in particular—being late for the morning train.

17470. Do you recollect that these matters were brought up sharp in his absence one morning—do you recollect did Mr. Finlay send for M'Meehan's key?—I don't remember.

16471. How did the £83 1*s.* come to be deficient? Was it all the default of a few days?—I cannot answer that. I know nothing about it.

16472. What was the meaning of the order of the Board, that Mr. Finlay should go to the audit office? Would it be considered a reduction in rank for him to be removed to the audit office from his position as superintendent of the ticket office?—It would.

16473. I find that on the 5th of January M'Meehan had gone back to the audit office, and signed the attendance book for four days as audit clerk, on the 5th, 6th, 7th, and 8th January—I presume that is in consequence of his being suspended?—He was sent into the audit office to clear up his accounts.

16474. Would that enable you to fix the time when this crisis came?—It was about that time, I think.

16475. Being sent to the audit office on the 5th, I suppose when he came back to the ticket office on that morning he was told by Mr. Finlay that he was suspended, and was sent by him to the audit office?—Mr. Finlay couldn't suspend him; the manager only could do it; but he might be sent to the audit office to clear up his accounts.

16476. I presume when the deficiency in his cash was found out, he was suspended?—If it were discovered he would be sent away immediately.

16477. Was it with the view of dismissing him altogether that he was sent to the audit office to wind up his accounts?—I should say it was.

16478. Were there any complaints against M'Meehan and Cahill in the month of November?—I can't exactly say what the month was; but there were complaints against them.

16479. Do you mean written reports?—There were public complaints in some cases made by passengers.

16480. What were these about?—They were some matters about the Mullingar tickets; they, I believe, charged a shilling too much in selling Mullingar tickets.

16481. A number of people?—I think seven people were overcharged a shilling on the days of the races in Mullingar.

16482. That would be the races we have been talking of?—Yes.

16483. Then that would push us back to the month of June?—Exactly.

16484. What was done in that case?—We had no proof against him.

16485. There were complaints against him of that character?—Yes.

16486. They must have been made after the Mullingar races?—Yes; after them.

16487. About how long after would you suppose that these complaints were made?—I should say they were made within a month after the races.

16488. Did complaints continue to be made against him after that?—I can't say, but we commenced to have a bad opinion of him after that.

16489. He was suspended on that particular day, the 5th of January, by the manager?—I can't exactly say the day; I should say he was.

16490. He would be suspended before being dismissed?—He would.

16491. Were there any other irregularities alleged against M'Meehan, except the two you have spoken of?—I think there weren't so many complaints against him as against Cahill.

16492. But there was the very substantial one of a deficiency in his cash of £83 1*s.*—the other complaints were chiefly irregularities in his attendance, and requiring passengers to pay a shilling too much?—That was only on one occasion.

16493. Do you remember the matter of Mr. Finlay discovering Mullingar race tickets in M'Meehan's drawer, being mentioned in the manager's office?—I wasn't in the office at the time. I was in the inner office by myself; when the conversation took place I was inside.

16494. What conversation are you speaking of?—The conversation between Mr. Finlay and Mr. Landy.

16495. I am not speaking of that conversation—Mr. Finlay states that when he made the discovery of the Mullingar race tickets in M'Meehan's drawer, a few days after M'Meehan was suspended, he mentioned the matter to Mr. Skipworth and showed him the tickets—were you present on that occasion?—I have no recollection whatever of it.

16496. Do you remember hearing it stated at that time, or at any time, that there was a suspicious discovery of tickets in M'Meehan's desk?—Never.

16497. Did you know that Mr. Finlay had been keeping over these tickets until this day?—I didn't, until the other day when the Commissioners were there—that was the first I knew of it.

16498. At that conversation between Mr. Finlay and Mr. Landy, you say you were present?—No. I was not. I came in with Mr. Landy from the court. I went into the inner office. I didn't stop in the outer office, I walked straight through into the inner office.

16499. Who was in the outer office, do you recollect, when you passed through it?—I can't say.

16500. Was M'Brettney there, do you remember?—I can't say. I walked straight through the outer office without stopping to see who was there.

16501. Was M'Brettney an audit office clerk at any time?—Never.

16502. I see he signed his name in the audit office book?—He never was in the audit office.

16503. He signed his name in the attendance book of the audit office?—He may have done so, while the other attendance book couldn't be found.

16504. What time used he come to the office?—He would come at about half-past eight in the morning, and leave at seven in the evening.

16505. These are about the hours he entered in the attendance book of the audit office—from eight in the morning, or thereabouts, to seven in the evening are his hours?—About that; but he never was an audit office clerk.

16506. Did any but a clerk enter his name in the attendance book of the audit office?—I never saw it.

16507. From November to the 17th December M'Brettney has done so?—That would be about the time he was employed cutting tickets up after hours.

16508. Was he so employed?—He was; he has been employed in cutting tickets up in the evenings after hours.

16509. That was after the machine was got?—Yes.

16510. Would you say from that circumstance that his name generally should appear first on the list?—No; I should say it wouldn't be the first but the last on the list if he entered for the purpose of cutting up the tickets. He may have come there for an hour or so after office hours.

16511. I see he enters his name from 8 and 8.5 to 7?—These are his usual hours; he may be employed after hours in cutting up the tickets.

16512. Would not it appear from that that he was attached to the audit office?—He was not; he was never attached to the audit office.

16513. Was he always in your office?—Yes, always; he was outside in the yard before that as a signal-man.

16514. During these periods we are speaking of—the months of November and December, 1868—was he in your office from day to day in close attendance there?—Yes; he was never away since he was appointed.

16515. And he never was on the audit office staff?—Never.

16516. If he was employed in cutting up the tickets, would it be a proper thing for him to enter his name on the audit office staff?—No. I wouldn't call that audit office work.

16517. Did you hear any discussion between Mr.

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Landy and Mr. Finlay on any occasion as to this conversation about consecutive tickets?—Never.

16518. Did you ever speak to Mr. Finlay on the subject?—I may have. I am not sure.

16519. Have you spoken to him, do you recollect, since this difference of recollection arose between him and Mr. Landy on the subject?—I spoke to him several times, but not on that subject.

16520. Have you spoken to him lately?—Not on that subject.

16521. Did you ever hear from anyone in the establishment that a number of tickets were found—Westmeath races tickets, which were available only for the days of issue, the 1st and 2nd June, 1868—in M'Meehan's desk in January, 1869?—I never knew it until you were there the other day.

16522. Was that the first knowledge you had of it?—It was.

16523. Now, Mr. Ward, you must have these documents which we have asked for produced?—We will do our best to find them.

16524. Mr. TANDY.—Have you any recollection whether M'Brettney was employed in cutting up tickets in the month of November, '68?—Generally he did.

16525. From whom would he get the tickets to cut up?—Either from Mr. Landy or from Mr. Byrne; they would be brought in sacks.

16526. Brought in loose in the sacks?—Yes.

16527. And he would take them out and cut them?—Yes.

16528. Is there any book or any entry in the Company's establishment that would enable you to tell us whether M'Meehan and Cahill were absent from duty on the 18th November, '68?—I don't think there is; the train book is the only one that would do so.

16529. Mr. LAW.—It is a curious circumstance that all the other train books are forthcoming except those which we want?—It is a most extraordinary thing how the train books could get destroyed. I could understand how a letter might go astray.

16530. We have the old train books, and we have the new train books, but the particular train books that we require are not forthcoming—though it was stated that they would be got, they have not been got?—I can understand how a letter may be lost or mislaid, but the train books should, I think, be forthcoming.

16531. Mr. TANDY.—Are the train books of so little importance that they are thrown away?—Well, they are not very important.

16532. Mr. LAW.—Are they not generally kept for three or four years?—They are.

16533. Mr. TANDY.—Where are they kept?—They are kept in Mr. Finlay's office.

16534. Should not they be kept carefully there?—They should.

16535. Are all the presses in Mr. Finlay's office locked?—No. I think some of the presses are not locked.

16536. Is the press where the train books are kept locked?—I am not certain of that.

Mr. LAW.—These documents, Mr. Ward, must be got for us—there are too many of them missing. We could not get the audit sheet on which Lyons Malley's name was—that was the first thing that disappeared; though all the others were forthcoming, and were arranged, in perfect order—this one that we particularly wanted was not forthcoming. We wanted to see Cahill's letter, and it was not forthcoming; we wanted to see Mr. Finlay's report to Mr. Skipworth, and it was not forthcoming; we wanted to see the train books for this particular period, and they are not forthcoming, though all the other books before and after are forthcoming.

Mr. TANDY.—With reference to the pay-sheet, the person who had charge of it when examined on the matter affected to appear surprised when he found it was missing, although it turned out afterwards that he knew that morning before he came down to us at all that it was not to be found. He promised then to get it for us, but has not done so?—I know he worked very hard to search for it when he went back to the office.

16537. I suppose it was made all right before that?—He did'nt know that it was wanted at the time.

16538. He was told of it over night that it would be wanted next morning?—I don't think he could have any object in keeping it back if he had it—not the least.

16539. It is a very extraordinary thing, that almost every document we think material is not forthcoming; these documents must be produced to-morrow morning, or we must consider what course we shall take in the matter?—I am afraid we will not be able to produce them; every search was made for them, and they couldn't be got.

Mr. William G. Skipworth.

Mr. *William G. Skipworth* further examined.

16540. Mr. LAW.—You recollect the circumstances about Cahill's and M'Meehan's departure from the company's service?—Yes.

16541. Their irregularities were reported to you as their superior officer?—Yes.

16542. What was the complaint against Cahill,—or had there been several complaints against him?—There were several complaints of a difference in change by passengers—a difference in change, but invariably too little.

16543. You say complaints by passengers?—Yes, getting short change.

16544. Was that all?—Yes, there was a complaint of his late attendance in the ticket office in the morning. On one occasion he was late for the half-past seven train.

16545. What time was that, do you recollect?—I can't recollect.

16546. Was it some considerable time before the inquiry in January?—Several months I should say.

16547. Do you know whether he was irregular in his attendances in the month of November?—I don't remember.

16548. If we had the train book it would be possible, I presume, to say, from the entries, whether he was in time for a particular train or not?—Yes, he would have to make his entries in it.

16549. If he were away the handwriting in the book would be that of some other person?—Yes.

16550. Is it a very unusual thing for a clerk in his position to get a friend to take his place; to say, "I shall not be here for the next train, will you take my place until I come?"—It would be very unusual.

16551. Would it be allowed?—It would not be allowed if it were known.

[*Mr. Ward here handed in the train book for* 1868, *and said it went as far back as* 1866.]

Mr. LAW.—Whose handwriting is it?

Mr. *Ward.*—It is in Cahill's, I think, but I am not certain.

16552. Would there not be, Mr. Skipworth, separate train books for the first and second class ticket issuer and for the third class ticket issuer?—Yes, M'Meehan would have one, and Cahill would have the other.

[*Train book for November*, 1868, *handed in.*)

Is that the third class train book?

Mr. *Ward.*—I am not certain.

It is not in the same handwriting as the other?—No, it is different.

Mr. *Skipworth.*—This is M'Meehan's book—it is third class all along.

16553. Mr. LAW.—Tell us in whose handwriting is this entry on the 18th November—is it Cahill's?—It is Cahill's.

16554. The entry on the 5th January, is that also his?—Yes.

16555. Look at this entry, we want to see when these people disappeared—is it a different handwriting?—I don't know that handwriting. I think it is either Kearney's or Owens'—Kearney and Owens write very much alike.

Mr. *Ward.*—It is Owens' handwriting, I think.

(*Another book for* 1868, *handed in.*)

16556. The 11th January, this is probably where the break comes, look at that page dated 14th January, there is a difference of writing between the first and second part of it?—This is evidently the day he handed over to Owens, the top part is Cahill's, the lower part is Owen's handwriting.

16557. That is the reason we wanted the book on Saturday, which could not then be got. Now we see that on the 14th January, Cahill was replaced by Owens?—So I take it from that book.

16558. On that date he was probably suspended previous to his final dismissal?—Very likely.

16559. He never after that, as far as you know, came to the office again?—My report book will show when he was suspended. He would be suspended immediately after the Board's order, probably on the day following—that would be the 14th January.

16560. All the entry in your book says, as to what was to be done, is—Mr. Finlay to go to the audit office; Mr. Hall to go to the booking office; M'Meehan and Cahill to be called on for their resignation; that is all I find about it in your book?—I presume the changes would be made the following day, but Mr. Finlay was never removed from the booking office.

16561. I presume the reason Mr. Finlay was to be removed from the booking to the audit office, was because the Board were dissatisfied with his supervision of the clerks in the booking office?—Quite so.

16562. They thought he was not sufficiently sharp and watchful?—Yes.

16563. And they intended, therefore, to reduce him to the rank of an audit office clerk?—Yes; there was no complaint against Mr. Finlay, but it was thought by the directors unfortunate that these occurrences should take place during the period that he was superintendent of the ticket office.

16564. Did Mr. Finlay make any application to be dealt with more agreeably?—I believe he waited on Mr. Cusack the following day in reference to it.

16565. That was not a written application?—It was not; it was a personal application.

16566. Was the matter brought before the Board afterwards?—Never, to my knowledge.

16567. The Chairman dispensed with the order of the Board, and left Mr. Finlay where he was?—Mr. Cusack told me not to carry out the order of the Board as far as Mr. Finlay was concerned.

16568. You recollect very well, I presume, the report Mr. Finlay made to you about this money matter?—Yes.

16569. M'Meehan and Cahill I believe were young men?—They were.

16570. About twenty or twenty-one?—About that, from twenty to twenty-four. I should say Cahill was about twenty-four.

16571. Cahill was the older of the two?—He was.

16572. Do you know were they intimate with the Messrs. Malley?—I recollect it was a complaint of mine that Lyons Malley spent a good deal of his time in the ticket office with M'Meehan.

16573. M'Meehan is I suppose about the same age as Lyons Malley?—Yes, about the same. M'Meehan is I think the senior of the two. The matter was mentioned to me by Mr. Finlay, and there was an order given to exclude everyone from the ticket office except on business.

16574. Who made the complaint to you?—It was either Mr. Finlay or Mr. Landy.

16575. Was that long before November, 1868?—It was about that time or a little before it.

16576. Do you recollect what was the substance of Mr. Finlay's report to you of M'Meehan at this time?—The letter was to the effect that he checked his accounts, and found a deficiency of £83 1*s.*

16577. Was any complaint made to you about his irregularities?—No, it was so remarkable, the cause of this deficiency could not be ascertained.

16578. It struck us as a very lenient mode of dealing with a defaulting clerk, who had been short in his accounts to the extent of £83 1*s.*, and who gave no explanation of it, to intimate to him that he might send in his resignation?—It was, but it was believed by the directors—a belief in which I shared myself—that he was robbed of the money, for he was clumsy and slovenly in his accounts, and was a kind of careless fool.

16579. Did Mr. Finlay say how he checked M'Meehan's accounts—how often does he generally check the clerks' accounts?—They are generally a fortnight in arrear.

16580. Did he state to you or to the directors that he found M'Meehan's accounts short by small sums on several occasions—of six and seven pounds each time?—He did.

16581. Each small deficiency would be paid out of the incoming receipts?—Yes, from week to week.

16582. He forgot that eventually, for he was £83 1*s.* deficient at last?—The loss was only traceable to a fortnight's accounts, to two weeks' accounts.

16583. The other accounts having been squared, there should be at most only a deficiency of some seven or eight pounds?—That was the largest sum he had been deficient in.

16584. And that would be paid out of the incoming receipts?—Yes; M'Meehan was rather clumsy in his accounts.

16585. That was the meaning of his entering his name in the attendance book of the audit office?—No, he was allowed go into the audit office to clear up his accounts.

16586. The date of his ultimate discharge would be the day following the order of the Board?—Yes.

16587. Did he state how he was robbed of the money?—He did not. He was an excessively stupid man. I asked him about it, and he said he knew nothing of it.

16588. The money was afterwards paid I believe?—It was by his father to me.

16589. Who was his security, was it his father?—No, we had public security.

16590. What induced his father to pay it?—My representation to him that his son's future might be affected by my asking the Guarantee Society for it, and that if he refused to pay it he would probably never get security again. As his father hesitated, I did apply to the Guarantee Society, and after six weeks his father paid it to me on behalf of the Guarantee Society.

16591. Had the Society applied to him for it?—They had. I had to relieve myself of the responsibility, and I applied to them for it.

16592. Was his father one of the references?—Yes.

16593. When did you apply to the Society for payment?—I was bound to inform them of this deficiency within ten days, as the money was not paid, and I relieved myself of the responsibility by looking to them for it.

16594. The 5th January would be the day M'Meehan went to the audit office, and the 8th was the day of his last and final departure from the company's service?—I should say so.

16595. Was this deficiency found out before that?—It was.

16596. And you reported it, I presume, to the Guarantee Society a few days after?—I did within ten days I am sure.

16597. Would the ten days run from the time of the ascertained deficiency?—They would run from the date of the letter of Mr. Finlay to me.

16598. That must be before the 13th; do you remember how long before the Board met was his letter to you?—His letter was handed to me on the morning of Wednesday, the day of the Board's meeting.

16599. He made up a report for you to show to the Board?—Yes.

16600. You remember the document?—Quite well.

16601. Did Mr. Finlay tell you then or on any subsequent occasion that he discovered the Westmeath race tickets in M'Meehan's drawer?—He told me of the finding of the tickets, and he added that M'Meehan lost the money, because, he said, his drawer can be opened with a pair of scissors.

16602. Was it Mr. Finlay's business, as his superior officer, to see to this lock?—No, each clerk had a drawer of his own.

16603. But each clerk did not put on the lock of his own drawer?—No.

16604. Was not it, then, Mr. Finlay's business to see after it?—Mr. Finlay wouldn't know of it at all unless he was told of it.

16605. How did he know that M'Meehan's drawer could be opened with a pair of scissors?—Because he opened it himself, when he hadn't the key, with a pair of scissors.

16606. Was that about the time that the Midland tickets were said to have been used at the election?—No, the booking office tickets were never associated in my mind with the election tickets.

16607. Was not the report he made to you, that he discovered tickets in M'Meehan's drawer that had no business there, made about that time?—I can't fix the time.

16608. Mr. Finlay fixes the time himself, for he says it was about the time the inquiry was going on in the office, that he showed you the tickets—do you remember that he showed you the tickets?—Most likely he did.

16609. Do you recollect what class tickets they were?—No.

16610. Do you recollect the chairman coming into the office while Finlay was telling you of this?—I do not.

16611. Do you recollect that Mr. Cusack said to him that he would be very anxious to discover the man who took the tickets out of the establishment, and requested him to use every exertion to find out some clue to it?—I remember that.

16612. Finlay says that took place on the same day that he showed you the tickets?—The tickets he found in M'Meehan's drawer were never associated in my mind with the booking office at all.

16613. You thought they were out of the audit office?—Yes.

16614. They might be; for the Westmeath races tickets were only available for the 1st and 2nd June, and were found in a place where they certainly ought not to have been—namely, in the ticket office in M'Meehan's drawer?—They ought be with the condemned tickets; they must have been sent up originally to the audit office.

16615. It was the duty of the clerk te send them to the audit office?—The accounts couldn't be checked without them, the unused tickets are always sent up to check the accounts of each clerk.

16616. The clerk you mean is charged with all the tickets he receives, and if he does not send up those unused, he will have to pay for all?—Yes, particularly as so many races tickets are uncollected.

16617. The ticket issuer, I believe, gets the tickets on his own requisition?—Yes.

16618. Which is countersigned by Mr. Finlay?—Yes, there is a printed form for the purpose.

16619. If we had the audit office books we should find out, I presume, how many tickets were sent over on the 1st and the 2nd June?—Yes.

16620. If there was no complaint of a deficiency of money might it not be assumed that the balance of the tickets would stand as so much money paid by the clerk?—Clearly, or if there was money missing there would be an order to the effect that the unused tickets were not forthcoming.

16621. All the surplus tickets would be brought back in due course?—Yes, if the clerk did his duty.

16622. That is, if the accounts where checked?—Yes.

16623. Well, we must assume that they were checked?—Yes.

16624. There was no complaint of a deficiency of money either by Cahill or M'Meehan up to that time?—Never.

16625. In that state of things would it not be reasonable to presume that the race tickets got back to M'Meehan's drawer from the audit office?—I know of no other way it could happen.

16626. The connexion then between the audit office and M'Meehan's drawer becomes apparent?—It never struck me before.

16627. Have you any doubt of it now?—I have not, as it is related to me.

16628. Did you understand from Finlay what class of tickets these were?—I don't remember.

16629. Was it in connexion with Mr. Cusack's direction to seek a clue to the party who took the tickets out of the establishment, that some conversation took place between Mr. Cusack, you and Mr. Finlay, about the race tickets found in M'Meehan's drawer?—No, there was no reference to missing tickets at all; the conversation had reference to M'Meehan only, as far as I recollect.

16630. Did you ever speak to M'Meehan about the tickets which Finlay found in his drawer?—I never saw him after the evening of this occurrence.

16631. I believe he remained in Dublin for some time after?—He remained in Dublin until very recently.

16632. Did you ever give him a testimonial of any kind?—Never.

16633. Mr. Finlay said that his place was supplied by Owens?—Yes.

16634. It appears from the train book that Owens was the issuer of first and second class tickets?—Yes.

16635. Would the fact be then, that Cahill was transferred from being issuer of first and second to being issuer of third class, and that Owen issued first and second class tickets?—I think that that would be the case.

16636. Cahill might be in the ticket issue office for some time after that?—Yes, I think so.

16637. Up to the 16th, at all events, he appears to have issued tickets?—Yes.

16638. Did you ever hear any statement from Cahill about these tickets?—No; he asked me only for his reinstatement.

16639. The Board, when speaking of the letter which he sent in, refer to it as an application not that he be reinstated, but that he be continued; had he been in the service of the company at that time?—He was away from the company when that letter was written.

16640. Did he send in a formal letter of resignation?—I think so.

16641. M'Meehan and Cahill were called on to resign?—Yes.

16642. And that was done by letter?—M'Meehan did not resign, I believe—that's my recollection.

16643. Were they called on to send in their resignation?—I think so. Cahill did resign, and in his letter of resignation protested against the hardship of being sent away. M'Meehan, I believe, never resigned—that's my recollection.

16644. There is a curious circumstance in connexion with their resignation as it appears in the staff book; for while Cahill, who did send in his resignation with this protest against the hardship of being sent away, is marked as paid off, M'Meehan is marked as resigning—would that affect your recollection of the matter?—It doesn't alter my recollection.

16645. Did you understand from Finlay, when he reported the circumstance in January to you as to the discovery of the race tickets in M'Meehan's drawer, that there was any portion of them wanting—do you remember his mentioning that there was a portion wanting?—I don't recollect.

16646. Did you on that occasion intimate to him that it was better to keep them?—I think so. I don't remember that he told me they were race tickets. If he had told me that they were race tickets the probability is I would have told him to destroy them. He spoke to me, and said he found several tickets, and I told him, "You had better keep them carefully."

16647. Do you mean that he said he found several sets of tickets?—No; several tickets. He may have said that they were race tickets; but I have no recollection of race tickets being mentioned.

16648. Particularly if these race tickets were issued from year to year?—Sometimes they bore the year on the face of them.

16649. He would not keep them, I presume, for issuing the next year?—No, they should be destroyed immediately.

16650. The strange thing is that they were not destroyed even then; and stranger still that he should keep them for a year in his possession, unless there was some object in view?—Yes.

16651. Did you ever hear it stated by anyone how many tickets were said to be used at the election?—I never heard anything about the tickets used at the election, except what I read in the papers.

16652. Did you ever hear that Finlay had a broken bundle from which the tickets used at the election were taken?—Never, until I read his evidence. The loss of tickets was of common occurrence in the office.

16653. Mr. Finlay's evidence on Friday was very remarkable as compared with his evidence on Saturday. On Friday he spoke of a bundle of tickets with a break in the series, and all third class tickets; while on Saturday we were informed by him that the tickets he so found, and which he purported to hand to us, were first and second class tickets, with only a few of the series wanting?—I never heard of that.

16654. If there was a parcel of tickets, with only six or seven wanting, he would not be told, I presume, by you to keep them for a year?—No, if they were of use I would have told him to get the rest printed.

16655. He told us on Friday that they were Westmeath race third class tickets; that they were of a broken bundle with the intervening numbers gone; and that he was told to keep them until now. It turned out on Saturday that they were second class tickets, with no interval except one of five or six tickets that were wanting—if you understood from him that they were a number of tickets running on continuously from 081 to 249, with only six lost, would you have told him to keep these tickets?—I hardly comprehend your question.

16656. What Finlay first told us was, that third class race tickets of June, 1868, were found by him in January, 1869; that what struck him as so remarkable was that the bundle was broken, with some of the series wanting; that he had the two ends; that he mentioned the matter to you during the progress of the inquiry as to where the tickets used at the election came from; and that either Mr. Cusack or you told him to keep them safe, and that he kept them safe ever since?—I don't recollect it.

16657. Would you have told him to keep the tickets, if he had found only those which the train book shows remained unissued? The book shows that of the series all up to 080 were issued, and all the rest save six are here; would you on being told those facts have directed him to keep the tickets?—I would until all M'Meehan's affairs were wound up; but I must say that M'Meehan's name was never associated in my mind with the election.

16658. Mr. TANDY.—You say you have no recollection that Finlay mentioned to you that these were race tickets?—No.

16659. When, in the ordinary course, these tickets being special tickets for races which took place in June, 1868, should the unused ones be returned?—Before the end of a week.

16660. For the purpose of settling the accounts they must be forwarded to the audit office within a week?—Yes, if the clerk did his duty who had to check the accounts.

16661. Who had the checking of the accounts?—Mr. Byrne.

16662. Are you aware that it was the practice in the ticket office on such occasions as races where there were special tickets issued, to put into the instrument a large quantity of tickets for the purpose of dating them before they were called for?—No.

16663. Would you consider that irregular?—It would be improper.

16664. Might it be the means of issuing tickets without its being discovered?—Not that. It would impair the checking, for if you produce tickets with the date on them the inference is that they were used.

16665. Is it not the practice to date and stamp the tickets as the passengers apply for them?—Yes.

16666. Would you consider it an extraordinary thing if you found a number of race tickets stamped and dated though remaining unissued?—I would.

16667. That is just what occurred in this case, and Finlay accounts for it by saying that it was not an unusual thing to stamp and date tickets by anticipation?—It was improper to do so.

16668. Did you know it was done?—I never did.

16669. You never heard of it?—Never.

16670. Would it not be doubly irregular if, after tickets were dated in this way, parties were to date a further number of tickets for passengers?—Yes.

16671. I am very happy to say I did not place implicit reliance on what Mr. Finlay stated—Do you recollect that Lyons Malley asked you for a pass to London in the early part of November?—It was Mr. Cusack that asked me to get it.

16672. Have you got any recollection of Lyons Malley applying to you for a pass to London. He may have asked me for it, but my recollection is that I applied for the pass at the request of Mr. Cusack.

16673. You stated already that the day you wrote the letter for it was the 16th November, was that the day on which the application was made to you to get the pass?—I am pretty sure it was the 16th November.

16674. Do you recollect whether, according to your letter, you asked on the 16th for a pass to travel from Dublin on the 19th?—If I had the letter book I could tell you, but I dare not trust myself to say it was on the 19th.

16675. But if you did speak of the 19th as the day for which the pass was to be given, that particular day, I presume, must have been mentioned to you?—Clearly. I never hit on the 19th myself.

16676. Your recollection is that it was the chairman requested you to write for the pass?—Yes.

16677. Do you ever recollect having any conversation with Lyons Malley about it?—I never spoke to him about it.

16678. Did he ever speak to you and ask you whether you got the pass?—He did not; his brother did.

16679. On what day did you see his brother?—I don't know.

16680. Was it before the 19th he applied to you for it?—It was after the 19th.

16681. Therefore no application or no inquiry was made to you before the 19th as to whether the pass came or not?—I think not.

16682. Mr. MORRIS.—Are you quite confident that if Mr. Byrne did his duty those tickets had come from M'Meehan in the booking office to the audit office?—Yes, if Mr. Byrne did his duty.

16683. And that they would not be sent back again?—No; they are never sent back.

16684. Mr. TANDY.—But having regard to the fact that they were found in M'Meehan's drawer, is it not the inference that they were brought back?—Yes, or that Byrne did not check them at all.

16685. Mr. LAW.—If he had not checked them could he have settled his accounts with M'Meehan?—No, he could not.

16686. There must have been a great many settlements of accounts between June and January, when he was found deficient?—The race tickets were in June, and the checking of accounts did not take place until February.

16687. Are not the accounts settled every fortnight?—The accounts of the race tickets ought to have been checked within a week, and they should have been thrown amongst the condemned tickets.

THIRTEENTH DAY.

December 13.

Mr. William G. Skipworth.

16688. Mr. MORRIS.—Was there any mention of the number of tickets found in M'Meehan's drawer?—No. I think Mr. Finlay said there were several, or a bundle.

16689. Mr. LAW.—Or several bundles?—Yes; or several bundles.

16690. Mr. LAW (to *William M'Brettney*).—Have you been ordered by your superior officer, Mr. Beausire to go for Byrne?—Mr. *M'Brettney*.—Yes.

16691. Well, why did you not go?—I was afraid my name would be mentioned, and I want to hear what is against me.

16692. You need not remain to watch for that. Go, and bring Byrne down.

John Judkin Butler, junior

John Judkin Butler, junior, further examined.

16693. Mr. LAW.—You were sworn here on a former day?—Yes.

16694. We have summoned you now to produce the train books?—Yes.

16695. Where did you find them?—When I received the letter from Mr. Landy, that had been sent by your secretary, I went to the booking office and showed it to Mr. Finlay, and said I would be obliged to him if he would give me the books therein named.

16696. And he gave you these?—Yes, he made a search, and got these.

16697. I presume you were not here on Saturday when Mr. Finlay said he had searched and could not find them?—I was here in the early part of the day when Mr. Finlay went up on the table, but I did not remain.

16698. Where did Mr. Finlay take them from?—He got some in the booking office, and some outside in the superintendent's office.

16699. Is that his own office?—It is the office in which he is supposed to be.

16700. He is the superintendent of the ticket issuing department?—Yes.

16701. Has he a separate office from the ticket issuing office?—He is supposed to be the superintendent of the platform, and that office which I have just mentioned is supposed to be the office he should be in.

16702. You say that some of the books were in the ticket office, and some in his own office?—Yes.

16703. Did you see him find them, or had he them ready?—He had to make a search, and he came across another bundle that he did not see on Saturday. They were a little to the one side.

16704. I suppose they had to be looked for, as most things have. Do you recollect being ticket issuer in the month of June, 1868?—No.

16705. Did you issue any tickets for the Westmeath races in June, 1868?—I did not.

16706. Have we got here the train book of June, 1868?—I think you have it in court. It was here on Saturday, and I brought it back.

16707. Turn to the train book of June, 1868. Do you see the words, "Westmeath Races," or "Races" written on the left hand margin?—I see "Mullingar Races." There are three lines taken up with it.

16708. What is the entry of the number of second class tickets issued?—This is the third-class book. There are different books.

16709. Well, how many third-class tickets were issued on the 1st of June, from Dublin to Mullingar and back?—By the first train there seem to have been 348, and by the second train 370.

16710. Is that all?—That is all.

16711. Look at the number on the 2nd of June, the other day of the races?—For Mullingar races the number seems to have been 307.

16712. Was that by the first train?—That is the only train I see here.

16713. That is then about 1,000 altogether?—Yes.

16714. Have you the second-class book of the same date in 1868?—Yes.

16715. Do you see the date of the 1st of June?—Yes.

16716. Whose handwriting is that book in?—It is mine.

16717. That is the reason I wished you to look at it. Were you issuing tickets on that day?—Now, I see that I was. I was not clear about it at the time you asked me.

16718. Tell the circumstances under which you were issuing tickets on that day?—I was at the first and second-class window issuing tickets.

16719. Were you there in place of Cahill?—No. He took up the place from me, as I see here.

16720. On what particular date?—I handed it over to Cahill on the 27th of June.

16721. Were you the permanent ticket issuer up to that time?—Yes, at the first and second-class ticket window, up to the 27th of June.

16722. You were there on the 1st of June?—I was.

16723. And for some time before?—Yes.

16724. About how long. Were you there a month before?—I was for about three months altogether.

16725. June was the last month?—Yes.

16726. Where had Cahill been before that? Was he in the company's service?—To the best of my recollection he was in Mullingar.

16727. Had he been the ticket issuer there, or how was he trained?—I think he had been a ticket issuer. I may safely say that he had been.

16728. And then he was brought to Dublin, and put to issue the first and second class tickets?—Yes.

16729. Did you go to the audit office then?—No, not then. I received orders to go to the superintendent's office.

16730. Is that Mr. Finlay's office?—Yes, Mr. Finlay's office, or where he should be.

16731. Is Mr. William Henry Finlay the superintendent?—Yes.

16732. How long were you in that office?—About a month.

16733. Did you then go to the audit office?—Yes.

16734. Had you been in the audit office before you came to the ticket office?—Yes, I had been, and from that I went to the cashier's office, then I went to the ticket office, and from that to the superintendent's office, and then back to the audit office, in which I have been up to the present.

16735. You were issuing tickets on the first and second days of the Westmeath races. Was it your habit to stamp the tickets with the date previous to the time of issuing them?—It was my habit when I was at the third-class window, but I am not conscious of having done it at the other.

16736. You were issuing tickets on the first and second of June, and up to the twenty-seventh?—I was.

16737. Were the first and second of June the only days of the races?—Yes.

16738. If you turn to the train book you will find that all the second-class race tickets issued were about eighty?—Yes.

16739. What number of second-class tickets did you issue on the first day?—Fifty-nine.

16740. How many on the second day?—Twenty-two.

16741. That is eighty-one altogether?—Yes.

16742. What was the number of the first ticket you issued?—000.

16743. What was the number of the last ticket you issued on the second day?—I left 081 in the box.

16744. Then 080 was the last?—Yes.

16745. Were your accounts settled up as to the Westmeath races?—Yes.

16746. Were they checked in the audit office, and were you called upon to account for all the tickets you got?—Yes.

16747. Is not that the usual course of business

especially in a case of this kind, where the traffic is of a special or merely temporary character, not extending beyond two days?—Yes.

16748. Do you recollect that you had got the second-class tickets which you issued upon a written requisition? Did you not sign a document asking for certain tickets?—I am not clear about that.

16749. Did you apply for 250?—I don't think I did apply for them.

16750. Would they be issued from the audit office without a written application? Did Finlay apply?—Generally when it is coming up to the time they are to be issued we get them without a written application.

16751. Is there a record kept in the audit office of the number of the tickets?—Yes.

16752. Well you had to account for 250 tickets?—Yes.

16753. You have no doubt of that?—Not the slightest.

16754. And you had only disposed of eighty-one of them?—Yes.

16755. How did you settle your accounts with Mr. Byrne, the audit clerk? Did not you account for the money you received for the eighty-one tickets?—I did.

16756. Did you hand back the residue of the 250 tickets or account for them?—I don't think I did. I think I handed them, to the best of my belief or recollection, to Mr. Finlay.

16757. To Mr. Finlay?—Yes, I think so; that is to the best of my recollection; I am not clear.

16758. How did Byrne settle his account with you? How did he know that eighty-one were all you sold?—By the returns, I suppose.

16759. Surely there must be a check of some kind on the clerks. You are charged for 250 tickets and you only sold eighty-one. Suppose you sold more and only entered eighty-one, what check would Mr. Byrne have upon you?—I would send in my return.

16760. Well, but don't you think you said, "Here is the money for eighty-one tickets and there are the rest of the lot," otherwise what check would there be on the ticket clerk? Does Byrne merely take the clerk's word?—Mr. Byrne did not take my word for anything.

16761. Is it the habit that when, say 250 tickets are issued, the clerk to whom they are intrusted must account for them?—Yes.

16762. Have you any doubt that when you came to settle your accounts you accounted for the eighty-one you had sold, and to show that you had sold no more you handed back the others?—The commissioners should understand that the ticket clerks never settle accounts with Mr. Byrne; it is with the superintendent we settle accounts.

16763. Then is it the superintendent's business to settle the accounts with the ticket issuers?—Decidedly so.

16764. Well, do you recollect that you did settle your account for the eighty-one tickets and the others with Mr. Finlay?—Decidedly.

16765. Did you account with Finlay and show that you had cash for the eighty-one tickets you had sold?—Yes.

16766. Did you hand up the residue of the tickets which had been intrusted to you for sale?—I cannot clearly say whether I handed back the tickets or let them remain.

16767. Did he see that the tickets were there?—Of course.

16768. The tickets, you mean, got out of your hands?—Yes. It was the practice after using the tickets to take them out of the tube and to give them over generally to the superintendent. I am not clear whether I gave these up the second day or not.

16769. Did they get out of your hands in the ordinary course?—Yes.

16770. You did not keep them bundled up?—No.

16771. How soon after the 2nd of June did you settle that account? Was it within the next two or three days?—I have to inform you that the money we get on one day for the tickets issued is put into that day's account, for the ticket clerks at Broadstone settle each day with the superintendent, and he has to forward the money to the cashier. The money I received the first day for the race tickets went in with the rest of the money received. The same occurred on the second day.

16772. Would there be a settlement with Mr. Finlay on the first day or at the end of the two days. Would you say at the end of the two days, "I have sold eighty-one tickets and here are the remainder?"—I would not unless he asked me for the tickets. He would ask me how many I sold.

16773. When the account was finally settled would you be responsible to him for the residue of the tickets that were not sold?—Most decidedly.

16774. To whom would you be accountable? Would it be Mr. Finlay?—To the company I would have to account, but it was Mr. Finlay's duty.

16775. What officer would come to check your account?—Mr. Finlay would hold me accountable for the tickets until I delivered them into his hand, and said, "there is the residue."

16776. Did you deliver them to him, or show them to him and say, "there they are for you"?—I have no recollection whether I gave them into his hand, or put them down beside him.

16777. Mr. TANDY.—Did you do one or other?—I think I did.

16778. Mr. MORRIS.—Did they get out of your hands?—They did. To the best of my recollection I gave them to Mr. Finlay.

16779. Mr. TANDY.—You were there for twenty-five days after the races?—I was.

16780. Do you recollect after the races were disposed of that you had still a parcel of the race tickets in your drawer when you left the issuing office on the 27th of June?—I could not say.

16781. Do you believe you had them there still?—I could not say.

16782. Is it your belief that you handed them before that to Mr. Finlay?—It is my belief I handed them to Mr. Finlay.

16783. Before that?—Yes.

16784. When settling your account?—Yes.

16785. These race tickets were in one respect a separate thing, and you could have settled them up all at once for there was an end of them in a couple of days?—Just so.

16786. Would it not be desirable to get the useless tickets out of the drawer, so as not to be in the way of the other tickets?—I am not aware that I kept them in my drawer.

16787. Would you not think it would be well to get rid of them?—Most decidedly.

16788. Do you recollect, as a matter of fact, whether or not in preparing to issue these race tickets on the 1st or 2nd of June, you stamped a number of the second class—by anticipation?—I have a faint recollection of my doing so, that being my practice when I was issuing the third class. I think I did it. I think I am safe in saying I did.

16789. Did you see the tickets handed to us on Saturday?—No. I saw them handed up to-day, but not on Saturday.

16790. Have you any idea where they were got?—I have not. I heard the evidence given here about those tickets, and that is all I know. That is the first I ever heard of it.

16791. What colour were the third class tickets?—To the best of my belief I think they were brown.

16792. Are there any of them forthcoming now? I presume there are, for you seem to have a large collection of them?—I think some of them might be got. I am not sure.

16793. The colour of the second class tickets was yellow with a red stripe?—Yes.

16794. Do you remember the colour of the third class?—I think they were brown to the best of my opinion.

16795. Are there any still remaining in or about the office?—I am not sure.

THIRTEENTH DAY.

December 13.

John Judkin Butler, jun.

16796. You have a large collection of all sorts of disused tickets we know. Have you any of the Westmeath race tickets?—I don't think so. There may be, but I am not aware, and there could not be without me knowing if they were in my custody.

16797. Have you not, for the purpose of checking the tickets, some control over the sacks?—Yes.

16798. When tickets, of a temporary character like these we are inquiring about, which are not for use, or cannot be used with propriety again, come into the office, would it be your duty to throw them into the sacks to be cut?—Yes.

16799. There was a large quantity of Mullingar race tickets got for 1868?—Yes.

16800. Over 2,000, I believe?—Yes.

16801. And the number issued was not more than the half of that—have you any recollection of the surplus stock of third-class tickets coming through your hands for destruction?—I have not, for I was not in the audit office for a month or so after leaving the booking office.

16802. Who did the work in the audit office in September and October, 1868, that you have been doing since—that of checking and destroying the tickets?—I am not clear upon the point when I say that young Finlay was assisting Mr. Allard, but I think he was.

16803. I thought he was cutting up the tickets with the machine in the store room?—That is the first I ever heard of it.

16804. Do you know that M'Brettney was so employed?—I do.

16805. When was he employed?—I could not give the date. It was when the machine was got, I believe.

16806. Mr. Finlay told us that was some time before November—about a month before it. Was M'Brettney the first person put to attend the machine?—He was the first I ever heard of.

16807. Were you in the cashier's and superintendent's office, after being in the ticket office?—I was in the cashier's office before going to the booking office; after being in the booking office, I went to the superintendent's office, and from that to the audit office.

16808. How long before that were you in the superintendent's office?—I think it was about a month.

16809. Then it was about the end of July, or beginning of August, that you went back to the audit office?—Yes. I wish to mention that if I were in the audit office then, I don't think Mr. Landy, who was very particular, would have allowed me to check the tickets I had issued.

16810. You mean the tickets you issued before going there?—Yes. That is in answer to your question in reference to the destruction of the tickets.

16811. But they would all have been accounted for long before that?—Decidedly.

16812. Once you had handed over the balance of the tickets, and accounted for the money, there would have been no harm in getting the tickets to throw into the bags?—I never saw them afterwards.

16813. You stated very positively that you never saw the surplus second-class race tickets after you issued them?—I could take my oath I did not.

16814. Might they have passed through your hands into the sacks without your noticing them?—No.

16815. Did you see the surplus third-class tickets?—I never did.

16816. Do you know that there were bundles of unused tickets lying in the different desks in the office for the purpose of tying up parcels of papers?—Yes.

16817. That seems to have been a common practice in making up the sets of papers?—Yes.

16818. Those so used seem to be of various kinds; some Transatlantic tickets, some blanks or mere pattern tickets, some race tickets, and some harvestmen's tickets. Did you know that there were those bundles of surplus tickets in the several desks?—I have known of bundles of tickets being there, but I will not say what they were, directly or indirectly.

16819. But you knew that the clerks who required them for tying up bundles had them?—Yes, as it is stated here.

16820. Was it not a well known thing in the office that they were there?—It was a well known thing that some of the clerks had them, but all the clerks had not. There were just a few who had them.

16821. Had Byrne any?—Yes, and O'Neill, and Hall.

16822. Was it known that Lyons Malley had them?—No.

16823. You heard John Finlay state that on one of his evening visits to the audit office he had seen some Mullingar race tickets, or tickets of some kind, not Transatlantic tickets, in Lyons Malley's desk?—I did not hear it, but I read it in the papers.

16824. I suppose if any person saw them there there would be nothing surprising in it?—No. It would come natural to believe that he had them there for the purpose of packing up.

16825. Were you present when Lyons Malley's desk was broken open?—Yes, but I did not pay particular attention.

16826. Did you go to see what was in it?—I did not.

16827. Was it done by Mr. Landy's order, and under his superintendence?—I believe it was.

16828. Did Mr. Landy call over any person to examine the contents of the desk with him?—No, he did not to the best of my belief. I have no recollection. I paid no attention to it. I heard the desk was going to be opened, and that was all.

16829. I suppose you knew M'Meehan and Cahill very well?—I knew them as my brother clerks.

16830. Were you more than ordinarily intimate with either of them? Did you know them in private?—Yes. I went to several parties at M'Meehan's house.

16831. Was that at his father's, at Glasnevin?—Yes.

16832. Was M'Meehan a member of the society to which you belong—was he an Orangeman?—No; he was not.

16833. Or Cahill?—No.

16834. Do you know young M'Carthy?—No. I saw him with M'Meehan on different occasions, but I don't know him to speak to.

16835. About what time did you see him with M'Meehan?—I think it was the day after the elecion.

16836. Was M'Meehan down there?—No.

16837. Was M'Meehan absent at all in or about that time?—Not to my knowledge.

16838. I suppose he was only required to attend in the ticket issuing office when trains were about starting?—He was bound to be there to render up his money for the previous day.

16839. What hour of the day is that done?—It is generally done about twelve o'clock.

16840. Some time in the morning?—Yes. He has to be there for the seven o'clock train, the half-past eight, and the nine o'clock.

16841. What time after that?—He is bound to be in the office at twelve, and to be there for the quarter-past one o'clock train.

16842. But from nine till twelve he would not require to be there at all?—If it was the case that he had not entered up his train list he should come in at eleven.

16843. Could not he enter that in a few minutes?—Some mornings it would be very heavy.

16844. Supposing that there was nothing more than the ordinary traffic he would be away a little after nine o'clock?—Yes.

16845. And he would not be back then till twelve?—No. It was the practice not to enter up the trains until after breakfast.

16846. Well, then, from nine till one o'clock, with the exception of the time he would be called on to settle his account, he would not be required to be there to issue tickets?—No, except it was more than an ordinary occasion.

George P. Byrne further examined.

16847. Mr. LAW.—In the month of January last did William Henry Finlay, the superintendent of the ticket office, show you some tickets which he said he had found in M'Meehan's desk or drawer?—I do not recollect anything at all about the conversation. I don't think that such a conversation ever existed between us.

16848. Did Finlay bring tickets to you into the audit office, or elsewhere, and show them to you as tickets which he had found in M'Meehan's desk or drawer?—No.

16849. Did that ever happen?—No.

16850. Never?—Never.

16851. You remember, Mr. Byrne, that it was your duty in the audit office to check the ticket traffic of the Westmeath races?—I don't check the tickets. That belongs to the duty of the ticket checker.

16852. Do you remember any written requisition coming from the ticket-issuers to get so many tickets from the audit office?—With regard to those temporary tickets, or those race tickets that you allude to, we don't wait for a requisition. We order them.

16853. Who sends them over, and where is the record entered of the number sent?—They are entered in my book.

16854. Have you your book here?—I think it is here.

16855. What is the book called?—The Ticket Requisition Book.

16856. I am not asking about the order to the printer to print. There appear to have been 2,000 Westmeath tickets ordered of Messrs. Marcus Ward and Co., in 1868?—Yes.

16857. But before the tickets were sent over to the ticket-issuer is there not an entry in some book in the audit office of the number he is to get?—None except this book.

16858. Were all the tickets that were printed sent over?—Yes.

16859. Is this book under your control?—It is under my control.

16860. Well, I see here on the 20th May, 1868, a requisition for passenger tickets to Marcus Ward and Co., with the account at the end?—Yes.

16861. It says, "Dublin to Mullingar and return, —first class, 250; second, 500; and third, 2,000." The others are for intermediate stations?—Yes.

16862. Was the requisition for 250 first class, 500 second, and 2,000 third, sent to Marcus Ward & Co. to print that number?—Yes.

16863. Were all those tickets so printed for that special purpose sent over to the ticket issuing clerks?—They were sent to the audit office.

16864. Of course they were. Were they sent out from the audit office?—Yes, to the different stations.

16865. We are only dealing with these three sets of Dublin tickets—from Dublin to Mullingar. Were those tickets sent over to the ticket office some time before the 1st of June?—They were.

16866. Have you any record from which you can state that?—I have no record.

16867. You know that such is the practice?—It is the custom.

16868. You have no doubt of the fact?—Not the slightest.

16869. The traffic for those races included only the 1st and 2nd of June?—I think so.

16870. Now, in the usual course of business, how soon would that traffic, which was all over on the 2nd, come to be checked?—I don't know what day of the week the races were. Our week terminates on Friday.

16871. The races began on a Monday, and the second day was Tuesday. When were the tickets returned?—About the 5th they should be in.

16872. On Friday you mean?—Yes.

16873. Well, then, on Friday, the 5th, would these tickets come to be checked?—Yes.

16874. Would it be the duty of the ticket issuing clerks to account with the audit office; to pay over the money they had received, and show the tickets they had not sold?—It is their duty to account for the tickets issued, and we have the tickets in the office that they have issued.

16875. What becomes of those they have not issued?—They sometimes keep them until we send out circulars.

16876. Do you take their word for what they issue?—We have the used tickets in the audit office.

16877. How do you know but that people may have got tickets and not been able to travel?—That might be.

16878. Should the ticket clerk produce all the tickets that are unused?—We seldom find people who are intending to go to races not able to go.

16879. Mr. TANDY.—Mr. Skipworth told us it was the usual course on the Midland line to make the clerk account for the money received for all the issued tickets, and also to show that he has the remaining tickets in his possession?—It ought to be, but we find it difficult to get them in.

16880. Mr. LAW.—Is it difficult to send from the audit office to the ticket office?—We find it difficult to get them sometimes.

16881. It may be difficult to get them from remote stations, but is there any difficulty in getting the tickets over from the ticket office?—Sometimes the clerks have not time.

16882. They have not time for two months?—I don't say that.

16883. Have you any doubt that the unused race tickets of June, 1868, were brought into the audit office within a month?—I could not say.

16884. Do you believe they were not?—I have no recollection of it. I could not say.

16885. Is it consistent with your duty to leave in the ticket office indefinitely any number of tickets?—We strive to get them up.

16886. Is there any difficulty in getting them up from a place only a few yards off?—There ought to be no difficulty, but sometimes the ticket checker has a great deal to do.

16887. Who was the ticket checker at that time?—Mr. Kerr I think.

16888. What had you to do with the matter?—To send out the circulars.

16889. To call in the tickets?—Yes.

16890. When you talk of sending out circulars do you mean sending them out to the different stations?—Yes.

16891. But would you send a circular to the booking office, a few yards distant?—Yes. It is our duty to do it.

16892. Would you not send a messenger across to the office to tell the clerk to bring in the tickets?—No.

16893. If you sent a circular from the audit office to the booking office to-day would you wait for a month before sending another?—I would not until I heard that the circular was not attended to.

16894. How long would it be before you heard it was not attended to?—The ticket checker might look to see if he had got the tickets in.

16895. Should they not have come into the audit office?—No, because a vast number of different tickets come in in large bundles.

16896. That applies to the collection along the line. If you really wanted to get the surplus tickets from one office here into another, do not expect us to believe that you would wait a week?—Maybe ten or a dozen different tickets would come in at the same time.

16897. The train books show that 1,000 out of 2,000 third class Westmeath race tickets were used. Do you mean to tell us you cannot form an opinion whether the other 1,000, that ought to have been

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December 13.

George P. Byrne.

brought back, came in or not?—I would not undertake to say.

16898. Was it your business to see them brought back?—No.

16899. Whose was it?—It was the ticket checker's.

16900. Did you order them to come in?—I certainly did.

16901. When?—Perhaps a week or so afterwards.

16902. Was it your business to make a written communication to the ticket office?—Yes.

16903. You could not go over yourself?—No.

16904. You think it better to make a communication in writing?—Yes, because all must be written.

16905. Do you preserve your written communications in such cases?—We generally copy them.

16906. Have you got, then, in your book a copy of the circular sent from the audit office to the ticket office?—It is very probable I have.

16907. Suppose you did send out this circular and it was not attended to, would it be your duty to send another circular?—I would call the attention of the superintendent to it.

16908. Who is he?—Mr. Landy.

16909. Would he send another circular?—He would send down to know why the circular was not attended to.

16910. Would he send a messenger?—No, a letter.

16911. Across the platform from the one office to the other?—Yes. He would have it copied.

16912. And then having spent half an hour in this way he would send it by a messenger I suppose? Would it never occur to any of you to walk across, and see what was the reason the tickets were not sent?—No.

16913. How many letters and circulars of this kind would pass between the audit office and ticket office, which were within a few yards of each other?—Maybe they would come after the first, or perhaps not until the second or third circular.

16914. Well, then if they were not attended to for a month what would be done?—I would apply to the manager.

16915. Did you ever make any application about these tickets?—I have no recollection about these.

16916. Do you believe you did?—I could not undertake to say.

16917. Now, Mr. Byrne, do you believe or do you not that these superfluous 1,000 tickets were brought back within a reasonable time from the ticket office to the audit office, where they ought to go, particularly as you don't remember making any application about them?—I have no recollection.

16918. If they had not come back would you have made an application?—Yes, if my attention was called to it.

16919. Would not your attention have been called to it?—No, unless the ticket checker would call my attention to it.

16920. Was the ticket checker in the audit office with you?—Yes, he was.

16921. Is it his business to see that the surplus tickets are brought back?—Yes.

16922. What is his name?—A man named Kerr.

16923. Where is he now?—On the Athenry line, I think.

16924. Did he go there in the present year?—I think he went last summer.

16925. What is his Christian name?—George, I think. I think he is a stationmaster.

16926. Where?—On the Athenry line.

16927. Do you see returns from him every week?—No, we have no communications from him at present. He is on the new line running from Athenry to Ennis.

16928. Do you recollect that Kerr, the ticket checker, ever called your attention to the fact of these race tickets not having been brought back?—I have no recollection.

16929. When you say you have no recollection of his doing it, do you really believe it was done?—I could not say.

16930. As you have no recollection of any application for them being written do you believe that the tickets came in the usual course?—I should say they would or ought.

16931. As you do not remember applying for them would you say they did come?—I should say they did.

16932. And would you say that within a reasonable time—suppose a month, the tickets were got back?—I should say so.

16933. Did you ever hear that those Mullingar race tickets of June, 1868, which according to your belief, and according to the practice of your company must have got back to the audit office within a month or two of being issued, had been found the January following in M'Meehan's drawer?—I was surprised when I heard it last Saturday.

16934. Did you hear that Mr. Finlay swore he showed the tickets to you?—I saw it in the paper, and I have a faint idea of it.

16935. Do you remember now that he showed them to you?—I do not.

16936. He swore distinctly that he did?—I know what I would have done with them if he did. I would have brought them to the audit office, where they ought to have been.

16937. And had them destroyed?—Yes; destroyed them certainly.

16938. You would have put them in the bag for destruction, as there was no use for them?—Exactly.

16939. Did you not know or hear from Mr. Finlay that he had those tickets in his possession?—I have not the slightest knowledge, or the slightest recollection of such a thing.

16940. Would you say he did not show them to you?—I should say not. I have not the slightest knowledge of it.

16941. Would you go as far as to say it did not happen?—I am speaking according to recollection.

16942. He swears he showed them to you?—I don't think he did.

16943. Would you swear he did not?—I have not the slightest recollection. I don't think he did.

16944. Did you ever hear him make use of the word "consecutive" about the tickets used at the election?—No; that is a common word.

16945. Yes, particularly in an omnibus from an unknown man. Was this individual in the omnibus the only person you ever heard make use of the term "consecutive," with respect to the Midland tickets used at the Dublin election?—I never said they were Midland tickets.

16946. Did you ever hear it sworn?—No.

16947. Did you hear it, or did you read in the paper that it was sworn?—I stated my opinion on the first examination.

16948. That you had heard they were Marcus's tickets?—Yes.

16949. Well, suppose they were third-class excursion race tickets, printed by Marcus Ward and Co., might they be called Marcus's tickets?—They would be Midland railway tickets if they came into the office.

16950. Did you ever hear, except from that unknown man in the omnibus, that the tickets which were used at the election were consecutive?—No.

16951. Did you hear within the precincts of the railway during the last week, that Finlay had told Mr. Landy the day before you were examined that the tickets used at the election were consecutive?—I read it in the newspaper.

16952. Did you hear the clerks in the office speaking of the conversation which Mr. Landy had had with Mr. Finlay?—I did not, until I saw it in the newspaper.

16953. When did you see it?—On Saturday evening.

16954. Did you hear about it since?—There was some talk about it.

16955. Who did you hear talk about it?—Some of the young gentlemen were speaking about it when conversing over the different evidence that was given here.

16956. Which of the young gentlemen?—I think I heard O'Neill and Hall speak of it.

16957. What tickets had you in your desk in November twelvemonth?—I think I said that at that time I had sent out the Galway Transatlantic tickets.

16958. Had you any of the third class Westmeath race tickets?—I should say not.

16959. Did you hear that John Finlay swore you had two other kinds of unused tickets, besides the Galway transatlantic?—I did not.

16960. Will you swear you had not?—I showed the specimen tickets I had.

16961. Those were tickets of the present year, and I am sure you had not them last year?—The Mullingar tickets were of the year 1869, and were not printed on.

16962. Had you any tickets printed upon for use in your desk in November, 1868, except Transatlantic tickets?—I think not.

16963. Are you certain you had not?—To the best of my recollection I had not.

16964. Will you swear you had not?—I would not say.

16965. Some of the other witnesses state that you had?—I am not aware.

16966. I suppose you keep for the purpose of tying up your parcels, or you used to do it, any fresh tickets you can get to hand?—We keep any that cannot be used against the company's service.

16967. Well, the Transatlantic tickets were good for the purpose, as the scheme was at an end—nobody could be misled by them, and they were of a peculiar colour?—Yes.

16968. Would temporary tickets of the 1st and 2nd June which could not be used, and which were altered in colour every year be likely to be used?—Yes.

16969. Then I suppose that the specimen you brought us the other day of the third class Mullingar race tickets of the present year had been in your desk in the same way?—Just the same.

16970. And would you have the same for 1868 in your desk?—Yes.

16971. It would not be unlikely?—No.

16972. Suppose we found that out of the 2,000 third-class tickets that were ordered from Marcus Ward 1,000 only were sold, would the remaining 1,000 be likely to be distributed and used about the office for that purpose?—They might, if we had no other tickets.

16973. You would have no objection to use them?—No.

16974. And you change the colour of those tickets every year?—Yes.

16975. So that the ticket of 1868 could not be possibly used for 1869?—No.

16976. Do you believe that there were in the audit office prior to November, 1868 a quantity of these Mullingar third class race tickets, intended, no doubt to be destroyed ultimately, but to be used as you describe; do you remember that they had come in?—I should say they had.

16977. And having come in, were they not just the kind of ticket you would keep over to be used for that purpose?—They might.

16978. Mr. TANDY.—Was it your duty to check the accounts of the Mullingar races?—Yes, sir, as far as calculations go.

16979. Would you be so kind as to tell me what you mean by "so far as calculations go?"—There were so many tickets at so much; it is my duty to check them and see that the calculation is brought out.

16980. For the purpose of checking your accounts is it not your duty to have brought up and to have before you such of the tickets as were never used?—No.

16981. It is not?—No.

16982. And you check the accounts without taking up the used tickets?—I am sorry I did not show you our accounts.

16983. But you do not check the accounts by the unused tickets?—That is another man's business.

16984. But let me ask you do you not see the unused tickets before you check your accounts?—No.

16985. Is is not your duty to see them?—No.

16986. How do you check them?—From the returns sent up from the different booking offices.

16987. You never make any inquiry about unused tickets?—If there is anything wrong the check clerk calls my attention to it.

16988. Suppose 1,000 tickets were not accounted for?—He would call my attention to it.

16989. How soon after the close of the races would it have been the duty of the clerks to have returned the unused tickets into the audit office?—Almost immediately; before the following Friday.

16990. Is not that the regular course of practice in the office?—It is.

16991. If that practice is departed from in any particular case is it not the duty of the check clerk to call your attention to it?—He should do so.

16992. Have you ever known instances in which the tickets were not returned into the office in the proper time when the check clerk has called your attention to it?—There were one or two special occasions.

16993. From the Dublin booking office?—Not from the Dublin office.

16994. Let us keep to the Dublin office. I am asking you about the unused tickets from the Dublin station. You say they would be sent from the ticket office to the audit office almost immediately after the conclusion of the races?—Yes.

16995. And that if they were not sent up at once it was the duty of the check clerk to call your attention to it?—Yes.

16996. Do you ever recollect an instance of the check clerk calling your attention to the fact of any unused tickets not having been sent up in proper time from the ticket office in Dublin?—I have no recollection of it.

16997. Then as a general rule they were always sent up in proper time from the booking office to the audit office?—No; because I find in several instances where our travelling auditor—District Superintendent, we call him—some time ago sent up a large number of tickets that were lying about in the booking office in Dublin, tickets of no use, or at least those temporary tickets which were allowed to lie there for years.

16998. In the booking office in Dublin?—Yes.

16999. Though it was the duty of the officers to send them up almost immediately?—Yes; or any temporary tickets.

17000. Tickets that should be sent up at once have been kept for years lying about; perhaps bundles of tickets lying over for some years. The check clerk never debited any person with them or made any observation?—They could not be debited, because the check clerk accounts for the tickets actually used.

17001. Mr. LAW.—What class of tickets were these which lay over for years in the booking office?—Different tickets—temporary tickets.

17002. Were they tickets for which the ticket clerk would have signed the requisition in the first instance?—No; we never made any requisition for these temporary tickets.

17003. You send over a basketful of them. Here is a book in which I find, under date the 1st June, the ticket issuer M'Meehan debits himself with tickets from 000 to 349; and from 500 to 572, making in all a certain number; and he debits himself with certain moneys; do you deal with it upon this assumption that that account must be right?—For the present we do, until it is checked.

17004. Who checks it?—The ticket checker.

17005. And if he never reports to you that anything is wrong you assume it is all right?—Certainly.

17006. Is it the business of the ticket checker to see that there are tickets remaining for all that are not accounted for as sold—to see that M'Meehan in this instance, had all the rest of the 2,000 tickets he had not debited himself with as having sold?—There are surplus tickets he does not use——

17007. Mr. LAW.—The 2,000 third-class tickets ordered from Marcus Ward went across from your office to the ticket office?—Yes.

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George P. Byrne.

17008. To Mr. M'Meehan?—Or the superintendent.

17009. That is Mr. Finlay?—Yes.

17010. What return comes back to you? Do you get this book back?—No, a weekly return made up by one of Mr. Finlay's clerks, not the ticket issuer.

17011. Is it Mr. Finlay's duty to see that that return, made out by his clerk, is accurate according to this book?—Yes.

17012. Is it Mr. Finlay's duty to see that no more tickets have been sold by the ticket issuer than he represents?—I cannot say what his duties are, his returns should be correct for us.

17013. Do you mean to say that you who have been in the audit office for nearly twenty years do not know what his duty is? How is Mr. Finlay to know that that is all the money that is to be accounted for?—It is his duty then to look after them.

Mr. TANDY.—I am happy to say we have got clear information on this point from Mr. Skipworth, information on which we can implicitly rely.

Mr. LAW.—According to your statement the mode of doing business in your office would be not only unintelligible, but such as no mercantile establishment could be accurately carried on under for a week.

Mr. TANDY.—You would prove that the checking system is a mere farce.

17014. Mr. MORRIS.—There would be no check in fact?—On the contrary our check is a most perfect one.

17015. Mr. LAW.—You say you have got copies of all the circulars you sent out in consequence of complaints made by the check clerk of tickets not returned?—I should say so.

17016. Have you or not?—I have.

17017. Are they copied by a press?—Yes.

17018. Do you ever send out circulars of which you do not take a copy?—No.

17019. Where is that book?—In the audit office.

17020. In what part of it?—The inner office.

17021. Is it in your desk?—No; in a room near. Just sent M'Brettney for it.

17022. Mr. MORRIS.—As a matter of fact, in the ordinary course, these tickets do come back to the audit office?—Yes, they ought to come back. I think there must be some great mistake about the checking.

17023. Mr. TANDY.—I suppose Mr. Skipworth should know something about railway management?—Indeed he should.

17024. Mr. LAW.—Have you got any of those race tickets of 1868 in the office?—No; I should say they are destroyed long before this—cut up long ago.

17025. You gave us some of older date than that?—I beg your pardon, 1868 you say; what older ones did I give you? I gave you 1869.

17026. Have you not got some of 1868?—No, I should say not; they have been cut up.

17027. Did you use any of them for binding?—I cannot say; I may have done so. There were some tickets, I think, here that were part of the bundles.

Mr. *J. J. Butler*.—To the best of my recollection, I think I saw one or two of those third-class race tickets of 1868.

Mr. LAW.—We should like to see one or two of them.

17028. What colour were they (to the witness Byrne)?—I cannot say; I think they were pink.

17029. Last year's tickets were yellow, with red stripes; that is what you handed us up?—Our booking clerk is here, and he can give you a far better idea than I could, of how they make up the returns.

(After a short adjournment.)

17030. Mr. LAW.—Mr. Byrne, have you got your book there now?—Yes.

17031. Do you find any circulars in it?—I do not.

17032. I should say not; as you never wrote a circular, have you any doubt the tickets came in in due course?—I think they did.

17033. We might safely have arrived at that conclusion even without the book; do you not believe they came in in due course?—Yes.

17034. I understand you take the returns from the ticket-issuer's book, as sufficient for your purpose in the first instance?—Yes.

17035. But that is not quite sufficient for all purposes. Though you do not seem to think it possible, it does happen we know that tickets which have been purchased are not used at all?—If you compare the returned tickets with the issued tickets in the book, you make it all right, and that would, no doubt, be more perfect. If you wish I will show you a copy of one of those circulars we send out.

17036. I am told the letter is not from you at all, but from Mr. Landy?—I prepare the letter for him to sign.

17037. But there is no such complaint in that book of tickets not having been sent in?—No.

17038. Do not you believe that there was no complaint?—Yes.

17039. And therefore the tickets came in in the regular course?—Yes. May I take this book away with me? I want to make use of it.

17040. We are told the book is finished?—It is; but there are certain references that I have to make to it.

17041. You will let us have it again if we want it?—Certainly.

17042. Mr. TANDY.—And you will be prepared to state that it is in the same condition in which it is at the present moment?—Decidedly. Only I want it for a certain purpose I would leave it with you.

J. Judkin Butler, jun.

J. Judkin Butler's (jun.) examination resumed.

17043. Mr. LAW.—Mr. Butler, are there any first class race tickets remaining in the office?—No; I have not seen any.

17044. What is the meaning of this column in the Train Book—I see 1st June, you have returned as issued, 348 tickets, running from 000 to 349; and in another column "non issue," there is the figure, "1"?—That is the ticket belonging to a passenger, perhaps, who was just going off, and who might have received a telegram not to go, or whom some unforseen business prevented from going, and the ticket was handed back to me, and, of course, I could not use it again as it was stamped.

17045. Would it be handed back to you, and you give up the money?—Yes.

17046. In the next Train Book I see the figure "2"?—That is the same. These tickets are generally attached to the returns when they go up to the audit office.

17047. Where did you get these third-class tickets?—They were attached to some return.

17048. And you have taken them off?—Yes.

17049. They were used for binding?—Yes.

17050. What class of returns were they upon—were they some of the returns in the audit office?—Yes; in the audit office.

17051. They have been lying in the audit office for the purpose of binding?—Yes.

Mr. William Adams Lyons Malley.

Mr. William A. Lyons Malley further examined.

17052. Mr. TANDY.—Mr. Lyons Malley, I wish to ask you a question. You say that upon that Sunday Mr. M'Meehan, and Mr. M'Carthy, and you went to Constitution-hill to a car you were in the habit of taking?—Yes.

17053. Did you subsequently go about on that car?—I did.

17054. Where did you go to?—Over to Jury's hotel.

17055. Did you keep the car there, or did you dismiss it?—We brought it up to my house in Buckingham-street. I don't know that we went directly from Jury's hotel to my place; but I know that we took the same car up to my house.

Mr. William A. Lyons Malley.

17056. Did you dismiss the carman at your house on that Sunday?—Well, I think he waited outside for Mr. M'Meehan and Mr. M'Carthy.

17057. And he went off with them?—Yes. We were in the constant habit of driving that way.

17058. What is that carman's name?—Tom Dunne, of Constitution-hill.

17059. Mr. MORRIS.—You are satisfied there was only one day you were back in the office after hours about that time in the month of November?—How do you mean—with Mr. Landy?

17060. Or without Mr. Landy?—I was in the habit of going back for some time previous to the audit office to work after hours.

17061. But the only occasion you ever met Mr. Landy after hours (putting aside a few months before) was when?—Was when my brother and young Finlay were in the office with me, when I came back by Mr. Landy's directions.

17062. And he would be incorrect in saying that was from five to six o'clock?—Yes.

Archibald Reid sworn and examined.

Archibald Reid.

17063. Mr. LAW.—You are an assistant in the manager's office?—Yes.

17064. Do you remember seeing Mr. Landy and Mr. Finlay in the manager's office about ten days ago—the evening of the day Mr. Landy was examined?—Yes, within the last few days.

17065. They went into the office, and were chatting about Mr. Landy's examination here?—Yes.

17066. I suppose they went in to talk to you?—They found me there.

17067. And they very naturally talked about what was going on, and you took part in the conversation like the rest?—Yes.

17068. Was M'Brettney there?—He was in the same room.

17069. Were you all standing round the fire?—No; at the window.

17070. Were you, Landy, and Finlay, standing at the window?—They were standing outside the counter, and I was inside.

17071. All joined in the conversation?—Yes.

17072. Where was M'Brettney?—At the early part of it he was at the copying press, and at the latter part of it he was close up.

17073. You heard the conversation between Mr. Landy and Mr. Finlay about the tickets used at the election?—Yes.

17074. Did you hear Mr. Finlay say anything to the effect that they could not be ordinary audit office tickets, because they were consecutive?—I did not hear him say these words, but that was the substance of it.

17075. That was the substance of what he said?—The exact words were that they could not be taken out of the audit office, as there were some missing in the booking office.

17076. Did he say how he knew they were consecutive—did he say it was because he had a broken bundle in his office?—I don't remember the word "consecutive."

17077. Did he say he knew it because he had a broken bundle in his possession?—He said he had a broken bundle in his possession.

17078. He said they could not be ordinary audit office tickets that had passed through collection?—Yes, that was the meaning of it.

17079. Because he had a bundle in his possession out of which the tickets were taken; was that the idea?—I would not say so. To my mind it would appear he wanted to say that there were some tickets taken out of the booking office.

17080. And that he had the broken bundle out of which they were taken?—Yes.

17081. Did he mention the number of tickets that were taken out of the bundle?—No; some tickets taken out of the centre.

17082. Did he say what colour the tickets were?—No.

17083. Did he say how long he had had them?—No.

17084. Did Mr. Landy say he should feel obliged, if asked the question, to tell us what Mr. Finlay had said about the broken bundle?—He said so, as remarks were going on in the office.

17085. What did Mr. Finlay say to that?—He said "Very well."

17086. Were you present on any subsequent occasion when Mr. Landy mentioned the subject to Mr. Finlay?—No. I could not say I was.

17087. What you have stated would have been within the last fortnight at all events?—The first day Mr. Landy was examined.

17088. Have you ever heard Mr. Finlay speak of it since?—No.

17089. Were you aware before that Mr. Finlay had this bundle in his possession?—I never heard a word of it before.

17090. Whatever the language used may have been, was the substance of it—was the idea it conveyed—that the tickets were not taken out of the audit office,—that he had a lot out of which some tickets had been taken—did he speak of his bundle in connection with the tickets supposed to be abstracted from the audit office?—Yes.

17091. Do you remember if he said where he got them?—No, only that he found them after Mr. Cahill and Mr. M'Meehan went away.

17092. Did he allude to any intimacy between the ticket clerk in whose drawer he found the tickets, and any other person?—No; there was no further conversation.

17093. Do you remember his saying anything about the intimacy between M'Meehan or Cahill, and any person else?—Not in my presence.

17094. Was Cahill's name mentioned?—It was.

17095. By whom?—By Mr. Landy.

17096. What did he say?—The whole question arose through the registry in our staff book of Mr. Cahill's name and Mr. M'Meehan's. When Mr. Landy returned, he said the Commissioners would want to know why opposite Mr. M'Meehan's name was marked "Resigned," and opposite Mr. Cahill's "Paid off." I think I asked why the Commissioners wanted to know that, and in the meantime Mr. Finlay went in, and then they talked about the tickets.

17097. And was Cahill's name mentioned again—his intimacy, or M'Meehan's with Mr. Malley?—No; they went out after Mr. Landy said he should use the information.

17098. Did you ever hear it said that Finlay had forgotten that conversation altogether?—Never.

17099. Mr. TANDY.—As I understand, the substance of the conversation was, that Mr. Finlay said he had found a broken bundle, out of the middle of which the tickets were taken that were used?—These were nearly the words he made use of.

17100. Mr. MORRIS.—Did he give you, or any of them, the number of tickets?—No; he did not say any more, only that he had got the bundle.

17101. Did he make use of the word "bundle"?—Yes; out of the centre of which some tickets were taken. He did not say the number.

William Henry Finlay further examined.

William Henry Finlay

17102. Mr. LAW.—When surplus tickets of a temporary character, such as the Mullingar race tickets, remain for a day after the races are over, say on the 3rd June, what is the duty of the ticket-issuer who has had them delivered to him?—Generally to see that the tickets be returned to the audit office.

17103. And, as superintendent of the department, it is your duty to see that it is done?—Yes.

THIRTEENTH DAY.

December 13.

William Henry Finlay.

17104. We find that of the whole of these tickets for the Westmeath races of 1868 there were 1,000 third class tickets, over 400 second class, and nearly 200 first class, undisposed of in the ticket office. Do you recollect whether those unissued tickets were sent over to the audit office in due course?—I don't recollect; if you allow me time——

17105. Be good enough first to answer the question; you must give us a simple answer first, and then you can explain afterwards. Mr. Byrne tells us that the course of proceeding is, that if the tickets do not come over in the course of a few days, a circular goes out, probably directed to you; is that so?—That is the rule.

17106. He finds that no such circular was issued. and therefore he says he believes these tickets must have been returned in due course to the audit office before the following Friday—the races being on the Monday and Tuesday. Now, as a matter of fact, since you have been in that office have you seen that undisposed of tickets, such as these, were returned when the time for their issue was past?—No.

17107. Have you not done that?—No.

17108. How many years have you been in the audit office?—I believe two years and a half.

17109. Is it your evidence that you have not done your duty in this respect?—Yes.

17110. And is your evidence that these 200 first class tickets, 400 second, and 1,000 third class tickets, remained in the office after the 3rd June?—And until the present minute; and it is only this minute the tickets were found in the press, and I will be able to produce them in the morning.

17111. There is no end of strange discoveries?—This is no strange discovery. You must allow me, in justice to myself——

17112. You shall have every opportunity of explaining, but you must answer the questions first. Have you not from time to time, when these temporary tickets had ceased to be used, taken the trouble to see that the surplus tickets were returned to the audit office?—I won't answer that question.

17113. I shall repeat the question, Mr. Finlay, and if you do not answer it you must take the consequences?—I will take the consequences, but allow me to explain the ground of my reasons.

17114. No; because we must have an answer to our questions first, and then you can explain?—I won't answer any question that will affect myself.

17115. You are bound to answer under the penalty of going to prison. The statute under which we sit declares that no witness shall refuse to answer a question on the ground of its tendency to criminate himself?—If you allow me, sir; Mr. Tandy's remarks on Saturday ——

17116. We will have no such observations here?—I will not answer anything but what suits myself. I have my character to support.

17117. Your character, no doubt, is at stake like that of every witness. In a commission of this kind the law declares that no witness shall refuse to answer a question on the ground that it may criminate himself. It is for the purpose of getting at the truth in this way that such a commission as the present is constituted. I shall now repeat the question?—I beg your pardon; allow me to make a remark.

17118. No, sir; you must answer the question first?—Any gentleman that tells me I am a perjurer——

17119. If there is another word of this we shall have to deal with you in a very different manner?—I will defend myself.

17120. You are here, sir, to answer the questions that may be put to you?—I am here to defend myself, and I will do so too.

17121. You shall have ample opportunity to make any explanation you like, but first answer the question?—I have answered every question like a gentleman.

17122. Was it not your duty while superintendent of the ticket department to see that the unissued tickets—surplus tickets of such a character as those Westmeath race tickets—were returned to the audit office?—I am not afraid to answer the question; it was my duty to see it done, and I did not see it done.

17123. You did not see it done?—I did not, sir.

17124. Did you not see it done in the present year, 1869?—I cannot tell you that; we have not had any such case, I believe, yet.

17125. You believe you did?—I believe I did. I cannot answer you at all on the matter.

17126. It is not so very long ago——?—But still if it were only a day ago——

17127. You must simply answer the question; we are not going to hear speeches——?—I am not going to answer any question but simply——

17128. Did you do it in 1868?—I cannot say, I cannot remember.

17129. Mr. MORRIS.—You said it was not done?—Well, perhaps it was not done.

17130. Mr. LAW.—Was it or was it not?—I cannot tell.

17131. Did you swear to us on Friday evening that you had in your possession at that time a broken bundle of third class Westmeath races tickets which you found in M'Meehan's drawer a few days after he went away?—I did, and I told you on Saturday morning when I came in that the tickets I found were second class and not third class tickets—that I made a mistake.

17132. Did you show the tickets originally when you got them in January, 1869, to Mr. Skipworth?—No, sir.

17133. What did you tell us on Saturday?—I do not remember, indeed, what I stated on Saturday. I told you decidedly that I did not show Mr. Skipworth any tickets.

17134. Did you show them to Mr. Byrne?—I cannot remember.

17135. [*The shorthand writer was called upon to search his notes to ascertain if the witness had stated that he showed the tickets to Mr. Skipworth.*] *Witness.*—You cannot find that in it. I never said that I showed them to Mr. Skipworth; I never stated that I did.

17136. Did you say you showed them to Mr. Byrne?—I cannot remember what I said.

17137. Do you not remember what you stated on Saturday?—I cannot give you any answer than the one I have given.

17138. Until we are satisfied with your answers, Mr. Finlay, we must press the questions?—You must only repeat them, sir.

17139. Can you not remember what you stated to us on Saturday in answer to the question, Did you show the tickets to Byrne?—I cannot remember what I told you on that subject.

17140. Do you remember that on Saturday you swore you did show them?—Of course, when I state I cannot remember I would have stated it at once if I did, I assure you. I do not remember what I told you perfectly. I never said the word that I showed them to Mr. Skipworth.

17141. Where did you find the tickets that were produced to us?—In the bottom drawer. I showed you the place myself on Saturday.

17142. That was not a bottom drawer; that was the floor?—If you wish to call it a bottom drawer.

17143. There was no drawer there?—There was no drawer in it; it is a press drawer.

17144. The bottom of the press?—Yes.

17145. That is, there are drawers in the top part of the press; there are two sets of drawers, one over the other?—Yes.

17146. And the lower part is all open?—The lower part is open.

17147. Then, do I understand you to say that you found those tickets which you have produced to us lying on the floor of the press?—Yes.

17148. Not in a drawer at all?—Yes, when I said drawer I meant floor.

17149. Did you swear to us on Friday that you found third class Westmeath race tickets in the drawer when you unlocked it?—I believe on Saturday I cor-

rected myself; the moment I found myself wrong I corrected myself.

17150. By-the-by, have you been enabled yet to find out what day M'Meehan went away?—I did not try since.

17151. What became of him the day you got his keys,—did you send him into the audit office?—Send which?

17152. The day you got his keys, as you describe,—you got his keys on a particular day when he did not arrive in time for some train?—Yes, sir.

17153. Then you suspended him?—When I told you before I explained the circumstance that he did not come in in the morning.

17154. He did not come in to issue the tickets that day?—He did not.

17155. Where did you send him to; did he go into the audit office?—I cannot say, sir.

17156. How many days was it before he was able to settle his accounts with you?—I cannot say.

17157. Do you remember that he was a few days in the audit office?—Oh, he was there a few days.

17158. Was not it to supply his place that Owens came in?—Temporarily it was.

17159. That is to say, for about a month or six weeks?—For a couple of days—a week or so, perhaps, till another man could be got to supply his place permanently.

17160. But, then, you told me that Owens came in there temporarily for some weeks?—I cannot remember if I said weeks. It might be weeks for all I know.

17161. Owens, as it appears from the attendance book at the audit office, was absent for about six weeks; he did not come back to the audit office until the 3rd of February?—Well, he may have been in the booking office for all that time for all that I remember.

17162. It was soon after that that you mentioned the matter to Mr. Skipworth,—I mean soon after the discovery of the tickets?—Oh, no; I described to you the time I spoke to Mr. Skipworth.

17163. Was that a few days after you settled up the accounts and found a deficiency of about £80—you found the tickets, as I understand, a few days after that?—I believe it was a few days after that. I am speaking to the best of my recollection.

17164. Did you immediately, to the best of your recollection, tell that matter to Mr. Skipworth?—No, sir.

17165. How soon after?—I think it was the time that Judge Keogh was sitting trying the rumour about those tickets.

17166. Was Mr. Cusack in the room at any part of that conversation?—I cannot remember that he was. The whole conversation lasted but fifteen minutes at the most.

17167. Did Mr. Cusack come into the room before you left Mr. Skipworth on that occasion?—No, sir; I was speaking to Mr. Skipworth about business matters, and Mr. Cusack came into the office.

17168. On that occasion?—Yes.

17169. But while you still remained in the room with Mr. Skipworth—I did not ask you what you were talking about—did Mr. Cusack come in there, before you quitted Mr. Skipworth's room?—He did.

17170. Did you tell us on Saturday or Friday—it is no matter which—that Mr. Cusack spoke to you about the rumour of an extensive abstraction of tickets for use at the election?—He spoke to Mr. Skipworth and myself in reference to the abstraction of the tickets.

17171. Did he then ask you to exert yourself to find some clue to the person who took them away?—He did, sir.

17172. Now, do you mean to say, that having regard to that conversation, and your statement a few minutes before to Mr. Skipworth, that Mr. Cusack was not told then and there by either you or Mr. Skipworth of your having found those tickets?—By me, to my knowledge he was not; I cannot account for anyone else.

17173. Do you believe Mr. Skipworth did tell him at the time?—I cannot remember that.

17174. Why should he ask you to use your endeavours to find a clue to the man that took them?—Simply because he had known that I had the tickets in my charge, I suppose, at the time.

17175. Was that because he knew that you had got those tickets?—No, not that I know. I cannot think why Mr. Cusack asked me the question at all.

17176. You stated on Saturday that it was in connexion with that unpleasant occurrence that you kept those tickets from that day to this?—Which unpleasant occurrence do you refer to?

17177. The alleged abstraction of tickets?—Oh, no; I cannot account for why I kept them. They lay in my drawer, and I took no trouble about them.

17178. Do you mean to say that you kept them by accident?—By accident more than anything else.

17179. Did you say on Saturday that you kept them in consequence of the rumour about the use of the Midland Railway tickets, and because you thought it would be well to keep them for that reason?—No, sir; I did not.

17180. Did you say that you kept them that they might be used for the races of the next year?—No, sir; I could not use them for the races of the next year.

17181. And do you recollect that that was the answer made to you when you swore that you may have kept them for the races of the next year?—I do not remember whether I did or not; perhaps if you refresh my memory I will be able to tell you.

17182. Do you recollect that when I asked you why you kept them, and you gave that answer, you were told that it could not be for the races of next year?—I have no recollection of that.

17183. Do you recollect now the conversation that took place between you and Mr. Landy in the manager's office, last Tuesday week?—I have sworn to that already.

17184. You need not say what you have sworn to; you will answer the question directly if you please?—I will answer the question to the best of my belief.

17185. Very well; do you recollect that you were in the manager's office on the evening of the day when Mr. Landy was first examined here?—I do not remember what occasion it was.

17186. Do you remember that you were in there with him?—I remember that I was in the manager's office standing at the fire waiting for Mr. Ward to be disengaged to do some business with him.

17187. Was Mr. Reid there?—I do not remember; he may have been.

17188. Mr. Reid states that he was; you were not here perhaps when Mr. Reid was examined a little while ago?—I was not.

17189. At all events, I presume you recollect the fact that on last Tuesday evening week, you walked into the room either before or after Mr. Landy, and chatted at the fire?—Sometime in the evening. I wanted to see Mr. Ward.

17190. Were you standing all the time at the fire?—Oh, the matter was only five or ten minutes.

17191. Were you standing all the time at the fire?—Oh, I do not remember that. I remember, I think, I stood at the chimney-piece.

17192. Do you remember your saying to Mr. Landy that the tickets that had been taken away from the premises, could not be the ordinary audit office tickets, because they were consecutive?—I swear no. To my knowledge I did not make such a remark to Mr. Landy. To my knowledge I did not.

17193. You could hardly make it without your knowledge?—I might perhaps be joking with him. Perhaps the conversation that evening was joking more than anything else.

17194. It might no doubt be either joking or serious; which was it?—I won't say which it was; if I said that certainly it was a joke.

17195. Was it as a joke that you kept those tickets

THIRTEENTH DAY.

December 13.

William Henry Finlay

locked up for the last twelve months in a drawer?—That is not a reasonable question to ask me. No; I don't joke in that way.

17196. Did you speak to Mr. Landy in reference to the broken bundle you had in your drawer?—I have sworn before that I do not remember, and I state the same thing again.

17197. Do you mean to say that you cannot recollect?—I have not thought of it since.

17198. You tell us that you recollect perfectly, walking into the office, and meeting Mr. Landy there, and standing at the chimney piece, and yet you say you do not recollect making that statement to him?—I do.

17199. What to the best of your recollection was the hour of the evening?—To the best of my recollection it was four or five o'clock in the evening.

17200. Remembering that, can you not tell us whether you used language to Mr. Landy to the effect that you had a broken bundle in your drawer out of the centre of which the railway tickets had been abstracted?—I will swear no; I will prove that I did not know what tickets were in that bundle, or out of that bundle, till you yourself informed me, on Saturday after you counted them. I will swear I do not know whether there were tickets out of it, or what they were.

17201. Did you swear on Friday that there were tickets out of it?—I did not—to my knowledge I did not.

17202. This matter of what a witness states when he is examined is not left vaguely to his recollection or ours; it is all taken down exactly as he has stated it by the shorthand writer, and there is no possibility of altering it afterwards?—Do you think that I should remember *verbatim* everything that I stated on Saturday? I do not pretend to do such a thing.

17203. You must remember the substance of it?—Well, I must protect myself, and I say that I do not remember what I said on Saturday or Friday, and I will not be bound to what I stated then either.

17204. Do you remember that you stated that what you had in the drawer were third-class tickets?—I was annoyed and confused in the matter.

17205. We cannot help that?—It must be helped. I am dragged and hauled about here, and questioned and examined. If I was asked fair questions I would answer them straightforwardly.

17206. We must ask you such questions as we think right?—Well, then, I will try to answer them to suit myself. Ask them correctly and I will answer them straightforwardly and with truth.

17207. On your oath, sir, did you tell Mr. Landy in the manager's office within the last fortnight that you had a broken bundle in your desk, or in some place of security, which you had got after M'Meehan went away?—I do not remember; I might have told him that, for I had no reason to conceal whether I had or had not that bundle of tickets. I may have said that I had a broken bundle of tickets or I may not.

17208. Was the observation made—if it was made—in connexion with the alleged abstraction of tickets out of the audit office?—No, sir, it was not; it must have been in general conversation, perhaps about the tickets used at the election, that I might have said it—nothing in reference to the audit office.

17209. But it was in general conversation about the tickets that were used at the election?—It might have been that.

17210. But was it?—I cannot answer.

17211. Do you believe it was—I only ask you to the best of your belief?—I am trying to answer you to the best of my belief.

17212. There is no use in a witness saying a thing may have been, because of course it may or may not, and such is simply no answer at all. To the best of your recollection and belief was this conversation, whatever it was, with Mr. Landy in reference to the inquiry we are making here as to the tickets used at the election?—To the best of my belief, if I were to go back as well as I can remember, perhaps it may have been that, because there was no other topic to bring it round than the election.

17213. Then I understand you to say you believe it was?—Well, positively I won't say I believe it was.

17214. Positively you will not say you believe it was?—No. It might. I have a doubt on my mind about it. I want to give my evidence correctly and with truth, and I do not want to say one thing now and another again.

17215. But there is no difficulty in giving an answer?—I have every difficulty.

17216. Do you believe that you spoke to Mr. Landy that evening at all, as to having possession of a broken bundle of tickets?—I cannot remember that I did. It is possible I might have spoken to him about a bundle of tickets but I have no distinct recollection of it.

17217. You remember the conversation?—Not thoroughly remember—I do not.

17218. Do you remember it?—I remember standing at the fire for a few minutes waiting to see Mr. Ward to do business with him.

17219. Is it not a remarkable thing that Mr. Landy remembers the conversation and you do not?—What is that to me?

17220. Do you remember that you afterwards denied that it took place?—I remember Mr. Landy stating such a thing did occur, and I told him that I did not remember it.

17221. Did you tell him that it did not occur?—He did not ask me about that at all.

17222. Did not he refer to the conversation and say that if called upon he should be obliged to tell it, and did not you then deny even that such a conversation ever took place?—I remember that he did make such a remark and I said no.

17223. Was that true?—Of course it was true.

17224. Then you did not make the observation?—I do not tell lies, I say it was true. I say what I am able to swear to. Coming down the stairs Mr. Landy said such and such was the case; "Well," said I, "I have no recollection of that transaction or any such thing at all about it."

17225. Did you say that you did not make use of the expression at all?—I did.

17226. Did you deny that you had the conversation at all?—No; in reference to the tickets he alleged I said that I had a broken bundle of tickets and I denied that I said any such thing; but the general conversation—I admit having the general conversation.

17227. Did you deny to Mr. Landy that you had the conversation about the tickets at all?—What I recollect was that I denied I said any such thing.

17228. Do you remember when Mr. Landy spoke to you about your having said that you had the broken bundle of tickets still in your possession, out of which certain tickets had disappeared, did you deny having made that statement?—I did, and deny it still, on my oath. I could not make such a statement as to say that tickets had been abstracted out, because I had not examined the tickets before; and I swore already that I did not know it till you brought it to my mind.

17229. The tickets were all fallen, scattered about the bottom of the press?—Yes.

17230. Did it strike you as remarkable that they were all of a uniform class?—I did not examine them before and could not tell whether they were uniform or not.

17231. Did you say that the centre tickets had been removed?—My belief is that such a word as that never passed my lips.

17232. Or anything to that effect?—No, I could not have said it, and if I said it it must have been a lie.

17233. Now when you found those tickets in January, 1869, you thought it worth while at all events to tell Mr. Skipworth about the matter?—I did not cast a thought on it. I merely casually mentioned the matter to Mr. Skipworth about the tickets having been found in the bottom of the drawer.

17234. You mentioned to us also that you had shown them to Mr. Byrne?—I do not think I showed them to Byrne. I do not remember.

17235. I think you said on Saturday that when you got the tickets you showed them to Byrne?—Yes; to the best of my belief I showed them to Byrne, but what time I found them I really could not tell you.

17236. Listen to this evidence which you have already given:—*Question*—"Did you show them to Mr. Skipworth? *Answer*—Yes. *Question*—Yes; he was a very natural person to whom you should show them, as he was concerned in the matter?—*Answer*—Yes. *Question*—Where did you show them—in his own office or in the audit office? *Answer*—In the audit office, I think"?—If I swore that it was because I was confused; I swear that it would not be in the audit office I showed Mr. Skipworth those tickets; it would be in his own office; and the party that took those notes, I think they must be mistaken in that evidence.

17237. We have only one record to deal with, and that is the shorthand writer's notes?—I tell the truth myself, and if I do that I do not care for any writers.

17238. If you make such observations as these we shall have to deal with you as for contempt?—I should be sorry to show contempt of Court.

17239. A sworn officer has a duty to perform, and you say he does not do it faithfully, because you do not like the evidence; have you ever spoken to Mr. Reid upon this subject since—did you ever ask him what the conversation was?—No, sir.

17240. Did you ever speak to Mr. Landy but once since the conversation occurred?—No, I do not remember how often I may have spoken to Mr. Landy.

17241. Have you spoken to Mr. Landy about this particular matter—about your language or conversation, on the evening we refer to?—I do not think I have; I cannot say whether I have or have not; but I do not think I have.

17242. Now, perhaps you will tell us for what reason you kept those tickets, those unissued tickets—can you give us any reason why you should keep them for ten or twelve months?—I cannot account for it. It was more by accident than anything they remained in the desk.

17243. More by accident?—Yes.

17244. Now, listen to this piece of your evidence—"*Question*—I suppose that was the time when Mr. Cusack and Mr. Skipworth were making inquiries in the audit office? *Answer*—Yes. *Question*—That was the time when Judge Keogh was sitting? *Answer*—Yes; I made the remark that it was a very strange thing that the railway should be mentioned in connexion with such things. *Question*—You have kept those tickets you have handed to us safely ever since? *Answer*—I had them always in my drawer, and I put them into my safe when you spoke to me last night. *Question*—That drawer is in your own special charge? *Answer*—Yes. *Question*—I understand you to say that the tickets you found in M'Meehan's drawer are in precisely the same condition now? *Answer*—Yes. *Question*—And you found in the drawer no other tickets? *Answer*—No. *Question*—These tickets in the ordinary course of business should have been destroyed in June, 1868, if all things had gone on rightly? *Answer*—Yes. *Question*—Why then did you keep them so safely? *Answer*—I threw them into my drawer, not knowing but they might be required for the next races." Did you swear that?—It might have been so, sir.

17245. That you threw them into your drawer in January, 1869, not knowing but they might be required for the next races?—It oftentimes occurs that when a special comes on that way we may not have enough of tickets for it; and it might have struck me at the time that, perhaps, if such a thing ever did occur—I do not say it generally occurred, but it is more than probable it might have occurred.

17246. But is that true or false?—Allow me to explain myself, and I will tell you.

17247. Is this true or false:—*Question*—"Why then did you keep them so safely? *Answer*—I threw them into my drawer not knowing but they might be required for the next races." Was that the reason you put them into the drawer?—I wish to explain myself if you will allow me.

17248. Answer the question first?—I will not answer the question without explaining. I will answer the question by explaining.

17249. Listen, sir—Was the reason that you threw those tickets into the drawer because you thought they might be required for the next races?—It might have been that and it might not.

17250. Was that the reason?—If you will allow me I will explain the reason as well as I can remember.

17251. You must give me an answer first was that the reason, or was it not?—I will give you no answer than the one I am giving you.

17252. Was it because you thought they might be required for the next races, you threw them into your drawer?—Allow me to explain that.

17253. We must have an answer—yes or no?—No more than that.

17254. What do you mean?—I am going to explain it, and I will not give any answer till I explain it.

17255. You must give the answer first?—I will explain it in no other way. I have a duty to protect myself.

17256. I shall put the question to you once more—was it, or was it not because you thought the tickets might be required for the next races that you put them into your drawer?—I am going to explain that if you will allow me.

17257. You must answer the question first, and explain afterwards?—No; I must explain first.

17258. I shall give one other opportunity. I may tell you that a question must be first answered directly, and the witness is then at liberty to explain as much as he likes. Now having given you that intimation, I again repeat the question, telling you at the same time that when you answer it, yes or no, you may add to that by way of explanation anything you like so as to qualify what you have said?—If I say yes, you will bind me to that answer.

17259. Was it or was it not because you thought the tickets might be used for the next races that you put them into your drawer?—I cannot answer you that question with satisfaction to myself or to you, on my oath, with the word yes or no.

17260. You can answer it with the word yes or no, then adding whatever qualification or explanation you like; you must however answer yes or no first as every other witness is bound to do?—My goodness! if I answer yes, it will seem as if I was making a regular fool of myself, and then giving the explanation. I want to explain why I put those tickets up at that time in my drawer.

17261. The rule for you must be the same as that adopted with every other. The witness must answer the question, and then he may give any explanation he likes?—Will you ask me to give an answer that won't satisfy myself in giving it?

17262. I shall repeat it again?—If you will allow me to explain myself first I will then answer the question.

17263. No; we shall not allow you to do what no other witness is allowed to do. We will have no special rules for you.

17264. The question is a very simple one?—It may appear very simple, but it is rather difficult for me to answer to my own satisfaction.

17265. Mr. LAW.—Was it or was it not because you thought the tickets might be required for the next races that you put them into your drawer; to that you must answer yes or no and then give any explanation you like?—It might have been.

17266. You know, sir, that it might have been, is no answer?—Well, I will tell you distinctly that it did not rest on my mind, positively, that they would be required for the next races. Possibly that may have been the reason for it, and if there was any reason at all it must have been that.

THIRTEENTH DAY.

December 13.

William Henry Finlay

17267. Do you believe that it was because you thought that they might be required for the next races that you put them into your drawer?—Possibly I thought they might be used if there was a deficiency and in that way they might turn out useful for it.

17268. Mr. Finlay, do you not know that the tickets are changed in colour every year?—They are, sir.

17269. Did you think that those tickets of 1868 which would be replaced in 1869 by tickets of a different colour altogether, might be wanted to supply a deficiency of issue?—Unless that throwing them casually into my drawer I thought nothing more about it one way or the other. If I can express myself properly to you, I do not believe it was more with that intention than anything else I put them into my drawer. It was more with the intention of being useful to us than otherwise that I put them into my drawer. I really had no notion at all——

17270. Do you think then that this was a proper answer to give us:—"*Question.*—Why then did you keep them so safely? *Answer.*—I threw them into my drawer not knowing but that they might be required for the next races"?—I believe that was a careless reply to give to you.

17271. Do you believe in its true meaning it was a true reply?—I do not.

17272. Then again:—"*Question.*—Were you told to keep them safely? *Answer.*—No one told me." Then you say, "I put them into my drawer to throw them into the fire sometime or other." Was that the reason?—I cannot say whether it was really or not the reason. It might have been.

17273. Was the reason you put them into your drawer that you might afterwards throw them into the fire?—I cannot say.

17274. Then that was not true either?—It might not have been.

17275. Now here again. "*Question.*—Mr. Cusack, you say, was anxious to find out who had taken the tickets? *Answer.*—Yes. *Question.*—And was it for that purpose you kept the tickets over? *Answer.*—Having them there, I thought it better not to destroy them." What do you think is the fair meaning of that answer?—I could not account for that answer, sir.

17276. Can you account for this—"*Question.*—Was it not in connexion with the abstraction or alleged abstraction of the tickets, that you thought it better to keep them over? *Answer.*—Yes; it struck me that as I had them, it would be better to keep them safely"?—Yes, sir; as I had them up to that time, it would be better to keep them safely.

17277. Was it not in connexion with the alleged abstraction of tickets, that you thought it would be better to keep them safely?—I cannot say that it was.

17278. Can you give us any other reason for keeping them?—If you ask me on my oath, I really cannot give you any more definite answer. It was more by accident than anything else that, having taken them up, I put them into my drawer, and I told Mr. Skipworth of it at the time—nothing more than that.

17279. Did you ever complain of Lyons Malley's excessive intimacy with M'Meehan?—I cannot say that I have done so. Not to my knowledge just now. I do not remember.

17280. You remember that they were very intimate?—I remember that he was intimate with him.

17281. Do you remember making any complaint to Mr. Skipworth about Lyons Malley being constantly in the ticket office with M'Meehan?—I may have said so, but I do not remember. There was a time when Mr. Cusack directed no person to come into the ticket office, and I might then have said, "Mr. Malley is above in the ticket office." My impression, if I were asked to the best of my opinion, would be that; I have a faint recollection of the circumstance.

17282. Then, to the best of your recollection, you think you did?—I think I did.

17283. Was Mr. Malley intimate with Cahill, too?—I am not aware.

17284. Now you made a written report of the defaults of both Cahill and M'Meehan?—Yes, sir.

17285. When did you see those reports?—When did I see them?

17286. Did you ever see them afterwards?—No, sir.

17287. Do you remember what day it was that you made the reports—was it on a board day, or sometime before?—I have no recollection.

17288. They were considered at the board meeting on the 13th of January, as appears by the minutes?—I do not recollect.

17289. Do you recollect whether it was on that morning, or some previous day, that you handed in the reports?—No, sir; I do not remember anything at all in reference to it.

17290. Now tell me, who was the director that complained of misconduct on the part of Robert Cahill?—Mr. Cusack. Parties complained to Mr. Cusack.

17291. You mentioned that one director had found Cahill absent from his post at some particular morning train some five or six weeks before?—I said an inspector.

17292. Who was he?—It was some morning on which he was absent, and it was the inspector who was there made the report to me.

17293. Who was the inspector?—Neill is his name.

17294. What is he?—Inspector at the station.

17295. Is he still inspector of the station?—He is.

17296. And was it his duty to see that the issue clerks were up to their time?—I have not been in the habit of being in the office at the half-past seven train in the morning.

17297. Was it in connexion with the early train that the complaint was made?—It was either that, or the half-past eight train. It was either of the two.

17298. What part of the day do you settle the accounts of the ticket office?—The day following.

17299. What hour of the day?—Generally about one o'clock.

17300. Is it after the departure of the one o'clock train, that you generally settle them?—Sometimes before, and sometimes after.

17301. Is it generally before or after?—Generally after the one o'clock train goes.

17302. So that in point of fact there is nothing to bring the ticket issuers back to the ticket office between nine and one?—No, sir, unless a special.

17303. I mean in ordinary times?—Generally at twelve they are bound to be back.

17304. Suppose they chose to stay away they might have four hours, between nine and one?—Yes.

17305. They go on duty, I believe, at half-past seven?—Yes.

17306. Then there are two trains—one at nine, is there not?—There is.

17307. And what is the next?—There is one at half-past eight, another at nine, and another at one.

17308. Half-past seven, half-past eight, nine, and one?—Yes.

17309. Have you ever been in the audit office yourself?—I have.

17310. Before you were promoted to the ticket office?—Yes.

17311. That was two years and a half ago?—Yes.

17312. About a year before the occurrence we are now discussing?—It was not very long before that time.

17313. Some time in 1868 you were promoted?—Yes; I have not a real recollection of the time.

17314. Was it in consequence of irregularities that had grown up in the ticket office during your time that the order was made that you should go back to the audit office?—Yes, sir, I believe so.

17315. The chairman afterwards dispensed with that?—Yes.

17316. Did you make any written application to the Board to alter their decision?—I did not.

17317. You spoke to Mr. Cusack?—Yes. I think I did make a written application. I am not sure of that point.

17318. When did you see M'Meehan after he left the company's service?—I have seen him two or three times after that.

19319. Where?—In Clontarf, where I have been living. I have been living in Castle-avenue, Clontarf, and he used to be out.

17320. Have you been in his house?—I have been years ago in his father's house—and a friend of the father's. I had known M'Meehan's elder brother, and that is the way I came to be acquainted with the family.

17321. Did you know Cahill?—Not till he came to the Broadstone.

17322. Did you see him afterwards—after he left?—Only once afterwards.

17323. Where was that?—Oh, I do not remember. I think I did only one evening going home to Clontarf in the summer. I have a recollection of seeing him in Amiens-street.

17324. Mr. TANDY.—You said, Mr. Finlay, as well as I recollect, that the tickets you found in the bottom of M'Meehan's press were scattered about; is that the fact?—I think it was.

17325. Can you recollect whether there was anything else in the press?—I do not recollect. I did not look.

17326. Were they scattered about different parts of the bottom of the press?—No, not different parts; they were not very far apart.

17327. They were not together?—Not really together. I could better demonstrate it if I had the tickets. I suppose they might have been thrown, but I collected them in this way so that they would come together.

17328. I want to know were they scattered about or was it merely as if a bundle had opened, and as if the tickets had spread out?—I cannot express an opinion on that.

17329. I merely want you to describe it?—I cannot describe it unless I had the tickets.

17330. Suppose you took this packet and opened it, and put it down carefully there, the tickets would merely spread out?—Yes.

17331. Was that the way?—I believe myself that they were some way spread out, but my knowledge of it is so slight that I cannot recollect the exact way I found the tickets.

17332. I want you, as best you can, to describe to me what you mean by scattered about; do you mean simply that they looked as if the cord of a pack of 250 tickets had been loosened or taken off, and that they were lying in that way like a pack of cards?—No, sir; it did not seem to me that way, but rather more as if they were tickets that had been thrown about.

17333. Did it appear to you as if they had been tossed in the bottom of the desk?—I cannot answer that.

17334. Did it appear as if they had been tossed promiscuously in the bottom of the desk?—Well, my recollection is—but I could hardly be sure of that—it seemed to me as if they were promiscuously loosened.

17335. When you saw them did you take them up and tie them at once?—I did.

17336. When you took them up, and before you tied them, did you put them in consecutive order according to their numbers?—No, sir; never looked at them from that to this.

17337. I suppose they remained tied in that way from the time that you found them up to last Thursday night?—They did, sir.

17338. With the same cord?—Everything, up to the time I was first examined—up to Friday evening.

17339. They remained tied with the same cord up to Friday evening?—They did, sir.

17340. Why did you put the new cord on them on Friday evening?—Mr. Law told me to seal them up.

17341. Mr. LAW.—I told you to seal them up, which you did not do?—I had them sealed at the time, and I opened them again to see how many tickets were in it—to count the numbers.

17342. Mr. TANDY.—That is, on the Friday evening?—Yes—to satisfy myself.

17343. What did you do on Friday evening?—I merely took them out of my desk and sealed them up, and locked them up in my strong room till the Saturday morning. I sealed them on Friday. When I went home on Friday evening to my office I took out the tickets and put them into a piece of white paper and lapped them up carefully, and got sealing-wax and sealed them up, and I then put them into my safe; and next morning when I went to take out the tickets to prepare to come down here to be examined I thought it better to open the tickets and count the number to see how many were in it; and I did open the bundle of tickets, and the twine that was about them I cut and threw it to one side, and I counted the number of tickets in this bundle without ever looking at the numbers, and I found so many in it, and I tied them again, and I was not many minutes after tying them when you came into the office.

17344. So that the tickets you sealed up on Friday evening or Saturday morning a second thought struck you to tie up afresh again?—No doubt of that; but I never took a ticket out of them.

17345. On the Saturday morning when you were thus dealing with the tickets did you put them then in consecutive order?—No, sir; no, sir.

17346. Did you remark that they were all in consecutive order?—No; but when I looked at the commencement and at the end I thought there must be some out of the bundle, it seemed so short.

17347. You say the numbers at the beginning and the end showed tickets out of it; the first number, I think, was 81?—Oh yes; they got out of order; they were not right.

17348. And did you set them right?—No; I left them as they were.

17349. But we got them in proper order?—Well, so much the better.

17350. We got them in perfect consecutive order, commencing at 81 and ending at 249?—I have sworn that I did not put them into any order. That is the way I got them, and that is the way you have them.

17351. Did you remark that there were any missing out of the centre of the bundle?—No, sir.

17352. At any time?—No, sir; never looked at them at any time, I assure you, till the last Friday.

17353. Then you never knew that there were any out of the centre of the bundle at all?—No, sir. I knew of course when I counted them over on the Saturday morning that there were six or seven out of the bundle.

17354. Never before?—On my oath, never before, till the Saturday morning.

17355. Then till the Saturday morning you had no means of knowing how many were taken out?—No, sir.

17356. Or whether any were taken out of the centre or not?—No, sir.

17357. Now, I just want to know this:—Have you a recollection of telling Mr. Landy that you had a broken bundle out of which the tickets had been taken?—I have answered that question already.

17358. Answer it again?—On my oath, to my knowledge, I did not.

17359. Then you swear positively you did not?—No question about it.

17360. That is quite right; I only want an answer. Do you recollect telling Mr. Landy that the tickets were taken out of a consecutive bundle?—I do not recollect it.

17361. I must press you to give a more distinct answer to that. Will you say yes or no? Did you tell Mr. Landy within the last fortnight that the tickets that were taken out were taken out of the centre?—No.

17362. Out of the middle of the bundle?—No.

17363. Did you tell him anything to that effect?—To my knowledge, no.

17364. When you say to your knowledge, I wish that you should, if possible, try and recollect whether

THIRTEENTH DAY.

December 13.

William Henry Finlay

you can swear to it distinctly or not?—Well, I should rather be inclined to say no.

17365. Well, I should think so, because you told us not two minutes since that till you looked at them on Saturday morning you did not know in the least whether there were any taken out of the centre or not?—Yes.

17366. And, therefore, if that is the case it is scarcely possible that you could mention it to Mr. Landy?—Yes.

17367. And it is on those grounds, I presume, you state that you did not say that to Mr. Landy?—Yes; it is decidedly on those grounds I swear it.

Mr. John Landy.

Mr. *John Landy* further examined.

17368. Mr. LAW.—You recollect the evening you had the conversation with Mr. Finlay in Mr. Read's presence in the manager's office?—I do.

17369. The conversation began about our inquiry here as to the tickets supposed to be taken from the audit office of the Midland Railway Company?—Mr. Read told me since that the conversation began by an observation made when I went in about the resignation of Mr. Cahill.

17370. How did the conversation begin about the tickets—that is what we want to know?—I really cannot tell how the conversation commenced.

17371. Did Mr. Finlay make any observation to the effect that the tickets used at the election could not be the ordinary tickets from the audit office?—He did. He said the tickets did not come out of the audit office, because the tickets used at the election were consecutive, and that he had the bundle out of which they were taken.

17372. When he said they were consecutive did you ask him any question?—I did.

17373. What did you say to him?—I cannot really think. It was the word "consecutive" that struck my ear, for I heard it used before by Mr. Byrne. I distinctly asked him how he knew they were consecutive, and he said they were taken out of a bundle in the ticket office.

17374. Did he say he had a broken bundle, out of the centre of which they were taken?—He did.

17375. Did he on that occasion state to you what kind of tickets they were?—No.

17376. Did he say they were tickets for the Westmeath races?—No.

17377. Did he say anything as to the number or quantity of the tickets which were taken out of the bundle?—No.

17378. How many days after that was it when you encountered him again and referred to this conversation?—The next day but one.

17379. Where did that subsequent interview take place—was it in the manager's office?—On the platform, as we came down stairs.

17380. You then referred to the statement he had made to you about the tickets being taken from the centre of his bundle?—Yes; and I think I said to him in the manager's office that I would have to tell that to the Commissioners if I was asked the question.

17381. Did he make any objection to that?—No; I think he said very well.

17382. When you met him the day but one after at the foot of the stairs, you referred to this previous conversation?—I did.

17383. Just tell us what passed?—I said, "Why did you say that the tickets were taken out of the ticket office and not out of the audit office, as that they were consecutive?" "I said no such thing?' said he. "You did," said I, "in the manager's office." "I did not," said he.

17384. Did he, on the second occasion, deny he stated to you that he had the bundle out of which the tickets were taken?—He denied that he had spoken about a bundle.

17385. Did he say he had not spoken to you about a bundle at all?—He did.

17386. Mr. TANDY.—Did you call his attention to the fact that he had stated to you he had a broken bundle out of the centre of which the tickets were taken that were used at the election, or words to that effect?—I think I did.

17387. And he denied the conversation?—He denied the conversation.

17388. Mr. MORRIS.—Did he say the tickets used at the election could not have come out of the audit office?—He said the tickets used at the election were consecutive, and he had the bundle out of which the tickets were taken, and that they were consecutive.

17389. You swear that?—That is what he said.

17390. Mr. TANDY.—And that they were taken out of the centre of a bundle which he had in his possession?—Yes.

William Henry Finlay

William Henry Finlay's examination resumed.

17391. Mr. LAW.—You stated that other tickets have been found now?—Yes.

17392. Where are they?—In the booking office. The clerk in making search just turned them up.

17393. Who is the clerk?—Walsh is his name. They were searched for.

17394. Who directed them to be searched for?—Mr. Byrne, in the audit office.

17395. When did the search begin?—Sometime after four o'clock to-day.

17396. Who instructed Walsh to search?—I think he did it of his own free will.

17397. Is he a booking clerk?—Yes, one of the men under me.

17398. Did you suggest to him that it would be a good thing for him to search?—No, I think it was Mr. Byrne when going away from court made some remark.

17399. Did he tell you where he would find no end of tickets?—I don't know.

17400. Were you present when those tickets were found?—No; on hearing that I was sent for I took the tickets and locked them up in another safe place and have the key.

17401. In what department?—In another lock-up place off the booking office.

17402. What tickets are they?—They seem to be all tied up in bundles.

17403. Bundles of unissued tickets?—Yes.

17404. Do you know what tickets they are?—No.

17405. Who has the key of this place where they are?—I have.

17406. As you were not with Walsh you do not know where he found them?—He said he found them underneath.

17407. Was it after Mr. Byrne went up this evening that this search was made?—I think it was.

17408. Have you that key still?—I think I have.

Mr. LAW (*addressing Mr. Ward, the Traffic Manager.*)—You will please get the key of that place, Mr. Ward, and see that those tickets are secured for the night.

Mr. TANDY.—Accompany Mr. Finlay up to the office, get the tickets from him, and produce them in the morning.

Mr. *Ward.*—I shall do so.

Mr. LAW.—(To Mr. *Landy.*)—From what we saw ourselves the other day I should say there was no difficulty in getting any quantity of those superfluous or unused tickets in the audit office?—Mr. *Landy.*—No.

I saw bundles of them lying there myself?—Those were a lot of English tickets which were called in.

FOURTEENTH DAY.

DECEMBER 14, 1869.

Mr. J. E. Ward

Mr. *J. E. Ward*, Traffic Superintendent, addressing the Commissioners at the sitting of the Court said, "Allow me, sir, to give an explanation."

Mr. LAW.—Certainly.

Mr. *Ward*.—It was stated by Mr. Skipworth that letters were locked up in the press in my office; I stated that they were not in the press, and since then I have discovered that they were not in the press, but I found them in another place.

Mr. LAW.—The Commissioners have not the least idea Mr. Ward but that you will, so far as you can, give them any documents they require.

Mr. *Ward*.—The report of Mr. Callanan will be with you this evening. The train books were given in by me last night. The pay sheets I cannot find, but a man is here, O'Neill, the pay clerk, who has a perfect recollection of it.

17409. Mr. LAW.—Are those the tickets (*referring to the tickets handed to the court by witness*).

Mr. *Ward*.—These are the tickets which I took up last night, the moment I left this.

17410. Mr. LAW.—I suppose you took them up at once?—Yes.

17411. Were those the only tickets in the office except the ordinary stock?—I made no search. I took up the tickets that were given to me, and these were what Mr. Finlay referred to. The young man who found these reports is here also.

17412. And these are the reports?—Yes.

17413. Were they found in your press last night?—No; they were found this morning.

17414. Mr. TANDY.—Where was it Mr. Finlay took those tickets from?—From the inner portion of his, Finlay's office, which was locked up.

17415. Had he himself the charge of the key?—He had it down in court with him last night, he took it out of his pocket, and he opened the press, and I took out the tickets, which I sealed up on the moment.

Mr. *Samuel Tudor Bradburne* (to the Commissioners).—I have been requested by Sir Arthur Guinness to hand in the letters he spoke of the other day? which have been referred to—also the list of the members of the Amicable Club. (*Hands letters and list to the Secretary*).

Mr. Thomas Fell White

Mr. *Thomas Fell White*, further examined.

17416. Mr. LAW.—You were in court when Noblett and Watkins were under examination here?—I heard part of Watkins's examination.

17417. Did you hear Watkins mention the presence of a fourth man in 76, Capel-street, on the day of the election?—I heard him say that.

17418. Can you tell us who the fourth man was?—I cannot.

17419. I presume you know that at the inquiry before Judge Keogh there was some mention made of a fourth man said to be in that room in 76, Capel-street?—Well, I heard something about it; I heard that some of the persons examined stated something about a fourth man at the inquiry before Judge Keogh.

17420. Had not you heard before the trial of the election petition came on before Judge Keogh, that there had been a fourth man in that room?—No; not before this inquiry.

17421. Have you ever heard at any time any mention made of a fourth man said to be in that room?—Well, I didn't.

17422. Did you ever hear any description of that fourth man?—No.

17423. Did you never receive any information from any source, that would enable you to trace that fourth man?—No.

17424. Are you able to form any opinion as to who he was?—No.

17425. Do you know anything of M'Meehan?—I never heard the name mentioned until I heard it here.

17426. Do you know the person I mean?—I know no one of that name but Mr. M'Meehan the barrister.

17427. Do you know anything of Cahill?—I do not.

17428. There was a person employed at 47 & 48, Dame-street, whose name was mentioned here once or twice, a Captain Pim, do you know who was he?—I don't know who he is. Mr. Julian appointed him. He was there before I went to the place, before I was at all engaged.

17429. How long was he there, when did Mr. Julian appoint him?—I can't say. He was there from the early part of October, and immediately about the time I went there, or probably a day or two before it.

17430. Then he was there for about a couple of months?—I don't know. There was a report that he was seen in company with some of the agents of the other side.

17431. Was he suspended in consequence?—I can't say. Mr. Sutton and Mr. Williamson will be able to tell you more accurately about it than I can. I know nothing of what action was taken in the matter. I know there was a report of some kind that canvassers on the other side were seen speaking to him on one or two occasions.

17432. At all events was he back and forward about the place for some considerable time?—He was.

17433. What was he doing—was he what is known as an out-canvasser?—He was a canvasser of some sort, but in what way I can't say, nor do I mean to convey the slightest slur on him in the observations I have made regarding him. I don't know whether the reports I referred to, or my observations, are wrong or right.

17434. What time was the report made?—Shortly before the election, I think. I cannot fix the time exactly, but my impression is that it was about the middle of the month of October.

17435. After the registration?—I wasn't engaged about the election until after the registration.

17436. Was it after that that you came in contact with Captain Pim in the office?—It was.

17437. Where did he reside?—I don't know.

17438. Do you know did he belong to the same family as the sitting member?—I have no reason for saying whether he did or did not.

17439. Do you know what he was captain of?—I heard some one state that he was in the 20th foot.

17440. Lyons Malley told us that he thought he was a captain in the 3rd Buffs?—You are quite right.

17441. Did you never hear, while he was back and forward in the office, what he was exactly engaged in?—I did not.

17442. Do you know where he is now?—No.

17443. Have you ever seen him as you might see any one else about town?—I never saw him about town.

17444. Would you know his appearance?—I would, now.

17445. But not previously?—No.

17446. When you saw him first in the office you did not recognise him as a person you had seen previously?—Certainly not.

17447. Can you tell us in what office work he was employed while in the service—was he paid weekly, or was he a volunteer canvasser?—I think he was a paid canvasser. I should say he was a paid canvasser. I think Mr. Julian said it was something very trifling he was paid.

17448. Did Mr. Julian appear to know him?—I could gather nothing except what he told you here the the other day himself—that Captain Pim came to him and brought a letter of introduction to him, and that he got him to work for a small amount of money. He was a gentlemanly man of good address, and Mr. Julian thought he would answer their purpose.

17449. Cannot you tell where Captain Pim is now?—I cannot. I never heard anything about him since.

17450. Mr. TANDY.—Did you ever see him since the election?—I did, once or twice.

17451. When was it you saw him—was it soon after the election?—It was within the past two or three months. I passed him walking close to my own office on Ormond-quay. It is on my mind that I saw him since the election, but I am not certain.

17452. Except on the one or two occasions you speak of, do you recollect whether you saw him since the election?—It may have occurred that I did, but it escaped my recollection.

17453. To the best of your recollection you never saw him since the election?—No.

17454. Mr. LAW.—Have you ever since the election seen any tickets in the possession of freemen voters?—No.

17455. Have you ever seen any tickets that were said to be given in by freemen at the office, 76, Capel-street?—No.

17456. Do you know William Watkins who was examined here before us?—Yes.

17457. Did you see him soon after the petition was presented and filed?—No.

17458. Did you see him before the petition came on to be tried, in the office in Abbey-street?—Not to my knowledge.

17459. Did you know that he was in the office in Abbey-street?—No.

17460. I must have misunderstood what you stated about Watkins?—What I stated was that any information he gave, was not given to me.

17461. I thought you told us that the information was given partly on one evening, and partly the next morning—that you were not present on the occasion when the information was given in the evening, but that you were present the next morning?—I have no recollection of stating that.

17462. Do you recollect, as a matter of fact, whether you saw Watkins in the office in Abbey-street?—I have no recollection of seeing him in the office at all.

17463. I think you told us that several of the persons examined at the trial of the election petition—several freemen, came to the office in Abbey-street, and many of them after being up at Mr. Fitzgerald's office?—Yes.

17464. You told us that on a former day?—Yes.

17465. Did you send for them?—I didn't send for them.

17466. Had they been sent for?—Not to my knowledge.

17467. Did you assist in taking the information of those who came to the office in Abbey-street? I think you told us that you asked the questions, and that Mr. Williamson took down the answers?—Not on all occasions—on some occasions I did, I think; but I am not sure.

17468. Did you ever on any occasion take information from their own lips?—I wouldn't be positive, I don't think I took their information on any occasion.

17469. On several occasions you examined these persons that came to the office in Abbey-street, and Mr. Williamson wrote down the substance of what they said?—I think so.

17470. These persons who came to you in this way were freemen, and were examined at the trial? If others came to you besides these, I do not now ask you about them; I asked you the question on a former day, "when freemen came into your office in this way, used you ask them questions and Mr. Williamson take down the answers," and your answer was "yes"—is that not so?—Yes.

17471. Did any of these freemen tell you of acts of bribery that took place at 76, Capel-street?—Well, I think those that were examined at the trial afterwards, did so; they very much, with a single exception, told what they stated in court afterwards.

17472. Did any other persons that came in that way, and who were not examined afterwards, give you any statement of what occurred?—Yes.

17473. I suppose that of the freemen who came to your office and gave you information of what occurred in 76, Capel-street, some were afterwards examined at the trial, and some were not?—Yes.

17474. As to those examined before the judge, tell us as nearly as you can what was the exact nature of their statements to you?—I could not. If you take up the printed report you'll find it there.

17475. That is what was stated by them at the trial?—That is what I know. If I wanted to ascertain what it was these persons stated to me I should refer to that report.

17476. But you have the documents also—do you recollect in any case when a party was examined before the judge, that he gave you or Mr. Williamson (through you) any more information than he stated at the trial?—I decline to answer that.

17477. I am speaking of freemen who came to your office?—And made communications to either Mr. Williamson or to me, or to either of us, I as acting as attorney for Sir Arthur Guinness ——

17478. I allude to those people who were examined before the judge—can you give us the names of any of them?—There was a man named Kirk who was examined.

17479. I do not want to have any confusion between us—the answer is that some of them did make statements to you which they did not make before the judge, can you tell the name of any one to whom this applies—did Kirk do so?—If I answer with regard to one I must answer with regard to the whole.

17480. I do not want to go too far with you. If you do not like to give the names of any persons who made statements to you, you may tell us whether any of them made statements to you that were not made by them when examined before the judge. Did Kirk make any statement to you which he did not afterwards make before the judge?—I can't answer.

17481. Can you remember any one who did it, or if you like mention two or three names—that will just do as well?—I recollect one man who did it—a man named Beckett did it.

17482. Was he one of those persons whom you spoke of on your former examination, "that immediately they gave information to Mr. Fitzgerald they came over to Abbey-street to give information to us"—was Beckett one of those subpœnaed by the petitioners?—I can't say that he was with Mr. Fitzgerald or not. He was examined on behalf of the petitioners at the trial.

17483. In answer to us on a former day you stated that "immediately they gave information to Mr. Fitzgerald they came over to Abbey-street to us to state what information they could give"—was Beckett one of those who did that, as you understood—did he tell you that he had been with Mr. Fitzgerald?—I think he did.

17484. That he had been with Mr. Fitzgerald before he came to you?—I am not sure—I think he did.

17485. Had you sent for Beckett?—I can't tell.

17486. Had he been sent for as far as you know?—I can't tell. I can't say.

17487. Did he appear to come in of his own accord?—It is impossible to say. I may have a surmise on the subject. I have no evidence one way or the other. I know nothing about it.

17488. Do you know was he sent for as a matter of fact?—No.

17489. Had you known of Beckett being mixed up with practices of illegality or bribery before he came to the office?—I can't tell. I can't answer.

17490. Can you tell me the evidence, as far as you know it, that these people gave you?—In the question all are involved more or less.

17491. Do not misunderstand us—we shall not deprive you of any opportunity of making objections at the proper time?—They all more or less involve communications made by some other party. You asked me whether I knew that he came into the office of his own accord, whether he had been connected with illegal practices—an answer to that would of necessity involve statements made by some other party.

17492. The reason I ask the question is to enable you to recollect whether he came in of his own accord—can you tell whether Beckett came in of his own accord, or whether he was sent for?—I can't tell.

17493. Do you believe that he was sent for?—I can't form a belief about it at all.

17494. Of course he told you that he got a subpœna from the petitioner's attorney?—I don't know.

17495. I understood that you knew he had been with Mr. Fitzgerald before he came to you?—I said I thought he was.

17496. Do you believe that if you had the documents before you they would refresh your memory?—I have not read one of them since.

17497. Is it the best of your belief that Beckett had been with Mr. Fitzgerald before he came to you?—I rather think he was.

[*William Beckett* was here formally called in court, but did not answer.]

17498. Do you recollect hearing the evidence of Richard Butler—the second witness according to the printed report that was examined at the trial of the election petition?—I don't know the name.

17499. You were present in court when the petition was opened, I suppose?—I was a good deal out of court from time to time. I had to do a good deal of the out-door work. Mr. Williamson and Mr. Sutton took more charge of the papers and the court work. I couldn't charge my memory with what occurred at the trial.

17500. Butler was the witness whose name was mentioned in connexion with Beckett?—I don't remember anything about it.

17501. Can you tell us whether Butler was a person that came to you?—I can't answer.

17502. Do you know whether all the persons who were examined to prove that there was bribery committed, and whose names were mentioned in the bill of particulars, were with you?—I can't tell. Mr. Williamson is much more competent to answer these questions than I am. I recollect the fact of a man named Butler being examined.

17503. Can you call to mind whether that man was in your office?—I cannot.

17504. Do you remember a man named Walker coming to your office—I am reading the names of those that were examined at the trial?—I cannot.

17505. And giving you the information I mean?—No.

17506. Do you recollect a man named George Haggerty who was examined?—I can't remember one of them individually. They are all men I never saw before.

17507. Something occurred about Haggerty that may make you remember him. Do you remember some written information that he gave, and was not forthcoming? I mention that for the purpose of recalling the person to your memory?—I don't know whether you are referring to a man by whom I was asked a question as having authority to be employed in the Arran-quay or some other ward.

17508. George Haggerty alleged that he gave a written statement of his case to you, and Mr. Williamson was produced at the trial for the purpose of contradicting it. Does that assist your memory?—It doesn't refresh my memory in the least as regards Haggerty. I know I was asked a question in my examination, whether it was by Haggerty or not I didn't know, by some one that was examined at the trial. I think if you look to page seventy-six you will find it.

17509. You were asked some questions, I find, by George Nugent?—That is what is running in my mind—his name was also George.

Richard Butler, sworn and examined.

Richard Butler.

17510. Mr. LAW.—I believe you are a freeman of the city of Dublin?—Yes.

17511. Were you a freeman last year?—Yes.

17512. Did you vote at the last election?—Yes.

17513. For whom did you vote?—For Guinness and Plunkett.

17514. Were you canvassed by anyone some time before the election?—I was.

17515. Who canvassed you?—They didn't canvass me, I was not there at the time.

17516. Did they canvass some of your family for your vote?—I was at business, I was at work, I am a working man, you know.

17517. What are you?—I am a cabinet-maker by trade.

17518. Did anybody speak to yourself about getting your vote?—No, only on one occasion when I was in.

17519. Who spoke to you on that occasion?—Three young men.

17520. Had you previously known these three young men?—I had not.

17521. Did they give you their names when they came to you?—They did not.

17522. Did they give you a voting card?—They did not.

17523. What did they say when they came to you?—They said they came to me to vote for Guinness and Plunkett.

17524. Did they give you no voting or other card?—No, I was sent a card afterwards.

17525. They gave you no voting card on that occasion?—They did not.

17526. Do you remember on the morning of the election going anywhere for your breakfast?—Well.

17527. With whom did you breakfast on that morning?—With William Beckett.

17528. What is he?—He is a carver.

17529. Did anybody else join you at breakfast that morning?—Yes.

17530. Who joined you?—My wife and his wife.

17531. Is William Beckett a freeman also?—He is.

17532. After you had breakfasted on that morning, did you come up to vote to Green-street, or was it before breakfast you voted?—It was after breakfast. We breakfasted very early that morning, and came up to vote after breakfast.

17533. About what hour was it when you came up to Green-street to vote?—I think it would be half-past eight or thereabouts. I will not be bound to the moment, you know.

17534. Did Beckett come with you to vote?—He did.

17535. When you came up here did you remain with him until you both had voted?—I lost him for about an hour.

17536. Did you vote during that hour?—No, I did not. There was a man of the name of James Edwards, junior, 25, Marino-crescent, Clontarf, left a ticket or card with William Beckett's wife when he and I went out, in his place, for his wife and mine to come to see

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December 14.

Richard Butler.

us; and told them to tell us that if we voted for Guinness and Plunkett, we wouldn't be neglected.

17537. This Mr. Edwards left this card with Beckett's wife?—Yes, he left a card.

17538. With Mrs. Beckett?—Yes.

17539. Telling her and your wife to see you and William Beckett?—Yes.

17540. You would not be neglected?—That is, we would be thought of.

17541. Was the card Mr. Edwards left, a voting card?—No.

17542. What sort of a card was it?—It was a small card as any gentleman would carry in his purse, with his name on it.

17543. Do you know that his name was on the card?—I saw it.

17544. I suppose you knew something about this Mr. Edwards?—I didn't see him; I never saw him at all.

17545. About what hour did you yourself vote?—I think it was about half-past twelve, or one—it might be one o'clock.

17546. After you voted, did you get anything from a person about the court-house?—I did. I got a ticket.

17547. Would you know the man who gave you the ticket?—I would, well.

17548. What description of man was he?—He was a tall, thin, sallow complexioned man.

17549. Was he young or old?—He was young, I think; he had an eye-glass.

17550. In his eye?—Yes.

17551. How was he dressed?—He was dressed in black, to the best of my opinion.

17552. What sort of a hat had he?—I couldn't exactly tell you.

17553. Where did this young man give you the ticket, was it here about the court-house?—It was in Halston-street he gave it to me.

17554. Was it in the street he gave it to you?—It wasn't in the street he gave it to me. He brought me in through the arches about the court-house to give it to me. He brought me into the several passages where there was no one to see him give it to me.

17555. Did he bring you into the court-house?—Yes. He came to me to see me vote, after I voted we went outside; we then went through the several passages of the court-house, and when he got me into a dark place he handed the ticket to me.

17556. When he gave you the ticket, did he tell you what to do with it?—No, there was a man at the door, who told me to go to 76, Capel-street.

17557. Would you know that man—the man at the door—if you saw him?—I would.

17558. Was he an old or a young man?—He was a young man, I think.

17559. Did you look at the ticket that you got?—I saw it.

17560. What sort of ticket was it?—It was a Midland Great Western Railway ticket.

17561. Did you see that it was a Midland Great Western Railway ticket?—Yes. I read it.

17562. Can you tell us what colour the ticket was?—It was yellowish.

17563. I suppose Beckett was not with you at this time?—No.

17564. Where was he?—He was outside.

17565. Did you see him soon after you got the ticket?—I did, as soon as I got it.

17566. Did Beckett go to vote before you?—He went in to vote first, but I got the ticket first.

17567. He got a ticket also?—He did.

17568. When you both got the tickets, where next did you go to?—We went to 76, Capel-street.

17569. Did anyone go with you but Beckett?—Our wives went with us.

17570. Which of you went first in to 76, Capel-street?—Both of us entered the hall together, but Beckett went in first afterwards.

17571. Was the door of the house, do you recollect, open or shut when you went there?—The door was shut.

17572. Did you knock?—Beckett knocked.

17573. And the door, I suppose, was opened by some one?—It was, by a porter.

17574. Was the porter a young man?—He was a young man.

17575. Of about what age?—He was four or five and twenty, or the like of that, I should think.

17576. When you got into the hall, did you notice anything in the shape of placards about the place?—No, but on the door of the front parlour I noticed "Marcus's Office."

17577. How was the name spelt?—M-a-r-c-u-s, then there was the s as well.

17578. Was the door of the front parlour closed?—It was shut.

17579. Did you knock at it, or open it without knocking?—Beckett went in first, and he had to open the door.

17580. You remained in the hall?—I did, until he came out.

17581. After Beckett opened the door, did you see where he went to?—He went into the front parlour.

17582. Did you look in to see where he went to?—Certainly not. He closed the door after him, and it was impossible to look in after him.

17583. How long did he remain inside?—He remained about two minutes, and then called me.

17584. To go in?—Yes.

17585. Where did he go when he came out of the front parlour?—He remained in the hall until I came out. He went further in the hall, to go out the back way.

17586. Did he remain at the back door waiting for you?—He did. It was a very long passage, and I came out before he got to the end of it.

17587. You went in by Capel-street, and you came out through the long passage?—Yes, it was a very long passage, and he didn't get to the end of it before I came out.

17588. Where did you go to when you entered the room?—When I went in there was a table in the front parlour opposite the window, there were four men sitting at the table. I didn't know where to go, and they directed me to go behind a screen—I may call it a screen. They told me to go behind it. Then I knocked at the door, in which there was a panel broken—it wasn't cut out, I am a cabinet maker, and it wasn't cut out—it was broken because there were pieces, it was all "jarred."

17589. What occurred then?—There was a hand put out to me. I handed my ticket and there was an envelope handed to me, an enclosed envelope with £5, a £5 in the envelope.

17590. What sort of a note was it; what bank was it on, do you recollect?—I won't swear that; I don't know; I can't answer that.

17591. Having got the £5 note you went out, I suppose, after Beckett?—Yes.

17592. Where did you find him?—I found him in the passage.

17593. Did you look at the note when you got out?—We looked at it in the lane.

17594. Did anyone direct you to go out that way?—Yes, a boy.

17595. Was he the same person that opened the door for you when you entered the hall?—No.

17596. That passage, I believe, brought you out into Loftus-lane?—It brought us into the lane there.

17597. Did you and Beckett go anywhere after that?—We went straight into Capel-street to see our wives.

17598. Were they waiting for you in Capel-street?—Yes, they were waiting for us opposite the door.

17599. Did they know you were going out through the passage?—They didn't.

17600. Did you find them at the door of 76, Capel-street, when you came back?—Yes, they were there.

17601. Did you, Beckett, and your wives go off anywhere then?—Yes, we went straight—he mentioned that the best place he could go to change his note was Morrison's.

17602. What is Morrison?—He is a hatter in Castle-street.

17603. Did the four of you then go off to Morrison's?—Yes.

17604. Well, what took place there?—Beckett was going to buy a hat; he thought that was the best way of changing the money he had. He considered that I wanted another, and he said for us to get one each and he would pay for the two.

17605. Were both hats purchased by him?—Yes.

17606. What did he pay for them?—Six and sixpence he would have to pay if he bought but the one, but by taking the two we got them for six shillings—we got the two for twelve shillings.

17607. Did you take the hats away?—No, we left them at Morrison's for a couple of days.

17608. Why did not you take them with you at once?—On the evening of the election we left them there. It would be considered by his intentions that it would be noticed that we were freemen if we brought them through the city of Dublin that evening. It would appear robust to bring them that evening. We brought them away in a couple of days.

17609. Were your wives with you when you purchased the hats?—Yes, in their presence we purchased them.

17610. Both these hats were paid for out of Beckett's £5?—Yes.

17611. Was it a single note, do you remember?—It was.

17612. Was it changed for him at Morrison's?—A messenger went out to Ball's bank or La Touche's bank for the change. I don't know where he went for it, but he came back with the change wherever he got it.

17613. Where was your £5 note changed?—It was changed in Mr. Bolger's public-house in Cole's-lane.

17614. After buying the hats at Morrison's where did you go to next?—Beckett met a man he knew at Cork-hill and we went into a public-house and had a treat.

17615. He paid for it?—Beckett did.

17616. Who was the man you met?—I didn't know him.

17617. Where did you next go to?—We didn't stop anywhere then until we got to Bolger's.

17618. It was at Bolger's you changed your note?—Yes, to pay Beckett for the hat for me. We had a treat there too.

17619. I believe you got a subpœna before the trial of the election petition begun in this court-house?—I did.

17620. Did you go to Mr. Fitzgerald's office?—Yes.

17621. Did you ever go to Mr. Williamson's office, or Mr. White's or Mr. Sutton's office—whichever it was called?—Yes.

17622. Who told you to go there?—I was brought there by Beckett.

17623. Was that after you had been with Mr. Fitzgerald?—No.

17624. Was it before you had been with Mr. Fitzgerald?—Yes.

17625. Did anyone there ask you what you could tell about this matter?—No, Beckett came to me to my place. He said I knew everything that would vindicate him, at least, that would bring him and take him away from his family; that if I went with him to the Conservative offices he would get me, my wife and my family sent to America before I was summoned.

17626. Did you get a subpœna after that from Mr. Fitzgerald?—Yes.

17627. Had you seen Mr. Fitzgerald at that time?—I had not.

17628. When Beckett made this offer to you, did you go with him to the Conservative offices?—Yes.

17629. Whom did you see when you went there?—I saw a man named Hamilton there.

17630. Was he acting as a clerk in the office, for taking down evidence?—No, there was a young man named Byrne, he was at that time a barrister-at-law; no, not a barrister, but he was what we call an under-counsel; he was acting as an attorney's clerk there. This man Byrne is a pawnbroker's son in Lombard-street, and he was then acting as an attorney's clerk.

17631. Was Mr. White or Mr. Williamson there?—Mr. Williamson was. (*Witness identifies Mr. Williamson.*)

17632. Did Beckett go with you to the Conservative offices?—Yes, and another man named Wade.

17633. Who was Wade?—I don't know, I wasn't acquainted with him.

17634. Was Wade a freeman, do you know?—He was.

17635. Did you ever hear whether he had voted as you had?—I did not. He voted for, I believe, Guinness and Plunkett. He was a Conservative all his life.

17636. When you were brought to the Conservative offices in Abbey-street, was any offer there made to you by anyone?—No. These two men, Wade and Beckett, brought me there on condition that I would be sent to America.

17637. Before you were subpœnaed?—Yes. When I went into the office they asked me if I received money.

17638. Mr. MORRIS.—Who asked you?—Mr. Williamson asked me if I received money. I said I did. He asked me where I gave any information. I said I gave it at Gillis's public-house in Capel-street. He asked me what took place there. I said there was a bottle of whiskey, no not whiskey, a bottle of brandy and a bottle of spirits there, and that I got tipsy on it. He asked me had I got money, I said I had. He asked me what brought me over, I said these persons did to send me away out of the country. He said if a shilling would send me away, we wouldn't get it. I said, I received the money. He said, all then you can say is that you have received it.

17639. Mr. LAW.—Was your evidence taken down?—It was written down.

17640. Was there any one in the office with you on that occasion, except Wade and Beckett?—That was all that came with me, there was no one else there except the assistants in the office.

17641. Do you remember on the day of the election, when you got the money at 76, Capel-street, did you and Beckett buy anything for your wives?—Yes, we bought bonnets for them.

17642. In what street was it that you bought the bonnets?—We bought them in Burke's in Mary-street.

17643. Was it after being in Bolger's public-house that you bought the bonnets?—Certainly.

17644. Mr. TANDY.—Until you went, after giving your vote, through the passages here with the person you mentioned, had you heard anything about money?—No.

17645. You say you got an enclosed envelope at 76, Capel-street?—Yes.

17646. Beckett got the same?—He did.

17647. When did you get it?—When I knocked at the door with the ticket.

17648. At 76, Capel-street?—Yes.

17649. You say that after you voted, you saw somebody who brought you through the passages of the courthouse, and gave you a ticket?—Yes.

17650. Did he say anything to you as to where he got the ticket?—No.

17651. Did you say anything to him about it?—Certainly not; but I was met by a man at the door.

17652. Did you ask him what the ticket was for?—I was after hearing that before. I was told to hold still.

17653. Who told you to hold still?—Beckett.

17654. Where was it he told you that?—When he sent my wife for me. When the two women came to look for us.

17655. When did they come to look for you?—As soon as they got the card from the person of Marino Crescent, Clontarf.

17656. James Edwards?—Yes.

17657. About what time was it that they got the

card from Mr. Edwards?—I can't say. I wasn't there when they got it. I should say it might be about twelve o'clock.

17658. Did they tell you when they got the card?—They did not. It might be twelve o'clock.

17659. On the day of the election?—Yes.

17660. Was it before or after you voted?—It was before it.

17661. Had you and Beckett left the house early on that morning?—We left it after breakfast.

17662. You told us you breakfasted early that morning?—Yes.

17663. Did your wives remain behind after you and Beckett left the house?—Yes, we left them after us.

17664. What were you and Beckett doing from the time you left the house, until twelve o'clock?—Beckett brought me up to one of the Conservative committee rooms in Dorset-street.

17665. What did he want to go there for?—He wanted to look after a man named Forrester.

17666. About what time did you go up to the Conservative committee rooms in Dorset-street?—To the best of my opinion, it would be half-past nine.

17667. Were you ever in those committee rooms before that morning?—Never.

17668. Whom did you see when you went to the committee rooms in Dorset-street?—We saw no one—Beckett couldn't see the man he went in search of.

17669. Who was the man he went in search of?—A man named Forrester.

17670. Was his name Forrester or Forrest?—I can't say, it was either one or the other.

17671. Which was it Forrester, Forrest, or Foster? Foster was the man.

17672. Beckett went to look for him?—Yes.

17673. Did he tell you that he went to look for Foster?—He did distinctly.

17674. Did he tell you what he wanted to see him for?—He told me that he wanted to see if there was anything going.

17675. When he told you that, did he know whether there was anything going before he went down to the committee rooms in Dorset-street?—He did, well.

17676. Did he tell you so?—He did.

17677. What did he tell you?—A fortnight before he came down at all there, he told me he heard that there would be £5 going.

17678. Did he tell you where he heard that there would be £5 going?—He did.

17679. Where did he say he heard it?—He said Foster told him so.

17680. Did he tell you that anyone else but Foster told him so?—He didn't tell me that; he told me it would not be that, but that it would be this (spreading out the fingers of his hand).

17681. Did Beckett tell you where Foster told him that?—No.

17682. You did not ask him?—Certainly not, it wasn't my business to ask him that.

17683. I suppose you were not unwilling yourself to make a little money by your vote—when Beckett told you that Foster said there would be £5 going, did you go to ask if you would get the same price for your vote?—I did not.

17684. Why did not you go to see if you would get £5 also?—Because I wasn't known. Beckett, as I saw him, was continually attending their meetings. I never did.

17685. Had not you the curiosity to ask Beckett who this Foster was?—I had not. Beckett was thoroughly known, he got a card as canvasser, but that was my first time to be a freeman in Dublin.

17686. Had not you the curiosity to ask who Foster was—you heard from Beckett that Foster told him that there would be £5 going, had not you the curiosity when you heard that, to ask who Foster was?—Certainly not. I never saw the man in my life.

17687. What I want to know is this—you told me that Beckett told you a fortnight previously that it would be a five-finger matter?—Yes.

17688. Did you then ask him who told him that?—I did.

17689. Did he tell you?—Yes.

17690. Who did he say told him?—Foster.

17691. Did he mention any other person's name on that occasion?—He did not.

17692. When he told you that, did you ask him if you were likely to get a five pound note also?—He told me that if he got it I would get it too.

17693. Did he tell you that he would manage it for you?—Decidedly he did.

17694. When did he tell you that?—The morning we took our breakfast together. Doesn't it look likely?

17695. I am not asking you about that, I am asking you about the first conversation you and Beckett had about the money; did he tell you that you would get £5 as well as he?—He told me that, if he got it himself, I would get it. He told me we would have to go down and see Foster about the money.

17696. Did you see about it?—We did; we went several times to Sackville-street in search of Mr. Tickell.

17697. Why did you go in search of Mr. Tickell, what had he to do with it?—He was over our ward.

17698. Was it to find out about the £5 that you went to Sackville-street?—Of course.

17699. Was this before the election?—It was.

17700. Did Beckett tell you that Mr. Tickell knew about the £5 going?—No, he did not.

17701. Why then did you go in search of Mr. Tickell?—Because we knew that Mr. Tickell had money, and we thought he might give it out of his own pocket, if he had no other money to give.

17702. Why did not you go to Foster and ask about the £5?—Because I wasn't brought down to him; I did not know his residence; I knew nothing about it.

17703. You say it was about twelve o'clock on the day of the election when Mr. Edwards left the card?—It might be about that. I can't say; I was not there when he left it.

17704. I am only asking you according to the information you yourself received?—It was about twelve o'clock.

17705. After your breakfast you say that you and Beckett went to the Conservative Committee rooms in Dorset-street to see Foster, and that Beckett could not see him?—Yes.

17706. After being at Dorset-street where did you go to next?—We went down Capel-street, towards the Conservative office in Capel-street.

17707. Where there?—Beside the old Metropolitan Police Court, a little lower down than that.

17708. Do you know the name of the house?—I don't, but it was beside Prosper Loré's, the hatter, if you know it.

17709. Did you go to see anyone there?—No. Beckett brought me to see Foster.

17710. Had you ever seen Foster previously?—No.

17711. Did Beckett know him?—He did; he was well acquainted with him.

17712. Did Beckett see Foster in Capel-street?—He did not.

17713. Did he see anyone?—He saw a man named Hassett, a freeman.

17714. Do you recollect his meeting any other person in the committee room or office in Capel-street?—He met a man named Walker.

17715. Did he meet any gentleman there, or anyone that appeared like a gentleman?—I can't tell you that. I didn't know the people there.

17716. Did he see any other person in Capel-street that he knew except Hassett and Walker?—I can't tell you that. I don't remember.

17717. Do you recollect whether he saw anyone he knew in the Committee-rooms in Dorset-street?—I can't tell you. He went into the house by himself.

17718. You remained outside while he went in?—Yes.

17719. Was he long in the house in Dorset-street?—Not two minutes.

17720. When he came out did he tell you that he saw anyone there?—He did not. He said he didn't see the person he wanted to see. That was all he said.

17721. After you were in the Conservative office in Capel-street did you go anywhere else?—No, we missed one another for about an hour in the crowd—there was a dense crowd in the street; it was in Little Britain-street, if you know it.

17722. Was it there you missed Beckett?—It was.

17723. You were then on your way to the court-house, I suppose?—No, we missed one another in the crowd. We were knocked about by the people, and the police were shoving back droves of people.

17724. Where did you find yourself during the hour?—I went up to Green-street.

17725. What did you do when you went up to Green-street?—I was standing looking at the people going to vote.

17726. Did you see any tickets with anyone while you were there?—I did not.

17727. Did you hear anything about tickets or about money while you were there?—Not a word.

17728. There was no one speaking to you while you were standing in Green-street about tickets or money?—Not a word.

17729. When did Beckett meet you again?—When both our wives came with the card.

17730. Where did you meet them?—My wife met me.

17731. Where did your wife meet you?—She found me in Green-street.

17732. When did she meet you in Green-street?—When she was sent down by Beckett.

17733. Was it here in the court-house she found you?—No, it was in Green-street.

17734. Did she find you standing in the middle of the street?—No; I was inside the railing.

17735. What did she say to you?—She said that Beckett said, "If Butler voted he is after destroying himself, go look for him." She asked me if I voted, and I said not. Beckett, when he heard it, said, "All right." I went up to Halston-street, and he told me to follow him, that he had got the tip.

17736. Did your wife bring you down the card?—No; it was given in Beckett's place, and Mrs. Beckett gave it to her husband.

17737. Was it he showed the card to you?—No; he sent my wife to look for me, and she found me in Green-street. She told me to come to Beckett, as he wanted me. I came up to Halston-street, exactly opposite there, and he said to me, "Have you voted?" I said not. He said, "Stand beside me, I am after getting the tip." I said, "All right."

17738. Had you seen Edwards's card at this time?—Yes. I read Edwards's ticket.

17739. Was Mr. Edwards's name on the card?—It was.

17740. What was on the card exactly?—James Edwards, junior, 25, Merino-crescent, Clontarf.

17741. Was that all?—That's all.

17742. Was there nothing else on the card?—That's all that was on it.

17743. Was there anything about remuneration on it?—Not a word, not a sentence.

17744. Did you know Mr. Edwards previously?—I never heard of him before.

17745. Did Beckett say he knew him?—He did not.

17746. Then you went in and voted?—Yes.

17747. Which of you voted first?—Beckett voted first.

17748. Where did you wait while he voted?—I was outside in the street.

17749. You did not come up to the booth with him?—No.

17750. Did he come out to you when he had voted?—He did, he and a man named Walker. He called me in and pointed me out to the person who gave the ticket after you voted. That person should see you vote before he'd give you the ticket; he went up with you to see and hear you vote, and when you came down stairs after voting you got a ticket from him after a little time.

17751. Where did you see this man that gave the tickets?—I saw him on the steps of the court-house, walking up and down.

17752. Did you and Beckett go up together to him?—No, certainly not. Beckett voted first, but I got the ticket first.

17753. May I ask you, how did this person know that you were the party to get a ticket?—I was directed to him by Beckett and another freeman, an old hand. His name is Walker, who is in this court at present. I was introduced to this person by Walker as a freeman. I went up and voted. He heard me vote, and when I came down stairs he gave me the ticket.

17754. Tell me what passed between you, Walker, and this person when he introduced you to him?—Walker said, "Here's one of ours, too."

17755. What did this person say?—He said, "All right," when I went up stairs he went up with me and heard me vote.

17756. Did he, after he heard you vote, come down stairs straight, and go into the passages with you?—We came into the street after I voted, and we went into the passages afterwards. I had to leave him for about five minutes as the police were shoving everyone about.

17757. You stated that this person was a tall, thin, sallow complexioned man, and that he wore an eye-glass?—Yes.

17758. Did you see him talking to any other persons, but Beckett, yourself, and Walker?—No; he had no communication with anyone, as far as I could see.

17759. When he went into the booth to see you vote, did you see him talk to anybody there?—Decidedly not.

17760. Did you see him talk to anyone at all?—No.

17761. To no one but Walker and Beckett?—To no one but Walker and Beckett.

17762. What kind of a person was the young man who told you to go to 76, Capel-street?—He was a robust sort of man, apparently a labouring man.

17763. About what age was he?—He was about four and five-and-twenty, to the best of my opinion.

17764. Where did you see him?—I saw him at the door.

17765. Had you seen him previously?—No; not until I came out.

17766. What door was he standing at?—At the door of the court-house.

17767. The Halston-street door?—Yes; the Halston-street door.

17768. Did he appear to be stationed at that door?—Apparently he did. I couldn't tell whether he was or not; but apparently he did.

17769. This young man who gave you the ticket, had he left you before the man at the door told you to go to 76, Capel-street?—Yes; he remained behind.

17770. How soon after he gave you the ticket, did you see the labouring man?—As long as it took me to go through the passages.

17771. Was there a crowd in the passages?—Not coming out, but there was a very great crowd there when we were going in.

17772. Was this labouring man standing among the people?—No; he was standing at the left hand side of the door by himself.

17773. Had you ever seen him before?—Never.

17774. Was that the usual way for voters to go out after they voted?—I can't tell you.

17775. You say that the labouring man was standing at the left hand side of the door?—Yes.

17776. And that you never saw him before?—No, I didn't.

17777. You have not the slightest idea, I suppose, who he is?—No.

17778. How was he dressed?—He was dressed very

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plain, like a person who didn't intend to be dressed as a gentleman would be.

17779. Did you ever see him since that day?—No, not to my knowledge.

17780. And you say you never saw him before?—Never.

17781. What happened when he told you to go to 76, Capel-street—state under what circumstances he told you to go to 76, Capel-street?—He asked me was I a freeman, I said yes; "Have you got your ticket," he said. I said yes; "Go to 76, Capel-street," he said.

17782. Beckett and you escorted one another then to 76, Capel-street?—Yes.

17783. The labouring man asked you, "Have you got your ticket?"—Yes.

17784. Beckett was not with you at the time the labouring man asked you that question?—No.

17785. Had Beckett got his ticket then?—No, Beckett didn't get his ticket as soon as I did, though he voted before me.

17786. The labouring man told you to go to 76, Capel-street?—Yes.

17787. Where was Beckett at this time?—He was out in the street, not far off.

17788. When you went out after voting, had you and Beckett any talk?—Yes, I told him I had got my ticket, and that he should look after his. He then went in here.

17789. You say he voted before you?—Yes, he did.

17790. Did you see where he went to to get his ticket?—He went to the same person that gave me mine.

17791. Did you see him get the ticket?—No, the person who gave the ticket wouldn't allow a second person see him get it.

17792. Could you describe the man that opened the door for you when you went to 76, Capel-street?—I did not take any particular dimensions of him, because it wasn't a thing to do. The door was opened, and he stood behind the door. At the time we didn't intend to direct our eyes immediately to know him again.

17793. Was he, do you think, one of the four men that you saw in the front parlour?—He was not.

17794. You stated that Beckett, you, and a person named Wade went to Mr. Williamson's office on one occasion?—Yes.

17795. To the Conservative office?—Yes.

17796. Who is Wade?—He is a man I don't know.

17797. You do not know him?—I don't. I only saw him when I was introduced to him by Beckett.

17798. On the day that you went to Mr. Williamson's office?—No.

17799. Was it on the day of the election?—No, but on the day he asked me to get himself out of any hobble he was in.

17800. Did you see Wade on the day of the election?—I did not.

17801. Do you know is he a freeman?—Beckett told me that he was a freeman. He brought me to where Wade lived.

17802. Was that before you went to Mr. Williamson's office?—Yes.

17803. Where did you go to when Wade took you to where he lived?—To Longford-street; you don't know where that is, perhaps?

17804. I think I do; it is off Aungier-street, isn't it?—No, it's off Golden-lane.

17805. At all events he brought you to Wade's house?—Yes, I did go to his house.

17806. What did he bring you to Wade's house for?—Because he considered he was a man that had a great deal of—I will say it in a minute—that had a great deal of weight and a great deal of interest in the Conservative office; he thought he could get me sent out of the country, as I was the principal evidence, to save himself and his family.

17807. What was Wade?—He was always after the Conservatives, and always after elections.

17808. What was he in business?—He was a shoemaker by trade.

17809. Do you know his Christian name?—I believe that William Wade is his name.

17810. Tell us what passed between you, Beckett, and Wade on that occasion when you went to his house?—He told me he would get me sent out of the country.

17811. Wade did?—Yes.

17812. What occurred then?—We went into a public-house.

17813. The three of you?—Yes, we went into a public-house.

17814. Had you any conversation whatever before you went into the public-house?—No. The first thing he did was to borrow a shilling, and we went and spent it.

17815. Wade gave you a shilling, is it?—No; he borrowed a shilling and spent it.

17816. Did not you go to his house first?—No. I was never in his house in my life.

17817. Where did you meet him then?—Beckett went in for him, and he came out. We then went into a public-house.

17818. What public-house was it?—Fortune's, of Golden-lane.

17819. I suppose you went into the back parlour of the public-house to have a chat?—No; we were standing at the counter; there is no back parlour there. Fortune's, you know, is a big house, and there is no back parlour to it.

17820. What was the conversation you three had while you were in Fortune's?—The conversation was, he wanted me to extricate Beckett out of the hobble he was in.

17821. Wade did?—Yes.

17822. What else passed?—He asked me to write a few lines, which I did.

17823. Where did you write the few lines;—In Fortune's public-house.

17824. You wrote a few lines for him?—Yes.

17825. Do you recollect what it was you wrote?—Wade wrote the principal of them, and he asked me to put my name to the bottom.

17826. What was the substance of the few lines that you put your name to?—It was regarding Gillis's offer in Capel-street—that I got some drink in Gillis's, and that I was incompetent of knowing what I said to Mr. Gillis.

17827. Had you any conversation on that occasion about your being sent to America?—Yes.

17828. Who spoke of that?—Wade was the man, and Beckett, too, said that they would get me sent to America.

17829. What did he say?—He said I was in the centre of a hobble, and that if I stuck to him he would get me out of it, especially as Beckett was a man of a little family. He said he didn't expect that I would be the man that would put him up; that I knew what the penalty was—two years, and that he received money as well as I did. As I was a young man able to work, if I was sent out of the country he asked wouldn't I go and not put anybody in prison. I said I would, and he said he would get it done.

17830. You then went down to the Conservative office?—Not on that day—it was at night.

17831. When did this conversation at Fortune's take place?—It was at night.

17832. How soon after did you go to Mr. Williamson's office?—About two days after that.

17833. Between that night when you had the conversation in Fortune's and the time you went to Mr. Williamson's office did you see Wade?—They came up to me to the workshop—the two of them did.

17834. When they went to the workshop what did they say?—They said to come down and they would get it settled to send me off to America; they then brought me to Mr. Williamson's office.

17835. Mr. MORRIS.—When you got the ticket from the young person at the court-house to go to 76, Capel-street, how long had you it in your hand?—Half an hour, I think.

17836. Did you perfectly understand what it meant when you got it?—Perfectly.

17837. Did you look at it immediately when you got it?—No, not until I went out into the street.

17838. Where did you look at it?—I looked at it in King-street.

17839. Are you able positively to swear what was on the ticket?—Positively.

17840. What was on it?—"Midland Great Western Railway;" then there was a round black ring, and under that "to Dublin."

17841. You say the ticket was a pale, yellow colour?—It was yellowish.

17842. After you got the ticket you say you went to 76, Capel-street and saw four men sitting at a table in the front parlour?—Yes.

17843. Did any of the four say anything to you when you went into the parlour?—They directed me to go behind a screen.

17844. Were there any people going in and out at the time?—Beckett was in before me, and I only saw the two of us.

17845. Did you mention anything about the ticket to Beckett at the time?—Before that I did. As soon as I got it I told him that I got it.

17846. Did you see his ticket?—No, I did not.

17847. Did you hear him say anything about it?—I heard him say he got a ticket.

17848. Did you hear him describe it?—He didn't look at it, he put it in his pocket. I could understand though what he was at.

17849. What is Beckett?—He is a Conservative.

17850. What are you, may I ask?—I am a Liberal.

17851. Mr. TANDY.—In the conversation in Fortune's public-house was there anything said about these tickets?—Not in the least.

17852. Can you positively swear that there was anything talked by you about the ticket at all?—I told Beckett that I got it.

17853. I am now speaking of the conversation in Fortune's; can you swear positively that there was any talk at all about this transaction there?—Wade said there was no money going, that he hadn't got any, and that I would not get it.

17854. Was there any talk about the tickets?—There was not.

17855. When you went to Mr. Williamson's office did Mr. Williamson ask you how it was done?—I told him distinctly that I got money.

17856. What did you say to Mr. Williamson?—I said I received money.

17857. What else did you say to him?—I said there was a broken panel in the door where I got the money.

17858. Did you say you got a ticket or voucher first?—Yes. I said I got a ticket first.

17859. You got a ticket before you went to the panel of the door—did you tell that to Mr. Williamson at the time?—I should tell him. I couldn't tell him anything else.

17860. Did you tell him that?—I did.

17861. Do you swear that?—I can.

17862. That you mentioned anything about the ticket at the time to Mr. Williamson?—I might not have mentioned that.

17863. Did Mr. Williamson make any observation to you about it?—If he did I should have told it.

17864. Can you swear whether Mr. Williamson was there at all or not?—I can't.

17865. Mr. LAW.—Last year was the first year you were a freeman?—It was the first time I voted.

17866. When were you made a freeman of?—In September, 1867.

17867. And last year you voted for the first time?—Yes.

17868. Were you a freeman in '65?—I was not.

17869. Who paid for your admission as a freeman on the roll—who paid for getting you on?—The Conservatives.

17870. You did not pay the eighteen and threepence fee for admission?—Decidedly not.

17871. Who paid it for you?—Campbell paid it.

17872. William John Campbell, is it?—Yes, that's the man.

17873. Is he in court at present?—He is [*witness identifies William John Campbell.*]

17874. On the day of the election, you say you went twice to Sackville-street, to look for Mr. Tickell?—Yes.

17875. That was before voting?—Yes.

17876. Why did you look for him?—Because he is over us in our ward.

17877. What ward is that?—The North City Ward.

17878. What is Mr. Tickell?—He is a cabinet-maker.

17879. Did you ever work for him?—Never.

17880. He belongs to the business?—He does.

17881. What is Beckett?—He is a carver, he belongs to the business also.

17882. When you were in Fortune's public-house was Mr. Fortune present?—He was not.

17883. Or any of his people?—No. It was a private conversation; and any one going into a public-house wouldn't let——

17884. There was no one there but the three of you?—No.

17885. Did you ever hear who were the four men you saw in the house 76, Capel-street, in the front parlour, when you were directed to go behind the screen?—No, only that I saw them brought up at the trial of the election petition.

17886. You are certain that they were the four men you saw in that room?—Decidedly I am.

17887. Which of the four men was it that directed you to go behind the screen—were three of the men that you saw in that room in 76, Capel-street, examined here at the trial of the election petition?—They were.

17888. Was the fourth man examined?—Not that I saw.

17889. Which of the four men was it that told you, when you went into the room, to go behind the screen—was it any of the three men that were examined, or was it the fourth man who was not examined?—I couldn't answer that.

17890. Were you told by more than one of them to go behind the screen?—I was told by one of them to go behind the screen. When I went into the room I stood when I saw them, and one of them then told me to go behind the screen.

17891. Was the person who told you to go behind the screen, doing anything, or was he merely looking out of the window?—They were sitting at the table, with plenty of pens and paper before them, but they wrote none. They were engaged about the table.

17892. Did you see any other people going into the house on that day but yourself and Beckett?—Not at the time we were there.

17893. Did you before or after see any people there?—It wasn't a place to keep convenient to, and I went away from it at once.

17894. Where did you go to from Capel-street?—We went direct from Green-street to Capel-street, and we went away from Capel-street to Morrison's to buy the hats.

17895. Did you ever hear Beckett or Wade make any statement as to how many freemen went into that office in 76, Capel-street, on the day of the election?—I heard it at the trial of the election petition. I only heard that the men who were put on the roll, about thirty, went in there.

17896. Mr. TANDY.—After you breakfasted on that morning you say that both you and Beckett went down to Dorset-street to see Foster?—Yes; we went into Sackville-street—we were around for a couple of hours.

17897. What were you doing for these couple of hours?—We were looking for Foster.

17898. Was that your business in Dorset-street and in Capel-street?—It was.

17899. Listen to this—you were asked at the trial before Judge Keogh, "After breakfast what did you do?—We went out in search of a man named Walker."—Is that true?—Walker was belonging to that ward.

17900. Is it true that you went in search of Foster, or of Walker—which is it?—We went in search of both.

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17901. Was it in Dorset-street you expected to find Walker?—Yes.

17902. Was not Foster the man that Beckett told you he went in search, and who he said, knew everything about the £5?—We went in search of him and Walker too.

17903. Why did not you tell Judge Keogh that you went in search of Foster as well as Walker?—They are all the same.

17904. Are Walker and Foster the same?—Yes; because Walker belongs to the ward, and he was a shopmate of mine.

17905. I want to know why it was you said before Judge Keogh that you went in search of Walker, and did not mention Foster's name at all, while to us you say that you went in search of Foster, without mentioning Walker's name until you are reminded of it?—I don't see that it makes the slightest difference; In the first place, the man in conversation, was Walker, and he belonged to the same ward.

17906. Why did not you mention Foster's name to Judge Keogh; you were asked the same question substantially at the trial that I asked you now. "After breakfast what did you do?—We went out in search of a man named Walker." I asked the same question just now, and you told me that you went to look for Foster; did you go to give any information to Mr. Fitzgerald?—I did.

17907. When did you go to him?—After the election.

17908. Was it before or after the time you were with Mr. Williamson?—It was after.

17909. How soon after?—The same day.

17910. Did you go straight there from Mr. Williamson's office?—No; we met Walker.

17911. Did you get anything for the information you gave Mr. Fitzgerald?—I got £2.

17912. Was that all you got from him?—I got £2 more on another occasion.

17913. Was that all you got?—That was all until it was all over.

17914. What did you get then?—I got the balance of £25.

17915. That is to say you got £4 and then £21 when all was over?—Yes.

17916. From whom did you get it?—From Mr. Fitzgerald.

17917. Did you get any more money for any information you gave?—No.

17918. Mr. LAW.—You do not remember seeing any other freemen in that house 76, Capel-street, that were not examined before Judge Keogh?—No.

17919. Mr. MORRIS.—I suppose you told the same story to Mr. Fitzgerald that you have told here?—Yes?—I think so.

17920. Mr. LAW.—Was it taken down in writing?—It was.

17921. Is your wife here?—She is.

(The witness withdrew.)

William Beckett.

William Beckett sworn and examined.

William Beckett (to the Commissioners).—Before I commence I have to hope that any statement I have made heretofore will not be brought in judgment against me, as I will tell you the truth.

17922. Mr. LAW.—Sit down, sir. What is your occupation?—A carver.

17923. A wood-carver?—Yes.

17924. Are you a freeman?—Yes.

17925. How long have you been a freeman?—Sometime before the election of 1865. I know when Sir Arthur Guinness' father and Vance were up.

17926. Then you were admitted in the Court held in 1864?—I really cannot recollect the exact time.

17927. When you were admitted, who paid your 18*s.* 3*d.*, or whatever the amount is—did you pay it yourself?—No, I don't know who paid it.

17928. Who filled up your application paper, your beseech—the paper to be sent to the Lord Mayor?—I don't know.

17929. Whose office were you in before you went to the Court, in which you were admitted?—In Dame-street.

17930. What number?—No. 3.

17931. Do you know who the gentleman was you saw there?—I saw Mr. Atkinson.

17932. The gentleman who is now clerk in the North Union Workhouse?—I believe so.

17933. Do you know what post he filled; was it that of secretary to the Conservative Registration Society?—Yes, I think it was that; I am not certain.

17934. Did he fill up your papers, and take charge of your admission?—Yes.

17935. You did not pay anything yourself?—No.

17936. For whom did you vote at the election of 1865?—I voted for Guinness and Vance.

17937. At the last election you voted also?—Yes.

17938. That was the second vote you ever gave?—Yes.

17939. For whom did you vote?—I voted for Sir Arthur Guinness and the Hon. Mr. Plunkett.

17940. Do you recollect the day of the election having Butler and his wife to breakfast with you?—Yes, he came uninvited.

17941. Did they both come?—Indeed they did, both uninvited.

17942. Did you, after breakfast, come up to the court-house?—No, we took a walk down by Sackville-street, and he went in to see if he could see anyone there; I waited for him outside; he did not see anyone; we came round by Britain-street or that direction.

17943. At what hour did you vote?—As near as I can guess or think it might be between nine and ten o'clock.

17944. Was Butler with you about the time you voted?—No.

17945. When you came from breakfast did you walk up Sackville-street?—Yes, we had a walk up Capel-street and as far as Dorset-street. We stood there at the committee rooms.

17946. Where?—No. 107. We seen a lot of voters coming down.

17947. To whom does the house belong?—It is No. 107; I don't know whose house it is.

17948. Were you in the house?—No, we did not go in.

17949. Did Butler go in?—No.

17950. Did you stand to see the people going in and coming out?—We saw cars coming down with voters.

17951. From Dorset-street where did you go?—Round by Dorset-street and down Capel-street—back again.

17952. Did you come to the court-house then or down by Capel-street first?—Down Capel-street.

17953. Did you go to other committee rooms?—No, round Capel-street, through Little Britain-street, and in Green-street I lost him.

17954. How long after that was it you voted?—I suppose it was about an hour.

17955. Must it not have been somewhat later than the time you say you voted?—I am not exact as to the time.

17956. Having told us all you had been doing in the meantime could you give us somewhat near the time you voted? Did you vote before eleven o'clock?—I think I did; I am not sure as to half an hour.

17957. Did you vote before ten o'clock?—Between ten and eleven o'clock would be the best to say.

17958. Who took charge of you when you were going up to the polling booth?—A young man I seen in Halston-street. We were knocked about by the police; a couple of people would not be allowed to pass together. I seen Butler and Walker speaking to a young man, and I seen them go up to vote.

17959. This must have been after you voted?—No,

I had not voted at the time at all. I seen them speaking to a young man, and I seen them going into the court-house in Halston-street; it was a cold morning, and I went to get some refreshment.

17960. I thought you had lost Butler before this?—Yes, but I seen his wife in Halston-street. She asked me where I had lost him, and I said in Green-street. The next thing I saw them talking to a young man, who wore a short coat and had a spy-glass.

17961. Where in Halston-street?—Just at the end of the wall.

17962. What wall?—The end of the court-house. The parapet that goes along there.

17963. Was it near the steps?—Up towards North King-street.

17964. Past the large gateway that is there?—Just about there.

17965. Do you know the Temperance Hall where there was a polling booth that day?—Yes; a little at this side of that.

17966. What sort of a young man was this?—He had a short coat and a spy-glass.

17967. What coloured coat had he?—Dark.

17968. Had he a dark trowsers?—I think so, to the best of my recollection.

17969. You remember he had a glass?—A spy-glass.

17970. What sort of a hat—a tall or low hat?—A tall hat, to the best of my recollection.

17971. What colour was it?—Black.

17972. But you are certain about the eye-glass?—Yes.

17973. You saw Walker and Butler speaking to him?—Yes.

17974. What did they say?—I did not come near enough to hear what they were speaking about.

17975. Where was this?—At this side of the Temperance Hall.

17976. How long were they talking to this young man—how many minutes?—I don't think they could be many minutes. I was standing at the other side.

17977. What were you waiting for?—For nothing in particular; merely looking at them.

17978. Up to that time you had not voted?—No.

17979. Could this have been near eleven o'clock?—Between ten and eleven. I could not remember the exact time.

17980. After they had done talking to the young man, where did they go?—I saw them going into the courthouse.

17981. After they passed into the courthouse, what became of you?—I went to Egan's, and got a little refreshment.

17982. That is a public-house in Halston-street?—Yes.

17983. How long were you there?—Not many minutes.

17984. Were you ten minutes?—Eight or ten.

17985. When you came out of that, after getting the refreshment, where did you go?—Up Halston-street, and I could not see any of them at all. I could not see Walker, and I went over to the same young man.

17986. Was he still standing in the same place?—He was walking up and down, outside the courthouse. I asked him would he show me where to go into and vote, as I did not know, and he brought me into the letter B. I went in and voted.

17987. Did he remain with you while you were voting?—No, he did not.

17988. Did he merely show you the way to go in?—He showed me the way.

17989. Did anybody follow you or accompany you into the place where you were voting?—No, not to my recollection.

17990. Did he escort you into the room where you were to vote?—He pointed in.

17991. Did he come into the building with you at all?—He did.

17992. Did he go upstairs with you?—It was not upstairs.

17993. Did he go into the compartment or room where you were to vote?—No, he did not. He looked in the passage, and pointed in, so I walked in.

17994. Did any one else take charge of you to show you further where you were to go?—No.

17995. You walked in, found your way, and voted?—I did.

17996. When did you see again that young man with the glass in his eye?—When I came out I saw him walking up and down. I stood a oneside, and was looking at the Recorder's carriage. The Recorder was going in to vote. I seen that young man, and he winked at me and nodded. I went over to him, he walked on, and I walked after him.

17997. In what direction?—Coming out towards the passage again.

17998. Coming into the building again?—Yes, we walked in through several little passages.

17999. Coming out of the passage did you come into the building again?—Yes. We walked in and out. Says he, "He is not here."

18000. Who said that?—The young man said.

18001. What did you understand by that?—I thought to myself it was only a *ruse*. We went into some dark passage about the court.

18002. What happened then?—When he got me into the dark passage he slipt something into my hand.

18003. What did he say to you?—He said, "Go to 76, Capel-street."

18004. It was the young man himself that told you that?—Yes.

18005. Which way did you go out? Did you pass on by Green-street or Halston-street?—Halston-street.

18006. When after you got this ticket did you see Butler?—Not for three quarters of an hour.

18007. Had you gone to 76, Capel-street before you saw Butler?—No.

18008. Did your wife and his come up towards the court-house to look for you?—They did.

18009. Did they find you before you went to 76, Capel-street?—They did.

18010. Then the four of you went to 76, Capel-street, together?—Yes. I found Butler at the top of Capel-street.

18011. Where were the wives?—With him.

18012. Tell us exactly, if you can, whereabouts they were—what you mean when you say the top of Capel-street?—When you turn round from Green-street, just there near Connick's.

18013. Do you mean if you were going from Green-street into Bolton-street?—Just before you come to Connick's corner—the public-house on the right-hand side.

18014. You found Butler there?—Yes.

18015. Did your wife bring to you any ticket or card that morning?—Yes.

18016. What was the card she brought?—She brought me the card of some gentleman that called up whilst we were out that morning, and showed it to me; just like a visiting card.

18017. What was on it?—If I was to be shot I cannot tell the name, but it was Clontarf or Clontarf-crescent was on it.

18018. Would you know the name if you heard it? Did you hear Butler examined?—Oh, indeed I did.

18019. Did you hear him mention the name on the card?—I did not mind.

18020. Did you hear the name he said?—I heard him mention some name, but I cannot bring it to my mind.

18021. Was the name he did mention the right one?—According to my recollection, if I was to be killed I could not remember, for I only looked at it for a minute; but it is Clontarf, or Clontarf-crescent, I think; I think the two of them were on it.

18022. And your wife brought it up to you?—Yes.

FOURTEENTH DAY.

December 14.

William Beckett.

18023. Did she say that any message was left with it?—For to make me out, and to vote early.

18024. Did she give you any message that if you voted in any particular way, you should not be forgotten?—No; I did not hear anything of the like.

18025. Did you know the gentleman whose card it appeared to be?—No.

18026. When you saw the card did you recognise it as the card of anybody you knew?—No.

18027. When the four of you met at the top of Capel-street, did you go in the direction of 76?—Yes.

18028. When you came to the door was it open or shut?—Shut.

18029. Did you knock?—Yes.

18030. Who opened it?—A young lad.

18031. And you went into the hall, I suppose?—Yes.

18032. Did you then go into the front parlour?—Yes.

18033. Was the door of it shut when you got to it?—Yes.

18034. Was there anything on the outside of the door that denoted anybody's office?—Over the door was wrote "Mr. Marcus's office."

18035. Did you know that that was the office that you were to go to?—Yes.

18036. But when you got into the hall how did you know that was the office that you were to go to?—The lad in the hall of the passage, pointed and told me to knock.

18037. Did you know who the lad in the hall was?—No.

18038. Did you ever see him before or since?—No.

18039. Was that the boy that ultimately told you to go up the back way?—No; another little fellow, lower than him.

18040. I suppose you saw the boy afterwards examined here?—I saw him upon the petition.

18041. That was not the young man that told you to knock?—It was a young man that opened the hall door.

18042. That was not the boy that was afterwards examined here?—I think he was.

18043. You knocked and went in?—Yes.

18044. When you knocked, did anybody speak from inside?—Yes; I think a voice said "Come in."

18045. When you went in you shut the door behind you?—Yes.

18046. What did you see in the room?—I saw three gentlemen like, writing at a table; I went over to them.

18047. Were there only three?—Three is all I saw, around the table.

18048. Was there a fourth?—No; I did not see a fourth.

18049. Are you sure of that?—I am sure. I did not see only three around the table.

18050. They were all apparently writing?—Apparently writing.

18051. What age was the young man who opened the hall door, and told you to knock?—The front door: yes? About 18; 17 or 18.

18052. He was not a full grown young man?—Oh, no.

18053. Did one of these men who were apparently writing tell you where to go?—They said, "Rap at that door."

18054. What did they point to when they said that?—The door that was between the two parlours.

18055. Could you see that door from the middle of the room where they spoke to you?—I think you could.

18056. Was there not a screen up?—There was a screen in it; but it did not hide—I don't think it hid but what you could see from the table.

18057. There was a door of some kind?—There was.

18058. Did you go in behind the screen?—I did.

18059. What did you see?—I rapped at that door, and there was a hand came out—a very genteel hand came out through the panel, and I put in the ticket, and got an envelope.

18060. What was in the envelope?—A £5 note.

18061. Before you handed in the ticket, and after you had it for some time in your pocket, did you look to see what sort of ticket it was?—I got one look.

18062. What was it like?—A little blue ticket.

18063. What was on it?—"Marcus's Excursion Ticket."

18064. Was it written or printed?—It was printed like on it.

18065. Was it printed with a pen?—I could not tell. I am no great judge in regard of printing or writing.

18066. Can you read?—I can.

18067. Was it done by a printer as far as you could see, or was it done with a pen?—To the best of my opinion it was like as if it was printed.

18068. By an ordinary printer?—Yes.

18069. What size was it; a couple of inches long?—Scarcely that; about one and a half inches.

18070. What breadth was it?—Three quarters of an inch.

18071. Was it like an ordinary railway ticket?—Yes, something like that.

18072. Are you certain of the colour of it?—To the best of my recollection, that is all I can say.

18073. You did not see it when it was handed to you in the dark passage. When did you look at it?—When I came outside.

18074. How long were you in behind the screen?—Not above two minutes.

18075. Did you look to see what the note you got was?—I did not.

18076. I suppose you saw it afterwards?—I did.

18077. Was it an English or an Irish note?—Bank of Ireland.

18078. A Bank of Ireland note?—Yes.

18079. When you came out of the door of the front parlour did you remain in the hall until Butler came out?—I saw him in the hall as I was going out. I saw him going into the front parlour when I was going out back.

18080. Where did you remain?—Out in the back yard.

18081. You waited for him until he would come out?—Yes; we left our wives in Capel-street in front.

18082. When he came out did you go round by the lane and come out by Liffey-street?—Yes, and we changed the note at Morrison's.

18083. And you bought a couple of hats?—Yes.

18084. I believe you had some drink afterwards at Bolger's?—Yes.

18085. And bought bonnets for your wives?—We did.

18086. Before this had you gone to look for Mr. Foster that morning?—No.

18087. Did you speak of Foster at all to Butler that morning?—No.

18088. Did you know Mr. Foster by sight?—Just by sight.

18089. Had you seen him at ward and other meetings?—I did.

18090. Did Mr. Foster ever speak to you before this day of the election about your vote?—Well, he did.

18091. Just tell us what he said to you?—He asked me, says he, "Mr. Beckett what side do you intend to go on?" "Oh," says I, "there is no use in asking me that question. I was reared up a Conservative, and I always voted with them, and them before did the same, and I will do the same now." "That is quite right," says he.

18092. Did he intimate to you as to what was to be the reward of such Conservatism?—No.

18093. Did he make any expressive motion with his fingers?—No.

18094. How was it that you knew so well the meaning of the ticket that you got from the young man with

the eyeglass in the court-house?—The young man told me to go there.

18094. When you got the ticket and were told to go there, had you any idea what you were going there for?—Not the slightest.

18095. Did you think it was for refreshments?—I could not tell what it was for.

18096. What did you think you were going for?—I could not tell.

18097. When he gave you that ticket in the dark passage in the court-house, and told you to go to 76, Capel-street, and when you put it into your pocket and went out, what did you think you were going to get; did you not know you were going to get money?—I could not tell.

18098. Did you not think you were going to get it?—I thought, of course, there was something. I knew there was some meaning in it.

18099. How much did you get after you voted in 1865?—Not a halfpenny.

18100. You never heard of any money going then?—No.

18101. You were late in voting that day at the last election; most of the freemen were asked to vote before ten o'clock?—To vote early.

18102. Were you not at some of the ward meetings?—I was down a couple of times in Sackville-street.

18103. Was it not made a great point by those looking after the election that all the freemen should, if possible, vote before ten o'clock?—Oh, yes.

18104. Why did you hang back until so late as between ten and eleven o'clock, when apparently you had plenty of time on your hands and nothing to do?—I never minded the hour at all.

18105. Were you not loitering about the court here for a good time before you voted?—Not to say very long.

18106. You were for some time?—I was.

18107. Why did you not vote at once?—I really did not know where to go.

18108. Did you ask anyone?—No.

18109. Did you think the young man with the eyeglass was capable of giving you the best information?—Well, I saw him speaking to Walker and Butler, and I thought he was the best to be able to tell me.

18110. Did you think when you saw him talking to Walker and Butler that he was in some confidential position, and that he would be the best person to ask?—Most likely.

18111. Did you think when you saw a conversation going on between him and them, that he had something to do with money?—I did not know about money.

18112. But did you not think he was a good man to look after for that purpose?—When I saw him speaking to them I went to him.

18113. Did you see him speaking to other people before you went up to him?—No.

18114. The only persons he spoke to, as far as you saw, were Walker and Butler?—Yes.

18115. How long were you watching them?—Only a few minutes that I saw him speaking to them.

18116. Did you not wait outside a good while after you voted?—I did.

18117. He came out after you, and was walking about as before?—He was.

18118. And were you watching him?—No.

18119. Did you see anyone else speaking to him whilst you were standing there?—I did not see.

18120. Do you remember being in Fitzpatrick's public-house on that day?—I was.

18121. Was that before you went to Morrison's?—It was.

18122. Did you get a subpœna from Mr. Fitzgerald before the trial?—I did.

18123. Did you go to him?—No.

18124. When you got the subpœna whom did you go to?—I did not go anywhere.

18125. After you got it, within two or three days, did you go to any attorney?—I did.

18126. What office did you go to?—I went to Abbey-street.

18127. That is the Conservative office?—Yes.

18128. Whom did you see there?—I saw, I think, Mr. Williamson and Mr. White

18129. You knew Mr. White before by sight?—No.

18130. Did you know him by appearance?—Just by appearance.

18131. Did you tell them you were subpœnaed by Mr. Fitzgerald?—I did.

18132. And did you tell them then what had taken place in Capel-street?—I did.

18133. Did you tell them you got £5 in the way you have told us?—I did.

18134. Did you tell them you had seen a number of other people going to that young man with the glass, apparently dealing in some fashion?—I did not, because I could not tell them that.

18135. Did you tell Mr. Williamson and Mr. White that there were four men in the room in No. 76, Capel-street, or only three?—All I saw was three. All that I remember seeing was three.

18136. Did you know any of the three men?—No.

18137. Did you ever see them again?—I saw them on the petition.

18138. Did you see the three men examined?—Yes.

18139. On your oath, besides the three men, Watkins, Kemp, and Noblett, was there not a fourth man?—I did not see him.

18140. Could there be a fourth man there without your seeing him?—Not unless he hid behind the screen.

18141. But you went behind the screen; was he there?—No; I didn't see anybody but three round the table writing.

18142. On your oath, was there not a fourth man there?—Upon my oath I did not see him; not to my recollection.

18143. Will you swear there was not?—I swear I did not see any but three.

18144. Watkins says there were four men there?—I never saw only three around the table, and they were writing at the table.

18145. Will you swear they were writing?—They had pen and ink.

18146. Did you look over to the fire?—No.

18147. Did you see a fourth man sitting near the fire?—I did not. I was not above two minutes in it.

18148. Did you before Judge Keogh tell this story you have told us?—No.

18149. Why did you not tell it then?—My head was bad at the time—dizzy.

18150. Did you tell Mr. Williamson and Mr. White that if called up you would have to tell what you told them?—No; I didn't say that.

18151. But you told them, as I understand you to swear, everything you told us here?—Yes.

18152. You swear that?—Yes.

18153. Then, sir, I ask you again, when you were under examination before the Judge, why did you swear the direct contrary and say you got no money?—I don't know; only my head was bad at the time.

18154. That will not do, you know. Why did you not tell the truth then?—My head was bad; I did not mind.

18155. Cannot you tell the truth when your head is bad?—Sometimes my head is bad.

18156. Mr. TANDY.—Was it a headache?—A lightness in the head.

18157. Mr. LAW.—Were you drunk?—No.

18158. Had you got any drink that morning?—I had.

18159. Who gave it to you?—Myself.

18160. Was anybody with you when you were taking it?—No.

18161. Why did you take the drink that morning; was it to make your head clear?—It made it worse, I think.

FOURTEENTH DAY.

December 14.

William Beckett.

18162. Was it to give you courage to swear what was false?—I don't know.

18163. Did you come up to court that day deliberately to swear an untruth?—Well, I did not.

18164. Did you deliberately swear an untruth?—Oh yes.

18165. Then was your evidence before Judge Keogh false?—Yes. I claimed at the outset your protection.

18166. We can give you no protection from that?—The speech you made on Monday week.

18167. What you say yourself here cannot be given in evidence against you—that is, your own statements; but it is another matter as to punishment for false swearing before Judge Keogh?—According to your speech on Monday week, any person that would tell the truth would be protected.

18168. They will suffer nothing from telling the truth to us; but they may suffer for telling falsehoods elsewhere. If you chose to tell falsehoods before Judge Keogh we cannot protect you, and you know that very well. Why did you try to palm off that story upon the Judge?—I had no particular meaning in it.

18169. Did you tell anyone you were going to state that you never received a bribe?—No.

18170. Were you speaking to anyone about your evidence that morning?—No.

18171. Had you heard Butler examined before you came up?—I did to-day.

18172. Did you not hear him examined before the Judge, before you were examined?—Oh I did.

18173. And you heard him state what he stated to-day, how he and you got cards and went down to this house in Capel-street; you heard him swear that?—I did.

18174. You were well enough to hear him swear that?—Yes.

18175. And then you came up on the table and swore directly the contrary; and you say now that what you swore then is false?—I admitted it all, but just in regard of getting £5 in Capel-street; I admitted everything.

18176. You admitted everything of no consequence, but you denied receiving a bribe?—Yes.

18177. Do you think a man who would act thus is to to be trusted with the franchise—to be able to vote?—In regard of that I don't care if I never have any more to do with voting. I have got my bellyful of it.

18178. Did you ever see Watkins before that day; do you know William Watkins?—No.

18179. Did he ever canvass you?—No.

18180. Who put you on the freeman roll?—There was a whole lot of young men went up before the Lord Mayor; a tailor in Sackville-street that was Lord Mayor that time.

18181. Who went up along with you; was Walker admitted that time?—No; he was an old freeman.

18182. Had you known Walker for a long time before this?—Working in the shop that he works for.

18183. Is he a carver?—He is a cabinetmaker.

18184. What shop do you work for?—For Mr. Hume.

18185. Are you working for him still?—Yes.

18186. Were you working for him in 1868?—Yes.

18187. Was Walker working for him in 1868?—Oh yes, he was.

18188. Did you meet Walker the morning of the election?—I did.

18189. Where did you meet him?—In Capel-street.

18190. Was it the first time you saw him when you saw him speaking to the young man with the eye-glass?—I saw him in Capel-street.

18191. Was that before you saw him speaking to the man with the glass in his eye?—Yes.

18192. How long before?—Half an hour or so.

18193. Who was with him at the time?—A young man named Hopkins.

18194. Was Butler with you when you saw him?—Yes, he was.

18195. You and Butler were taking your morning walk?—Oh no, I had lost Butler.

18196. Were you alone or with Butler?—I am not sure whether he was with me or not.

18197. But Hopkins was with Walker?—Yes.

18198. Walker and you are old friends?—Yes.

18199. What is Hopkins?—A boot and shoemaker.

18200. Is he a freeman?—No.

18201. Is Walker?—Yes.

18202. After you got the ticket did you see Walker again?—No.

18203. Had you seen him after you saw him speaking with the young man?—Only in Capel-street.

18204. That was before you got the ticket?—Yes.

18205. Did Walker tell you he had a £5 note?—He did not.

18206. Did you ask him what he was talking to the young man about?—No, I heard him telling it on the petition.

18207. Do you remember is there a bootmaker called Wade, of your acquaintance?—There is.

18208. Where does he live?—In Longford-street.

18209. What is his Christian name?—George, to the best of my recollection.

18210. Is he a freeman?—I think he is.

18211. Had you seen him shortly before the election?—No.

18212. How soon after the election did you see him?—I saw him, I suppose, in a couple of weeks.

18213. Was it by accident you met him?—Yes.

18214. Where did you see him?—I think in Dame-street.

18215. Was he speaking to you about the election?—No.

18216. You were speaking to him, sir, about it?—Nothing particular.

18217. Particular or not you had better tell us what passed. What conversation had you?—We were betting about the majority for guineas, and I don't know of any——

18218. Was there anything said about bribery?—No.

18219. Not that word, perhaps. Was any allusion made to freemen or other parties having received money?—No.

18220. Just tell us, as near as you can, what was said?—I don't know of anything. There was only a couple of minutes.

18221. How soon after did you get the subpœna?—Not till there was talk about the petition.

18222. About the 15th December. Did you see Wade after that?—He came to my house.

18223. What brought him to your house?—He said he was up that way, and he called up.

18224. Did he ask you had you got a summons, or did you tell him?—I cannot recollect that I did. He said he was up with a man named Butler on the day before.

18225. Was that the Butler who has been examined here?—Yes.

18226. What did he say he was doing with him?—He said he had him up in Abbey-street to make a statement, and that he was too drunk.

18227. Did he ask you to go with him to Abbey-street?—He asked me to go to Britain-street, where Butler worked, to call him out, that he wanted to speak to him.

18228. Did you do so?—I did.

18229. How soon after—the same day?—Yes.

18230. Was this morning or evening?—I suppose about eleven o'clock in the morning.

18231. You brought him over to Wade's shop?—No, he waited outside in Britain-street.

18232. Did Wade go with you?—He did.

18233. Where did you go?—He brought him to 70, Abbey-street.

18234. Did you go with him?—I did.

18235. What happened there?—Butler said he was to make a statement. Mr. Williamson was there, and he told Mr. Byrne to take down whatever statement he had to make, and Mr. Byrne took down the statement.

18236. Was your statement taken down at the same time?—No.

18237. When was that taken down?—Not at all, to my recollection.

18238. Was not the statement of what you got, and all you told Mr. Williamson and Mr. White, taken down?—Not to my recollection.

18239. How often were you in Abbey-street between that and the time the trial came on?—I was only there twice.

18240. Which was first?—When I went about the transaction at Capel-street.

18241. Was that before or after Wade took Butler?—Before.

18242. Did you tell that before or after the petition began?—Before it.

18243. What took you there?—There was a man I was speaking to.

18244. Who was the man?—Smith.

18245. What is his other name?—Robert.

18246. What is he?—A looking-glass maker.

18247. Where does he live?—In Abbey-street.

18248. Well, what was he speaking to you about?—He said there was some talk about a petition, and that he had found out some news, or something that he was going to tell Mr. Sutton about, and I told him that I would like to see Mr. Sutton.

18249. How did Smith think of coming to you?—Oh, he did not come to me; but we often met.

18250. But when he spoke in this mysterious way of the petition, did he suggest that you might go and make a statement?—I said I would like to do it.

18251. Did Smith tell you whether anything of the kind happened to him?—No.

18252. Is he a freeman?—He is.

18253. Have you known him long?—Fifteen or twenty years.

18254. I suppose you know him intimately?—Not very intimately; just in regard of trade, you know. I worked in the shop where he did work.

18255. You often spend an evening with him?—No.

18256. Have you had a glass of drink with him?—We might have had a glass of porter.

18257. That day he came to you?—No, I met him in Abbey-street.

18258. What were you doing there?—Oh, I pass often up there.

18259. Were you on business?—Yes.

18260. He lives in Abbey-street?—Yes.

18261. Did you call on him?—No.

18262. Was it close to his house you met him?—It was more up towards Liffey-street side.

18263. Did not you go over to look for him?—No.

18264. Tell us how the conversation began?—He was talking in regard to the petition.

18265. What did he say about the petition?—He said he had been over seeing Mr. Sutton.

18266. Did he say why?—Some news he had to tell him.

18267. On your oath, did not he tell you what news he had?—He did not.

18268. On any occasion?—No.

18269. You had better take care?—He said he had some news, and was over with Mr. Sutton.

18270. Did you understand what the nature of the news was he had told Mr. Sutton?—I did not.

18271. Did you understand that it had reference to the allegations about bribery?—I did not.

18272. Had you any idea what the news was about?—None; I could form no opinion about it.

18273. And do you mean to say that, knowing this man for twenty years, you did not ask him?—No.

18274. When you said you wanted to see Mr. Sutton, did he ask what you wanted to see him for?—No.

18275. Did you tell him you wanted to unburden your conscience?—Yes.

18276. Why were you so anxious to see him?—I don't know. It was just that I said on the moment, that I would go down and see him.

18277. Did Smith say he had given any information to Mr. Sutton about the petition?—No.

18278. Did not he tell you that he had been to Mr. Sutton's with some news about the petition?—Yes.

18279. Did not you understand that he meant that he had been giving Mr. Sutton some information about what had taken place at the election?—Yes.

18280. And was not what you were talking about, the allegation that there had been bribery at the election?—No, sir, we didn't talk about that.

18281. Did Smith tell you he got anything for going to Mr. Sutton?—No.

18282. Did you get anything from Mr. Williamson or Mr. Sutton?—No.

18283. Or from Mr. White?—No.

18284. Did you ever get anything from any of the people in Abbey-street?—No.

18285. I suppose I may take that to be true? You are not light at present?—No, sir.

18286. Did you ever get a promise of anything?—No.

18287. It was for the pure love of truth that you gave your information to Mr. Sutton?—Yes.

18288. And for the same love of truth, I suppose you came up here and swore what was false?—I tell you the truth.

18289. Was it because the fact of having received £5, was so heavy on your conscience that you wanted to go and see Mr. Sutton?—I suppose it was.

18290. Did you expect to get anything for giving this information?—No.

18291. Did you ever ask?—No.

18292. Did you ever ask anyone about Mr. Williamson's or Mr. Sutton's establishment?—No.

18293. Did you ever write?—No, I never did.

18294. Can you explain how it was that you gave such false testimony before the Judge?—What I am telling you now is truth. In your opening statement you said you would protect any witness who told the truth, and I am telling the truth.

18295. We cannot protect you from the possible consequences of a false statement made elsewhere. We can protect you from the consequences of taking a bribe.

18296. What took you to Mr. Sutton's?—I went there with Smith.

18297. Did Smith ask you to go?—He did not.

18298. Why did you go?—I just said as I said before. I went down to tell him.

18299. What put it into your head to tell him?—I don't know.

18300. What object had you?—I went down to tell him about my getting it.

18301. Was that to enable him to defend the petition?—I don't know.

18302. Had you been talking to anyone before?—Only just that day. When Smith said he was going down I said I would like to go too.

18303. Did he tell you he was to get anything for the information?—No.

18304. Was it for some expectation of reward that you gave the information?—It was not.

18305. You know Campbell?—The tall man with the big nose?

18306. I do not know the man myself—the Inspector of Freemen?—Yes, I do.

18307. Have you known him for years?—I just saw him beyond the time I went to take out the freedom.

18308. Was he there the time you went to take out your freedom?—He was.

18309. You saw him and Mr. Atkinson there. Was it he who had charge of you going up to the Lord Mayor's Court?—Mr. Atkinson, as well as I remember.

18310. Was it Campbell who paid your admission money?—I don't know who paid it.

18311. You did not any way?—No.

18312. Do you know any freeman that ever did pay his admission money?—I do not.

18313. Were you with Butler before you found Walker?—I was.

FOURTEENTH DAY.

December 14.

William Beckett.

18314. Were you looking for him?—Not particularly.

18315. Were you looking for him?—We had an eye out for him.

18316. Why was that?—Generally looking for him, that is all.

18317. How did it happen that you had an eye out for him that morning?—I don't know.

18318. You do know very well. Come tell the truth. Why had you an eye out for him that morning?—I don't know of anything particular.

18319. How long before that had you seen Walker—the day or night before?—The night before.

18320. Where?—Up in my room.

18321. Did he come there to see you?—He did.

18322. What brought him there?—He said he was going down to meet a man under the Post-office.

18323. Did he say who the man was?—Robinson.

18324. For what purpose?—He was to meet him at the Post-office at eight, and I went down with him.

18325. Did not he tell you for what purpose?—He did not tell me.

18326. Is Robinson a freeman?—No, he is a man who keeps a loan office in Swift's-row.

18327. When he told you he was going to meet Robinson had he been sitting in your room before he told you?—A couple of minutes.

18328. Did he ask you to go with him?—Yes.

18329. Did you know Robinson?—No.

18330. Why did he ask you?—I don't know.

18331. Had you often taken a walk with him before?—No.

18332. Had you been in the habit before that?—Sometimes, going to the ward meetings.

18333. Except that, did you ever take a walk with him?—I did.

18334. Had you anything to drink with him that evening?—No.

18335. Anything with him that night?—No.

18336. When you went did you find Robinson?—Not for some time. I think about ten minutes or so we had to wait. When he came up some one said here is Robinson.

18337. Who said that?—I think, Walker.

18338. Were there other people there as well as you and Walker?—Yes.

18339. Who?—Doherty.

18340. What is he?—A cabinet maker.

18341. Does he work with you?—He is dead and gone.

18342. Who else that is living?—A man named Hopkins, Walker, and a man named Barry.

18343. What was he?—Something in the boot and spur making line.

18344. Whereabout does he carry on that trade?—He works journey-work.

18345. Do you know where he lives?—I do.

18346. Where?—In Abbey-street within a few doors of Liffey-street.

18347. Who else?—George M'Donnell of Strand-street.

18348. Who else?—I don't know.

18349. Was there not a regular gathering?—Yes.

18350. Were they all freemen?—They were.

18351. What were they waiting on Robinson for?—They went to Cherry and Shields.

18352. Did you go with them?—Yes.

18353. How many went up to Cherry and Shields?—As well as I could guess seventeen or eighteen.

18354. About twenty or more than twenty?—I don't think so.

18355. Were there more than twenty?—I don't think there were, but there might be eighteen or twenty.

18356. What did you do when he met you?—We went up to the committee rooms.

18357. Did Walker tell you that he had arranged with Robinson to meet you?—He did not.

18358. What did you understand was the meaning of this meeting at the Post Office—eighteen or twenty freemen waiting for Mr. Robinson? Did it strike you as not a usual thing, except at election times?—It did.

18359. What did you think of it? Did you ask Walker what it meant?—I went up with Walker.

18360. But you waited for twenty minutes for the arrival of Robinson?—Yes.

18361. What took place when you were all standing there together, with reference to the great man coming? What passed amongst you?—I think I asked some of them what the mischief they wanted with us.

18362. You were the man to ask the question—"What the mischief do they want with us?" Did it strike anybody else to ask?—No.

18363. Did Robinson say they wanted you?—No; there was simply a meeting there.

18364. But Walker did tell you that Robinson wanted you?—We were to meet Robinson there at the Post Office.

18365. Did Walker tell you that in your room?—He did.

18366. Did Walker tell you and the others that you were to meet Robinson at the Post Office?—Yes.

18367. Did you ask Walker what Robinson wanted with you?—No, I did not. We went down there and met Mr. Robinson.

18368. Do you mean to tell us seriously here, that when Walker asked you to leave your home and go down to the Post Office and meet Robinson, that you did not ask what Robinson wanted?—I did not ask him to tell us what he wanted.

18369. Had you any idea what it was for?—I had not.

18370. Well, you waited for him ten minutes at any rate?—Yes.

18371. Did you ask when you had to wait so long for the man, what he wanted?—No; I did not.

18372. You stayed patiently waiting for Robinson?—I was walking up and down at the clock.

18373. Were the whole eighteen walking or loitering about?—We were not loitering about.

18374. Did you walk away to have any refreshments?—No.

18375. The whole eighteen waited there then?—Yes.

18376. When Robinson came I suppose he marched you away to Cherry and Shields?—He said, "Come up here."

18377. When you got there, tell us what took place?—We went in at the front, in through a passage, and into a back parlour like. It was a large place at the back.

18378. Whom did you find there?—No one; the room was empty.

18379. When you got in was the door behind you shut?—No it was left open.

18380. For others to come in?—Yes; it was left open.

18381. When you all got in what took place?—Mr. Robinson asked me who I would vote for.

18382. What did you say to that?—I said for Guinness and Plunket.

18383. Did he put that down on a piece of paper?—He did.

18384. Was it a book or a sheet of paper?—It was a piece of paper.

18385. He wrote your name down—"William Beckett—Guinness and Plunket"?—Yes.

18386. What next?—I then went over to the fire. I heard him asking others. Walker was the first he asked.

18387. Did he ask them all round?—Yes, so far as I could see, for I went to the fire.

18388. Did you hear any of the freemen saying they would vote for Pim and Corrigan?—I did not.

18389. Did they all say they would vote for Guinness and Plunket?—Yes.

18390. When he had got your names down what more happened?—He went out of that room then, and came back again in a few minutes.

18391. You say that Walker was the man who brought you?—Yes.

18392. Was Hopkins there?—He might.

18393. Was Hegarty?—I don't know.

18394. Was Butler?—No.

18395. Was Smith?—He was.

18396. Were not you in the habit of attending the ward meetings—the freemen meetings—last year?—Yes.

18397. You may as well tell us now the names of some other men who were in the room that night with Robinson?—The names I have told you are all that I can recollect, or that I know.

18398. Well, we shall get the names from somebody else, but you know the people very well?—Those are all the names I can recollect.

18399. Mr. MORRIS.—Only three out of twenty?—There were more that I know. I saw Smith, and Walker, and Hopkins.

18400. Mr. LAW.—Who else were there? Was Barry there?—Yes; Barry and George M'Donald.

18401. Mr. TANDY.—Was Dogherty there?—He was there, but went away.

18402. Mr. LAW.—Could he not wait?—No.

18403. Was Bailey there?—No.

18404. Was Kirk there?—I don't know.

18405. Was Hasset?—No.

18406. Was there a man called Wilson there?—I don't know the man.

18407. Was there a man called Steed?—There might have been, but I am not acquainted with him to my knowledge.

18408. Was there a man called Catherens?—I am not sure. I am not acquainted with him.

18409. Was there a man called Booth?—Theer might have been, but I don't know. I do not really know the man.

18410. Do you know a man called William Field?—Yes, he was there.

18411. Tell us, if you can, the names of any other people there. If you think over it you may remember the names of others?—I could not think of them, but I will inquire.

18412. Who would you inquire of?—Of Smith, for he knows them better than me.

18413. Has Smith been longer a freeman than you?—Yes.

18414. For many years?—I think so.

18415. Has Walker been a long time a freeman?—I believe he has.

18416. Has Hopkins?—He is not a freeman at all.

18417. After Robinson went out you say he came back again. Where did he go? Did he go upstairs or out of the house?—I don't know.

18418. Where did he tell you he went?—He did not say.

18419. Did he shut the door and leave you there for a while?—No; the door was open.

18420. Did he tell you where he was going?—He said he would be back in a few minutes.

18421. As well as you could judge, by hearing the steps, did he go out of the house or go upstairs?—So far as I could judge, he might go out, but there is a long passage.

18422. Where do you believe he went to—upstairs or out of the house?—I could not tell.

18423. How long was he away?—I don't suppose he was more than three minutes.

18424. Did he take his hat with him going out?—Yes.

18425. When he came back what did he tell you?—When he came back he said, so far as I could hear at the fire-place, would they "depend" on him. That was the word he used to some of them.

18426. Would they depend on him, did he say?—Yes, something that way.

18427. What did they say?—Some made answer to him and said, "Yes."

18428. Mr. Robinson keeps a loan office?—Yes.

18429. Have you ever dealt with him?—No.

18430. He was known to be a man of substance I suppose? Is he a man of some wealth?—I don't know.

18431. Where is his office?—In Swift's-row.

18432. Where is that?—At the bottom of Jervis-street.

18433. That was not far from your place?—Not far.

18434. Had you known him before by sight?—No.

18435. You knew there was a man of that name who had a pawn office there?—It is not a pawn office; it is a loan office.

18436. What is a loan office as distinguished from a pawn office?—One is for giving loans on things.

18437. Without security?—Yes.

18438. And the other with security? What security does Mr. Robinson get when he lends?—I suppose he would get household bail.

18439. Have you heard what class of security he looks for? Does he discount promissory notes?—I don't know, but I heard he got household bail.

18440. That is to get a householder to go security?—I don't know how he conducts it. I never got a loan.

18441. He is an important man, no doubt in that locality?—I don't know about that.

18442. As the conductor of a loan office?—Yes; he is that.

18443. Do not you think he is a good man to have confidence in?—I don't know much about the man at all.

18444. You heard him say to some of the people in the room that night, would they trust in him?—That was something like the word—would they depend on him.

18445. Did he say "Will you depend on me?"—Something like that I think.

18446. Did he say that to the whole company gathered together, or did he address each man separately—or to two or three together?—I don't know; I think it was to all together.

18447. Did he say "Boys, will you depend on me?"—Something of that sort.

18448. And the answer from those who spoke for the rest was that they would?—Yes.

18449. Did you see Robinson on the next day?—No.

18450. This was the evening before the election?—Yes, it was.

18451. Did Walker tell you that he had a message from Robinson for you, and that you were to come with the others?—No; I don't think he did. I don't think he said that.

18452. Did you know before Walker called on you that you were to be at the meeting at Cherry and Shield's or at the Post Office, where you were to see Robinson?—No; I did not know.

18453. Was Walker's telling you the first you knew of it?—Yes.

18454. Had you not heard from anybody before that that some freemen were to meet Mr. Robinson that evening?—I did not hear.

18455. When he told you that there were a number of freemen to meet Mr. Robinson at the Post Office, did he say to you, "You may as well come as the rest," or how did you happen to go with him?—He asked me would I go down with him to the Post Office.

18456. He asked you to come to the PostOffice with the rest, for the purpose of meeting Mr. Robinson?—Yes.

18457. Had you any chat with Walker when going down from the house to the Post Office?—No; none that I remember.

18458. Did you talk about what Robinson wanted with you?—I think I said to Walker, "What can he want with me?" He said, I think, he did not know. He said, "Come down, and we will see."

18459. Didn't you know very well it had something to do with the election?—Yes.

18460. You understood that?—I did.

18461. Did you understand it was in reference to how you should vote?—I did not.

18462. When you say it had something to do with the election, what exactly did you understand?—I could not think what the man wanted with me.

FOURTEENTH DAY.

December 14.

William Beckett.

18463. Did you think he wanted to employ you?—I thought perhaps that he would give a job.

18464. Did not you think he wanted to ask how you were going to vote? Was not that the idea conveyed to your mind by whatever passed?—I had no idea.

18465. When you were asked in the room how you were going to vote, were you taken very much by surprise?—No.

18466. Did you think under the circumstances that it was a natural thing to ask you?—I did.

18467. When you heard him asking the company if they would depend upon him, did it occur to you to ask what it was that they were to depend upon him for?—I did not ask.

18468. You were quite satisfied?—I did not ask.

18469. You were quite satisfied like the rest?—Yes.

18470. Did you see Walker the next morning before you voted?—Yes.

18471. In Capel-street?—Yes, I did.

18472. Were you speaking to him?—I spoke to him. I bid him "good morning," or the time of day.

18473. He was standing with Hopkins, I think you said, or Hopkins was with him?—Hopkins was with him.

18474. Did you know Hopkins?—Not much.

18475. Much or little did you know him?—Yes.

18476. To speak to?—Yes.

18477. About what hour was it that you met Walker that morning?—It would be somewhere between nine and ten.

18478. Was Mr. Robinson on the ward committee of the north city ward?—Not to my knowledge.

18479. Had you ever seen him before in connexion with the elections?—No.

18480. When he got you all into the committee rooms, and began to question you how you were to vote, did you think it queer that he should take it on him to ask?—No, I did not.

18481. Did you ask him why he put the question to you?—No, I did not.

18482. How long were you in the room altogether that night? You say that after he took down your names he went out. How long were you there before he took the names?—Not many minutes.

18483. Were you half an hour?—I don't think that time elapsed.

18484. Were you twenty minutes or half an hour?—I think he was about twenty minutes putting down the names.

18485. And then you say he went out and came back again. How long was the party there before he came in the second time?—He did not stop many minutes until he came back.

18486. Was it on his return, after being out a few minutes, that he asked the company whether they would depend upon him or not? Did that occur on the first occasion or the second?—It was after he took down the names.

18487. Just after that?—Yes.

18488. You say he wrote down the name of each man and how he was to vote?—He put it on a bit of paper.

18489. Did he ask them then would they depend upon him?—Yes, to the best of my belief it was then he asked that, but I would not be positive whether it was at that time or when he came back. I would not be sure.

18490. As you were all walking up from the Post-office, who was with Mr. Robinson?—I don't know.

18491. The next morning when you saw Walker in Capel-street did you stop to speak to him?—Yes, I spoke to him the time of day.

18492. What hour was that?—I think it was before ten o'clock.

18493. You had not voted at that time?—No.

18494. Did you ask Walker if he had voted?—No; I don't think he had voted.

18495. It was after that you saw him speaking to the young man with the glass in his eye?—Yes.

18496. Had you not heard that the agents of Sir Arthur Guinness or Mr. Plunkett wished you all to vote early in the day?—Yes.

18497. If possible before ten o'clock?—Yes.

18498. Had you seen it posted in the committee-rooms that the freemen should vote before ten o'clock?—I did not mind it.

18499. Did you ask Walker whether he had voted or not?—No, I don't think I did.

18500. Did he ask you whether you had voted. Tell us, as nearly as you can, what passed between you?—I don't know that anything I could remember passed.

18501. Did you see any of those people who had been in the committee-rooms the night before?—No, except Walker.

18502. Did you see Smith that morning?—I saw him in Halston-street.

18503. Was that before you met Walker, or after it?—It was after.

18504. Was it before or after you voted?—Before.

18505. Where did you see him?—In Halston-street, up towards the Temperance Hall.

18506. You were pretty much in the same place?—Something there a few minutes.

18507. Was that the time Walker and Butler were talking to the young man with the glass in his eye?—Something about that time.

18508. The time you were watching this young man was Walker talking to him?—Yes.

18509. Do you think had Smith his eye upon him?—I don't know.

18510. Did you see Field that morning?—I did not.

18511. Did you see M'Donnell?—I did not.

18512. Did you see any of the other people you mentioned as having been at the meeting the night before?—I did not.

18513. Can you tell me how soon after you got the summons was it you went to Mr. Sutton?—I really could not tell that.

18514. Did you ever go to Mr. Fitzgerald at all?—No.

18515. I think you said you met Butler and brought him over, and brought Wade to him, and the three of you went together to Mr. Sutton's office. Was that so?—Yes.

18516. Was that before or after you had made the statement to Mr. Sutton?—After.

18517. Was it more than a day or two after, or was it the same day?—Some few days after.

18518. After you had been at Mr. Sutton's office with Butler where did you and Wade and Butler go to?—We separated.

18519. You separated at Mr. Sutton's office?—Yes. I came home.

18520. Where did Butler go?—He came with me to my place.

18521. You brought him to Mr. Sutton's?—Yes.

18522. Were you in with him while he was making his statement?—Yes, I was present.

18523. Was Wade present?—Yes.

18524. You remained while the evidence was being taken down?—Yes.

18525. Wade parted from you at the door when you came out?—Yes.

18526. Butler went home with you?—Yes.

18527. Did he stay long?—Not many minutes. When we went to the corner of Liffey-street we met Walker and Hegarty. They were talking about Mr. Fitzgerald's office. I understand they went over there, and then to Mr. Fitzgerald's office in St. Andrew-street.

18528. Did they tell you where they were going to?—No, they did not. Hegarty was talking to Walker about Mr. Fitzgerald.

18529. Did Hegarty say he had been at Mr. Fitzgerald's office?—I think he did.

18530. What were they saying about Mr. Fitzgerald's office?—He was telling Walker, and wanting Walker over along with him.

18531. Did you understand from the conversation that Hegarty had been at Mr. Fitzgerald's office?—I think he had been.

18532. And that he was wanting Walker also to go?—Yes.

18533. Did he ask you to go?—No.

18534. Did he ask Butler to go?—I left them.

18535. I thought you said Butler went to your house?—Yes.

18536. Where did this meeting take place?—We went up to my place, and came down again in a few minutes. We came to have a glass of porter at the corner of Liffey-street, where we met Walker and Hegarty.

18537. Did you separate then?—Yes. I went up to work.

18538. To your own place?—Yes.

18539. How soon after that did you see Butler?—I saw him that night again at Bolger's at the corner of Cole's-lane in Henry-street. There were a few of them together; his father and his wife.

18540. Was your wife?—I don't think my wife was there. And there were some of his wife's people.

18541. You went in for some refreshment?—Yes.

18542. Had you any talk that night with him about election matters, or about his being with Mr. Sutton?—He said he was over with Mr. Fitzgerald.

18543. After he had been with Mr. Sutton?—Yes; and he said he had got a couple of pounds. I asked him how did he get it, and he said that he had only to say a few words and there was lashings of money going at Mr. Fitzgerald's.

18544. Did he suggest what you should do?—No.

18545. Did you think of trying to participate?—No.

18546. Would you know the young man again you got the ticket from?—I think I would. He was sallow complexion, wore a spy-glass, and stood about five feet seven.

18547. Look round the court and say if you see anybody like him—I don't mean the identical individual, but anybody like him, a specimen young man?—I cannot see anybody like him.

18548. Did you ever see the young man before that day?—Never.

18549. How did you address him?—I showed him my voting card. "Show me," said I, "where I am to go." "Yes," says he, "I will," and he brought me in and pointed into a place.

18550. I understood you to say he got you into a dark passage before he gave you this ticket?—That was after I voted.

18551. Where did you find him when you came back from voting?—Just opposite the window of the court you sat in this morning (at the back of the Court-house in Halston-street,) just at the low wall.

18552. Was that where he was watching that morning?—Any time I saw him.

18553. Was he back and forward between the door of the Court-house and the wall you spoke of?—That is the place I saw him.

18554. The previous night when you were at Cherry and Shields', who did you walk home with?—I walked home by myself.

18555. Did Walker walk a piece of the way with you?—No.

18556. There were eighteen or twenty of you together, and some friends of yours amongst them. You knew Walker and Smith for twenty years?—Well, whatever chance I would have coming his direction would be with him, I don't remember though.

18557. Do you recollect with whom you walked home that night?—I do not indeed.

18558. Did you go straight home?—I did.

18559. You had no refreshment?—No.

18560. When you met Walker next morning, did you ask him what was the meaning of the meeting you had the night before?—I don't think I did.

18561. Will you swear you did not allude to the meeting of the night before?—I did not.

18562. Did you comprehend the meaning of the meeting when you left it?—I thought to myself after it was strange of him taking eighteen or twenty names all down there—there was something in it.

18563. When you got the ticket and the envelope after did you think they had anything to do with it?—I did not.

18564. Were you ever able to form any conclusion as to what was the meaning of that proceeding of Robinson's?—I have my opinion, perhaps I would not be right.

18565. What did you believe was the meaning of Robinson getting you all there that night? I want to see what conclusion you came to yourself?—My opinion might be, perhaps, that the man would like to get a lot of freemen together, and if he got anything, I suppose money for them, so much a piece, perhaps that was his intention; I don't know that that was his intention.

18566. Was that what you understood about it?—I thought it to myself.

18567. That was your idea about the whole proceeding—his getting you together, taking down all your names, and asking you would you all depend upon him—that was what you understood?—Something of that.

Mr. LAW.—You may retire for the present, but we shall require you again to-morrow.

Mr. *Thomas Fell White*, further examined.

Mr. Thomas Fell White.

18568. Mr. LAW.—You have been in court listening to Beckett's evidence?—Yes.

18569. You have heard it all?—I have.

18570. You heard him state he went down to your office in Abbey-street after he got the subpœna from Mr. Fitzgerald?—I did.

18571. Did you know him until he came into the place?—No.

18572. Had you sent for him?—No.

18573. Did he make any statement to you when he came, in reference to the tickets, or to bribery, or to what took place at 76, Capel-street?—As a matter of fact he did make a statement.

18574. Now will you tell us what that statement was?—Well, without prejudice to my declining to answer questions of a similar character, I have not the slightest objection to say that his statement was substantially that which he made here to-day, and not that which he made before Judge Keogh. My objection to answer has been removed by the statement of the man, and I now give you the answer, and it is only due to Mr. Williamson, and myself also, to state this—that we told the man distinctly to tell everything.

18575. You are quite certain it was not with your knowledge he made the statement he did make before Judge Keogh?—Yes, we were so much astonished at hearing what he said on the table, that it at once occurred to my mind to except him from the rest of the witnesses you asked me about *in globo*.

18576. Mr. TANDY.—Did he make any statement to you beyond what he has made here?—Not as far as I can recollect. The statement he has made here to-day is substantially the statement he made to us, with this exception, that I don't recollect very well hearing anything about the Robinson affair.

18577. Do you recollect did he mention any names?—I think not half as many as he has mentioned here.

Mr. LAW.—We shall not trouble you further to-night?—It would be a great convenience to me not to attend until I get notice.

Mr. LAW.—We shall give you notice of when we require you.

FIFTEENTH DAY.

December 15.

William Beckett.

FIFTEENTH DAY.

WEDNESDAY, DECEMBER 15, 1869.

William Beckett recalled and further examined.

The witness, addressing the Commissioners, said—I wish to say, with regard to yesterday, I mentioned about Walker that he told me about Mr. Robinson. I find from the inquiries of my memory that it was Mr. Smith who told me.

18578. Mr. LAW.—Do not make any more mistakes. It was Smith who told you?—Yes.

18579. Is Smith a freeman?—He is.

18580. What did he tell you?—To go down to meet a gentleman under the Post Office at eight o'clock.

18581. He told you who he was?—He did.

18582. Mr. Robinson?—Yes.

18583. When did Smith tell you that?—I think about six o'clock.

18584. Upon the same day, the evening before the election?—Yes.

18585. Had you been speaking to Smith upon the subject of the election before?—No.

18586. Where was it he told you—in your own house?—In my own room.

18587. Was it before Walker came in?—He was in the place when Smith told me.

18588. What was he talking about?—We were only a couple of minutes there.

18589. What was he talking about?—I don't recollect anything he said.

18590. Was he talking about the election?—Not to my recollection.

18591. Will you swear he was not?—I cannot recollect the conversation.

18592. Do you recollect going with Walker upon a previous occasion to Mountjoy-street to Foster?—I do.

18593. How long was that before the meeting at the Post Office that you met Robinson—a week or ten days before?—It was.

18594. Tell us as near as you can?—I think it was better than a week,

18595. You had seen Foster at the committee-rooms in Dorset-street?—I had.

18596. He was pretty active, an active member of the committee?—He seemed to be so.

18597. Were you upon the committee?—No.

18598. What did you go there for?—I went there to inquire about a brother of mine to see was his name upon the roll.

18599. What was his name?—George Beckett.

18600. Was his name upon the roll?—No; he was gone to London.

18601. His name was taken off?—His name was not on.

18602. Did Walker go with you when you went to the committee-rooms first?—Not at first.

18603. But upon a subsequent occasion?—Yes.

18604. Were you ever speaking to Foster in the committee-rooms?—Nothing particular.

18605. Did you see anyone in the committee-rooms except Foster?—Lawler.

18606. Who else?—A gentleman of the name of Barlow.

18607. Who is he?—A solicitor out of North Great George's-street.

18608. A young gentleman or old?—A young gentleman.

18609. Was anybody else there?—Who was secretary of the committee?—Lawler.

18610. What is the name of the owner of the house?—I don't know.

18611. Was it after you had been first at the committee-rooms, you went to Foster's house with Walker?—It was.

18612. About how long after?—I suppose about four or five days.

18613. When you saw Foster in the committee-room, was it then he asked you were you going to vote?—Yes.

18614. You told him you would vote for the Conservatives?—Yes.

18615. Did you intimate to him that you would look for an acknowledgment?—I did not.

18616. When you went with Walker to Mountjoy-street, what took place between you both, and Foster?—When he went into the hall, Foster came down and I said, "A friend of mine, Mr. Walker."

18617. You introduced Walker?—Yes.

18618. You had known Foster before?—Not well, but to see him. He brought Walker into the parlour, took down a book, looked over it and said, "Do you live at No. 4, Dorset-street, cabinetmaker?" Yes. "I see you have always voted on the Conservative side?" "I have," said Walker. "Then, I see you are a good man." "What do you think of it?" Walker said.

18619. What did he say?—"Oh, I think the election will be all fair."

18620. What more did he say?—He said he thought it would go on well, or that the candidates would be elected, or something like that.

18621. Did Walker or you say anything to Foster about your right to expect anything when the whole thing was over?—No.

18622. Did Foster say to Walker that it would be all right when the election was over?—I did not hear.

18623. Come, come, you must answer?—I don't recollect. He asked me who would I vote for, and when I said, he said that would be only doing what was right.

18624. What did he say?—That that would be only doing what was right—to vote at the Conservative side.

18625. Did Walker ask you to bring him up to Foster to tell him that?—I met him at the top of Britain-street; we went round by Dominick-street.

18626. Why did you go up there?—He (Walker) said he would like to see him.

18627. You had been in Foster's private house before?—Yes; the Saturday evening before that meeting in the Metropolitan Hall.

18628. What for?—To look for a couple of tickets for the meeting in the Hall.

18629. Did he ask you then how you were going to vote?—He did not give me any tickets, he had not got them.

18630. You were in the parlour?—Yes.

18631. What passed then—how were you inclined to vote?—The same as he asked me in Dorset-street. I told him that my father was at the Conservative side, and I would vote the same way.

18632. Did you say anything to Foster as to expecting anything for voting?—I did not, I never expected a halfpenny.

18633. What was it that Walker went up about?—He did not say; he merely said he wanted to see him.

18634. You know very well?—We were taking a walk up Dominick-street.

18635. What did Walker want to go to Foster's private residence for?—I do not know. He said he would like for to see him.

18636. Had you told him about your visit before?—Yes.

18637. And he said he would like to see him too?—He said, "We are so near it, come up and see him."

18638. But you had told him you had been there already?—I don't remember that—I might.

18639. Did you not say this minute you had?—I forget.

18640. Was it not after you told him you had been at Foster's private house, that he said he would like to go there too?—Yes.

18641. Did you go to the house?—We were close to Dominick-street.

18642. You happened to walk in that direction?—Yes.

18643. Did you find Foster at home?—Yes.

18644. Did you introduce Walker?—Yes, I said, "Here is Walker; a friend of mine."

18645. What did Foster say, did he give you a glass of wine?—No.

18646. What did he bring you into the parlour for?—We just walked into the parlour.

18647. Did you walk in without being asked?—I don't suppose we did.

18648. Did he ask you to sit down?—Yes.

18649. And was the door shut?—I do not remember it.

18650. Was it?—I would not be positive.

18651. What do you believe?—I could not say—perhaps it was.

18652. Do not you think it likely it was?—It is likely.

18653. When you got in what did Foster say when in the parlour?—"A friend of mine, Mr. Walker," said I.

18654. Oh, Foster seemed to understand that no doubt?—He went over to a book-shelf, took down a book, and said to Walker, you are a cabinetmaker in Dorset-street?—Yes.

18655. He traced back all the time—he was an old hand?—Yes.

18656. He traced back the time of his voting, how far did he go back?—He went back many an election before the members up at that time.

18657. Did he go back as far as five years—I cannot say how far back he traced him; he said, "I see you have always been a good man voting upon the Conservative side."

18658. What more did Walker say?—That was all he said in the committee-room.

18659. Did not the committee know very well for whom you and Walker had voted? Why then go to his private house to make the communication?—I had no particular reason.

Mr. MORRIS.—You must tell us.

18660. Mr. LAW.—Why go to the private house?—We were just taking a walk to Mountjoy-street that evening.

18661. And was it by accident you had walked up there before that?—Walker said that as I was going to Mountjoy-street he would like to see him.

18662. Why like to see Foster particularly, and in his own house too?—It was not every night the committee met.

18663. Why not go to Lawler or some member of the committee?—It was not every night the committee met, it was only once in the week they met.

18664. How long had you known Foster?—Only seeing him there.

18665. You had taken a fancy to him; there was something about him that caught your attention. Do you think when he asked you how you meant to vote, there was something about the question that was pleasant to hear?—I did not form any opinion.

18666. Why did you go to his private house?—I had no particular reason.

Mr. MORRIS.—That is all nonsense?—I really had no particular reason.

18667. Mr. LAW.—Did Foster say anything to Walker about its being made all right when the election was over?—Walker asked him how did he think it would go.

18668. Did he not ask him whether he thought there would be anything going?—Not in my hearing.

18669. Were you there all the time?—No; only a few minutes, not there all the time.

18670. Mr. MORRIS.—How many minutes were you there?—I don't know.

18671. Mr. LAW.—Did Foster intimate to you and Walker, upon this second visit, that matters would be all right after the election?—No, he never intimated anything of the sort.

18672. Had he intimated anything of the kind before?—He had not.

18673. Can you give me any reason why you paid three visits to Foster's private residence, in an interval of a few weeks, going into the parlour simply to answer a question you had already answered in the committee room?—It was of a Saturday evening that I called in to get a couple of tickets.

18674. Why did you think that Foster had tickets?—I was after trying in Dorset-street for the tickets, and they had not come there, and I thought they would be there.

18675. Did he bring you into the parlour in the same way?—Yes.

18676. Could he not tell you he had no tickets without bringing you into the parlour? You had told him before publicly how you would vote, and he now asked you again in his private house, how you were going to vote. Did he ask you the question three times?—No.

18677. First in the committee-room, secondly in his private house, when you called for the tickets. Did he ask you a third time when you went with Walker?—Yes.

18678. Were you oftener than what you have told us in his house?—I was not.

18679. Were you at his house after the election?—No; I never seen him after the election.

18680. I should like to ask you about the meeting you had at Cherry and Shields. You say it was Smith told you to go there?—Yes.

18681. Did Walker know he was to go there before he heard it from Smith?—I think he did not.

18682. Was the intimation that Smith gave you given both to you and Walker to go there?—Yes.

18683. You were to meet Robinson at eight o'clock?—Yes.

18684. Did you meet him?—I wasn't well that day, and I laid down after dinner, and slept for an hour or so. When I got up, they were in the room.

18685. In your place?—Yes.

18686. How long had they been there?—Not many minutes, I think.

18687. They had been chatting, I suppose, before you woke up?—I couldn't tell, I was asleep.

18688. Do you take a sleep usually after dinner?—Sometimes I do; sometimes I don't be able to work until I get an hour's sleep after dinner.

18689. Does that often happen?—It does not.

18690. Had you been taking anything strong in the way of drink that day?—I took a couple of glasses of porter.

18691. Was it the couple of glasses of porter that made you go to sleep after dinner?—Any time after dinner, even without taking anything, I feel heavy in the head, I have to lie down for a sleep.

18692. Did you meet Robinson that evening?—Yes.

18693. Did he tell you after he dismissed you that evening, to see him the next day?—He did not.

18694. Did you understand some time in the course of the conversation, that you were to see him or someone else in the morning, in or about Halston-street?—I didn't understand it at all from him.

18695. Do you mean to say that you had no intimation that evening that you were to be on the look out for him or somebody else the next morning, in or about Halston-street?—No, I had not.

18696. What caught your attention then the next day about the young man with the glass in his eye?—Robinson said to depend on his word.

18697. Did he say to you that you would see a person in the morning who would take you to your booth?—Yes.

18698. How did you stumble on this young man with the glass in his eye?—I saw Walker and Butler go up and speak to him; and I then thought there might be something in it.

FIFTEENTH DAY.

December 15.

William Beckett.

18700. Did you see many speak to this young man?—I did not, except Walker and Butler.

18701. And yourself?—Yes.

18702. Isn't it a strange thing that you should go up to him without getting any intimation who he was?—I went over to him when I saw that Walker and Butler had been speaking to him.

18703. Did you hear it sworn at the trial of the election petition that numbers of others went up to him also?—I did.

18704. Did it ever occur to you, as a matter of speculation, why it was that they all went up to the same man?—I thought it was strange.

18705. Had not you any intimation the evening you met Robinson that you were to be on the look out for some one in the morning?—No, I had not.

18706. Was it then a mere accident that you went up to him?—I thought there was something in it when I saw Walker and Butler go up and talk to him.

18707. Walker was an old hand—and when you saw him go up and speak to this young man, you thought, I suppose, that it was time for you to go up and speak to him also?—Yes.

18708. When you saw Walker go up and speak to this young man, did not you think that he was the person you were to go to for the purpose of getting the money that was going?—I thought there was something going when I saw Walker and Butler go up and talk to him.

18709. Is there any benefit or friendly society of which you are a member?—I am a member of the tontine society.

18710. What is the name of it?—The Friendly Brothers of St. Paul.

18711. Where do the members meet?—In the Odd Fellows, in Abbey-street.

18712. Is that a society of freemen, or of which freemen are members?—No, there isn't a freeman in it.

18713. Are you a member of any freemen's society?—I am not.

18714. Were you at any time a member of any such society?—Never.

18715. You know that there are such societies among freemen?—I never heard of it.

18716. Did Walker ever tell you of such a society?—He did not.

18717. Did you know that he was a member of such a society?—I did not.

18718. You yourself were never a member of it?—Never; I am only a member of the tontine society.

18719. What do pay a week in that society?—Eight pence a week.

18720. How many members are there in the tontine society?—I suppose there are sixty-seven or sixty-eight members.

18721. It is a charitable society, I suppose—a friendly or benefit society?—Yes, to support children that are ill; they get so much a week.

18722. Who is the secretary of it?—Mr. Byrne.

18723. Where does he live?—He lives in Abbey-street, the next house to the Odd Fellows.

18724. Did you mention, when telling Mr. Williamson or Mr. White about the ticket, that you got a ticket from the young man with the glass in his eye?—I think I did, as well as I remember.

18725. Are you sure you did?—I think I did.

18726. Did you tell either of them what the arrangement was about getting the money—that you got a ticket and had to change it for a £5 note; and did you tell them that the young man with the glass in his eye put the ticket in your hand?—Yes.

18727. Did you tell them also that it was a Marcus excursion ticket?—I am not sure of that.

18728. When did you first hear about Marcus's excursion tickets?—I saw it on the ticket.

18729. Did you tell Mr. Williamson or Mr. White about that?—I suppose I did.

18730. Are you sure you did?—I am not sure. I forget whether I mentioned it or not to them.

18731. Are you sure of the colour of the ticket?—To the best of my recollection it was blue. I gave one look at it, and no more.

18732. Are you sure that it was a blue colour?—To the best of my recollection it was.

18733. Did you compare notes with Butler when you met him after getting the ticket?—Yes.

18734. Did you show your ticket to him?—No, I did not.

18735. Did you show it to your wife?—I did not. I didn't take it out of my pocket to show it to anyone.

18736. Did you look at it yourself?—I looked at it in Halston-street. I just took one look at it and no more. I then put it into my pocket.

18737. Did you look at it afterwards?—I didn't look at it again until I handed it in.

18738. Mr. TANDY.—Did Butler show you the ticket he got?—No.

18739. You say you heard that your brother, George Beckett, is in London?—Yes.

18740. How long is it since he went to London?—He is there now, I suppose, three or four years; but he was over here since that.

18741. Was he over here during the election?—No.

18742. How long is it since he was over here?—He was over here the election before the last.

18743. That was the election of 1865, that was in 1865?—Yes.

18744. Did he come over here for that election?—Yes; he was here a short time before that election.

18745. Have you ever seen him since 1865?—Never.

18746. I suppose he is, or he was, a freeman?—He was a freeman.

18747. After breakfast on the day of the election—you say you and Butler went down to take a stroll about town?—Yes, we did.

18748. Your wives did not go with you, I believe?—No, they did not.

18749. Tell me why it was that your wives did not go with you at that time?—Because it was rather early for them to be out.

18750. On your oath, were they left behind because you expected some one to come, or because you expected some sign or message to be left for you?—On my oath it wasn't.

18751. Did you expect to meet your wives in the course of the day?—I did not.

18752. Where did you meet them afterwards during the day?—In Halston-street.

18753. How soon after you left them after breakfast was it that you met them in Halston-street?—I suppose it was an hour.

18754. Or two?—Something like that.

18755. Did your wife bring you a ticket or card with James Edwards, junior's name on it?—Yes.

18756. Did she show it to you?—Yes.

18757. Did you show it to Butler?—I did. I handed it to him, and that was the last I saw of it.

18758. Why did you hand it to Butler?—I had no particular reason for handing it to him.

18759. Did you say anything to him?—I told him to look at that, that some person had called and left his card.

18760. What did you think was the meaning of that ticket?—I didn't know there was any meaning in it, except the message I got, that the gentleman called and left his card.

18761. When you handed Butler the card, did you tell him that you were all right, to follow you, as that you had got the tip?—No, I did not.

18762. If Butler swore that you did tell him that, would he be swearing what was true or false?—It would be untrue.

18763. Did your wife bring you any message when she gave you the ticket?—Yes, she did.

18764. What was the message she brought you?—That this gentleman called—that some gentleman called to the place and left his card.

18765. That some gentleman called himself?—Yes.

18766. Was that all?—And left the ticket, like a visiting card.

18767. Like a visiting card?—Yes, the same as you would leave with another gentleman.

18768. Just as one gentleman would leave his card with another gentleman?—Yes.

18769. Did not you think it strange, for a gentleman to leave a ticket with your wife for you? What did you understand by the ticket your wife did bring down to you with the name of James Edwards, junior, on it, and which you showed to Butler?—To go and vote early, that was the message I got, and that was all I understood about it.

18770. What became of that ticket afterwards?—I gave it to Butler, and he told me he put it over his chimney piece behind a picture. In a couple of days after he looked for it and it was lost.

18771. Where does Butler live?—At the corner of Chapel-lane in Dominick-street.

18772. Was that near you?—Yes.

18773. You say he told you that he put the ticket over his chimney piece behind a picture, and that it was lost. Were you asking him what he did with the ticket?—He said one day to his wife, "what did I do with that ticket," and his wife said, "don't you remember that you put it on the picture."

18774. You did not think there was anything suspicious about that?—No, I did not.

18775. Did you show that ticket to anybody except Butler?—No.

18776. Did you show it to the young man with the glass in his eye?—No.

18777. When you went to speak to him?—No.

18778. Did you make any sign to anyone before you voted?—No, I did not.

18779. Do you suppose that all the freemen that voted in Green-street got tickets changeable into five pound notes?—I don't know.

18780. Do you suppose that the 2,800 freemen on the roll, that voted, got tickets?—I don't know.

18781. Do you think that the young man with the glass in his eye, gave them all tickets?—I don't know.

18782. What do you believe?—I can't believe whether he did, or did not.

18783. Tell me how you believe that the man with the glass in his eye knew you were, when he gave you the ticket, one of the persons that were to get money for your vote—what is your belief on the subject?—My belief was, when I saw him speaking to Walker and Butler, that there was something in it.

18784. That is not what I ask you—how do you believe that the man with the glass in his eye knew, when he gave you the ticket, that you were one of the persons that were to get money for your vote?—I showed him my card, and I asked him would he show me to the place where I was to vote.

18785. What card did you show him?—My voting card.

18786. Did not you show him the card with James Edwards's name on it?—I did not.

18787. Was there any mark on the card you had?—No.

18788. On the card you showed him?—No.

18789. No mark on it?—No.

18790. How did you get that card?—It was sent to me in a letter.

18791. I ask you again, on your oath tell me to the best of your belief, how the young man with the glass in his eye knew that you were a voter that was to be paid for your vote, and get a ticket from him in a dark passage, as you say—it is incredible that there was not some means of recognising you—say how he knew that you were a voter who was to get money for your vote?—I can't say.

18792. What do you believe?—I can't form any belief. I knew when I saw Walker and Butler talking to him, that there was something in it.

18793. Mr. LAW.—You told us that before; you were asked how did this young man know that you were one of the men to get money for your vote?—I don't know.

18794. Mr. TANDY.—Can you form any belief on the subject?—No; I can't.

18795. How long had you the voting ticket or card before the election?—I think I got it the morning before the election. I got it the day of the election.

18796. Where did you get it?—It was sent in a letter to me.

18797. Had anybody that ticket in his possession, or in his hand, except yourself, from the time you got it?—Not my voting card.

18798. Where did you keep it on the day before the election?—In the drawer in the cabinet.

18799. Had you it with you the night you went to Robinson's?—I had not.

18800. What was the colour of that card?—It was blueish, as well as I can remember.

18801. Who canvassed you for your vote before the election—I suppose you were canvassed by someone?—Yes.

18802. Who canvassed you?—They were strange gentlemen. Two came up at one time, and three at another.

18803. Who were the strange gentlemen that canvassed you?—I didn't know who they were.

18804. Can you form a belief who they were?—I cannot. They were strangers to me.

18805. Did you ever hear who they were?—Never.

18806. What answer did you give them the first time they called on you. Was it two gentlemen called the first time?—I think it was.

18807. What answer did you give them?—That it was unnecessary for them to call on me if they were from the office of the Conservatives, as that was the way I intended to vote.

18808. Was that all that passed between you?—That was all.

18809. How soon after that was it that the three gentlemen called on you?—A couple of days after, I think.

18810. Did you know who these three gentlemen were?—No.

18811. What passed between you and them when they called?—They said they came round to solicit my vote.

18812. What answer did you give them. I suppose you gave the same answer as before?—Yes.

18813. You didn't hint to them that you hadn't yet made up your mind how you'd vote, and that you wanted to see how things were going?—I did not. I was quite willing to vote.

18814. And I suppose you never expected anything for your vote?—I never expected a farthing for my vote.

18815. Besides the two gentlemen that went to you at one time, and the three gentlemen that went to you at another, were you ever canvassed by any other persons?—There were three gentlemen called. On the last time they were up they didn't come further than the lobby on the stairs.

18816. That was the second time that the gentlemen called?—The third time; these were other strangers.

18817. What did they say when they called?—They asked me who I was going to vote for.

18818. And I suppose your answer was the same as you gave previously to the other gentlemen that called?—The very same.

18819. Did anything more pass between you and these three gentlemen?—Nothing more; they turned on their heel and went down stairs.

18820. Did you know any of these gentlemen?—No.

18821. Were you canvassed by any other persons?—No.

18822. Did you know from what office these gentlemen came?—I didn't know from what office, or where they came from.

18823. You say you met Foster first in the committee-rooms in Dorset-street?—Yes.

18824. What did you go to him to the committee-

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rooms in Dorset-street for?—I didn't go to him specially.

18825. Where was it you saw him in the committee-rooms in Dorset-street?—In the parlour.

18826. Was there anybody else present in the parlour when you saw him?—There were several gentlemen there.

18827. What conversation did you and Foster have on that occasion when you saw him in the parlour of the committee-rooms in Dorset-street?—I had no conversation with him at that time.

18828. Had you at any time a conversation with Foster in the committee-rooms in Dorset-street?—I had.

18829. About how often did you see Foster in the committee-rooms in Dorset-street?—Not more than three or four times, I think, as well as I remember.

18830. How many times had you a conversation with Foster in the committee-rooms in Dorset-street?—Only once.

18831. Where was it you met him when you had the conversation with him in the committee-rooms in Dorset-street?—In the parlour, the front parlour.

18832. Was there anyone present in the front parlour at the time, except Foster?—Yes, there was.

18833. Who else was there but you and Foster?—There were several gentlemen round the table writing, and things like that.

18834. Do you know the names of any of the gentlemen that were present in the front parlour of the committee-rooms in Dorset-street, when you and Foster had the conversation there?—There was Mr. Lawlor and Mr. Barlow.

18835. Was Mr. Lawlor present when you had the conversation with Foster in the front parlour?—He was not.

18836. I am only asking you the names of those present in the front parlour when you had the conversation with Foster; what was the conversation about, what was the subject of it?—He asked me what way I intended to vote.

18837. Had you that conversation in the parlour with him?—Yes.

18838. Was there anyone present on that occasion when you had that conversation with him?—There were gentlemen sitting round the table.

18839. Who were they—did you know any of them?—I knew Mr. Lawlor and Mr. Barlow.

18840. Were they there at the time of the conversation between you and Foster?—It was only just a few words I had with him.

18841. They were present at the time of the conversation—were they?—Yes.

18842. Mr. Lawlor, Mr. Barlow—who else were present in the parlour at the time?—I didn't know much of the gentlemen there.

18843. Did you know any others that were there, but Mr. Lawlor and Mr. Barlow, on that occasion?—If I'd see them I might know them.

18844. Do you know any of their names now?—I can't bring to my mind that I do.

18845. Do you swear that you do not know the names of any of the persons present in the parlour at the time of the conversation between you and Foster?—I don't.

18846. Was that the last time you saw Foster in the committee-rooms in Dorset-street?—I may have been there after that.

18847. Do you recollect any particular time being in it after that occasion?—I don't recollect.

18848. How soon after you saw Foster and had the conversation with him in the committee-rooms in Dorset-street was it that you went to his house—about how soon after was it?—I suppose it was about four or five days. I think so.

18849. About what time of the day or evening was it when you went to his house on the first occasion?—It was about six o'clock, I think.

18850. On your oath, had he told you to go to his house on that occasion?—He did not.

18851. Had you got any message to go there?—No.

18852. As well as you can, tell me what conversation passed between you and Foster on the first occasion you went to his house?—I asked him had he any tickets for the meeting on Monday night. He said he had not. He then asked me which side I intended to vote on, and I told him on the Conservative side. He said that would be doing nothing but what was right. That was all that passed on that occasion.

18853. I suppose you then bid him good-night and went home?—I didn't stop.

18854. Who was with you on that occasion when Foster had that conversation with you in his house?—There was no one with me.

18855. Was it in the front parlour you were on that occasion?—Yes.

18856. You say you looked for tickets previously in the committee-rooms in Dorset-street?—Yes, but I couldn't find them.

18857. Was it looking for tickets that took you to the committee-rooms in Dorset-street?—No. I was over in Dorset-street with some work for a man that lives at the corner, and as I was over so far I thought I would go into the committee-rooms and try and get some tickets for the meeting on Monday night.

18858. About how soon after your first visit did you go to Foster's house again?—I think it was some time in the latter end of the next week—it was some time in the week.

18859. The time, I suppose, you took the chance stroll up with Walker?—Yes.

18860. You say you had no conversation at all that night with Foster?—I hadn't.

18861. Not at all?—No.

18862. Foster merely asked Walker who he would vote for, took down his name, saw that he was the man in his book—that was all that passed on that occasion?—Yes.

18863. Did you see Foster between that second visit to his house and the election?—No, I did not.

18864. Had you received any message from him in the interval?—No.

18865. About how long before the election was the last occasion that you were in Foster's house?—I can't rightly tell you.

18866. About how long was it?—Perhaps a fortnight—I could not rightly tell you—perhaps a fortnight or three weeks.

18867. How long before the election was the meeting of freemen?—In Sackville-street?

18868. Yes?—It was the night before the election.

18869. The Metropolitan Hall meeting was the one you called?—I can't tell.

18870. Will you swear that the last time you were in Foster's house was a fortnight before the election?—I couldn't rightly say.

18871. Will you swear it was more than three days before the election?—It was more, I think. I couldn't rightly tell.

18872. Do you remember going down to the committee-rooms in Dorset-street on the morning of the day of the election?—Yes.

18873. What did you go down to the committee-rooms in Dorset-street on that morning for?—To take a walk up Dorset-street to see Walker.

18874. Did you go into the committee-rooms to see Walker?—No, I did not.

18875. What brought you into the committe-rooms in Dorset-street?—I didn't go inside.

18876. If Butler swore you did go into the committee-rooms on that occasion, it is not the truth, is it?—I stood on the top of the steps to see if Walker was there. I didn't go inside.

18877. Did you tell Butler that you wanted to see Foster?—I did not.

18878. If Butler swore you did, is it true?—It is not true. I looked in to see if Walker was there.

18879. Before Judge Keogh you swore you were never in 76, Capel-street?—Yes.

18880. That was false?—It was.

18881. You swore you never saw a railway ticket?—Yes.

18882. And that was false?—Yes.

18883. You swore you had a five pound note in your trunk?—Yes.

18884. And that was false?—It was.

18885. You swore you never got any money at 76, Capel-street?—Yes.

18886. And that was false?—Yes.

18887. Did you go to the committee-rooms in Dorset-street, to see Foster on the day of the election?—No.

18888. Where did you go to from the committee-rooms in Dorset-street that morning?—I came down Capel-street.

18889. Where did you go to in Capel-street?—I came down round Capel-street, and round by Britain-street.

18890. Did you go into any house in Capel-street?—No.

18891. On your oath, do you swear you did not go into any house in Capel-street that morning?—I did not.

18892. Did you go into the committee-rooms in Capel-street?—No.

18893. Why did you delay two or three hours about town that morning before you voted?—I had no particular idea in that.

18894. On your oath, do you mean to convey to me that you had no reason for not voting earlier than twelve o'clock on that day?—It was before twelve when I voted.

18895. Take it that you voted, as you say, between eleven and twelve, do you mean to convey to me that you had no reason for walking about town up to that hour on the day of the election?—I had not.

18896. Nor Butler?—No.

18897. Did your wife tell you that Mr. Edwards left at your place a message to the effect that if you voted for Guinness and Plunkett, you would not be neglected?—No.

18898 Or any words to that effect?—No.

18899. Did Butler vote before you on that day?—He did.

18900. You swear that?—I do.

18901. If Butler swore that you voted before him, that would be false?—It would, Walker will tell you the same.

18902. Did you bring Butler to Mr. Williamson's office to give information?—He was there the day before himself.

18903. Did you bring Butler to Mr. Williamson's office to give information?—No, it was George Wade.

18904. Were you with Butler and Wade at the time?—I was.

18905. Was it you brought Butler to Wade's house?—No.

18906. Did you want Butler to go to America?—No.

18907. Did you tell Butler that Wade might manage to get him off to America?—Never.

18908. Did you call with Butler at Wade's house?—The evening he was up with Wade he called on me, and said that there was a man up with him that day; that he was down at the office in Abbey-street; that he was too tipsy to take down his statement, and that he wanted to see him again.

18909. Did you know that Wade lived in Longford-street?—I heard he lived in Stephen-street, but I didn't know that he moved to Longford-street.

18910. Did you know Wade before this?—I knew him to see him.

18911. Did you know him to speak to him before it?—Yes.

18912. Did you tell Butler that if you went to the Conservative office they would send him to America?—No.

18913. Or anything to that effect?—No.

18914. Before you went to the young man with the glass in his eye, had you any conversation with Butler about going to him?—Not a word, because the police were knocking all the people about.

18915. Did you see anything with the young man when you went up to him?—No.

18916. Did you see any list with him?—No.

18917. Did he give you any sign?—No.

18918. Did you give him any ticket, or anything at all?—No.

18919. Did you give him any sign?—None whatever.

18920. Did the young man go up with you to the polling booth?—Yes, he pointed out to me the place where I was to vote.

18921. Did he come up with you to the polling booth?—He did. He didn't come inside; he stood out in the passage.

18922. How far away did he stand from where you were voting?—I can't tell, for my back was to him.

18923. Was he close up to you?—He was not.

18924. Was he at the time you voted as far from you as you now are from me?—I can't tell.

18925. You say he pointed out to you the place where you were to vote?—He did.

18926. Did he remain until you voted?—I cannot tell.

18927. Did you see him when you came out?—I did not.

18928. When you came out where did you next see him?—I saw him just at the end of the little wall of the court in Halston-street.

18929. Did you go up to him after you had voted?—No.

18930. Was it he came up to you?—He was walking up and down, he came near me and gave me a nod.

18931. Did you go purposely towards him?—No.

18932. You did not?—No.

18933. Had you any suspicion that he was the man to go to for anything?—No; but when I saw Walker and Butler going up and talking to him, I thought there was something in it.

18934. Had not you seen Walker before that?—Yes.

18935. Did you go up to Walker for any purpose?—No.

18936. Did you believe, or suspect that the young man with the eye-glass was the man that was to do any little business for you that you required?—I suspected that there was something in it when I saw Walker and Butler speaking to him.

18937. Why did not you go near him when you came out after you had voted?—He came near me in a few minutes. I waited for a while.

18938. Did you wait there for him to come near you?—No; I didn't know whether he was coming or not.

18939. But you had your suspicions?—Yes.

18940. Did not you, on your oath, wait to give him an opportunity to come up to you?—I did wait for that purpose.

18941. Did you mention 76, Capel-street to Robert Smith?—I think I did.

18942. Are you quite certain of it?—I am most sure of it.

18943. What did you say when you mentioned 76, Capel-street to him?—I said I wanted to see Mr. Sutton, or some of the gentlemen about it.

18944. What did you tell Smith about 76, Capel-street?—I told him I was there with Butler.

18945. What else?—I told him about the enclosed envelope, and the note in it.

18946. Anything else?—I said I wanted to go down to see Mr. Sutton, or some of the gentlemen about it.

18947. What did Smith say to that?—He said nothing.

18948. Did he appear surprised when you told him about 76, Capel-street?—He did.

18949. Did he appear not have heard of it before?—He did.

18950. Did he say he was surprised when he heard about it?—He did.

18951. Did he ask any questions about it?—No.

18952. Not a word?—Not a word.

18953. Did you make any remark when Robinson asked the parties if they depended on him?—I did not.

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18954. Did you get any paper that night?—No.

18955. Did you get any sign?—No.

18956. When Robinson said, "Boys, will you depend on me," some said they would?—Yes.

18957. Who was it said that, do you know?—Someone among the men.

18958. Do you know who he was that said it?—No; there were a good many there, you know.

18959. Did you see Foster that night?—No; I did not.

18960. Where did you go to after you left Robinson's?—I came home straight.

18961. Did you believe after you had been at Robinson's that you would have got money for your vote?—I didn't believe it.

18962. Did you expect it?—I thought there was something of money in it.

18963. Who did you expect would give the money to you?—I thought that, if Robinson had got it, from the names he had down, he might have given it.

18964. Did you think that the names that were taken down were of parties that he would be giving the money to?—Yes.

18965. You thought he had the money himself?—I didn't know anything about it.

18966. Did you expect to see him at the court the day when you came to vote?—No.

18967. How then did you expect to get the money?—I thought that if Robinson heard of anything, he would let me know.

18968. Did you expect a message from him?—Yes.

18969. Did you expect it between the time you left that evening and the time you were to give your vote the next morning?—No.

18970. Did you ever hear Robinson go by the name of Edwards?—I never did.

18971. Did it ever strike you that you never heard of the name of Edwards before?—No.

18972. Did you suspect that the card your wife brought you was from Robinson?—No.

18973. You know you expected something from Robinson?—I thought the card was left by someone who called up casually, by someone that left his card.

18974. Did you know before the election that Butler was a Liberal?—No.

18975. You know now that he is?—I do.

18976. Did he ever tell you that he was?—No. I heard him say it here yesterday.

18977. Was that the first time you ever heard it?—It was.

18978. Did you ask Butler to vote for Guinness and Plunket?—No, never.

18979. Did you ask him how he would vote?—I don't think I did.

18980. Will you swear you did not?—I will.

18981. Had you any conversation with him about his vote before the election?—No.

18982. Had you any conversation with him about either of you expecting money?—I think not.

18983. Had you or had you not any conversation with him about either of you expecting money for your votes?—We had not.

18984. Never with Butler?—Never.

18985. Did you ever intimate to him that £5 was the sum to be given for your vote?—No.

18986. Did you ever hold up your open hand, and, with your fingers extended to represent £5, say that that was going?—Never.

18987. That is false what Butler swore?—It is.

18988. Did you hear him swear it yesterday?—I did.

18989. Although you went to Foster's house twice?—Yes.

18990. You never heard anything about money?—Never.

18991. Nor a hint?—Never.

18992. Did you ever go to Mr. Fitzgerald's office to give information?—Never.

18993. Did anyone ever suggest to you that you were not to tell the truth when giving evidence before Judge Keogh?—No, there was no one suggested it.

18994. When you came down to the court that morning did you intend to tell the truth or the tissue of lies that you did tell—did you come down determined to tell the truth or to tell falsehood?—As I told you, my mind and my head was bad.

18995. Too bad to permit you to think of the thing at all?—Yes.

18996. Can you read and write?—A little; not very well.

18997. When was it that you looked at the ticket you got from the young man?—In a couple of minutes after.

18998. Where did you look at it?—In Halston-street.

18999. Did you take it out of your pocket in the middle of the street to look at it?—Yes, I looked at it in my hand that way.

19000. You were able to read "Marcus's Excursion" on it?—Yes.

19001. Was there anything else on it?—To the best of my recollection that's all I minded.

19002. What made you mind only that?—I looked at it.

19003. Did you read the rest of it?—I think not.

19004. Was there any more writing or printing on the ticket?—There might be.

19005. Do you swear that there was—was there any more writing or printing on the ticket besides "Marcus's Excursion"?—I wouldn't be sure; but there might be. I took only one look at it.

19006. Did you tell Butler it was Marcus's excursion ticket?—No.

19007. Did you ask him what was his ticket?—No.

19008. Did you ever get any money for voting at the election, or in connexion with the election, except the £5 note you got at 76, Capel-street?—Not a farthing.

19009. Were you ever told by Butler that plenty of money was going?—Never.

19010. Mr. MORRIS.—Tell me, what was the colour of your voting card that morning?—I think, to the best of my recollection, it was blue.

19011. Do you recollect what was written, printed, or stamped on it?—Guinness and Plunket, or something in that way; then the voting card number, No. 161, or something like that.

19012. Did you see Butler's voting card, or did you see Walker's voting card?—No, they didn't show them to me.

19013. Did you see any other freemen's cards that morning?—I did not, on my oath.

19014. Did you ever hear what the other freemen's cards were like?—Not that I know of.

19015. Have you any reason to believe that your card was the same as the other freemen's cards?—I can't tell, as I didn't see them.

19016. You do not know where the cards came from?—I suppose they came from the Conservative office, and were sent round.

19017. Did you look at the card carefully before you gave it out of your hand?—No.

19018. Was it printed or written on?—It was printed, and they wrote "William Beckett" in ink.

19019. Was it red or black ink?—It was black, to the best of my recollection.

19020. When you saw that young man, what made you go to him that morning?—Because I saw Walker and Butler with him, and I then thought there was something in their being with him.

19021. When did you think that?—When I saw Walker and Butler with him talking.

19022. How far were you away from him at the time?—I was at the other side of the street, across the street.

19023. Did he go near you, or did you go near him?—I went over to him after they went out.

19024. Did you see them talking to him?—Yes.

19025. Did he take anything out of his pocket when he saw you?—No, he did not.

19026. Had he the ticket in his hand that you talked about as Marcus's excursion ticket?—No, he had it in his pocket.

19027. Did he then give it to you?—No, it was in the dark passage he slipped it into my hand.

19028. Did you see him take it out of his pocket?—I saw him slip his hand into his pocket, and I felt him slip the ticket into my hand.

19029. When he did that, did he say anything to you?—All he said was to go to 76, Capel-street.

19030. When did you first feel satisfied in your mind that you were to get something for your vote—you were a good Conservative, and it was not natural or reasonable that you should expect to be paid for your vote?—When I saw that young man talking with Walker and Butler, the thought struck me that he had something to do with it.

19031. Did not you swear that you thought you would get something from Robinson?—From that young man.

19032. When did you feel satisfied in your mind that you would be paid for your vote?—On the occasion that Walker and Butler spoke to him.

19033. Not before that?—No.

19034. Have you not sworn that you thought that Robinson would get something for you?—That was another offer.

19035. When first before the election were you satisfied that Robinson would get you something?—The night before the election—Tuesday night.

19036. You knew you would get paid?—The words he used was to "depend on him."

19037. Did not you know that you were to get something before you voted?—No.

19038. Do you swear that?—I swear I did not know I was to get anything until I saw the young man.

19039. Mr. LAW.—You stated that you were looking about for Walker on the morning of the election?—Yes.

19040. You had met him some evening previously?—Yes, on Tuesday.

19041. Had you been with Walker any evening before that?—I don't remember.

19042. I believe you had been in the habit of meeting after working hours in the committee-rooms in Dorset-street?—Yes.

19043. Butler breakfasted with you on the morning of the day of the election?—Yes.

19044. And after breakfast, as you say, you both went out to look for Walker?—Yes.

19045. Didn't you have a look-out for Walker, in order that you three might vote together that morning?—Yes.

19046. You had voted at the former election?—Yes; I voted once before.

19047. Butler had never voted?—No.

19048. And Walker was an old experienced hand?—Yes.

19049. Was the reason both you and Butler wanted to be with Walker, because he knew everything about the ways of the place, and about elections?—Yes.

19050. Had you ever heard from Walker about his getting money at any former election?—Never, unless that he was paid for his services.

19051. Of course that's the way it's done. You heard that Walker was paid for his services at the '65 election?—Yes.

19052. You weren't employed in any way at the '65 election?—No.

19053. How much did Walker tell you he was paid for his services in 1865?—Fifteen shillings a week as a messenger.

19054. Did he tell you what employment he got during the last election?—I think he said he was a tally clerk.

19055. A tally clerk?—Yes, or something of that kind.

19056. Was it a special tally clerk?—Yes, or coming in as a personating agent.

19057. Did he tell you what he got a week when he was promoted to this superior office?—I think he said it was sixteen shillings or a pound. I don't know which it was.

19058. Did he tell you that he got that or more?—No more.

19059. Didn't he tell you that he got fifteen shillings a week, and £1 on the last day, all paid together in one sum?—I don't know that he told me that.

19060. How much did he tell you he got for his services?—Fifteen shillings a week.

19061. For how many weeks?—I don't know.

19062. Did he tell you that he got a sum of £7 for his services?—No.

19063. Or £5?—No.

19064. Did not you know that Walker had been dealing in this sort of thing for years?—He told me he was always engaged.

19065. Did he tell you that that sort of work in which he was employed was easy and light, and would not take you away from your everyday work?—He didn't.

19066. Did you go to the committee-rooms to look for employment at the election?—I did.

19067. You were not employed?—No.

19068. When you went to the committee-rooms to look for employment, were you shown a paper to sign; and did they tell you that if you wanted to serve you should do so for nothing, as you would not be paid?—I saw it.

19069. Did you hear Walker say when you were shown the paper to sign, that it was shabby to expect a man's services for nothing, when they were always paid for?—I did not.

19070. You were with Walker when he signed the paper?—Yes.

19071. When he said he wanted to get employment, and they told him that he would have to sign a paper, did they then tell you that you should sign a paper also if you wanted to get employment?—No; they did not.

19072. They would not have you at any price?—No.

19073. Who got Walker to sign the paper—was it Mr. Lawlor, or Mr. White, or who?—I suppose it was Mr. Lawlor.

19074. You saw him sign it?—Yes.

19075. Was it on the same occasion you asked for employment?—Yes.

19076. They had not it for you?—No.

19077. I suppose you went looking for it on two or three occasions?—Yes.

19078. And each time were you told that there was nothing for you to do?—I asked them to give me on the day of the election something to do as check clerk, and they told me that they had enough already.

19079. Was it looking for employment you were in all these visits you paid to the committee-rooms in Dorset-street?—No. Two or three times I asked for employment, and the other times I went over I went to see if my brother's name was on the sheet.

19080. That would only take you there once?—It did more, for they hadn't got the new sheets the first time.

19081. Were you going to look for his name in order that your brother might come over if he was on the sheet?—No.

19082. Why then did you want to know if his name was on the list?—I wanted to see if his name was on the list, and if they would send over for him.

19083. Was your object to get the persons in the committee-rooms to bring him over?—If his name was on the list, they might ask him to come over. I would have remarked it to Mr. Lawlor if my brother's name was on the list.

19084. What were you prepared to say to Mr. Lawlor?—I would say that my brother was in London, if his name was on the list.

FIFTEENTH DAY.

December 15.

William Beckett.

19085. Would you say to him that if you got a ten pound note you would get your brother to come over and vote?—They might have sent for him.

19086. You believed they did not know where your brother was?—They didn't, but I would tell them where to find him.

19087. And you would tell them also, I suppose, that if they trusted you with the price of his ticket you would get him over?—I didn't intend that.

19088. Looking after your brother's name, to see if it were on the list, would account for one visit to the committee-rooms. You went three times to look for employment; did you ever say it was a hard thing to come looking for employment and not get something for your loss of time?—Never.

19089. Was Walker more than once with you there?—He was, two or three times.

19090. Was he a friend of yours, and did he not try to get you on the staff?—He didn't mention me.

19091. You told us that three times you went to look for employment. Did you go three times or more trying to get employed?—I went three or four times.

19092. Were you told on the first occasion that being a voter, you could not get paid?—Yes.

19093. Do you tell us then that having heard you could not be paid, and not expecting to be paid, you went four times to try and get employed?—I went to see if my brother's name was on the sheet.

19094. That was only once?—It was three or four times.

19095. Though you knew you would get nothing for your services immediately, did you expect that you would get paid eventually, at some time or other?—Yes, that's the general thing.

19096. Was the signing of the service papers merely to evade the law, and did those signing them expect that they would get paid some day or other?—Yes, that was the general thing.

19097. Did Walker say he expected to be paid?—He did.

19098. You told us that what induced you to go over to the young man in Halston-street, was seeing Walker and Butler with him talking?—Yes.

19099. I presume you thought, that as Walker was an old and experienced voter, he knew the sort of man to apply to?—Yes.

19100. Did you suspect there was something to be given by proceeding in this way?—Yes.

19101. And, as you knew Walker was an old hand, you followed in his steps?—Yes.

19102. Had you any conversation with him as to how it was likely the promise of something to be given was to be carried out?—No.

19103. Why, then, did you and Butler try to catch Walker?—Because he was more experienced in these matters than we were, and because we knew we would be safe in his hands.

19104. When did you see Walker after the election that day—did you see him afterwards that day?—No.

19105. Did you see him the next day?—No.

19106. When next did you see him?—Not until the following Sunday.

19107. Where did you see him then?—In his own place.

19108. Did you call on him?—I did.

19109. I suppose you began to compare notes?—No, we did not.

19110. Tell the truth honestly. You and Walker were a good while together before the election?—Yes.

19111. Did you talk of what had happened on the day of the election?—Yes.

19112. Was Butler in Walker's house on Sunday?—He was.

19113. Was Smith there?—No.

19114. Was anyone there but Walker himself?—Yes; Mrs. Walker was there.

19115. Were your wives there?—No.

19116. Tell us what took place. I suppose you chatted over what took place on the day of the election?—I suppose it was talked about.

19117. Butler said what he got?—Yes.

19118. You told what you got?—I suppose I did.

19119. Did Walker tell you what he got?—Yes.

19120. Did you find out that you all got money through this young man by means of three tickets?—Yes.

19121. Mr. TANDY.—Did anyone advise or suggest to you to go to Foster's house to see him?—No.

19122. At any time?—No.

19123. When you, Walker, and Butler were talking about what occurred on the day of the election, did any of you make a guess as to who the young man with the eye-glass was?—We couldn't think who he was.

19124. Did you ever hear who he was?—Never.

19125. Or hear anything about him?—No.

19126. Mr. LAW.—Did you ask Walker who he was?—I did.

19127. What did he say?—He couldn't tell me.

19128. Or he would not tell, which?—He said he couldn't tell.

19129. Mr. MORRIS.—Will you swear that he was in Robinson's the night before the election?—I will swear it.

19130. Mr. LAW.—What class of person was he?—He was a genteel young man, sallow complexioned with an eye-glass.

19131. Was he well dressed?—Yes.

19132. Did he appear to be a gentleman?—Yes, he was respectable.

19133. What class of life would you suppose him to belong to?—He was a decent, respectable young man.

19134. Would he be a tradesman, somewhat like yourself?—No, he was of a better class.

19135. Do you think was he in business as a shopkeeper, or anything of that kind; or was he better than that?—He was better than that.

19136. Do you know would Foster be in the same rank of life as he?—Yes.

(The witness withdrew).

Anne Beckett.

Anne Beckett sworn and examined.

19137. Mr. LAW.—Do you remember the time of the election—November, 1868?—Yes.

19138. Do you recollect the day of the election, when Butler and his wife came unexpectedly to breakfast with you?—Yes, they came uninvited and unasked; I was just getting out of my bed.

19139. About what hour did they come?—To the best of my knowledge it was about half-past seven o'clock; it could not be more for I had the candle lit.

19140. You were not ready for breakfast at the time?—I was going to light the fire to prepare breakfast.

19141. I believe Butler and your husband went out together after breakfast?—Yes.

19142. About what hour was it when they left you?—About nine o'clock.

19143. How long was it before you and Butler's wife, at a later period of the day, went out?—Somewhere about eleven or half-past ten o'clock to the best of my knowledge.

19144. How long were they gone before the gentle man called who left the card?—I dare say they might be two hours.

19145. You went to look for them very soon after you got the card?—Yes.

19146. Immediately?—Yes.

19147. About eleven o'clock?—Yes, to the best of my knowledge.

19148. The gentleman who left the card went up, I presume, to your room?—Yes, Mrs. Butler happened to be in my room when the gentleman came to the door; I went and opened it. He asked was Mr. Beckett in, and I said he was not. He asked was he gone to vote, and I said I thought he was.

19149. Did you ask him who he was, or from whom he came?—Yes, and he put his hand into his pocket and took out a little case and presented his card, and told me to give that to my husband. I asked him who he was, and he gave me the card.

19150. What did you do with the card?—I went down and handed it to my husband.

19151. Did he ask you how your husband was going to vote?—Not that I remember.

19152. Did he say anything about his voting for any particular candidate?—No; I said all his family always voted for the Conservatives.

19153. You told him that?—Yes, I did.

19154. Was it after you told him that you asked him who he was?—Yes; where he came from—who he was.

19155. Did he tell you where he came from?—No; he gave me the card.

19156. That did not give you any information?—No.

19157. Did you read the name on it?—No; I did not know his name till I saw Butler's evidence in the papers yesterday evening.

19158. When you asked him from whom he came, did he, by way of answer, give you the card—or did he say from whom he came?—I don't think he did. Mr. Butler was present.

19159. You did not know who he was?—No; he told me for to see my husband, and to tell him to vote early. That is all the gentleman said.

19160. Mrs. Butler was beside you all the time?—Yes.

19161. Did she take a card?—No.

19162. You both put on your bonnets and went to look for the men?—Yes.

19163. Which did you find first?—My husband.

19164. Where?—In Halston-street.

19165. Was it up near North King-street?—Yes, I think up there.

19166. About the Temperance Hall?—Yes.

19167. Was he standing there alone?—I really could not tell.

19168. Butler was not with him?—No, not at the time.

19169. When you saw your husband, did you tell him this gentleman had called?—I did.

19170. Did you give him the card?—Yes.

19171. Was Mrs. Butler with you at the time?—She was.

19172. How did you find Butler?—Mrs. Butler went away.

19173. How soon after she went away did you see Butler and her again?—Shortly after.

19174. When Mrs. Butler went away to look for her husband, did you remain with Beckett?—A very short time.

19175. Where was he when you left him?—In Halston-street.

19176. Which side of the court-house was he?—This side.

19177. Did you arrange to meet him?—I did not arrange to meet him anywhere. I saw him after in Capel-street. I did not arrange to meet him.

19178. You do not know how long after you left him he voted?—I do not.

19179. While you were in Halston-street with him did you notice this young man they speak of?—No.

19180. Did your husband tell you he was on the look out for anybody?—No; he never tells me any of his affairs that way.

19181. Do you remember the evening before, your husband lying down after dinner, and Smith and Walker coming in?—Yes; I remember that perfectly well, it was in the evening.

19182. About seven or eight o'clock?—Yes.

19183. Had your husband been lying down?—He had not.

19184. Which did Smith or Walker come in first?—Mr. Walker was in the room first.

19185. Did he say what he wanted?—He did not. He came up to see him.

15186. Was Walker there long when Smith came?—No.

19187. Did they appear to meet by arrangement?—No, they did not. Mr. Walker did not know the other was coming, nor did my husband.

19188. When your husband woke up they had some talk, and went out together?—Yes; I heard Mr. Smith telling my husband——

19189. That Mr. Robinson wanted them at the Post Office?—Yes, I believe so.

19190. They went out about eight o'clock?—Yes.

19191. What time did they return?—About ten o'clock, or near it.

19192. Did he tell you when he came back about the meeting at the Post Office?—No; he never tells me about these things, and I never ask him.

19193. Did he tell you about his name having been taken down?—No; he has never spoken to me much about his election affairs at all.

19194. Then you did not know I suppose the night before the election, that he expected to get anything for his vote?—I did not.

19195. Did you know he had gone some five or six times up to Dorset-street, to get employment?—He used to go in the evening, five or six times.

19196. Did he tell you that what was taking him there was to look for employment?—Yes.

19197. I suppose you knew Walker had got employment?—Yes; I heard Mr. Walker say he had put down his name to get employment.

19198. Did your husband tell you he called to Mr. Foster?—I heard the name mentioned.

19199. Was that in conversation with you, or was it a conversation between your husband and Walker?—No.

19200. Who, did you hear, mentioned Mr. Foster's name?—I heard my husband once say he was going to see Mr. Foster. I asked him where he was going, and he said to see Mr. Foster.

19201. He told that to you?—Yes.

19202. Did you hear Mr. Foster's name before?—I may forget. I heard it on that occasion.

19203. Did you ask him who Mr. Foster was?—I did not.

19204. Did you know Mr. Foster was a gentleman connected with the election?—I really did not know anything about him.

19205. Did you not ask him who Mr. Foster was?—I did not.

19206. Did you ever hear Walker speak about Mr. Foster?—No.

19207. Or Smith speak about him?—No.

19208. The card that this gentleman—Mr. Edwards we shall call him—left with you, you brought as quickly as you could to your husband?—Yes, a short time after, I went.

19209. How long was it before you found him?—About half an hour.

19210. That is about half-past eleven o'clock?—It might be that—I won't swear it.

19211. About what hour was it when you saw your husband after he had voted?—It was more than that.

19212. It would be later than twelve o'clock?—I should think it would be about that to the best of my knowledge.

19213. When you saw your husband next did he tell you he voted after Butler voted?—I knew that Mr. Butler voted before my husband.

FIFTEENTH DAY.

December 15.

Anne Beckett.

19214. How do you know that?—Because I heard my husband saying it.

19215. Tell us what you knew yourself irrespective of what your husband says. Did you see Butler?—I saw Mr. Butler when he came up with his wife.

19216. When you parted from your husband in Halston-street, after having given him Mr. Edwards' card, you did not see him for half an hour after?—No.

19217. In that interval did you see Butler?—No, not till I saw the two of them together.

19218. The two of them came up together?—Yes.

19219. Was Mrs. Butler with you at the time?—Yes.

19220. After Mrs. Butler left you in Halston-street, and you left your husband, did you get together again?—Yes.

19221. Did the two men come together?—Yes.

19222. Where were you when your husband came to you?—At the top of Capel-street.

19223. Had you not arranged where they should find you?—I really forget that.

19224. I believe you turned down Capel-street and saw your husband and Butler going into No. 76?—They went into some house in Capel-street.

19225. You waited for them and then went off to buy bonnets?—No, we went to Fitzpatrick's.

19226. To get some refreshment?—Yes.

19227. Who paid for the refreshment there?—I did.

19228. You went to Morrison's then?—Yes.

19229. You heard your husband paid for the hats?—I did not see him; I heard he did.

19230. When your husband came up to you first in Capel-street did he show you the ticket he got?—He did not. Mr. Butler told me when he came out of the house in Capel-street he was after getting £5.

19231. Before they went into the house where the money was got did your husband tell you he got a ticket?—He did not.

19232. Did Butler say anything about having got a ticket?—No.

19233. When you went to Morrison's and saw your husband paying for the hats you knew he got the money?—I never saw him paying for them.

19234. Did you know of him getting change for a note?—No; his friend Butler knew it.

19235. You had some refreshment at Bolger's?—Coming down Cork-hill they went into a house there.

19236. Another public-house?—Yes.

19237. Did they meet any friends there?—Not that I am aware of. There was no one there but themselves. There was plenty there, of course, but no one that they knew.

19238. It was after that you went and bought a couple of bonnets?—Yes.

19239. Did you hear either your husband or Butler in the course of conversation talking about the strange young man with the glass in his eye?—I never heard his name mentioned.

19240. Did you hear them speak of such a person?—No.

19241. Did you ask your husband if he got anything?—I did not. I don't think I did.

19242. How soon after did you see Walker—he has been frequently in your room?—He is generally in the street coming up or down. I don't mind him.

19243. Does he live near you?—No; in Dorset-street.

19244. He has been frequently in your house?—Yes, he visits it.

19245. He was there soon after the election?—I think he was there the Saturday; I know I saw him the Saturday or the Friday.

19246. Did you hear what he was talking to your husband about?—No.

19247. Were you ever taken to the office in Abbey-street?—No.

19248. You did not give any evidence there?—No.

19249. Where did Butler live?—In Denmark-street.

19250. You live in Liffey-street. The two streets are very close to each other, the one is almost a continuation of the other?—Yes.

19251. You had known Butler for some time?—I am sorry to say I did. To my grief I knew them.

19252. When did your husband first tell you he got money?—My husband never told me; Mr. Butler told me.

19253. When?—That day he told me my husband had got it.

19254. When Butler told you this, did you speak to your husband about it?—I did not, nor took no notice of it either.

19255. You knew the reason of his spending money so freely that day?—I believed Mr. Butler's statement that he had got money.

19256. You accounted then for this somewhat lavish expenditure that day, buying hats and bonnets?—I should think he had got money somewhere.

19257. Did you not know it must be the money Butler said he had got?—I did.

19258. Mr. TANDY.—You brought down Mr. Edward's card to your husband, and gave it to him?—Yes.

19259. Did he make any remark on it?—No, he did not. Yes, he asked me what made me go down there.

19260. Do you recollect Butler and his wife coming?—Yes.

19261. Did you see your husband show the ticket to Butler?—Yes, he showed him the ticket.

19262. Did you hear any conversation about it?—not a word. My husband either put the ticket in his pocket, or gave it to Mr. Butler. I could not say which; but I know Mr. Butler had the ticket after, and kept it.

19263. How do you know that?—Because I heard my husband saying he gave it to him.

19264. You saw your husband showing the ticket to Butler?—Yes.

19265. Did you hear any conversation at all when he showed him the ticket?—I did not.

19266. Do you mean to say your husband just showed the ticket and said nothing?—He said there was a gentleman after being up with the ticket, showing the ticket. That is all I heard, or remember hearing.

19267. Mr. MORRIS.—Did you ever see the gentleman before?—No, I never did.

19268. Had you the card any length of time in your hands?—I did not keep it long till I went down and gave it to him.

19269. Did he say anything about voting at once and you would not be forgotten?—Not that I remember. All I remember him saying was to tell him to vote early.

19270. Would you know that gentleman again?—I would not indeed. If he stood there this minute I would not know him.

Elizabeth Butler.

Elizabeth Butler sworn and examined.

19271. Mr. LAW.—Do you recollect the morning of the election in November, 1868, when you and your husband went to breakfast with the Becketts?—Yes.

19272. I believe you went there about half-past seven in the morning?—Yes.

19273. Had any persons been previously at your house in Denmark-street canvassing your husband or speaking to you about his voting?—I lived at that time in Lower Liffey-street.

19274. Near Beckett's?—Yes, and there were people inquiring after my husband.

19275. How long before the election did people begin to canvass you?—About a week or a fortnight.

19276. I thought you lived in Denmark-street before the election?—Yes; and there were people inquiring.

19277. Then you must have moved within a week or two before the election?—Yes.

19278. How often were people asking about your husband's vote at Liffey-street, your first residence?—Once or twice.

19279. Did your husband work in his own room?—No; he worked in Abbey-street.

19280. People came to ask you about him?—Yes.

19281. Did they find Butler at home?—No; he was at work.

19282. Who were they?—I don't know—they said they were inquiring to know if he lived there, and who he was going to vote for.

19283. For whom did they want him to vote?—I did not tell.

19284. Did they ask?—I said I did not know.

19285. Did you not know in point of fact, for whom he was going to vote?—I did not.

19286. You knew he was put on the freemen's roll only the year before, and had never voted?—Yes.

19287. You did not know how he was going to vote?—I did not understand it.

19288. You knew he had a vote?—I did.

19289. Had you and your husband a chat about what way he was going to vote?—I could not say; I heard him saying one time he would vote on one side, and another time on another. I did not know what way he was going to vote.

19290. You did hear him say he was undecided in his opinions?—Yes.

19291. Did he sometimes say he would vote for the Liberals, and sometimes that he would vote for the Conservatives?—At the time he was going to vote I did not understand.

19292. Did you hear him before that say sometimes he would vote one way, and sometimes another?—One time he told Mr. Beckett he would vote at his side.

19293. Did he tell somebody else he would vote at his side?—He did not. Mr. Beckett was the only man he would speak to about it.

19294. Had he reliance on Beckett?—He might. They were connected together with regard to their trade.

19295. Are they members of any society?—No, they were comrades in work.

19296. As far as you could gather your husband was rather undecided as to how he would vote?—I often thought he was. I never minded how he would speak about it.

19297. I suppose politics were not very much concern to you?—No.

19298. Did he ever speak of the possibility of getting something for his vote?—I often heard him speak about it, but I never believed it.

19299. You often heard him speak of getting something for his vote?—He was not sure of it. People said he would, but he was not sure of it.

19300. Did you hear people talk to him about getting something for his vote?—Only between Mr. Beckett and him—they would speak over matters that way. I never heard anyone else.

19301. On the morning of the election you went about half-past seven o'clock to Beckett's?—Yes.

19302. They say they did not know you were coming—how did it happen you went there?—I will tell you; my husband was going out, and I did not wish to let him go by himself for fear he would not come home. I wanted to go with him to keep him all right.

19303. To put him in charge of somebody?—No, I wanted to keep him with myself.

19304. You only got as far as Beckett's in the first instance?—That was all.

19305. Would he not wait for his breakfast?—He was not inclined, and I went out with him.

19306. Had he been out the night before?—No.

19307. You went to Beckett's to breakfast?—Yes.

19308. Beckett and your husband went out together?—They went out and left us in the room.

19309. As he had Beckett you did not think it necessary to accompany him?—No. I stopped with Mrs. Beckett.

19310. How long after they went out did the gentleman come with the card?—In about an hour, or an hour and a half.

19311. He knocked at the door?—Yes.

19312. Did you see the gentleman?—I saw him.

19313. Was he a young man?—A middle-aged man. A respectable looking man.

19314. Was he tall or short?—He was a stout, respectable looking man.

19315. Did he appear to be a gentleman?—Yes.

19316. Well dressed?—He was.

19317. Did he wear a beard?—Yes, he was dark-complexioned.

19318. What did he say when he came into the room?—He asked was it there Mr. Beckett stopped, or did they know of anyone of the name of Butler.

19319. He asked for both Beckett and Butler?—Yes.

19320. You are certain your husband's name was also mentioned?—Yes, I think so.

19321. Did you answer for your husband?—Mrs. Beckett answered for my husband and said I was his wife. She said the men were out.

19322. Did either of you ask him who he was or where he came from?—I don't recollect that.

19323. When he asked for Beckett and Butler, did he tell you what he was coming about?—I think he said did we know who they were inclined to vote for.

19324. What answer did you make to that?—We said we did not know.

19325. Who said that?—I think Mrs. Beckett.

19326. Was it after that Mrs. Beckett asked him who he was?—I think she asked him that, I am not sure.

19327. You saw him hand the card?—Yes.

19328. Did he say for whom he came—whether for Guinness and Plunkett, or Pim and Corrigan?—I don't remember.

19329. Did you understand from what he said, whether he belonged to the Conservative side or to the Liberal side?—I really could not tell.

19330. Did he mention the names of any of the candidates?—He might. I disremember; I was not paying attention, but I know he gave something in regard to the voting.

19331. You saw the card in Mrs. Beckett's hand?—Yes.

19332. Did she show it to you?—Yes.

19333. What was on the card?—I never looked at the writing. She says to me, "It is something about the voting, and I will go down and give it to Mr. Beckett."

19334. Did she give it into your hands?—No, she did not. She looked at it herself. She gave it to her husband.

19335. Did the man who brought the card say anything more after he handed the card to her? Was she to do anything with it?—He said to take that. I don't know whether he mentioned any money matters or not.

19336. What did he say, to the best of your recollection?—I think he said he would make it all right.

19337. That it would be made all right?—Yes, I think so.

19338. That is your recollection?—Yes.

19339. That is, if the votes went in a particular way? Was that what you understood?—Yes.

19340. They were not to be paid, no matter how they voted?—No.

19341. What side did you understand was to have the vote?—I did not understand at that time.

19342. You understood soon after—or at least you suspected?—I did.

FIFTEENTH DAY.

December 15.

Elizabeth Butler.

19343. Which side did you think your husband was to vote for, in order to have it made all right?—I think the card was to signify he was to vote at the side he did vote.

91344. This visiting card was to suggest to him that if he voted on the Conservative side he would not be forgotten, that it would be made all right?—Yes.

19345. Did he tell Mrs. Beckett to do anything with the card?—No, she took it and gave it to her husband.

19346. Did he tell her to give it to her husband?—I think so. He asked for both.

19347. Did he give a card to be shown to both?—I think so.

19348. That was what you understood?—Yes.

19349. Had you ever seen that gentleman before?—Never.

19350. Or since?—Never.

19351. Did you ever hear from anyone who he was?—I never did.

19352. Did you ever hear a name given to him of any kind?—I never did.

19353. Have you any idea who he was?—No.

19354. I suppose you often asked about it?—I never minded after.

19355. You and Mrs. Beckett went off together to look for the two men?—Yes.

19356. I believe you first found Beckett?—Yes.

19357. Where?—In Halston-street.

19358. Had Mrs. Beckett the card in her pocket at the time?—In her hand.

19359. Did anybody tell you to go look for your husband?—Yes.

19360. Who?—Mrs. Beckett.

19361. Where did you find him?—I found him in Green-street.

19362. The other side of the Court-house?—Yes.

19363. Mrs. Beckett said the two of you found Beckett first, near the Temperance Hall?—Yes, in Halston-street.

19364. Which side of the street—the side opposite the Court-house?—Yes.

19365. Did you notice any person walking up and down along the blank wall there?—I cannot say I did.

19366. Have you no recollection of any?—I saw one or two young men walking up and down.

19367. Were they like gentlemen?—Yes, respectable.

19368. Walking backwards and forwards?—They were standing about.

19369. Were there many police there?—There were a good deal.

19370. A considerable body of police to keep the place clear?—To keep it quiet.

19371. After you found your husband in Green-street, did you bring him to Beckett?—I told him Mr. Beckett wanted him, and that he had a card. I brought him to where Mr. Beckett was.

19372. Did Beckett show your husband the card?—Yes.

19373. Besides the gentleman's name was there any writing on it?—Yes, the writing was in a very small hand.

19374. Did you see there was a name printed on it in the way an ordinary visiting card is, and something written on it besides?—Yes.

19375. Besides the name and address of the gentleman was there something written on it which you did not read?—Yes.

19376. Did you see Beckett show that to your husband?—Yes.

19377. Did he give it into his hand?—I think so.

19378. Did your husband hand it back to Beckett or keep it?—I could not say.

19379. Do you recollect your husband having that card in his house in Denmark-street?—Yes.

.19380 Do you remember seeing that same card in your house or room after the election?—I know I saw a card, but I don't know whether it was the same card or not. I know a small card remained.

19381. Had there been any card there before?—No.

19382. Is it your belief that this same card was in your house after the election?—Yes.

19383. Was it not your husband's intention to keep it safely?—No. I think they were to go to see that person. By the message the gentleman left, I think they were to go see that person. So the card remained.

19384. Was it kept carefully?—It was not. I don't think they ever went.

19385. Do you know what became of it?—I can not say.

19386. Did you hand it back to Beckett or his wife?—I think it remained in the house.

19387. For how long?—A month or so, till it got lost.

19388. Did your husband ever go look for that person?—I don't think he ever went to look for him.

19389. Did he ever make inquiry?—I don't think he did.

19390. Did he ever examine the Directory to see if Mr. Edwards was living at 25, so and so, and found no one there?—I think I heard something of that.

19391. Do you remember he made some inquiries that satisfied him the card did not belong to any person who could be found?—I think he did.

19392. Finding it was not the name of any one who could be caught, you did not mind the card more?—Yes.

19393. How soon before the election did you remove to Denmark-street?—A week or a fortnight.

19394. It was previous to that week or fortnight, the people canvassed you first.

19395. Did anyone come to you to Denmark-street about the vote?—No.

19396. Did the gentleman who left the card tell you he had been to look for you?—He did not.

19397. Have you any idea how he found that Butler was at Beckett's house?—He had been inquiring.

19398. And had been sent on?—Yes.

19399. The people of the house knew you were gone down there?—Yes, they might have told we were there.

19400. Mr. TANDY.—Did you expect that any message would have been sent to you that morning?—Yes, because two or three had come on cars before that—a week or a fortnight before, in Liffey-street.

19401. Did you expect that any person or any message would come that morning?—I did not.

19402. Beckett showed the card to your husband?—Yes.

19403. Was there any conversation between them about it?—They were speaking about the card, I know.

19404. Do you recollect a single word they said about it?—I cannot say, but I know they were speaking over the card.

19405. Can you not give me any idea what they were saying about the card?—I cannot.

19406. What were they saying about it?—They were saying they got it, and they seemed to know it was from the side they were going to vote on.

19407. Did they seem to know why the card was left for them?—I think they did.

19408. What did they appear to think about it?—They said nothing to me. I heard them speaking. I was not paying any attention to their conversation.

19409. Did you hear anything about the tip being given?—I heard some talk about that.

19410. What talk did you hear about it?—Well, Mr. Beckett told him to go with him, to go and vote along with him.

19411. Did he say this, or words to this effect—"Come vote now, for I have got the tip"?—He said to stop with him and vote with him.

91412. Did he say anything about the tip?—I did not hear anything about the "tip," but to go vote with him.

19413. Was that when talking about the card?—Yes.

19414. Was it in allusion to getting the card he said that?—No, he said long before he got the card the two were to vote together.

19415. But, you were sent for your husband to tell him Beckett had got a card?—Yes.

19416. You heard them afterwards talking about this?—Yes.

19417. You saw Beckett showing the card to your husband?—Yes.

19418. Now, I want you, having regard to these different matters, to tell the purport of what passed between your husband and Beckett?—I cannot say. I did not mind; but Beckett always told my husband to go and vote with him.

19419. Did he tell him that after showing him the card?—Before and after.

19420. Was there more than one card?—Only one.

19421. Did you ever hear of any other card of a similar character being left at your house?—I never did.

19422. You never found a card at your own house?—I did not.

19423. Did you ever hear Beckett mention Foster's name?—I did not.

William Walker sworn and examined.

19424. Mr. Law.—Where do you live, Walker?—At 4, Upper Dorset-street, sir.

19425. What is your trade?—A cabinet-maker, sir.

19426. Are you a freeman?—Yes, sir.

19427. How long have you been a freeman?—Since 1842.

19428. You voted at the last election?—Yes.

19429. Did you vote for Guinness and Plunkett?—Yes, sir.

19430. Were you at any of the committees of the ward?—I have been at Inns-quay committee in Dorset-street on several occasions.

19431. What was your connexion with the Inns-quay ward committee?—I had no connexion with it.

19432. I thought you said you were on the committee? Were you attached to it in any way?—I got attached to it as a canvassing agent.

19433. Who employed you?—Mr. Barlow.

19434. What is his Christian name?—I do not know what his name is; but I think it is Frederick.

19435. Is he a young gentleman?—Yes, he is a gentleman of about thirty years of age.

19436. You were to canvass the people of the ward?—Yes, sir.

19437. Did you sign for this one of what have been called the "Gratuitous Service Papers"?—Yes.

19438. Who asked you to sign that?—Mr. Falkiner.

19439. What Mr. Falkiner is that?—I think he was assistant-secretary to Mr. Lawlor.

19440. What may that list be that you have got there?—A list of the names that I canvassed.

19441. Did the Inns-quay ward include Dorset-street?—One side of it, sir.

19442. You often attended, I believe, the meetings of the committee in Dorset-street?—Yes, sir.

19443. Did you make your reports from time to time to the committee?—No, sir, I did not.

19444. This book was given to you for the purpose of canvassing?—Yes.

19445. Have you any more of it?—No.

19446. Was there any more of it?—I think there was room for five or ten more names.

19447. Who wrote those names?—Some one in the back parlour.

19448. Is there any writing of yours upon it?—No, sir. I believe "Inns-quay ward" is in my handwriting.

19449. Are the words "Inns-quay ward, Capel-street," in your handwriting?—Yes.

19450. And all the names under it are written by whoever gave it to you?—Yes.

19451. Who wrote this, "G. and P.," for "Guinness and Plunkett," and the names that follow it?—Those names were on it when I got it.

19452. How long was it before the election when you got this employment?—I think it was ten or twelve days.

19453. You were told to canvass all these people?—Yes, sir, and I did so.

19454. But I suppose you knew that those people who had the names of the parties they were to vote for opposite to their names, had already been canvassed?—Not that I was aware of.

19455. Here, for instance, "William Campbell, G. and P.," that is, that he had pledged himself to vote for Sir Arthur Guinness and Mr. Plunkett. Were not the letters placed opposite the names to indicate this?—Yes, sir, sometimes.

19456. But lists were filled for those that much way had been made with already?—Yes, sir.

19457. Do you know how many people had not pledged themselves according to this list?—I think it was four. You see the name of Mr. William White, of Capel-street. He is the city coroner.

19458. Yes, he had not pledged himself?—No, he would not tell me whom he would vote for.

19459. Well, you do not appear to have been successful with any of the people whose names are here?—Some of them told me they would vote for Guinness and Plunkett, and others would not tell me whom they would vote for.

19460. But you did not mark down the names of Guinness and Plunkett for any?—I see the names are marked. I looked at the part, and made certain, as I asked them whom they would vote for.

19461. But you did not waste time in asking over again the people that were already pledged?—I did not, sir.

19462. Then was it the people not pledged to whom you went?—Yes, sir.

19463. And what did they say to you?—They would not tell me.

19464. Therefore you put down nothing?—Just so.

19465. How long were you at this operation?—For about a week before the election.

19466. Were you to get anything for this?—Well, I expected it.

19467. You work, I suppose, for your bread like other people?—Yes, sir; I am a joiner and cabinet-maker.

19468. Do you work on your own account?—No, sir.

19469. Whom do you work for?—For a man named Hume; he is now down on the road.

19470. At this time that you speak of, November, 1868, were you working for him?—Yes, sir; I am working for him about four years.

19471. Are you working still for him?—Yes, sir.

19472. Was it Mr. Barlow that gave you this?—Yes. It was he that gave me the card.

19473. Where did you apply to him? Was it in Dorset-street?—In Dorset-street, sir; the committee-rooms of the Inns-quay ward.

19474. Had you to go a second time before you got employment?—I believe I went on several occasions.

19475. I believe you had been several times employed in one way or another by the Conservatives since the year 1842?—It was in the year '42 I got my freedom, and I was not entitled to vote till three years after.

19476. Well, ever since you have got employment?—Yes, sir; generally.

19477. And what used you to get? Were you canvassing?—No, sir; this is the first time I have canvassed.

FIFTEENTH DAY.

December 15.

William Walker.

19478. When were you employed last before the late election?—It was in 1865.

19479. And what were you doing then?—I think I was a tally-agent.

19480. Were you employed for more than one day?—For only one day.

19481. Well what did you get for the day?—I think 13*s.* 10*d.*

19482. Who paid you?—I got paid at the committee-rooms, three days after.

19483. Did you get more than that?—No, sir.

19484. Was the difference between that and a guinea made up by anyone?—No, sir; The previous election I was at, I got a guinea. That was when Mr. M'Carthy was up for the city.

19485. Oh, that is further back; you are speaking of the election of 1859; but at all events, in 1865 you got 13*s* 10*d.*, and at the election before that you got a guinea for your services on the election day?—What did you get at your first election?—I got nothing at all.

19486. But, as I understand, you have been in the habit of being employed by the Conservatives at every election since three years after 1842?—I have, sir.

19487. And you went, very naturally, to the rooms on the present occasion, to be employed in the same way?—Yes, sir.

19488. I suppose many others did the same?—Yes.

19489. Were you asked to sign any paper?—Yes.

19490. That is what is called a "gratuitous service" paper?—Yes.

19491. Who asked you to sign?—Mr. Falkiner.

19492. Who else was present when you signed it?—Yes; there was a witness—a young man named Alfred Rock.

19493. Did you hear Mr. Falkiner or Mr. Rock saying anything when you were signing it?—Nothing, but that I "should sign it."

19494. Did you understand that although you did sign it, it would be "all right" when the day was passed?—I expected it would be.

19495. You knew Mr. Foster, I think?—I have seen him.

19496. When did you first see him?—I have seen him in the committee-rooms in Dorset-street.

19497. You have seen him there frequently?—Yes; on two or three occasions.

19498. Was that after or before you were employed?—I do not remember.

19499. Did you ever make application to him to get employed?—I did not.

19500. And to whom did you apply first before you were employed? Was it to Mr. Lawlor?—No, sir; to Mr. Barlow.

19501. Do you remember some days before the election, going up to Mr. Foster's with Beckett?—The day before?

19502. Some days before. Do you remember going up to Foster's house with Beckett?—I do, sir; well.

19503. Were you up speaking to Mr. Foster before that?—No; that was the first interview I had with him.

19504. Had you ever an interview with Mr. Foster in the committee-rooms?—No, only seeing him.

19505. Had Mr. Foster ever before this interview, at which Beckett was present, intimated to you that you would be likely to get remuneration if you went?—Not directly. Beckett was telling me that he had been speaking to Mr. Foster, and that there was something going.

19506. How much did he say?—He said that much (*holding up five fingers*). I asked him for whom, and he said myself, and we arranged for the next evening.

19507. And Beckett, I believe, told you that he had been in Mr. Foster's own house?—Yes.

19508. You met Beckett by arrangement the next evening, and both of you went up to Mr. Foster's house and found him at home?—Yes.

19509. What happened when you arrived?—Mr. Foster came down stairs, and we went into the parlour. Beckett introduced me, and told him my name. He went to a place where there were books of elections, and took them down to see as to whether I had been in previous elections; and he said I was all right. And I then told him the conversation that I had with Beckett. "Oh," said he, "I have nothing more to say to you than what I have said to Beckett, that it would be all right." You fully understood the meaning of that?—Yes.

19510. How long was this before the election?—I think it was about a week.

19511. At all events, it was after you had been employed at the canvassing?—Oh, yes.

19512. Do you recollect how often you saw Beckett between that evening and the day of the election?—I suppose I saw him every day. He works for us, so we have to call to him about our work.

19513. He works for the same person?—Yes, sir, he is a carpenter, and that is why we came together.

19514. You live in Dorset-street?—Yes, sir; in 4, Upper Dorset-street.

19515. Where does he live?—He lives in Liffey-street.

19516. Was he often in your house?—Not often.

19517. Within this intervening week or ten days before the election, was he in your house?—Yes, on a couple of days.

19518. Did he call at your house on his way to Mr. Foster's, on the evening you speak of?—No, I met him.

19519. Well now, what brought him up to your house on two evenings?—To talk about the elections.

19520. Was it to discuss whether anything would be "going" or not?—Well, we had a talk on it.

19521. I suppose there was a good deal of speculation on this subject, among other people as well as you and Beckett?—Yes, I think there was.

19522. Are you sure of it?—I am.

19523. Did you hear other freemen speculate on it?—I did.

19524. Do you know Butler?—Yes, he was a shop-mate of mine before he went to Liverpool.

19525. Then we might say that you, and Butler, and Beckett, were very frequently in the habit of meeting at your business?—Yes.

19526. And there you often spoke of these election matters?—Yes.

19527. Did Butler ever come to your house before the election?—The only time he came was the Sunday after the election.

19528. The second time that Beckett came to your house, about a week or so before the election, was it in the usual way?—Yes.

19529. And to discuss, I suppose, pretty much the same subject?—Yes.

19530. Do you remember the evening that you and Smith called at Beckett's house, and afterwards met Mr. Robinson?—It was not Smith.

19531. Well, then, you and another?—It was James Hopkins.

19532. Was Hopkins there in Beckett's, or did he go with you?—Hopkins and I went there together.

19533. Was Smith there?—No; but I and Hopkins were there when Smith came in in a great bluster.

19534. Was there anyone but himself?—No.

19535. You say Smith was in a great fuss?—He was collecting all the freemen he could that evening under the Post Office to meet Mr. Robinson.

19536. Did he say he had a number of freemen gathered there?—He told me he had a good many.

19537. After some little time the three of you went down to the Post Office?—Yes.

19538. And you found a number of other freemen in waiting there?—Yes.

19539. Had you known Mr. Robinson before this?—I knew he was a money-lender in the neighbourhood of Liffey-street.

19540. Had you ever known him before in the way of business?—No.

19541. What happened when you went to the Post

Office?—After waiting some time I was about to go away, and the freemen assembled there were down near Prince's-street. I went up in the opposite direction. A cab drove up to the first pillar near Henry-street, and Mr. Robinson came out of it. I knew him by appearance. He said to me, "Do you think they are all here?"

19542. He knew you then?—I suppose he suspected I was a freeman waiting on him.

19543. Had you ever seen Mr. Robinson at the ward meetings?—No.

19544. He was not on the committee?—No.

19545. Can you tell us about what hour this was?—He was to have been there at eight o'clock; it was up to half-past eight before he came. He bid me tell them to follow him up to Cherry and Shield's, and I did so, and we went.

19546. How many went up to Cherry and Shield's?—About fourteen or fifteen.

19547. Were there twenty?—No, sir.

19548. Were these freemen of any particular ward or district?—I do not know.

19549. Were they members of any particular society?—I do not know.

19550. Are you a member of any friendly or other society?—I am not.

19551. What happened when you went after Mr. Robinson?—We went into a sort of back parlour which was sometimes used. I had been in that room at meetings.

19552. Was it the room in which the freemen had been before?—No, the room where speeches were made for the election.

19553. When you got in was anybody there with Mr. Robinson?—No. He took down my name first.

19554. Will you tell us, if you please, what took place?—He commenced by taking down the names, and when he had them all taken down he asked us would we all vote for Guinness and Plunket. We all said we would; and then he went off out of that room down to the end of the front room. He then went upstairs. I could see him going upstairs and turning in on the right.

19555. How long was he away?—He was away about ten or fifteen minutes.

19556. And I suppose the freemen had a chat while he was away?—Oh, yes, they had a chat.

19557. What was the general tenor of the conversation while he was away?—It was about the election.

19558. Of course it must have been about the election; but was there any speculation as to what was going to be done?—I believe they had a suspicion of Mr. Robinson, as I had myself. They thought that he only wanted to make tools of the freemen to put money in his own pocket.

19559. But I suppose you all went, believing that you were asked there, to get some remuneration?—Yes.

19560. What did Mr. Robinson tell you?—He told us we would hear from him in a week or ten days after the election was over.

19561. But you do not seem to have had very much confidence in him?—I had not.

19562. Did you hear any persons say they should like to have something more definite than that?—I did not.

19563. Did you hear anybody say whether they would depend upon Mr. Robinson?—Some said they would; others said nothing, and smiled.

19564. Those that spoke, and those that smiled—what do you think they meant? That it was anything but a fair chance?—I should say so.

19565. This occurrence, his saying that he would see them a week or ten days after the election, took place when he came back the second time?—Yes.

19566. Do you know, Walker, whether that house was used for committee-rooms and a principal place of meeting?—Yes, it is a large place.

19567. What offices are there upstairs?—I never was upstairs.

19568. Do you know any person that was in charge of the upper part of the house?—No.

19569. Was Mr. Alexander M'Neill there?—I do not know.

19570. Do you know anything more that occurred there?—No; I left then.

19571. When Mr. Robinson took down your names did he put them on a sheet of paper?—Yes.

19572. With pen or pencil?—A pen.

19573. Did he lead you to believe that he was acting for himself, or that he had any authority for so doing?—He did not convey that to us; it was generally supposed that he had some authority.

19574. Did he mention any name?—No, he did not.

19575. Did you ever see Mr. Robinson and Mr. Foster together?—I did not.

19576. Whom did you suppose he was acting for?—I do not know.

19577. He must have led you to believe he was acting for somebody, or else how did you suppose he had authority?—Well, really I could not tell. I knew he was taking an active part in the election, but I could not tell whether he was authorized to do so or not.

19578. When had you seen him taking an active part in the election before?—I had not seen him do so before seeing him at the Post Office.

19579. But you say you knew he was taking an active part?—Yes, I knew he was when he brought all the freemen to Cherry and Shield's.

19580. But the freemen would not have gathered together at the bidding of anyone that asked them. They must have known Mr. Robinson's name and connexion?—Yes, I suppose they did.

19581. Had he taken an active part in any former election?—I never heard of his doing so.

19582. I mean, how was it that when you got a notice from Mr. Robinson you all assembled, as if the man who was coming down to meet you was an accredited agent?—Well, I supposed he was so, as he is a respectable man.

19583. Had you ever seen him with any of the agents?—Never.

19584. Did he make any allusion that night to his seeing you next morning?—No, sir, he did not say that we would see him before ten or twelve days.

19585. That was when he said he would see you after all was over?—Yes, sir.

19586. He did not intimate that he would see any of you the next morning?—No.

19587. Did he tell any of you to be on the look-out?—No, sir.

19588. Did you see Mr. Foster on the day before the election?—I did not.

19589. How long before the election did you see him?—A week before, with Beckett.

19590. Did you see him on the day of the election?—I saw him on the election morning, near the Court-house in Halston-street, on the steps of the Court-house.

19591. Was he standing alone?—Yes.

19592. What hour in the morning was that?—About eleven o'clock.

19593. Did you see anyone else there that attracted your attention?—When Mr. Foster saw me, he beckoned me over to him, and said, "Do you see that gentleman with the white handkerchief in the breast-pocket of his coat? Well, do you go up to him, and tell him you want to vote." I went to him, and that gentleman told me he would have nothing at all to do with it. I went back and told him, and he said, "Oh, you are stupid." He went over then to the gentleman, and he walked away from him again. When I saw that, I walked down Halston-street, and down Little Britain-street, and I met Beckett, Hassett, and Hopkins, at the corner of Capel-street and Little Britain-street. I told them what passed between me and Mr. Foster, and while I was telling them, Mr. Foster himself came up, and called Hassett to one side. He whispered something to him, and then we all came back here to Halston-street—that is, I, and Beckett, and Hassett.

FIFTEENTH DAY.

December 15.

William Walker.

19594. Did Hassett tell you anything that Mr. Foster had told him?—No.

19595. But you understood that, whatever was said, you were all to go back?—Yes.

19596. When you went back, what took place?—Hassett went and voted first.

19597. Did you again speak to the young man you saw before?—There was a great crowd on the steps, and I could not see what he was doing, and did not speak to him then. At all events, he went off, and came back and pointed to this young gentleman with the eye-glass, and I went over to him.

19598. Did Hassett tell you what conversation he had with him?—Yes.

19599. You understood very well what his reference to this gentleman meant?—Oh, yes.

19600. Having got the information from Hassett, did you go over and speak to the young man?—Yes.

19601. Was this the same person that Foster told you to go to before?—No, they were different persons.

19602. And what sort of man was this?—He was a young man.

19603. The other was not?—No.

19604. The gentleman with the eye-glass was younger than the other?—Yes.

19605. About what age do you think he was?—About 28 years.

19606. What was his appearance?—He was a respectable looking young man. I took him to be a college student.

19607. Was he so much as 28?—I think he was about that.

19608. Was there anything peculiar about his dress?—He had a short coat, and wore an eye-glass.

19609. Had he a white hat?—I think he had, but I am not certain.

19610. But I suppose the glass was his distinctive mark?—It was.

19611. Well, when you got the intimation from Hassett, you went up to the gentleman to ask him if he would help you to vote?—Yes. He asked me if I had a voting card, and I said I had.

19612. How long before this had you got the voting card?—I had it about a week; it was sent to me in an envelope.

19613. What colour was it?—It was white, with the letters "G. and P." written on it, and my name.

19614. Was there anything else written on it?—No, sir.

19615. Was there a seal on it?—Yes, but no other mark of any kind. He asked me for it, and I gave it to him, and to see the number he referred to his list, which directed him as to where my booth was.

19616. That is, he referred to his list to see the number of the booth where you were to vote?—Yes. Then he went with me half way down Halston-street.

19617. Down Halston-street; which way do you mean?—Down towards the markets. He then gave me a ticket this way (with his hand concealed almost behind his back).

19618. What did you do with the ticket?—I did not look at it, but put it into my pocket.

19619. Did he tell you where to go?—No.

19620. Did anyone tell you?—Hassett told me.

19621. He told you to go to "76"?—Yes, and we both went together.

19622. How many people were sitting there when you went in?—Three or four.

19623. Do you remember whether it was three or four?—I believe there were four.

19624. Yes, I believe it is settled now, that there were four. It was stated at the trial that there were only three; but I believe the fourth has appeared since. Were the men sitting at the table writing?—They were sitting at the table.

19625. Did they seem to be hard worked?—I think the work was easy enough.

19626. I suppose you found the hall door closed or shut?—I had to ring at the hall door.

19627. When you rung, it was opened by someone?—Yes, by a tall man. He asked me had I a ticket. I said I had.

19628. Did you show him it?—No.

19629. Did he tell you to knock at the parlour door?—I did.

19630. And when you knocked, did you see a placard or anything over the parlour door?—No, I did not.

19631. But somebody said, "come in"?—Yes, and I went in.

19632. And the men were there present?—Yes, they told me to "knock at that door there behind the screen."

19633. Can you say which of them told you that?—No, one or other of them.

19634. You then went behind the screen, and a hand was put out with something in an envelope?—Yes.

19635. What was it? Was it a bank note?—Yes.

19636. What was the amount?—Five pounds.

19637. Of what bank?—The Bank of Ireland.

19638. Where did you go after that?—I went to Keegan's public-house.

19639. It has been stated that you went up to this young man with the eye-glass, and that you and Butler were seen speaking to him. Did you bring Butler to this gentleman?—Yes, I brought Butler, I think, afterwards.

19640. Then you went to Keegan's public-house to get some refreshment?—Yes.

19641. Did you go to change your money there?—Yes, purposely to change our money.

19642. Afterwards did you go down to Halston-street to meet Butler?—No.

19643. Beckett says his attention was called to this young gentleman first, because he saw you and Butler talking to that young man?—That was the time that I walked down Halston-street, that was the occasion they allude to.

19644. Did you and Butler go up together to the gentleman, or did you go first yourself, and then leave?—I brought Butler over to him.

19645. Was that after you had voted?—Yes.

19646. Had you the ticket?—I had the ticket.

19647. And after you had voted, you were going down towards the market, when you met Butler, and brought him to the gentleman?—Yes.

19648. You did not leave Butler with him?—No; I brought Butler in myself, with the young man, and the three of us went into the booth. When I had seen him polled, I went off.

19649. Then you did not see Beckett afterwards?—I did not see either Butler or Beckett afterwards.

19650. Did you see them on the Sunday?—On the Sunday they came up to my place.

19651. And I suppose you had a talk over the election?—Yes, we had.

19652. Was there anyone else there?—Yes.

19653. I presume this thing was a good deal talked of among the freemen, and I dare say you were speaking about it to others besides Butler and Beckett?—Yes.

19654. Did you find there had been other people in there in 76, as well as yourselves?—I did not find that any other party that I was speaking to had been.

19655. But you found afterwards that there were plenty of others who had been in there?—Oh, yes; I heard that there were plenty of others.

19656. From whom did you hear this?—It was a general rumour.

19657. How soon did you hear it?—A day or two after.

19658. Was it the common talk?—Yes.

19659. Where did you hear it? Was it in your workshop, or where?—In the workshop.

19660. Who worked with you?—Butler, sometimes.

19661. Who else?—Another man, of the name of Farrell.

19662. Did Farrell say he had been there?—No; he had not a vote at the last election.

19663. Who else was working there?—Only Butler and I, and Farrell.

19664. Well, you say it was the common talk that there were plenty of Freemen in there that day. When did you hear this conversation?—I heard it on the day of the election, and on the day after. The morning after the election, Hopkins and I were passing down Capel-street, and we met a man named Bailey, who had his ticket still; he said to me, "I met with a great loss yesterday." "How?" said I. "I got a ticket, and forgot where to go with it," said he. "I could not make out 76; I was a long time looking, but could not find it, and what am I to do with the ticket?" So I took the ticket and looked at it.

19665. What sort of ticket was it?—It was blue, like a railway ticket.

19666. What was on it?—I think "Midland railway" was on it. I brought him down with it; but it was useless.

19667. He did not get the money?—No.

19668. What did he do with the ticket?—He told me that he gave it to Mr. Campbell.

19669. Did Campbell promise that he would get the money, and that they would go shares, or something to that effect?—Yes.

19670. Did he ever get any money?—Never.

19671. Who else did you hear talk on this subject? You say it was the common talk; perhaps you can mention some other people whom you heard talk of it?—It was generally known that a number of freemen was at 76, Capel-street.

19672. How many did you hear had gone in there? A hundred freemen?—I do not think there were a hundred.

19673. At what did rumour fix the number?—About thirty, I think.

19674. Was it after the trial you heard that?—No, before the trial.

19675. Did you hear the names of them?—No.

19676. Did you hear of any one that had been with Mr. Robinson being in there?—No, except ourselves.

19677. Do you know the names of any that were there?—Well, there were Burke, and I, and Hopkins, and Smith.

19678. Did you know any of the rest?—No.

19679. They were strangers to you?—Yes.

19680. Is Hopkins a freeman?—No, a rated occupier.

19681. Did he tell you he was in there in 76?—Yes.

19682. Where did Hopkins poll?—At the old police court, I think.

19683. That was here, close by?—Yes.

19684. Had Hopkins a ticket?—Yes.

19685. Did he tell you that he had got the ticket in the same way as you had got it?—No.

19686. Did he go with you to 76?—Yes.

19687. Well, I suppose he told you on the way that he had got a ticket?—He did not tell me.

19688. It was taken for granted?—Yes.

19689. Did you see the ticket you had got?—No, I put it into my pocket, and did not take it out until I had put it into the hole.

19690. You think it was the same as the one showed you by Bailey?—I think so.

19691. Did you know any of the men that were sitting in 76?—No.

19692. Did you not know Watkins?—Not in any way.

19693. Did you ever hear anyone state who the men were?—I did not.

19694. Did you see Mr. Foster then?—No; about eleven o'clock in the morning.

19695. Did you see him at all after that, after the election?—No.

19696. Did you see Mr. Robinson after that?—Yes, I called on Mr. Robinson.

19697. You called upon him eight or ten days after the election?—Yes.

19698. When the time came you went to see if he had anything for you?—Yes.

19699. What did he say to you?—He said that he had heard nothing, so that he had got no answer.

19700. Were you with him again?—I was twice with him, with Beckett on both days.

19701. Were you at Beckett's house when the gentleman's visiting card, that has been referred to, was left there?—Beckett was telling me about that card.

19702. But it appears, from the evidence of Butler's wife, that it only came on the morning of the election. Did I understand you to say that he told you of it before the election?—I am not certain really about that.

19703. Was it when you were going to look for the money from Mr. Robinson that Beckett told you that ticket had been left at his house?—I do not remember that he did.

19704. What did he say when he told you?—He told me that a card had been left at his room by a man whose name, I think, was Edwards.

19705. Did he say he was to get anything?—That was the idea conveyed.

19706. Did he tell you there was anything written on it?—No.

19707. He expected to get something then both from Mr. Edwards' card and Mr. Robinson's list?—I believe so.

19708. Was there a card left at your house?—No.

19709. You say the voting came card to you before the election?—Yes, I got two voting cards.

19710. Well, did you get a second card for the Conservatives before the election?—No, none but the one.

19711. And that was a week or so before the election?—Yes.

19712. Now, this young man with the eye-glass, that showed you where to vote, pulled out a list?—Yes.

19713. A long list?—Yes, rather long.

19714. He looked for your name?—Yes.

19715. Did he make any mark on the card?—No.

19716. Did he walk off with you?—Oh, yes; he walked off with me and saw me vote.

19717. And he did the same when you brought Butler up to him?—He did.

19718. Do you know a man called Hegarty, a freeman also?—I do, well.

19719. Did you see him that day?—On what day, sir—the day of the election?

19720. The day of the election?—I did not.

19721. Did you see him soon afterwards?—Well, I think I saw him a week after.

19722. Did he tell you he had been in No. 76?—Well, it was a fortnight after I met him in Abbey-street, just when the petition was lodged. After the petition was lodged I met him in Abbey-street.

19723. And he told you then, I suppose?—I heard of him being going up as a witness on the petition trial.

19724. Did you hear that he was subpœnaed?—Yes, I heard that he got a subpœna.

19725. You got a subpœna yourself?—Oh, yes, I got a subpœna. Says I to Hegarty, says I, "So you are going up on the petition?" "I am," says he. "Well, I suppose," says I, "you got a five-pound note?" "I did," says he, "and so did you." "Well," says I, "I did not." "Oh, you did," says he. "But I did not," says I. "Oh, it is well known you got it, and you will be subpœnaed; come over and have a pint." I went over and had the pint. I asked him to show me the subpœna, "And," says he, "you will get another;" and I said, "If I am subpœnaed, and brought up here, and sworn, I will tell the truth."

19726. From whom was the subpœna that Hegarty showed you?—Mr. Fitzgerald.

19727. Did you go to Mr. Fitzgerald's yourself when you were subpœnaed?—Yes.

FIFTEENTH DAY.

December 15.

William Walker.

19728. And I suppose you then told him all?—Yes; Mr. Hegarty brought me over.

19729. Were you ever in Mr. Williamson's office in Abbey-street?—No, sir.

19730. Did Hegarty tell you he had been there?—He did.

19731. Had he been there before the time you speak of meeting him in Abbey-street and taking a pint with him?—I do not remember whether it was before or after.

19732. Can you tell us whether he had been with Mr. Fitzgerald at the time you met him in Abbey-street?—Oh, yes; he was.

19733. He had?—Yes.

19734. Were you ever a member of any of the freemen societies?—No, sir.

19735. At any time?—Never.

19736. You say you were employed at the election of 1865—on the day of the election, was it?—On the day of the election—yes.

19737. What was it to do?—To look after the voters, and bring them up, and see them polled—any stray ones.

19738. And you were paid for that 13*s*. 10*d*. Were you employed at the election before that in any way?—No, sir; I got no situation nor anything else.

19739. When you signed this paper promising to work for nothing, did you look upon that as a thing that was to bind you?—To bind me, sir?

19740. Did you think that you would be paid anything in the end?—Oh, yes, I expected it. I did not look on it as binding.

19741. You did not look upon it as binding?—Oh no, sir.

19742. Was anything said, or was the result of whatever was said to make you think that, although you signed the paper, you would ultimately get payment for your services?—No, sir, there was nothing in any way like that said to me.

19743. But you did think it?—Oh of course, and understood it.

19744. Did you know many of the other freemen who signed those gratuitous service papers?—No, sir, I did not.

19745. Mr. TANDY.—What was it Beckett told you about a visiting card?—He told me that he had got a card; that there was a card left in his room.

19746 Was that all he told you?—Yes, that is all.

19747 Did he appear to know why a card had been left there?—He appeared to expect something through it.

19748. What was on the railway ticket that you were shown by Bailey?—I think it was a Midland Great Western ticket.

19749. Can you recollect anything else?—I cannot recollect anything else; I think the color was blue—a dark color.

19750. Are you certain of that color?—I cannot be certain about the color.

19751. Did you see Midland Great Western Railway or not?—Yes.

19752. Did any other person go with you and Beckett to Mr. Robinson?—No, sir.

19753 You say a tall man opened the door for you at 76, Capel-street; where did he go when he opened the door?—He remained in the hall.

19754. Into what room did he go?—No room but the hall, and he told me to knock at the parlour door.

19755. About what age was he?—I think about twenty-four or twenty-five.

19756. Did you ever see him before to your knowledge?—Oh, never.

19757. Or since?—Or since.

19758. When you saw this gentleman with the glass in his eye take up your card and look at the number upon it, and then take out a list and look at the number upon the list, did you see whether there was any mark put opposite to your number upon his list?—Upon my card?

19759. No; upon the list which the young man had?—No; I did not mind whether he had or not.

19760. But did you see a list in his hand?—He had a pencil in his hand; I recollect his having a pencil. Oh, yes, a list too; he took a list out of his pocket when I gave him my card to see the number.

19761. Did I understand you to say that he went up to the polling booth with you, and stand near you while you were polling?—He stopped by me.

19762. Openly at the booth?—Yes.

19763. Quite close to the different persons there?—Up to my very shoulder.

19764. Did you go up with Butler to the polling booth when he was polling?—Yes.

19765. You saw the young man with him?—Yes.

19766. Did he stand by Butler at the polling booth in the same way?—In the very same way.

19767. Did you go up that day with any other person to the booth?—No, sir, I did not. Oh yes, I did.

19768. With whom else?—Butler's father; he was brought from Richmond Hospital.

19769. Did the young man with the glass in his eye go up with him?—No.

19770. You did not introduce him to the young man?—No, sir, I did not; he was on crutches.

19771. And was that the reason you introduced him to the young man?—No, sir, I did not mind; there was another party along with him, and I left him with him.

19772. Who was the other party?—I do not know; I believe he owned the cab, and Bailey was with him.

19773. Why did you go up to the polling booth?—Just to see him vote. Bailey went to the hospital for him.

19774. For old Butler?—For old Butler.

19775. Did you go up to the polling booth with any other person?—No, sir.

19776. When old Butler was polling, did you see the gentleman with the glass in his eye?—I did not mind him, sir, after that. I left Halston-street altogether.

19777. How soon after you and young Butler polled, was it that old Butler came to vote?—Well, I think it was in about half an hour the cab drove up.

19778. Were you staying during that half hour in Halston-street?—I was, about Halston-street.

19779. During that half hour did you see the young gentleman with the glass in his eye walking about Halston street?—Yes.

19780. Did you see him talking to any persons during that half hour?—I did not; I did not mind him.

19781. Will you swear that?—Oh yes, positively; the fact is I did not mind what he was doing.

19782. But he was there walking about the whole of the half hour?—Yes, because as soon as old Butler polled, I went to 76, Capel-street, and left Halston-street altogether, and did not come back.

19783. Did you go there purposely to see old Butler poll?—No, sir; I saw a cab drive up with Bailey.

19784. Was it before or after you went to 76, Capel-street you saw old Butler poll?—Before.

19785. Then you did not go to 76, Capel-street for half an hour after you got your ticket?—No, sir, I did not; I kept the ticket in my pocket.

19786. Why did you not; had you any reason for not going for that half hour?—Well, I had no particular reason. One of the reasons was that I was waiting for Hassett. He had gone there, and he came back and told me that that was all right, and I said, "I have got a ticket," and I said, "where am I to go?" and he said, "I will show you."

19787. Did not Hassett go for old Butler?—No, Bailey.

19788. And Hassett was in the street there?—Yes.

19789. And were you then waiting in fact for Hassett?—Yes, before I did not know where to go.

19790. Did you ever see Mr. Foster at the committee-rooms in Dorset-street?—Oh, yes, two or three times. I have seen him two or three times.

19791. Did you ever see him in a private room there?—No, sir.

19792. Did he appear to be in company with any person when you saw him in the committee-rooms at Dorset-street?—No, there was a number of gentlemen there along with him.

19793. Can you mention the names of any of them?—Mr. Lawlor, I think.

19794. Any other?—Mr. Barlow.

19795. Any other?—There were others, but I do not know their names.

19796. There were no others whose names you knew?—No, sir.

19797. Do you swear that?—Oh, yes, positively.

19798. You went to Mr. Fitzgerald's?—Yes.

19799. Did you get any money from Mr. Fitzgerald?—Oh, yes.

19800. How much?—I got £2 on the first occasion.

19801. And that did not satisfy you, I know?—I got two more on the second occasion.

19802. Did you get any more?—I did, sir.

19803. How much more?—I got a pound on two Saturdays.

19804. A pound on each Saturday?—Yes.

19805. That was £6?—Yes.

19806. Go on ——?—And I think I got altogether from him £7 10*s*.

19807. Besides the £6?—No, sir; £7 10*s*.

19808. Do you swear you got £7 10*s* besides the £6?—No, sir. I got £7 10*s*. while the petition was tried, and then I got £17 10*s*. to make up to £25.

19809. Did you get any other money for your informations?—That was all.

19810. From anyone?—From anyone.

19811. Mr. MORRIS.—Just one or two questions; you signed this gratuitous service paper in the presence of Mr. Falkiner?—Yes.

19812. Now was there any conversation between you?—No, sir.

19813. None at all?—He handed me the paper to sign.

19814. You had taken part in a good many elections before this; did you ever sign a paper of that kind before?—Never.

19815. Recollect now, on your oath?—Oh, I am positive.

19816. You told Mr. Law you understood you were to be paid?—I understood it.

19817. How did you understand that; was that from conversation you had with anyone?—I had no conversation with anyone about it, but I understood that we would be paid.

19818. Was it mentioned to you afterwards, or at the time, or when?—At the time I supposed I would be paid.

19819. How much were you paid as a matter of fact after having signed that paper for your services on this occasion?—Nothing at all.

19820. Did you ever apply for anything?—I did.

19821. To whom?—To Mr. Barlow.

19822. What answer did you get?—He told me nothing could be done.

19823. And you got nothing?—Nothing, sir.

19824. So you were disappointed in your expectation?—Yes.

19825. And were many others disappointed too?—I was the only one I knew—I and Mr. Hopkins.

19826. Do you remember the first conversation you had with Beckett, when he stated that all would be right?—Was it the time we went to Mr. Foster.

19827. When you first went to Halston-street you saw Mr. Foster, and there were Hassett and Mr. Foster there, and you saw a strange gentleman, I think, that Mr. Foster told you to go to—did not you?—Yes, sir.

19828. Would you know that man again?—No, sir, never saw him since. I would know him if I saw him.

19829. Was he an old or a young man?—He was a middle aged man—a stout man.

19830. And it was after that that you saw the list?—Yes, it was after that.

19831. Did you notice whether there was anything at all on the list besides the names?—No, sir; he had the list in his hand.

19832. But he referred to the list when he gave the ticket?—When he saw my number on the card he then looked to his list.

19833. He examined your card?—Yes; he examined my card, and then looked at the list.

19834. How long were you with him?—I think two minutes; oh, between the booth and all together, I think I was from five to ten minutes.

19835. With him?—Yes, because we were delayed in the booth.

19836. Did he compare your card with the list?—He did—the numbers.

19837. Now you did not look at your ticket at all?—Which ticket?

19838. The ticket you got from him?—Oh, I did not look at it.

19839. Now are you positively able to swear, that on that ticket of Bailey, "Midland Great Western Railway" was printed, from what you heard you know, because you cannot swear beyond that?—To put me to that, I could not swear it. Oh, I would not swear it.

19840. But to the best of your belief?—To the best of my belief it was, but I would not swear.

19841. You never heard in this conversation at the workshop of more than thirty being bribed?—About that.

19842. You did hear that?—I did.

19843. You did hear common talk about thirty?—Yes.

19844. Mr. LAW.—Did you ever hear it stated who was in the room behind, paying out the money?—No.

19845. That was a subject of conversation too?—No, sir; never heard a word about that.

19846. Did you ever hear it was a genteel hand?—Oh yes, sir; I knew that; I saw that myself.

19847. What sort of a hand was it? Was it a very soft looking hand?—It was a hand that did not get very much hard work.

19848. Was it a man's hand or a woman's hand?—Oh, it was a man's hand.

19849. Mr. TANDY.—Now, Walker, you appear to be an intelligent man; can you form the slightest belief of how the young man with the glass in his eye came to know that you were one of the persons that were to be paid for voting?—Because Hassett, I told you, voted before me.

19850. Well?—And when he came back, after voting, he told me to go up to him and tell him I wanted to vote, and he asked me who I would vote for.

19851. Do you suppose that he would have slipped a ticket into the hand of any person who should have happened that day to go up to him and tell him that he wanted to vote?—You see, sir, he did not slip the ticket into my hand until after he saw me vote.

19852. How did he know you were a person to be paid for your vote?—I do not know.

19853. Can you form the slightest belief of that?—Oh, nothing at all; it never struck me at all.

19854. Was there any sign between you and him?—Oh no, sir, no sign.

19855. You gave him no beck?—Nothing whatever.

19856. And no sign?—Nothing.

19857. Nothing done by which he would know?—Nothing whatever—nothing more than between you and I.

19858. Mr. LAW.—Was not there some general meeting of freemen before this, besides this meeting in Cherry and Shields'?—No, sir; I never attended one of them.

19859. But was not there one?—There was one in the Metropolitan Hall, but that was a public meeting; it was not a meeting of freemen.

FIFTEENTH DAY.

December 15.

William Walker.

19860. Were not there some meetings of freemen before this?—There might have been, over in the Liberty.

19861. Is there a society of freemen, a benefit society, that meets somewhere about there?—Not that I know of. I never belonged to any of them.

19862. Was not there?—There is in the Liberty, I believe, or there used to be.

19863. In Ross-lane?—Oh, that is gone long since.

19864. Was not there a sort of Protestant freemen's benefit society?—I think I have heard of it over in the Liberty.

19865. Do you know anybody that is a member of it?—No, sir, I do not.

19866. Mr. MORRIS.—I suppose it was quite understood that night at Cherry and Shields' that there was to be money going?—That is the Mr. Robinson affair?

19867. Yes?—Oh, they all expected it.

19868. Mr. TANDY.—Did you know Mr. Foster at all before this visit?—No, sir, never before.

19869. Was Beckett the first man brought you to him?—Yes.

19870. What did you say when Mr. Foster sent you up to the gentleman with the white handkerchief in his coat?—I told him what Mr. Foster desired me to say to him.

19871. What did he desire you to say?—"Go," said he, "and tell that gentleman you want to vote."

19872. Was that all you said to him?—That is all, sir; and he told me he had nothing at all to do with it.

19873. What did you do then?—I went back and told Mr. Foster that.

19874. Was that all you said to him?—That was all.

19875. Was he annoyed at what you said to him?—He appeared so.

19876. Did you convey to him anything more than that?—Not another word I said to him. I walked back and told Mr. Foster the answer he gave me.

19877. Mr. MORRIS.—And what did Foster say to that?—Says he, "You are stupid," says he.

19878. Mr. LAW.—Did he mean by that that you had gone to the wrong man?—No, sir; I did not go to the wrong man.

19879. What did you think he meant?—He went over immediately and spoke to the man.

19880. To the same man?—The same man; and I saw Mr. Foster walk away from him; and then I walked down Halston-street and Britain-street.

19881. Did you see that man there afterwards?—Yes.

19882. Standing about the place?—Standing about the place.

19883. What sort of a man was he—a dark, or fair man?—He was turning gray.

19884. Was it dark hair turning gray?—It was dark hair.

19885. Did he wear a beard?—No, sir, he did not.

19886. Was he shaven?—No, sir, he had large whiskers.

19887. What colour were the whiskers?—They were gray—turning gray.

19888. But he did not wear a long beard?—No, sir.

19889. Did you see him frequently during the day on the steps of the court-house at any time you were there?—Oh, yes, while I was there I saw him.

19890. Did you see him going in with voters?—No, I did not; I remained outside.

19891. You were there a good deal that day, and must be able to form an opinion, right or wrong, of what he was doing on the steps?—He seemed to be going about talking to one and another.

19892. Did he seem to have something to do with bringing up voters to the poll?—I could not say.

19893. What do you think, from his position there, that he was doing?—Well, I could not form an idea what was his motive in being there.

19894. But, at all events, he did not go away when Mr. Foster spoke to him—he still remained there?—He remained there up to the time I left.

19895. What time was that?—About twelve I left.

19896. You saw him first there about nine?—No, it was about eleven; it was eleven when I came up first.

19897. You only speak to about that one hour?—About that one hour.

19898. At the time you saw this first gentleman there with the white handkerchief, that Mr. Foster told you to go to, did you notice a young gentleman with a glass in his eye there?—No, I did not see him there at the same time; it was after I came back from Britain-street.

19899. When you left the court-house which way did you go to get over to Capel-street?—I went through the court-house yard and across Green-street.

19900. Through the building?—Through the building.

19901. And came out at Green-street?—Yes, and crossed over to Capel-street.

19902. Had you been before that in the part of the street which runs from the court-house up towards King-street?—No, I did not go down to King-street at all.

19903. Were you in the upper end of Halston-street?—No.

19904. Opposite the Temperance Hall?—No.

19905. Was there a polling booth in the Temperance Hall that day?—No, sir; that is my booth, right opposite the court-house.

19906. Did not some of the freemen poll in that place?—I believe so; I did not see.

19907. Do you know what letters were there?—I do not know; I was in the Temperance Hall that day.

19908. Do you know William John Campbell?—I know him.

19909. How long have you known him?—About three or four years; I know him engaged in the election municipal revision.

19910. Were you engaged in the municipal revision?—No.

19911. In anyway?—In anyway.

19912. You have known Campbell long; did you see him there that day?—I saw him outside.

19913. In Halston-street?—Yes.

19914. Was he about the steps too?—Going all about.

19915. Active I suppose?—Active.

19916. Gathering in voters?—Yes.

19917. Did you see him escorting any voters to the poll?—I cannot say.

19918. Did you see him speak to this gentleman with the glass in his eye?—No, I cannot say that.

19919. Just search your memory?—Oh, I cannot.

19920. Did you see them near each other?—Well, they were near each other at different times. I believe Mr. Campbell got tickets from him for some voters.

19921. Now, who told you that? Did Mr. Campbell tell you that himself?—Oh, no; I never spoke a word to Mr. Campbell in my life.

19922. Who told you?—I think it was Bailey.

19923. Did Bailey tell you that he had got a ticket from Campbell?—That it was Campbell that got him the ticket.

19924. Bailey told you that Campbell went up to this young man and got a ticket, and brought it to him?—Yes; I think that was the way Bailey told me.

19925. Would you say from your own observation of Campbell's demeanour, and this young man going back and forward near each other, that there was some communication passing between them?—Oh, it was my opinion that they knew each other.

19926. Of course neither of them told you that, but the conclusion you drew was that they knew each other?—I suppose they did.

19927. Were you that day in Espy's printing office?—Yes.

19928. It is an ordinary printing-office?—Yes. Espy's printing-office.

19929. Had you known Mr. Espy?—Yes; Compton Espy.

19930. Was he not connected in old times with elections? Was he not a good deal employed?—He was.

19931. Is Mr. Forrest his successor?—I believe so.

19932. Was he any relation of Espy's?—I do not know.

19933. Do you know anything of Mr. Forrest?—Nothing.

19934. Had you ever been in his house before?—No, never was in his house but the one time.

19935. He did all the printing?—He did all the printing.

19936. All the printing for the Conservatives?—Oh yes; at least I think so.

19937. Did you ever see the man that opened the hall door for you that day in Forrest's when you knocked—did you ever see him before?—Never before or since.

19938. I suppose he was like a workman?—Yes; just like a workman.

19939. Was he dressed as a printer's man?—No; dressed like a workman.

19940. Had he his hat on?—He had his hat on.

19941. Did you see a boy there at the foot of the stairs?—I did not; he might have been there; I did not see him.

19942. When you got your money, did you pass out by the front or back?—By the back.

19943. Who directed you to go out by the back?—The same man in the hall.

19944. You are certain it was not a boy?—I am; it was the man in the hall.

19945. It is your recollection that there was nobody in the hall or outside about the house, but this man?—That is all.

19946. You did not see a boy?—I did not mind.

19947. Did he tell you you were to go the other way?—He told me I was to go out backwards.

19948. And I suppose you crossed over?—I crossed over to Britain-street, and went straight to Keegan's.

19949. Mr. TANDY.—Did you see anyone speaking to that gentleman to whom you were referred by Mr. Foster?—I believe I did; I believe I saw some other gentlemen talking to him afterwards.

19950. Well, now, what other gentlemen did you see talking to him?—Oh, I do not know.

19951. Did you see Campbell speaking to him?—I think I did.

19952. Now, did you see any of the young men there that were bringing up voters to the poll, pointing out to them where to go—do you know young Mr. White—we have heard that he was the chief of them?—I do not know.

19953. Young Mr. Fell White?—No, sir.

19954. Do you know Mr. M'Carthy?—I do not.

19955. Did you know any of the young men that were there, special tally agents, bringing people up to the poll—by sight I mean? Did you see a number of young men?—Oh, yes, I saw a number of young men, quite young.

19956. Can you tell us the name of any one of them?—Oh, no; I did not know any of them.

19957. Did you see any of them going up and speaking to this young gentleman with the glass in his eye?—No, I did not mind.

15958. Do you know Mr. Fell White's appearance?—No, I do not—never saw him to know him.

19959. Do you know Mr. Williamson's appearance?—I do.

19960. Did you see him about the court-house that day?—I did.

19961. What time did you see him?—About the time I was there myself.

19962. Did you see him speaking to anybody?—Well, I cannot remember that.

19963. Did you see him speaking to that gentleman with the white handkerchief?—I did not.

19964. Did you see him speaking to the man with the glass in his eye?—I did not.

19965. Did you see him speaking to Campbell?—Well, I think I did. I think he was speaking to Campbell.

19966. And giving Campbell directions, probably?—I suppose so.

19967. You were not near enough to hear what was said?—No.

19968. I suppose there was no great disturbance in the street at that time?—Not in Halston-street.

19969. Was Halston-street pretty crowded?—It was.

19970. I suppose there was a number of policemen to keep order?—Yes.

19971. About the court-house?—About the court-house; they would not let three stand together.

19972. And I suppose at the time you speak of you noticed this young gentleman with the glass in his eye?—Yes.

19973. He was there visible?—Yes.

19974. Was there a crowd about him, or was he keeping by himself?—He was keeping by himself.

19975. So that he was easily seen. Where were the policemen on duty?—At the court-house steps; they would not let three stand on the flags.

19976. And they kept the place clear?—Yes.

19977. Were there any at the opposite side?—Well, there was a good number.

19978. Standing about the street to keep order?—Yes.

19979. Were there some of them up at the Temperance Hall polling booth to keep order there?—I was not in the Temperance Hall.

19980. There is a large gate at the lower part of the house; were there some policemen there to keep order among the people?—Well, I do not know; I did not go down that far.

19981. But there were some policemen up and down?—Yes.

19982. Was there any superintendent there, do you know?—I did not mind.

19983. Did you know any of the police who were on duty, by sight or otherwise?—No; not by sight or otherwise.

19984. Now, this young gentleman with the glass in his eye, where did he parade up and down?—Up and down from the court-house.

19985. From the court-house down a little way and back again?—And back again.

19986. He always kept on the right-hand side of the court-house?—Yes.

19987. Towards King-street?—No; towards the markets.

19988. Along the blank wall?—Just so; and he would come back again.

19989. I thought from Beckett's evidence that he kept opposite the Temperance Hall?—I did not see him there at all.

19990. Then he was to the left hand side as you go out?—Yes.

19991. Along that blank wall?—Yes.

19992. You say you saw Hassett speaking to him?—No, sir, Hassett voted before I did or Beckett.

19993. I thought you said you saw Hassett going up and speaking to him?—I told you there was a crowd on the steps, a very large crowd, and it was among this crowd that Hassett spied this gentleman.

19994. Was this young man opposite the blank wall when you spoke to him?—He was outside on the pathway.

19995. And was he there when you brought up Butler to speak to him?—He was.

19996. And was he there when old Butler came up?—I did not mind him when old Butler came up.

19997. Did he keep chiefly near the Court-house steps?—Yes.

19998. He did not go down so far as the corner?—Oh no.

19999. Mr. TANDY.—I understood you to say that Hassett voted before you?—I say so still.

20000. And I thought I also understood you to say that before Hassett voted you saw him go up to the young man with the glass in his eye?—He spied this young man on the steps of the Court-house in a crowd, and it was there he saw him, and I did not see him

FIFTEENTH DAY.

December 15.

William Walker.

speaking to him, but he went off and voted and came back, and then pointed out this young man to me.

20001. Did Beckett and Butler vote in the same booth?—As me, sir?

20002. Beckett and Butler?—Oh, yes, I believe they had the letter B.

20003. Now, was the booth in which you voted near the letter B booth, in which Butler and Beckett voted?—The letter B was in the Lord Mayor's Court outside, where you were sitting yesterday; that was their booth.

20004. That was the letter B?—Yes, the letter B.

20005. Where was your booth?—Right opposite the Court in Halston-street.

20006. Were they opposite that?—Exactly opposite.

George Arthur Thompson.

George Arthur Thompson sworn and examined.

20007. Mr. LAW.—Are you a freeman?—Yes.

20008. Did you vote at the last election?—I did.

20009. Are you any connexion of William Watkins?—No.

20010. Have you a brother?—My brother is married to one of his daughters.

20011. Is your brother a freeman?—No.

20012. Are you the only one of your family who is a freeman?—There are two more.

20013. Have you two brothers freemen?—One brother and my father.

20014. What is your father's name?—Robert William.

20015. And your brother's name?—Robert William, junior.

20016. Do you recollect what hour of the day you voted at the last election?—I think it was about nine o'clock in the morning.

20017. How soon before that did you get your voting card, and who gave it to you?—I think it was about a week; it came by letter.

20018. Where did you live?—In Halston-street I lived at that time.

20019. Had you lodgings there?—Yes.

20020. Are you a married man?—No.

20021. Were you canvassed by anyone?—No.

20022. Did no one apply to you for your vote?—No.

20023. You were not living at that time with your father and brother, then?—No.

20024. Where did your father live?—He lived then up at Phibsborough.

20025. Where does he live now?—In Islandbridge.

20026. Was your brother living with you at the time?—No.

20027. Was he living with your father?—Which brother?

20028. Your brother, Robert William, junior?—Yes.

20029. He was living with your father?—No; my father was living with him.

20030. Are they still living together?—They are.

20031. Did anyone ask you for your vote?—No.

20032. Did Watkins ever ask you for your vote?—No.

20033. How long have you been on the freeman roll—did you vote in 1865?—I did.

20034. Did you vote in 1859 or 1857—how many years have you been on?—I think four or five.

20035. Not longer than that?—No.

20036. Who put you on?—I could not tell.

20037. Do you know who paid the money for you?—No.

20038. Did you pay any yourself?—No.

20039. Who filled up your beseech for you and got you put on—what office did you go to to get it done—did you go to Mr. Campbell, or Mr. Hodson, or to whom?—I went to the Lord Mayor's court.

20040. Before you went to the court you had a beseech filled up asking to be admitted; who did that for you—who took charge of it for you—was it the Conservative people or the Liberals?—Oh, the Conservatives.

20041. Who was the agent that did it—was it Mr. Atkinson?—I think so.

20042. And Mr. Campbell?—I think so.

20043. At all events you did not pay?—No.

20044. Did you vote in 1865?—That was for Guinness and Vance.

20045. You voted for Guinness and Vance?—Yes.

20046. Were you employed at that election at all?—No, sir.

20047. Were you employed at this last election?——No, sir.

20048. You had not any employment?—No, sir.

20049. Now do you recollect anything peculiar happening when you went to vote the last time?—No, sir. I went to give my vote at nine o'clock, and I was going away to my business then, when a young man came and followed me, and gave me a tap on the shoulder, and gave me a ticket, and said, "Go to 76, Capel-street." I asked him, "For what?" and he told me to go at once.

20050. Where did this young man tap you on the shoulder and give you the ticket?—Just three or four yards from the Temperance Hall when I was going away.

20051. On that side of the street?—Yes.

20052. Did you vote in the booth at the Temperance Hall, or at the Court-house?—In the Temperance Hall.

20053. There were some booths there for freemen?—Yes.

20054. What sort of young man was this?—A young man.

20055. Who was he?—I don't know. I never saw him before nor since.

20056. Did you see him before?—No, never.

20057. There were a great number of young gentlemen dropping from the clouds that morning. Where were you when he tapped you?—Three or four yards coming away.

20058. And were you surprised when he tapped you?—Yes.

20059. Very much?—Yes.

20060. What was he like?—He was a dark man.

20061. Was he a young man?—About forty.

20062. How was he dressed?—I think he had a dark coat.

20063. Anything peculiar about the coat?—No.

20064. Did you see a white handkerchief in the breast?—No.

20065. Do you think he had not?—I don't think he had.

20066. What sort of hat had he on—a white hat or a black?—I think a jerry hat.

20067. Low?—Yes.

20068. Black?—Yes.

20069. Was his coat dark?—Dark, I think.

20070. Was it a frock or a shooting coat, or what sort of coat?—I think a shooting coat.

20071. Do you remember what colour his trousers were?—No.

20072. He must have been in the booth to see you voting. I believe the booths were on the ground floor?—Yes.

20073. I suppose you conclude he must have been watching while you were voting?—He might.

20074. Do you think he was?—He must have seen me voting.

20075. Was it just after you voted that he tapped you?—Yes, three or four yards off, going to business.

20076. In fact he stopped you?—He did.

20077. What did he say?—He handed me the ticket and said, "Go to 76, Capel-street." I asked, "for what," and he told me to go at once.

20078. Did you go?—I did.

20079. Did you look at the ticket?—I didn't look at it at all.

20080. Do you mean to say you did not look at it?—I don't think I did.

20081. What sort of ticket was it? Was it a gentleman's visiting card?—No; it was a small card about two inches long and an inch wide.

20082. What sort of ticket was it? Do you mean to say you did not look to see the colour?—It was dark.

20083. It was not black?—No nor white.

20084. What colour was it?—Dark or brown.

20085. What do you mean by dark?—Dark green.

20086. Mr. TANDY.—Which was it dark green or brown?—I think, to the best of my opinion it was brown.

20087. Mr. LAW.—Why did you say dark green? You must take care. Did you look to see what was on it?—I did not.

20088. What are you? Are you a writing clerk?—I am.

20089. Do you mean to say you did not look to see what was on it?—I did not.

20090. I suppose you went out of Halston-street by North King-street?—Yes.

20091. And did you go at once to 76, Capel-street?—I did.

20092. Did you knock at the door?—No, it was open.

20093. Was there anyone in the hall?—A little boy.

20094. What did he say?—He showed me a door.

20095. Did he ask for a ticket?—Yes.

20096. Did you show him the ticket?—Yes.

20097. In your hand?—Yes.

20098. Do you mean to tell us still that you cannot say what was on it?—I cannot indeed.

20099. Did he close the door behind you?—It was not wide open, but a little open.

20100. Did you see anything printed on the parlour door?—I did not take notice.

20101. Did you knock at the parlour door?—Yes, and as soon as I did, Mr. Watkins came out and rushed past.

20102. Did he say "Good morning, George"?—No he seemed in a great hurry.

20103. I suppose you saw he said so the other day? Did you read his evidence?—No.

20104. Do you mean to say you did not read his evidence?—I heard it.

20105. Were you in court?—Yes.

20106. This must have been half-past nine in the morning?—About that.

20107. Was it earlier?—In or about nine.

20108. Did you see any other persons going in about the same time?—No.

20109. Were you the only person you noticed that morning?—That is all.

20110. When Watkins opened the door and went past, did you go in?—Yes, the boy told me to go in.

20111. What age was this boy? Was he twelve or fourteen, or eighteen or twenty?—I think about sixteen.

20112. He was not full grown?—No.

20113. Did you ever see that boy afterwards?—No.

20114. Did you ever see him before?—No.

20115. Did he appear to be in the hall to see the right people admitted and to exclude the others?—Yes.

20116. You went into the room, I suppose? Did you see some men writing at a table?—I did, they had books and pens before them.

20117. How many were in it?—I could not say. I suppose three or four.

20118. Did you speak to any of them?—No.

20119. Did any of them speak to you?—No.

20120. You knew pretty well where to go to?—Yes.

20121. Did the boy tell you to go behind the press?—The boy told me to go in.

20122. That is into the room? Did you go over to the men?—No.

20123. Who told you to go behind the press? Had you heard that before you went in?—No.

20124. How did you know how to pop in behind the press?—The boy told me to go over there and to put it in there.

20125. I thought the boy told you only to go into the room? He came as far as the door—you know when you opened the door the men were writing. What was it that turned you behind the press or screen?—The boy.

20126. Did he direct you?—Yes; he told me to go in there.

20127. What happened then?—I put it into the hole. As soon as I did I got an envelope.

20128. What happened first? Did you put in your hand first?—Yes.

20129. Was the ticket taken from you?—It was.

20130. Was anything put into your hand?—An envelope.

20131. You found something probably in the envelope?—Not until afterwards.

20132. What did you find?—I went out. I thought it was a message, and I went back to look for the man who gave me the ticket.

20133. What for?—I thought it was a message.

20134. In answer to the letter written on the ticket?—Yes.

20135. Was it directed to this man?—No.

20136. When you were going out did you see your friend Watkins?—No.

20137. How did you get out?—By the front door.

20138. Did you see the boy when you came out?—I am not certain.

20139. You thought the letter was an answer to the gentleman who gave you the ticket. Did you find him?—No; I was looking for him for near two hours.

20140. Had you the curiosity to see whether it was sealed or not?—It was sealed.

20141. Was it neatly sealed?—It was, with gum.

20142. Was it directed to anybody?—No.

20143. Then you were looking for somebody to take it from you?—I was looking for the same man.

20144. Did you find him?—No.

20145. When you were reduced to extremities, not finding the man, did you take it to the dead letter office?—No.

20146. What then?—I met my brother, and told him.

20147. Did he appear surprised?—He did. He told me to show it to him, and said, "It is directed to no one at all, and it must be a humbug." He told me to open it.

20148. And I suppose you did at last make bold to open it?—I did.

20149. How many hours had passed at this time?—I suppose about three hours.

20150. Two hours searching, and an hour's consultation over the envelope?—Yes.

20151. Where did you open it? Did you have some drink before you could pluck up courage?—Not until after.

20152. I suppose when you found what was in it you got some?—Yes.

20153. What was in it?—A £5 note.

20154. Bank of Ireland?—I could not say.

20155. You must be able to say. Was it a Bank of Ireland note?—I think it was.

20156. Where did you change it?—Down in Britain street.

20157. At what shop?—A public house.

20158. What house?—Kernan's.

20159. Who was with you?—James Henry.

20160. He is not a freeman?—No.

20161. Is he a voter?—No.

20162. You had a drink there?—We had.

20163. What became of you after that? Did you go to your work? I suppose you did no work that day?—No, I did not.

20164. When you went home did you tell your father?—No.

20165. How soon after did you tell him?—I don't think I ever told him until lately.

20166. When did you tell your brother?—Which of them?

20167. Either of them?—I told James Henry that day.

20168. How soon did Robert William know?—I don't think I told him at all.

20169. Which of them is married to Watkin's daughter?—James Henry.

20170. I suppose you told him of the mysterious meeting with Watkins in the place?—I did not.

20171. Do you think we can believe that you were talking for an hour over the envelope, without telling where you met Watkins?—It never came into my head.

20172. Did you tell him afterwards?—Long after that.

20173. How long after that was it before you saw Watkins?—About two months.

20174. What did he say to you then?—He did not say anything about the election at all.

20175. Did he say anything about where he saw you last?—He did not.

20176. Did you always avoid speaking to him?—I never was more than two mintues in his company.

20177. When did you speak to him about it?—A fortnight ago.

20178. What did he tell you then?—I told him.

20179. Well, what made you tell him? How did it come that you told him a fortnight ago? What were you talking about?—He said he was subpœnaed.

20180. Did he say if he came here he would have to say you were there?—No.

20181. Was it that he might tell us that you gave him the information?—No.

20182. How did it happen then that you told him of the £5 note?—(*No answer*).

20183. You used to live in Finglas?—Yes.

20184. Of course you knew Noblett and Kemp?—I did not see them there.

20185. Do you mean to say you did not see them?—Their backs were to me, and it was dark.

20186. It could not have been dark at nine o'clock in the morning. Did not you see them there that morning?—No.

20187. Who was the other man with them?—I could not say.

20188. Did you ever see him?—Never.

20189. Do you say Watkins did not tell you who the fourth man was?—He did not.

20190. Did he tell you he made inquiries?—No.

20191. Was your brother, Robert William, there?—No.

20192. Did he vote?—He did.

20193. Did your father vote?—Yes.

20194. You all voted the same way?—Yes, for Guinness and Plunkett.

20195. Had anybody canvassed them?—I am not sure.

20196. They seemed all sure of you. Do you know anything of Foster?—I know him.

20197. Did you know him very well?—Not very well.

20198. Had not you seen him every day in the course of your searching and working in the registry office?—Yes.

20199. How long is it since you first saw Foster? How many years ago?—I think I knew him about five or six years.

20200. Were you ever in Foster's house?—No.

20201. Are you a member of any society?—No.

20202. Are you an Orangeman?—No.

20203. Were you ever in the rooms 107, Dorset-street?—I was. I went there in the evening.

20204. Who told you to go there?—A man named Moore; the man I stopped with.

20205. Where does he live?—In Halston-street.

20206. What did he tell you to go there for?—He used to attend there, and he asked me if I would go up with him.

20207. Did you do any work?—No.

20208. What did you go there for?—Sitting there.

20209. In the committee-room—the committee-room of Inns-quay ward. Did not you know that Foster was there. Did not you see him frequently there?—I did.

20210. Were you sitting in the room where he was?—No.

20211. The first room where you go in, was not that the committee-room. Did not the two rooms open into one another, and the body of the committee sit in the back?—They did.

20212. Who were in the front room? Who used to be with you?—Hughes, and Lawlor, and Hall.

20213. Did you see Young there?—Yes.

20214. You have seen him elsewhere too?—I never saw him anywhere else.

20215. Did you see him at the registry office?—Yes.

20216. Used he to be there?—Yes.

20217. Used they to be in the front room with you?—Now and then.

20218. What were you doing—what work?—No work at all.

20219. Merely sitting there?—That is all.

20220. No refreshments?—Nolan got six bottles of porter one evening.

20221. How long were you going there before the election?—About three times altogether.

20222. With Moore?—Yes.

20223. What was he doing?—Nothing at all.

20224. And you went to help him. What did you go up there for; you went up for some purpose?—Only to pass a few hours.

20225. And talk of the prospects of the election?—Yes.

20226. Had you any chat with Foster in the committee-room, or elsewhere, about the election?—Never.

20227. Were you in the committee-rooms on the evening before the election?—No, I think not.

20228. Were you ever up stairs in that house?—No.

20229. Was Foster there every evening?—No, I only saw him twice.

20230. Did you often see Young there?—Twice too.

20231. What was Foster doing when he was there?—I think he was talking with gentlemen, and walking about.

20232. Did you ever see Foster in any other committee-rooms but those?—No.

20233. Did Moore tell you what brought him there? You were not members of the committee?—No.

20234. And you were not employed?—No.

20235. What brought you there? The house was hardly big enough for people to walk about in who had nothing else to do?—Moore brought me.

20236. What was he doing there? Don't you know very well?—I don't know. He only told me to go up.

20237. You say you went up three times?—About three times.

20238. If you expect us to believe you, you must give us some explanation of why you went up three times?—Not a bit.

20239. Was it the common lounge of every person who had nothing else to do?—I don't know.

20240. Did you go to see any person?—No.

20241. Did Moore go to see any person?—I could not say.

20242. What did you do when you went there? What did Moore do the first time? Whom did he speak to?—He spoke to Lawlor.

20243. What did he say?—"Good evening."

20244. You know he did not go there for that purpose. What did you hear Moore say to Lawlor? Did he ask for employment?—No.

20245. For you?—No.

20246. And do you expect us to believe you walked up there for nothing—to see no one, and to ask for no one?—I do.

20247. Did you speak to Foster in those rooms?—Only once to bid him good evening.

20248. Were you one of the parties who met Robinson at Cherry and Shields'?—No.

20249. Did you hear of that before?—No.

20250. Were you at the trial before Judge Keogh?—No.

20251. Were you ever at any meeting—any collection of freemen, a night or two before the election?—No.

20252. What is Mr. Moore?—He is a policeman—a gate-man.

20253. At Sir Arthur Guinness's?—Yes.

20254. He brought you up three times?—Yes.

20255. Did he bring you three times before the matter could be satisfactorily adjusted? Were you asked how you would vote?—No.

20256. Were you asked any question those three times?—No, not one.

20257. Did you go up in charge of the policeman three times before the matter could be arranged? Is that so?—It is.

20258. Had Moore charge of you every time?—No.

20259. Did he go with you?—He did.

20260. Were you ever there alone?—No.

20261. Were you ever there except the three times he took you up?—I think not.

20262. Do you mean to say you were not asked by any of those gentlemen a question as to how you would vote?—No.

20263. Did Moore ask you?—He did not.

20264. So all you can say is that you walked up to the office and walked down again?—That is all.

20265. What conclusion are we to draw from that?—I don't know.

20266. Had you any suspicion that you were to get anything for the vote?—I had not.

20267. Were you offended when you got £5 for your ticket?—I was surprised.

20268. Did you feel you had been tricked into taking a bribe?—No.

20269. Did not you know when he put the ticket into your hand what it was for?—I did not.

20270. When the man told you to go to 76, Capel-street, as fast as you could, did you not think you were to get something?—I did not. I thought it was a message.

20271. Do you expect us to believe that you took the ticket and put it through the hole, and thought it was a message?—Yes, I got the envelope back.

20272. You had better tell the truth?—That is the truth.

20273. Why did not you tell us at first that Moore was Sir Arthur Guinness's gate-keeper?—You did not ask me.

20274. Or because you did not want to tell?—Oh, I did.

20275. In what portion of Halston-street do you live?—No. 2.

20276. Near the entrance of the court-house?—Yes.

20277. Down towards the market or up?—Up.

20278. How near is the Temperance hall?—Two or three doors.

20279. Do you lodge still there?—No.

20280. When did you leave?—Eight months ago.

20281. How soon after the election?—I think two or three months.

20282. Before the petition was tried by Judge Keogh?—I think it was after.

20283. Will you swear that?—I think it was.

20284. What month was it you left Moore's house?—I could not tell.

20285. Was it in January?—I could not tell the month.

20286. What month did you leave him in—was it in the month of January you left Mr. Moore?—I could not tell.

20287. Do you recollect when the petition was heard before Judge Keogh?—I do.

20288. Where were you living when that petition was tried?—I was living in Wellington-street.

20289. Then you had left Moore at that time?—No, sir, I think I was along with Moore then.

20290. Did Moore go from Halston-street to Wellington-street?—No, from Wellington-street to Halston-street.

20291. You said you were living in Halston-street before the election?—Yes.

20292. Then was it in Halston-street you were living with Mr. Moore at that time?—Yes.

20293. Did Mr. Moore afterwards change to Wellington-street?—He was in Wellington-street first.

20294. When did you leave Moore in Halston-street?—Eight or nine months ago.

20295. Was it before the petition came on for trial in this court-house?—I could not say.

20296. Do you mean to tell us you cannot state whether you were living in Halston-street, opposite the court-house, when Judge Keogh was hearing the election petition?—I think I was.

20297. Are you certain of it?—I think so.

20298. Will you swear you were?—I think that I was living in Halston-street still.

20299. Are you certain of it?—I think so.

20300. Will you swear you were?—I think I was living in Halston-street still.

20301. At the time of the hearing of the petition?—Yes.

20302. Did you ever tell Moore about the five-pound note you got in Capel-street?—I did.

20303. When did you tell Moore about it?—I think the very day I got it.

20304. What conversation had you with him about it, as well as you can recollect?—No conversation; but I owed him fifteen shillings, and I paid him.

20305. Did you tell him where you got the fifteen shillings to pay him?—I did.

20306. What is Moore's Christian name?—I don't know.

20307. You know very well. What is his Christian name?—Herbert Moore.

20308. Does he live still in Halston-street?—I think so.

20309. Where are you living now?—In Grenville street.

20310. What number?—Seventeen.

20311. Mr. TANDY.—What passed between you and Mr. Moore when you told him about Capel-street and the five-pound note?—Nothing at all, except that he said, "I suppose you will pay me what you owe me now?"

20312. Was it before you told him about the five-pound note he made that remark?—Before.

20313. Before you told him anything about getting the five-pound note he said to you, "I suppose you will pay me what you owe me now"?—No, it was afterwards.

20314. Why did you say just now that it was before?—It was afterwards.

20315. What else did Moore say to you on that occasion?—Nothing else.

20316. Did he appear to expect you would have got it?—No.

20317. Did he say he was surprised?—No.

20318. Did he make an inquiry about it?—No.

20319. Did he ask you about the person who told you to go Capel-street?—No.

20320. He made no inquiry about that?—No.

20321. You paid him the fifteen shillings?—I did.

20322. Had you ever any further conversation with Moore about the five-pound note?—No, except on that occasion.

20323. Had you any conversation with any other person about it except Moore and your brother?—No.

20324. You stated you told Watkins a fortnight ago?—Yes.

20325. Did you ever tell any other person?—I think not.

20326. Did Moore know Watkins?—No.

20327. You swear that?—I do.

FIFTEENTH DAY.

December 15.

George Arthur Thompson

20328. Did Watkins ever go see you while you were living with Moore?—No.

20329. Did you tell Moore that you saw Watkins in the house, 76, Capel-street?—No.

20330. Did Moore know that Watkins's daughter was married to your brother?—I don't think he did.

20331. How long were you living with Moore before the election?—About twelve months.

20332. Did Moore ever ask you before the election who you would vote for?—He never asked me.

20333. Had you any conversation with Moore about the election at all before the voting day?—Never.

20334. Or with any person?—No.

20335. You never opened your lips before the election to any person as to how you would vote, except on the day of the polling, is that your evidence?—It is.

20336. Were you ever in any room in Dorset-street except that front room?—No.

20337. You never spoke to Mr. Foster about the election at all?—Never.

20338. Nor he to you?—Never.

20339. Was Mr. Foster ever at your house?—Where.

20340. Wherever you lived at the time?—No, never

20341. He never was?—No.

20342. Had you any conversation with any other person in the Registry Office about the election, or how you would vote?—Never.

20343. With anyone at all?—No.

20344. Your evidence is this, that although you lived with Sir Arthur Guinness's gate-keeper he never even asked you how you would vote, never took the trouble to inquire?—No.

20345. You state that no person ever canvassed you, and you went to vote in the morning without speaking to any person about the election, and never dreamt of getting money; and that when you were coming out after voting, a respectable gentleman came up, put a ticket in your hand, and told you to go to 76, Capel-street; that is your evidence?—Yes.

20346. And you had no idea of that before?—No.

20347. You thought it was a message that you were to go on?—Yes.

20348. And when the envelope was put into your hand you thought it was an answer to the message?—Yes.

20349. And you came back, and spent two hours looking for the man who gave you the ticket?—Yes.

20350. And you then spent another hour looking for your brother?—No.

20351. Then did you spend another looking at the envelope?—No; my brother told me it was a humbug. That there was no address on it.

20352. When you looked into it and saw the £5 note did you think it was a humbug?—No; I was quite surprised.

20353. Did it strike you then that it was intended for you, or did you go look for the owner of it?—Not after that.

20354. As soon as you saw the £5 note, it struck you that you might make use of it?—Yes.

20355. And the first use you made of it was to pay Sir Arthur Guinness's gate-keeper fifteen shillings you owed him for rent?—Yes.

20356. Do you think there is the slightest chance of inducing anyone of us to believe the story you tell; I cannot believe it?—It is the truth.

20357. Mr. LAW.—Were you employed as usual at your ordinary business before the election?—I was in an attorney's office.

20358. What attorney?—Mr. Sterne.

20359. Did you ever do any work at number 3, Dame-street?—I was there three weeks before the election attending in the evening.

20360. Under whom were you engaged—whom were you helping?—Mr. Hodson.

20361. How long were you working with Mr. Hodson before the election?—About three weeks.

20362. What did you get for that?—Nothing at all.

20363. You swear you got nothing at all for working for him?—Only one evening I asked Mr. Frazer could he get me fifteen shillings. He said he could if he got an I. O. U. and I gave it to him.

20364. Did you expect to be called on to pay that fifteen shillings on the I. O. U.—did you ever pay it?—No.

20365. Did you expect to be called on to pay it?—I did.

20366. To whom did you give the I. O. U.?—To Mr. Fraser.

20367. Who was it directed to?—To Mr. Hodson.

20368. Were you very much surprised he did not ask you to pay it—just about as much surprised as you were at getting the £5 note?—Yes.

20369. Why did you not tell us before that you were employed for three weeks before the election at the committee-rooms in Dame-street? Did anyone there suggest to you you might as well vote for your employers as not?—I always voted for the Conservatives.

20370. Were you ever employed before at an election?—No.

20371. I suppose if we did not light on the Dame-street employment we would never have heard it?—The last time I voted for the Conservatives.

20372. I asked you did you get any employment at the last election, and you said not. Now it appears that you were employed for three weeks before the election in number 3, Dame-street, under Mr. Hodson?—Yes.

20373. Were you not engaged there working for the election?—I was.

20374. Why did you not tell that before? Did Moore know you were employed there?—I don't think he did.

20375. Did you ever talk to Moore at all at that time?—Never.

20376. Upon anything?—No.

20377. You never said "Good morning" to him?—Nothing more.

20378. Do you mean to tell the Commissioners that while living in the house of Moore, Sir Arthur Guinness's gate-keeper, who was properly anxious, no doubt, for the election of his master—do you mean to say nothing ever passed between you about the election? Would you not have thought it a very queer thing for Moore not to speak to you about it?—He might have spoken to me about it.

20379. Do you not know he did say something about the election, and about your voting for his master?—He might.

20380. Do you believe he did?—I dare say he did

20381. Do not you know he did?—I could not swear.

20382. Do you believe he did?—Yes.

20383. Why did you not say that before? About what time did he speak to you in reference to it—was it during the three weeks you were employed at 3, Dame-street?—Yes.

20384. How long before the election did he speak to you about voting? Was it within the week?—A week or a fortnight.

20385. Did he then bring you up to the committee-room in Dorset-street?—It was before that.

20386. Had he brought you up three times before he could get a promise out of you? When he did speak to you about voting, what did he say to you?—He asked me where I was, and I said 3, Dame-street.

20387. You were asked did he speak to you about voting for Sir Arthur Guinness, and you said you believed he did about a fortnight before the election?—He asked me did I do work in Dame-street.

20388. Upon your oath, did Moore, the gate-keeper, not speak to you about the coming election, and about your vote for Sir Arthur Guinness, within a fortnight before the election?—No, I think not.

20389. Did you speak to him about it?—I think not.

20390. Do you mean to say that no conversation passed between Moore and you, as to how you would vote?—No, I think not.

20391. Mr. MORRIS.—How long before the election did you see Watkins?—About a couple of months.

20392. Mr. LAW.—How long did you stay at number 3, Dame-street?—I think about three weeks.

20393. Were you at work there until the time of the election? How long before the election were you dismissed?—I think about a week.

20394. Who dismissed you?—I think Mr. Hodson.

20395. What did he dismiss you for?—He told me he did not want me any longer.

20396. Did he dismiss all the clerks?—I think he did, all but a few.

20397. Do you mean to say that a week before the election he began to dismiss all the clerks? What were you dismissed for?—I was not dismissed at all.

20398. You were not dismissed?—No.

20399. You swore this minute Mr. Hodson did dismiss you. Why did you leave them?—Because the work was all done.

20400. A week before the election the clerks were all gone. That is equally true I suppose. Did you ever ask Mr. Hodson anything about the fifteen shillings you gave the I. O. U. for?—No.

20401. Did you sign a gratuitous service paper?—I did.

20402. You laugh at that. Do not you know you got the fifteen shillings in payment for some of your services? Did you not mean it to be for that?—No.

20403. Did you ever mean to pay the fifteen shillings?—I did.

20404. Seriously?—Yes.

20405. Do not laugh. Do you seriously intend to pay it?—(*No answer.*)

20406. Mr. TANDY.—What did you say to Mr. Fraser when you asked him for the fifteen shillings?—I asked him could he give me fifteen shillings.

20407. Is it could he lend you fifteen shillings?—Yes.

20408. Or was it on account?—To lend me.

20409. To lend you his own money?—He told me he could get it for me if I gave him an I. O. U.

20410. Did you expect to be obliged to pay it back?—I did.

20411. On your oath, did you expect to be obliged to pay back that fifteen shillings?—I did.

20412. Mr. LAW.—You were discharged about a week before the election?—I think so.

20413. What did you say when you were discharged; were you pleased?—No.

20414. Were you displeased about it?—No.

20415. What did you say when you were discharged?—I don't know.

20416. Did you say anything of the votes that would be lost in consequence? Come, did you—did you say four votes would be lost to the Conservatives?—No; I did not say that.

20417. Why do you think so long about it? What exactly did you say?—I said I would not vote for them.

20418. Did you say other members of your family would not vote for them?—No.

20419. On your oath, did you only allude to your own vote?—That is all.

20420. Did you say the Conservatives would lose four votes?—No.

20421. On your oath, sir, what did you say?—I said I would not vote for them.

20422. Did you say other votes of your family would be lost also?—No.

20423. When Mr. Hodson discharged you, you threatened you would not vote for the Conservatives?—Yes.

20424. You meant that?—Yes.

20425. When did you change your mind?—The next day.

20426. Mr. TANDY.—On your oath, what made you change your mind?—Nothing.

20427. Mr. LAW.—Calm reflection and principle? What did they say to you when they were discharging you that made you so angry?—They said they could not employ me anymore.

20428. If they had no more work for you to do, you would not be so ungrateful as to threaten to vote against them. It was merely relieving you from work you were doing for nothing, you know; for you signed the gratuitous service paper. You see the difficulty of your theory. You were very angry for being discharged from this gratuitous labour, and you threatened on this dishonorable dismissal that you would not vote for them. Is that so?—Exactly.

20429. May I ask you when did you change your mind?—The next day.

20430. What made you change your mind the next day?—I was sorry for what I said.

20431. What did they say to you when discharging you? What dissatisfaction had they with you? Rightly or wrongly, what did they say to you?—They said they had no more work for me.

20432. Did they say you did anything wrong?—No.

20433. Is that true?—It is.

20434. They expressed no dissatisfaction with you?—No.

20435. Did you see any other freemen going into 76, Capel-street, that day on messages with tickets?—No.

20436. Had you ever gone on a message of that kind before?—No.

20437. When do you think you will have another chance like that—at the next election, I suppose? How many freemen did you hear were in that house that day?—I did not hear.

20438. You did not hear of anyone else being there that day?—No.

20439. Mr. MORRIS.—On your oath did you say nothing that day to Watkins in Capel-street?—Not a word.

20440. You swear that?—I do.

20441. Mr. LAW.—Was he very angry with you when he heard you got the £5 note?—No.

20442. Did he express great indignation at the enormity of it?—No.

20443. Did he laugh?—He might.

20444. Mr. MORRIS.—Did he tell you seriously to tell the truth?—I don't think he did.

(Adjourned.)

SIXTEENTH DAY.

THURSDAY, DECEMBER 16, 1869.

George A. Thompson, further examined.

20445. Mr. LAW.—When did you say you were admitted a freeman?—About four or five years ago.

20446. Was it before the election of 1865?—Yes.

20447. Did you vote then for Guinness and Vance?—I did.

20448. I suppose you had not voted at the election before that?—No.

20449. That was the first time?—Yes.

20450. Your father had been a freeman?—Yes; a long time.

20451. And your brother, Robert William, when was he admitted?—About the same time.

20452. His admission money was paid, I suppose by Mr. Atkinson in the same way?—Yes.

20453. Did Campbell and Atkinson go to the Lord Mayor's Court?—I think I went up myself.

SIXTEENTH DAY.

December 16.

George A. Thompson.

20454. Who was it suggested to you to become a freeman?—I think my father.

20455. Why did he tell you it would be a good thing to become a freeman?—He did not tell me the reason.

20456. He did not give you any reason?—No.

20457. Was it for the interest you took in politics?—No, sir.

20458. I suppose you did not care very much about that sort of thing?—No.

20459. Did Campbell or Atkinson say anything to you?—No, I think not.

20460. Or any of the people whom you used to meet in the registry office?—No.

20461. Whom used you see most frequently in the registry office?—Mr. Williams.

20462. He was one of the constant attendants?—He was upon the staff.

20463. Searchers generally get some one of the officers to attend to them—to which of the gentlemen upon the staff did you usually apply and find most convenient in looking through books?—They are strangers now.

20464. I am not asking about now, I am asking about the year 1868?

20465. To which of the staff did you apply to assist you in the search? Was it to Williams?—No.

20466. Who was it?—There are so many of them.

20467. You know, I dare say, most of the officers, but some you would more naturally go to than to others?—There is no one; they are all strangers.

20468. They were not all strangers?—Williams never attended in public.

20469. I did not ask that—when in the course of your employment, you used to go to the registry office to make a search, you saw certain of the staff there, to which of them did you generally apply to have access to the books?—The first one that would come to me.

20470. Was there no one you knew better than another? You knew them all by name?—I did not.

20471. Do you mean to say that you were going there for four or five years without knowing them by name?—I knew several of them.

20472. Who were they?—A person named Day.

20473. Name another?—Mr. Foster.

20474. Who else?—Mr. Young.

20475. Who else?—A man named Harricks.

20476. Another?—A man named Dillon.

20477. Anybody else?—That is all.

20478. All?—There was a Mr. Mead.

20479. You knew all of these gentlemen to speak to them, and to ask you for assistance?—Yes.

20480. You were in the habit of seeing them?—Yes.

20481. You know how to address them?—Yes.

20482. How many years were you employed as searcher?—Five or six years.

20483. Your father and brother were in the same occupation?—Yes.

20484. Were both?—No, Robert William is employed in Manders's mills.

20485. What sort of mills are these?—Flour mills.

20486. Where are they situated?—At Island-bridge.

20487. Has he been there for some years?—Four or five.

20488. What is the brother's name?—James Henry—he holds no situation at present.

20489. How has he been in the habit of making out a living?—In the registry office, upon the staff.

20490. I presume you never were upon the staff?—No; but as an extern clerk.

20491. Then you were employed by the office?—Yes.

20492. When you speak as being a searcher, you searched for attorneys?—Yes.

20493. But when you say you were upon an extra-staff, were you paid by the attorneys, or the office?—By the office.

20494. Who got you upon the extra staff?—Mr. O'Connell.

20495. He was the head of the department?—Yes.

20496. Who recommended you to Mr. O'Connell?—I think my father spoke to him.

20497. Had your father ever been upon the extra staff?—No; upon the regular staff, but he is not now.

20498. When did he cease to be?—About five years ago.

20499. Has he been since then working like yourself for attorneys?—Attorneys; no writing—merely searching.

20500. You are a writing clerk also?—Yes.

20501. I suppose your father knew Foster very well, as he was upon the staff?—He did.

20502. Was it Foster who got him upon the staff?—Oh, he was there for thirty years.

20503. I suppose he knew every one there?—Yes; but now nearly all are strangers to him.

20504. You told us last night that the morning you voted, it was about nine o'clock when you did so?—Yes.

20505. Or was it before you were on your way to work? With whom do you work?—Mr. Sterling.

20506. Is he a solicitor?—Yes.

20507. How long have you been in his employment?—Two years.

20508. At that time you had not been so long?—About eight months.

20509. As a writing clerk in his office?—Yes.

20510. What payment did he give you?—Very small.

20511. No matter what, you earned it honestly?—Ten shillings a week.

20512 And you were working for eight months before November?—About twelve months.

20513. Nearly a year before the election as a clerk, at ten shillings a week?—Yes.

20514. Had you any other means of livelihood but that?—Now, and again, I would get "briefing" to do, which I would do in after hours.

20515. Had you any "briefing" for the couple of months before the election, or were you employed exclusively with Mr. Sterling?—I don't think I had any "briefing" for a couple of months before the election.

20516. For how long did you go to Mr. Hodson?—For three weeks.

20517. Did Mr. Sterling recommend you?—No.

20518. Who got you upon it?—I went over myself.

20519. Were you kept hard at work while you were there?—No.

20520. Were you doing anything?—Yes.

20521. What?—Reading out names.

20522. What were your hours of attendance?—I was obliged to go at five in the evening.

20523. Were you not expected to be there before five?—I was not expected to be there at all.

20524. Surely you told us you were in the employment for three weeks, and were ultimately dismissed—therefore, I suppose you were expected? Were you regularly on the staff of clerks while you were there, or were you not?—[*No reply.*]

20525. What were your hours for attendance?—I used to go about five in the evening.

20526. How long did you stay?—A couple of hours.

20527. Or four?—Two or three.

20528. What was the latest hour you were there reading out names?—Eight o'clock.

20529. I suppose you went there occasionally before five?—A quarter to five.

20530. Who asked you to go?—I went over myself one evening.

20531. Was this after your day's work with Sterling? I suppose you had not got enough of work in the day, and wished a little more in the evening?—Yes.

20532. To whom did you apply when you went to Mr. Hodson?—I think to Mr. Hodson himself.

20533. At what time were you obliged to go to Mr. Sterling?—From ten to half-past four o'clock.

20534. That was six or seven hours' work?—Yes.

20535. What did you tell Mr. Hodson. Come,

tell us honestly?—I asked him could he give me any employment.

20536. Everybody says that?—I think he said I should volunteer.

20537. To volunteer to work for nothing. Did you tell him that was the thing you came for? Having been employed seven hours as a writing clerk, and receiving a small sum only, you were anxious to work for three or four hours for nothing?—Yes.

20538. And you went to ask him for liberty to work for nothing?—[*No reply.*]

20539. Come, tell us honestly, like a man, did you not go to make some more money than the 10*s.* a week? Was not that the object you had in going over?—[*No reply.*]

20540. Was it to add some little money to your 10*s.* a week?—I got none.

20541. Was not that your object?—I dare say it was.

20542. Can you suppose that anyone could doubt it. Do you not know you went there to make some more money in addition to the 10*s.* a week?—Yes.

20543. And you asked Hodson for employment, and he told you he would give it, but you should sign one of the papers?—Yes.

20544. He first asked you were you a freeman?—Yes.

20545. Did he ask you how you were going to vote. Did he know how your family voted? What passed between you?—That was all.

20546. Did he say he could not give money if you were not a voter?—I think he did.

20547. Did he not ask you how you were going to vote?—No.

20548. Did you tell him?—No.

20549. Who was present when you signed it?—No one.

20550. What did you ask when you asked for employment. Did you ask him what he would pay?—No.

20551. You went there to be employed?—Yes.

20552. Do you mean to say you did not ask him what you were likely to get?—I did not.

20553. You left that to himself?—Yes.

20554. When you signed the paper you went on working for three weeks, three or four hours a day on after hours?—Yes.

20555. Upon your oath did you think you were working for nothing, and never would be paid a penny?—They told me that I would not.

20556. They told you what they told others; but did you believe that you would get nothing for your work? Did you not hope to get something when all was over?—I think Mr. Hodson told me that when all was over.

20557. That you would not get anything till all was over?—Yes.

20558. And were you not thus led to believe you would then get something for your services?—Yes.

20559. You complained, you were angry on the occasion you were dismissed; you spoke rashly, you say?—Yes.

20560. Wasn't it because you were losing your employment that you were angry?—I dare say it was.

20561. Whom did you speak to that evening about your dismissal; did you tell Moore of it?—I did not.

20562. How long was it before you were dismissed that you got the fifteen shillings; was it soon after you went there?—I think it was about a fortnight.

20563. You were a fortnight at work when you got it, is that it?—Yes.

20564. Did you ask for some money on account when you got it?—Yes, I asked Fraser, and he gave me the fifteen shillings, and I gave my I O U.

20565. Do you mean to say that you asked him to lend you fifteen shillings?—Yes.

20566. Did you mean that it should be allowed afterwards when you would come to be settled with; was not it that when you came to be settled with you would allow the fifteen shillings you had got?—It was that I should pay him again.

20567. Did you understand that you would account for the fifteen shillings when you would come to be settled with?—I dare say it was.

20568. You say you were dismissed about a week afterwards?—Yes.

20569. Whom did you tell of your dismissal afterwards?—I told no one.

20570. Did you tell no one?—No.

20571. Did Moore know you were working at Damestreet?—No.

20572. You were living in his house?—Yes.

20573. Do you mean to say that he did not know that you were dismissed?—No.

20574. Did you tell your father that you were dismissed?—No.

20575. Or your brother?—No, never.

20576. Did you never tell anybody that you were dismissed?—No, never.

20577. Did your father and you go to vote together?—No, my father voted first.

20578. How long before you did your father vote—did your father and you go to the poll together?—No, he went first.

20579. You went after him?—Yes.

20580. About a yard behind him. Didn't you see him go up to the poll?—I did not; I was after him.

20581. How far after him were you? Did not you vote very soon after him?—I can't say.

20582. You saw your father go to the poll. Did not you and your father vote in the same booth?—I didn't see him go in; I saw him only for about a second that day.

20583. Where did you see your father for the second?—I saw him in King-street going into Halston-street.

20584. Turning out of King-street into the Temperance Hall?—Yes.

20585. Did you speak to your father when you saw him?—I did.

20586. What did you say to him?—I told him I was going to vote.

20587. Was he after voting at the time?—He was; he was, I think, coming out from voting.

20588. What did your father say to you?—He told me to go in quick and vote before the crowd would come.

20589. Did you go in and vote before the crowd came?—I did.

20590. Your brother, I believe, didn't vote for a considerable time after you and your father had voted?—I don't know.

20591. Did you hear it?—I did not.

20592. What did your father say when he met you coming out of Halston-street?—I didn't see him after.

20593. What did he say to you at the time you met him coming out from voting?—He told me to go quick before the crowd would come. That's all.

20594. What more did he say?—He said no more that I recollect. That's all he said.

20595. Try and recollect if he said anything more?—He said nothing more.

20596. Did your father know how you were going to vote?—I dare say he did.

20597. Had you told him previously how you were going to vote for Guinness and Plunkett?—Yes.

20598. I suppose you frequently told him so—did you know that your brother would vote for them?—No; I am not sure.

20599. Your brother seems to have hung back—you were apparently more decided than your brother Robert William was, as to your vote?—I can't tell.

20600. Robert William wasn't half so strong a politician as you were?—I always voted for the Conservatives.

20601. Were you ever employed in this way before?—Never.

20602. Or your father?—I think not.

20603. Did you ever hear that he was employed in any way?—No.

FIFTEENTH DAY.
December 15.
George A. Thompson.

20604. You were never asked by anybody for your vote?—No.

20605. Although you were canvassed several times, according to your account last night?—I got different letters.

20606. Although three sets of gentlemen at three different times came to you?—Yes, after I voted.

20607. Didn't you swear that before the day of the election you were applied to by three different gentlemen, and that you were brought to the committee-rooms in Dorset-street by Moore three times?—No, that's wrong.

20608. But at all events you were up three times with Moore in the committee-rooms in Dorset-street?—Yes.

20609. Didn't you know what brought you and Moore up to the committee-rooms in Dorset-street?—It was to pass away a few hours.

20610. You had been idle, and I suppose your time hung heavily on your hands?—Yes.

20611. Were you at this time in Mr. Stirling's employment?—I was.

20612. And you worked with Mr. Hodson in the evening?—Yes.

20613. Had you been dismissed by Mr. Hodson before you went to the committee rooms in Dorset-street, before you paid your first visit to the committee rooms in Dorset-street?—I think I was.

20614. Then the three visits with Moore to the committee rooms in Dorset-street during that week was after your business was done?—I think so.

20615. Were you working with Mr. Stirling then?—Yes.

20616. During the whole day?—Yes.

20617. And after that, feeling the evening tiresome, you went to the committee-rooms with Moore?—Just so.

20618. Did anyone about that time speak to you in the Registry of Deeds Office?—No, I didn't go to the Registry Office to make searches at that time.

20619. How long had you given up that business—did Mr. Stirling never send you to make searches in the Registry Office?—No, I was always writing in the office.

20620. Did you see Foster during that week after your dismissal?—Yes. I saw him twice in Dorset-street.

20621. Did he speak to you?—He said, "Good evening," and talked to us all.

20622. When you used go to the committee rooms in Dorset-street, had you any duties committed to you, were you asked to canvass anybody?—I canvassed one street, off Church-street.

20623. Was anyone told off to work along with you?—No.

20624. Do you know a man named Cashel, did he ever go along with you?—That was one day they wanted me to go——

20625. What is Cashel's Christian name?—I don't know.

20626. You knew him?—Yes.

20627. Did you know a man named Stafford—Michael Stafford?—I did not.

20628. Or a man named Coulton?—No.

20629. Was Cashel told off with you to canvass any particular street?—We were to go, and I didn't go.

20630. When they asked you to canvass for them, was this in the committee rooms in Dorset-street?—Yes.

20631. Who asked you to do this?—I think it was Mr. Lawlor.

20632. Had you signed any of the gratuitous service papers then?—Not then.

20633. Are you sure you did not?—I am sure I didn't.

20634. It was while you were so engaged that you were working for nothing?—Yes.

20635. Did you canvass anyone in the street you were sent to canvass in—what is the name of the street?—Church-street, or Arran-street.

20636. Whereabouts is it?—Off the quay, off Church-street—East Arran-street.

20637. Who was with you when you went to canvass in that street?—No one.

20638. Did they give you a canvassing card with a list of names on it?—They did.

20639. What did you do with it?—I went round to the different houses in the street.

20640. What did you do with the card?—I brought it back to Mr. Lawlor.

20641. Did you mark down on it the names of those that promised you to vote for Guinness and Plunkett?—I didn't; they all voted for Pim and Corrigan.

20642. Do you think that Mr. Lawlor did not know that pretty well before he sent you to canvass that street?—I don't know.

20643. Did you tell Mr. Lawlor that you had considerable influence with the voters in that district before he sent you out to canvass?—No, I did not.

20644. Was it because it was nice, easy work that he sent you to canvass—did you go round to these people?—I did, to several of them.

20645. You say that there was a canvassing card given to you?—Yes.

20646. Were the initials of Pim and Corrigan on it opposite to the names of the voters?—It was a paper I had.

20647. Are you sure?—I think it was.

20648. Being an influential man, you were to canvass men who had promised to vote the other way?—Yes.

20649. Did Lawlor wink at you when he gave you this to do?—He didn't.

20650. What did he say when you came back?—He asked me did I canvass anyone at all.

20651. When he gave it to you to do did you ask for liberty?—I refused it at first.

20652. Why did you refuse to do it?—I didn't like it.

20653. Was it because you were to get nothing for it?—I didn't like the job.

20654. Why did not you like it—were you asked to sign any of these gratuitous service papers in the committee-rooms in Dorset-street?—No.

20655. Were you told that you would have to work for nothing?—No.

20656. Did you believe when you were asked to canvass that you would be paid—did you think that they were going to send a man in your condition of life to canvass without paying you?—Mr. Lawlor told me that I would be paid afterwards.

20657. Cannot you tell us the truth at once?—That is the truth.

20658. Mr. Lawler, you say, told you that you would be paid afterwards?—Yes.

20659. Did not you know that the canvassing was all a sham—will you tell me the name of anybody you asked for his vote in that street?—I asked twelve or thirteen.

20660. Can you tell us the name of anyone in that street that you asked for his vote?—I forget the names.

20661. Can you give me the name of anyone you asked for his vote in that street?—I can't tell.

20662. Was it the freemen or the rated occupiers you canvassed?—I canvassed everyone of the occupiers.

20663. What is the name of the street?—East Arran-street.

20664. Had you ever been in that street previously?—Never.

20665. How then did you happen to chance on it?—I didn't chance on it.

20666. East Arran-street (*looking at Directory*) extends from Upper Ormond-quay to Mary's-abbey?—Yes.

20667. Did you canvass Richard Trevor in that street?—I can't say.

20668. Will you swear you spoke to him about his vote?—No.

20669. Patrick M'Evoy, cork-cutter?—I think I did.

20670. Will you swear you spoke to him?—No.

20671. Did you canvass Thomas Allen?—I don't think I did.

20672. Did you canvass Joseph Allen?—No.

20673. Timothy Healy?—I don't think I did.

20674. William Lyons?—I think I did.

20675. Are you certain that you canvassed him—13, Arran-street, East, bootmaker?—I can't swear it.

20676. Will you give me the name of any one person that you canvassed in that street?—If I got the list I would tell you. I forget all the names.

20677. Did any other people get a list of names at the same time as you did?—Yes.

20678. Who were those others?—Cashel got a list.

20679. What is Cashel?—I don't know what he is.

20680. Is he a freeman?—I am not sure.

20681. Do you believe he is—you know something about him?—I don't know.

20682. Did you ever see Cashel before?—I saw him there.

20683. In the committee-rooms in Dorset-street?—Yes.

20684. How often were you there?—I was there three times.

20685. Was it on the first occasion you were there that you got the list of names to canvass?—It was the second time.

20686. Was Cashel there the night that you got the list of names?—He was, I think.

20687. Did he get a list the same time that you got it?—I think he did.

20688. Which was his district—where was he to canvass?—He was to canvass Drumcondra, in that direction.

20689. Clarinda-terrace and all about there?—Yes, in that direction.

20690. That was his district?—Yes.

20691. He got a list of names in the same way as you did?—He did.

20692. Were there any more people got lists on that night besides you and Cashel?—Yes, three or four more, I think, got them.

20693. Give us the names of some of those who got lists on the same night that Cashel and you got them?—Fraser, I think, got a list.

20694. Anyone else?—That's all I know.

20695. You saw others get lists too?—Yes.

20696. Did Mr. Lawlor intimate to you all, as you were getting the lists, that you would ultimately be paid—did he lead you to expect that ultimately you would be paid something?—Yes, when it was all over.

20697. Did he tell that to all?—Yes.

20698. Whatever it was that he said was said to you all?—Yes.

20699. That they were to be paid when it was all over?—Yes.

20700. Was it not for that you went to the committee-rooms—to get some little money?—No, it was not.

20701. What was it you went there for?—To pass a few hours.

20702. Did you ever ask Mr. Lawlor for payment afterwards?—No.

20703. The petition came too soon, I suppose?—I don't know. I never asked him for payment.

20704. Mr. TANDY.—Why did not you ask Mr. Lawlor for payment—you know he gave you to understand that you would be paid when it was all over?—I never asked him.

20705. Why did not you—can you give me any reason why you did not ask Mr. Lawler for payment. You say you were told by him that, when it was all over, you would be paid?—I never did ask him. I think I asked him once.

20706. When was it you asked him for payment?—A long time ago.

20707. Are you quite certain you did ask him for payment?—I think I did.

20708. How soon after the election was it that you asked him for payment?—I think it was four or five months.

20709. Was it Lawlor you asked?—I think it was.

20710. Will you swear it was Lawlor you asked for payment?—I won't.

20711. Where was it you asked him for it?—I saw him one day, and I asked him if there was any chance of getting any money.

20712. What did he say?—He said not.

20713. Did you ask any one else for payment but Lawlor?—I did not.

20714. Mr. Hodson told you also that you could not get anything until all was over?—Yes.

20715. Did you ever ask him for payment?—Never.

20716. Why did not you—you know he gave you to understand that you would be paid when all was over?—I never asked him.

20717. Can you give me any reason why you did not ask Mr. Hodson for payment?—I have no reason.

20718. I suppose you had too much money to spare, too much loose cash in your pocket—do you swear you cannot give me a reason for not asking Hodson for payment?—I never did.

20719. I ask you for your reason for not asking for payment?—I can't give any reason. I know I did not ask for payment.

20720. Mr. LAW.—How many clerks were there with you in Mr. Hodson's employment?—There was a great number of clerks there.

20721. About how many?—I think twelve or fourteen.

20722. Were there more—were there twenty clerks there at the time?—Yes.

20723. Did you enter your name, the time you came, and the time you went away, in an attendance book kept there for that purpose?—No, I did not.

20724. Did you see an attendance book there for that purpose?—I never entered my name in any book there.

20725. Did you see the others enter their names in a book?—No.

20726. Mr. TANDY.—Did Mr. Hodson know you before you went to him for employment?—I didn't know him.

20727. Were you a stranger to him?—I was.

20728. He employed you without knowing anything about you?—Yes.

20729. You say you were on the extra staff of the Registry Office?—Yes.

20730. Were you on the extra staff of the Registry office in the month of November, 1868?—No.

20731. Had you any situation at all in the office at that time—in November, 1868?—No. I was in Mr. Stirling's office then.

20732. Was your father in the Registry office in November, 1868?—No.

20733. When did he leave the Registry office?—Four or five years ago, I think.

20734. Your brother, James Henry, left it also about four or five years ago?—Yes.

20735. Then your father and brother must have left the Registry office about the same time?—Yes, in or about the same time.

20736. Do you know why they left it?—My father is there thirty years.

20737. It is curious that they should have left the Registry office the same time?—My father left it before my brother.

20738. How long before your brother did your father leave it?—I can't tell.

20739. You told me that your brother left about five years ago, and you told the Chief Commissioner that your father left about the same time—why did your brother leave the office? Did you ever hear why he left the office?—I did.

SIXTEENTH DAY.

December 16.

George A. Thompson.

20740. What was the reason for his leaving?—There was a letter written to Mr. O'Connell about him.

20741. About how long is it since your brother left the office?—About four years.

20742. Are you sure it is four years?—I am sure.

20743. You are quite certain of that?—I think it was about four years.

20744. You say that your father voted in November, 1868, before you?—Yes.

20745. And that you met him after he voted?—Yes.

20746. Where was it you met him?—In King's-street.

20747. Where were you going to when you met your father?—I was going to vote.

20748. Where were you living at the time?—In Halston-street.

20749. Where was your polling-booth, was it next door to where you lived?—Yes, it was next door.

20750. You say you were going to the poll when you met your father in King-street?—Yes.

20751. What took you to King-street if you lived in Halston-street, and were going to vote when you met your father?—I was on business in King-street.

20752. What business had you in King-street?—I went out to buy something for my breakfast.

20753. Did you go straight to the poll after you met your father?—Yes.

20754. Were you speaking on that morning to anyone but your father?—No, I wasn't; I think not.

20755. Will you swear you were not?—I will.

20756. Were there any freemen polling at the same time that you were polling?—Yes, a great number.

20757. Was the place full of them?—It was.

20758. Did you see there when you went to vote, a strange person in company with any other freemen that morning?—No.

20759. You saw the person that came suddenly on you, gave you a tap on the shoulder, and gave you a message to Capel-street?—Yes.

20760. Did you know any other freemen there that morning?—No.

20761. You didn't see the person who gave you the ticket after that day?—No, I never saw him after.

20762. Mr. MORRIS.—Did you see anyone sign these gratuitous service papers in your presence, either at Mr. Hodson's or Mr. Lalor's?—No.

20763. Do you know of any considerable number of persons having signed them?—No.

20764. Mr. LAW.—Your house where you were living is next door to the Temperance Hall in Halston-street?—Yes.

20765. At the upper side?—Yes, next to King-street.

20766. That was very handy?—It was.

20767. Had your father been looking you up that morning?—No.

20768. You met him, I suppose, by accident in King-street?—I did.

20769. Did you think you would see him?—I did not.

20770. How long before that had you seen him?—It might be a fortnight or three weeks, perhaps.

20771. I suppose when you met him that morning by accident in King-street, you stopped to talk with him?—No, I did not.

20772. You didn't stop to speak to your father, even to say good morning to him?—No, he seemed to be in a hurry somewhere.

20773. Where do you think he was going to at the time?—Perhaps he was going up to the Registry Office.

20774. You know he was not then employed in the Registry Office, and besides the Registry Office was not open at nine o'clock?—He was going at any rate in that direction.

20775. On your oath, was not he going to Capel-street?—He didn't tell me that he was.

20776. Did he show you anything that morning when he met you?—No.

20777. Did he intimate anything to you that your political services would be acknowledged?—No.

20778. Your father did not tell you that he was on a message when he met you?—No.

20779. Did you ever ask him if he had been sent on a message with a railway ticket to get an answer?—I never asked him.

20780. Did he ever tell you without your asking?—Never.

20781. Where was he hurrying off to—was he on any business?—Perhaps he was making a search.

20782. Not surely at nine o'clock; was he then employed in any attorney's office?—No.

20783. Did he seem to be in a hurry that morning when you met him in King-street?—He did.

20784. In such a hurry that he would not stop to speak to you?—No.

20785. You did not turn and go a bit of the way with him?—No.

20786. When did you see your father after the election?—I didn't see him for two or three weeks.

20787. You do not seem to see your father often?—I do not.

20788. When you saw your father after the election, did you go to see him, or did he come to see you?—I met him by accident.

20789. Unless you met him by accident you would never see him it appears?—I very seldom see him.

20790. When you did meet the first time after the election did you tell him the strange accident that befell you on the day of the election?—No, I did not.

20791. Why did not you tell him of it—you know you were greatly surprised when you suddenly found yourself in the possession of a £5 note; do you mean that you did not tell your father of it?—It never came into my head at the time.

20792. Do £5 notes drop so often into your pockets that you did not mind it; did you think it a queer thing?—Yes.

20793. Do you mean to say that you did not tell your father of the piece of luck you had, and say to him, "I was on a message with a card to Capel-street, for which I was to get an answer; I did not know what to do with it, and I got a letter in Capel-street addressed to no one, and I found in it a £5 note;" did you tell your father?—I never told him.

20794. Were you ashamed to tell him of it?—No.

20795. You were not?—No.

20796. Did you ask your father how he fared during the election?—No.

20797. I suppose you thought the less said about it the better?—I suppose so.

20798. Did you ask your brother, Robert William, junior, whether anything of the like happened to him?—No.

20799. Did you think it safer not to ask him any questions about it?—I never asked him.

20800. He was not as decided in his political opinions as you were?—I don't know.

20801. He was not as determined to vote the one way as you were?—I always voted the one way.

20802. He was undecided?—I don't know.

20803. Mr. TANDY.—When you went to canvass the voters in East Arran-street what did you say to them?—I asked them who they were going to vote for.

20804. Nothing more?—No.

20805. Did you say to any of those that had promised Pim and Corrigan that if they changed their minds, they would get something for it?—Never.

20806. Did you ever refer them to any other person who, you told them, would take care of them?—Never.

20807. You swear that?—I do.

Herbert Moore sworn and examined.

20808. Mr. LAW.—I believe you live in Halston-street?—Yes.

20809. We hear that you are employed as a gate-keeper in Messrs. Guinness's brewery?—Yes, I am.

20810. For how long have you been so employed?—For the last four or five years.

20811. Are you a native of Dublin?—No.

20812. Where do you come from?—From the county of Cork.

20813. Had you been in Dublin for any time before you came into the employment of Messrs. Guinness?—I was there for a long time before it.

20814. With whom were you previously?—I was in the Dublin police, and in the penal service—it is now called the convict service.

20815. Was it as policeman that you were in the penal or convict service?—No; it is a different establishment altogether.

20816. Was it in Cork you were so employed?—No, in Dublin.

20817. About how many years were you a constable in the Metropolitan police?—Very nearly seven years and a-half.

20818. Before you were attached to the penal service?—Yes.

20819. How many years were you in the penal service?—About eight or nine years I suppose.

20820. Was it after that that you went to the Messrs. Guinness?—No. After being in the penal service I was employed at the Broadstone terminus.

20821. In what capacity—was it as a clerk?—No, I was employed at carpenter's tools.

20822. As a carpenter?—Yes.

20823. How did you happen to be employed there?—For the repairing of waggons.

20824. Were you trained in that way?—I was not; it was all as a matter of taste that I took it up in that way.

20825. Had you ever had any training as a carpenter, or was it from a general taste for it that you took to it?—From a general taste for it.

20826. I suppose you had amused yourself in that way before you went to the Broadstone terminus?—I had often.

20827. About how many years were you so employed at the Broadstone?—About two or three years I suppose.

20828. From the Broadstone did you go direct to Guinness's brewery?—No.

20829. Where did you go to from the Broadstone?—I went from that to Todd, Burns & Company, Mary-street.

20830. You were there I suppose as a sort of superintendent?—No.

20831. How were you employed at Todd, Burns & Company?—At carpenters' tools also.

20832. How long were you there?—For two or three years.

20833. Did you go from that to Messrs. Guinness's?—Yes.

20834. You have been there you say for four or five years?—Yes, for four years and a-half.

20835. I suppose it was your enrolment among the Metropolitan police that first brought you to Dublin—your first employment in Dublin was in that force?—Yes.

20836. You must have been a young man when you joined it?—I was a young man then, eighteen or twenty years of age.

20837. How long have you lived in Halston-street?—I think it is about twelve months now.

20838. Then you couldn't have been long living there prior to the election?—No, not very long.

20839. You could not have been long there before the election, as you say you are only twelve months living in Halston-street?—Twelve or fifteen months. I don't know exactly how long I am living there—it is about that.

20840. Where had you been living before you came to Halston-street?—In Wellington-street, lower.

20841. You took this house in Halston-street about a fortnight or so before the election?—Some very short time before the election.

20842. Would it be so much do you think as a fortnight before the election?—It might be for all I could tell you.

20843. From whom did you take the house in Halston-street?—It wasn't I that took it at all; it was my wife took it. I haven't time to see after these things; I have to attend to my business.

20844. Your wife took the house in Halston-street?—Yes.

20845. Whom did she take it from, do you know—who is the landlord of it?—I think his name is Russell or Murphy. I don't know the man, I never saw him in my life.

20846. Whom do you pay the rent to?—I don't know which of them is the agent or which the landlord; but one is Mr. Russell and the other is Mr. Murphy.

20847. Who receives the rent?—I know nothing about these matters at all, as I am not at home until half past six and seven, and sometimes half past seven o'clock in the evening. My wife arranges all these matters. I don't interfere in them. I haven't time to do, as I have my business to mind.

20848. I suppose you had scarcely done more than settled in the house in Halston-street when the election came on?—We weren't very long there.

20849. Had Thompson, the witness who was here just now, been living in your house in Wellington-street?—He might be. I have no recollection of it.

20850. Did he move up with you to your house in Halston-street, when you took it, from Wellington-street?—He did not come from Wellington-street to Halston-street with me. I never recollect him living with me in Wellington-street.

20851. Thompson tells us that he was living with you in Wellington-street, and that he moved up with you to Halston-street?—I wouldn't like to state a falsehood, but I have no recollection of it. My wife will tell you all these things. I am out of the house from morning until night, and I know nothing of him.

20852. Do you know Thompson, the person I am speaking of?—I do.

20853. I suppose you had known him for some time before the election?—I didn't know him until he came as a lodger to our house.

20854. About what time was that, do you recollect? Had he ever come to live with you before you moved to Halston-street?—Not to my recollection.

20855. You remember his lodging with you however in your house in Halston-street?—Yes.

20856. Some short time before the election?—Yes.

20857. Do you know how long before the election it was that he came to lodge with you?—It may be a month.

20858. Did you ever see his father?—I did, once or twice.

20859. Was it about the time of the election that you saw his father?—I saw him before and after the election.

20860. What did his father come to you for?—He never spoke to me in all his life.

20861. Where did you see the father? Was it in company with his son?—I will tell you. It was one day at Phibsborough I met them, when the son introduced me to the father.

20862. When was that? Was it some time before the election?—It was.

20863. Were the father and son walking together at the time?—Yes.

20864. Did you meet them accidentally?—Yes.

20865. Were you alone at the time? Had you seen anyone with them?—The father was with Thompson.

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20866. You stumbled on both of them. I suppose that is the way it was?—Something like that.

20867. Was it in the middle of the day when you so met them?—It was on the Sabbath day, I think.

20868. Tell us what passed between you when you met them. They of course knew who you were, and what your position was?—Nothing about the election, I know, passed. We were talking about the weather, as well as I recollect.

20869. How long did the conversation last between you?—We had only four or five minutes' conversation altogether.

20870. Did you say nothing to the father about giving his vote for Sir Arthur Guinness?—No.

20871. Or to the son?—Never, to the best of my recollection.

20872. Did you take the son two or three times up to the committee-rooms in Dorset-street?—We went up there together.

20873. What were you doing in the committee-rooms when you went to Dorset-street?—Nothing extraordinary.

20874. Were you doing the ordinary work that took place at the time? Were you interesting yourself, very naturally, for your employer, Sir Arthur Guinness?—No. I recollect I was chairman there on one occasion.

20875. How often were you at the committee-rooms in Dorset-street before the election, do you recollect?—I recollect being there on two or three occasions.

20876. Were not you on the committee which met at 107, Dorset-street?—Yes.

20877. As you were on the committee, it would be a very natural thing, I should imagine, for you to take an interest in the return of Sir Arthur Guinness?—I didn't then; my time was so taken up I couldn't.

20878. You say you were on the committee, and we find that you presided on one or two occasions there?—Yes.

20879. Did you ask Thompson to go up with you to the committee-rooms in Dorset-street?—I don't recollect that I did.

20880. At all events, you say he went up there with you?—We went up together.

20881. Were you present in the committee-rooms on any occasion when he was handed a card for to canvass a street?—He may be handed a card without my knowing it.

20882. Do you remember the occurrence?—I don't remember it.

20883. Do you remember being present as chairman, or otherwise, on any evening at a meeting of the committee, when Thompson was handed a paper to canvass a street?—I saw them hand papers every evening I was there.

20884. Did you attend the meetings of the committee as far as you could?—Not every evening.

20885. Did you attend them, as far as you could?—I didn't attend more than three or four times altogether.

20886. Thompson swears that he was there three times with you; according to that statement of his, you were there together each time you went up?—I may be there three or four times.

20887. Your house, I believe, is next to the Temperance Hall in Halston-street?—It is next door to it.

20888. And, I believe, some of the booths were fitted up in the lower part of the Temperance Hall on the day of the election?—I believe there were, but I was never inside of that house, or inside of the door of it.

20889. Where were you on the day of the election?—In Capel-street. I was personating agent in Capel-street that day.

20890. You left home early that morning, I presume?—About eight o'clock I was in Capel-street.

20891. Before the voting began in Halston-street, had you left home?—Yes, I left home at seven o'clock.

20892. Did you see whether any of the voters had come to Halston-street, when you were leaving home that morning?—The booths were not open at the time I left home. When I passed the corner of Halston-street I saw by Mr. Rock's clock that it was just seven.

20893. Where did you go to after you left home?—I went up into Dorset-street, and then came down to the booth in Capel-street.

20894. Whom did you see when you went to Dorset-street?—I saw Mr. Lawler.

20895. Who else?—I saw a few others.

20896. What are their names?—I don't know their names.

20897. Did you see anyone there whose name you do know?—No.

20898. Do you remember seeing Mr. Foster there?—I don't know Mr. Foster.

20899. Do you not know him by sight?—I don't. If he met me in the street to-morrow and blew my brains out, I wouldn't know who he was.

20900. Did you see a man there named Hardy?—I don't know anyone of that name.

20901. You know the landlord of the house, of course, Mr. Stephenson?—Yes.

20902. Did you see him there that morning?—Yes, he was standing at the door when I went up.

20903. Was George Thompson there do you recollect?—I have no recollection of seeing him there.

20904. Did you see his father there?—I have no recollection of seeing either of them there.

20905. You came from Dorset-street to Capel-street, to the polling place?—Yes.

20906. The polling place in Capel-street was, I believe, somewhere near where the old police office was?—Yes, at the right hand side.

20907. How long did you remain there that day?—I was there from eight o'clock in the morning up to half-past five or six, or half-past six in the evening.

20908. You did not go home in the interval?—I never went out the whole day, and I never broke my fast, except to take a couple of glasses of ale. I hadn't an opportunity of doing so.

20909. Did you know a clerk named M'Meehan employed at the Midland railway—a ticket issuer?—No.

20910. Did you know any of the Midland railway people that were there in your time?—Employed by the railway company?

20911. Yes?—My employment was of that nature that I didn't know any of the clerks. I knew a friend of my own named Hall.

20912. That is George Hall?—Yes.

20913. I believe he also was on the committee in Dorset-street?—I think he was.

20914. Are you a member of the society he belongs to?—I am not.

20915. Did you see Hall on the day of the election?—No. I have no recollection of seeing him on that day.

20916. Do you remember seeing Thompson that evening when you got home?—I think I did.

20917. Do you recollect his telling you of the mysterious way he got the £5 note?—Nothing mysterious; I don't recollect.

20918. Do you remember his telling you of his getting a £5 note?—I don't recollect.

20919. Do you remember his telling you that he got some money on the day of the election?—I don't recollect; he may or he may not for all I know, I assure you.

20920. Did you ever hear that he got a ticket from some one at the door of the booth, and that he took it to Capel-street, and got a £5 note?—Never.

20921. Never?—He never told me of it, to the best of my recollection.

20922. Can you say positively whether he told you or not?—Not to my recollection; he may have got £20 for all I know.

20923. That was a story that must have made an impression on you, if he told it to you?—I have no recollection of it.

20924. Could you go so far as to say that he didn't tell you?—I think I could.

20925. Did you say on that day, or on the evening of the election, or on the next day, that you supposed he could now pay what he owed you?—I never said a word of the sort; a penny piece of his money I never put into my pocket. He never paid me a shilling in all his life.

20926. Did you know where he was employed at the time?—As far as matters went, it might be arranged with Mrs. Moore.

20927. You say he never paid you anything?—Not a penny piece.

20928. You did not say to him—he swears it was you said it—after the election, "I suppose you can now pay me what you owe me?"—I have no recollection of expressing myself in such a way.

20929. I suppose you heard of what took place in 76, Capel-street?—I did; but still I didn't know anything of it.

20930. You heard of it like everyone else?—I heard the circulated report of it.

20931. How soon after the election was it that you heard it?—It was some time after the election.

20932. A week or ten days after the election, was it?—It was more.

20933. Had you not heard of it before it was come to be heard before the judge in January?—I had not.

20934. Was that the first you heard of it?—Yes, from the public papers and reports afterwards.

20935. I suppose there is no communication between your house and the polling place?—Not a bit.

20936. Were you ever up in the room over the polling booth in Temperance Hall—where Mr. Byrne had the room?—I was never inside the house in all my life.

20937. When you left home on the morning of the election, to go to the Dorset-street committee-rooms, I suppose the people hadn't as yet come to vote?—I didn't see anyone come to vote then.

20938. Had the police come to make arrangements for keeping order?—They might be in the street; I didn't mind them.

20939. Did you see any of the voters about?—No.

20940. Do you recollect whether the police had come at the time?—I have no recollection that they were on duty at the time.

20941. There was no stir of people at the time?—There wasn't a sinner to be seen at the time. There was nothing remarkable occurred at the time.

20942. Had you been at the committee-rooms in Dorset-street the night before the election?—I can't answer that. I have no recollection. I may or may not have been there.

20943. Can you tell us how long before the election you were last up in the committee-rooms in Dorset-street?—I wasn't more than three or four times altogether there.

20944. You were put on the committee before you went up to Dorset-street?—Yes.

20945. How long were you on the committee without being able to attend there? Were you a month on the committee without being able to attend?—No.

20946. Were you a week?—About a week.

20947. Was Hall a member of the committee before you were?—I wasn't a member of the committee when I went up there. I went there as a stranger—nothing more.

20948. Were not you put in the chair one night?—I was.

20949. You know if you were not a member of the committee you would not be put in the chair?—I wasn't booked ——

20950. Was it for the purpose of doing the business of the committee that you were put in the chair on that occasion—or was it as a social party merely?—There was no sociality there, it was a very dry sort of thing.

20951. You did not bring in any porter that night?—No.

20952. Do you recollect anyone sending for porter?—I recollect Mr. Lawlor sending for four small bottles of porter.

20953. How many were there for the four bottles of porter?—Six or seven, I think.

20954. Did you, on the day of the election, notice any person near your house who is described as a man of middle size, stoutish, and with grey hair?—No, I was confined myself all that day as a prisoner.

20955. You did not see anybody lounging about on the day of the election?—No.

20956. Mr. TANDY.—Did you know that Thompson was employed in No. 3, Dame-street, by Mr. Hodson; did he tell you that he had been employed there?—Not that I recollect; not that I know of.

20957. Do you recollect his having told you that?—I don't recollect. I am not sure whether he told me or not.

20958. What room in Dorset-street were you in; what room in the house was occupied by the committee?—I think it was the back parlour.

20959. On the ground floor?—Yes.

20960. Were you ever upstairs in the house in Dorset-street?—No; never.

20961. Were you aware whether it was the committee, or gentlemen connected with the election, that used to meet upstairs in the upper part of the house?—I never saw the least appearance of the upper part of the house being occupied by any persons.

20962. Did you ever hear that it was so used?—Never.

20963. Who was in charge of the house before you went there?—The house in Dorset-street?

20964. Yes?—I heard of no one but the landlord.

20965. Was the landlord living in the house?—Yes.

20966. He occupied it?—Yes.

20967. Mr. LAW.—It would be well, whilst Mr. Moore is here, to read the shorthand writer's report of what Thompson stated about the fifteen shillings?—He may have paid Mrs. Moore, but a penny piece of his money never went into my pocket.

Mr. LAW then read the following questions and answers from the shorthand writers' report:—

Question.—"Did you ever tell Moore about the £5 note you got in Capel-street?" *Answer.*—"I did."

Question.—"What conversation had you with him about it as well as you can recollect?" *Answer.*—"No conversation; but I owed him fifteen shillings, and I paid him."

Question.—"Did you tell him where you got the fifteen shillings to pay him?" *Answer.*—"I did."

Question.—"What passed between you and Moore when you told him about Capel-street, and the £5 note?" *Answer.*—"Nothing at all, except that he said, 'I suppose you will pay me what you owe me now.'"

Question—"Was it before you told him of the £5 note that he made that remark?" *Answer.*—"Before."

Question.—"Before you told him anything about the £5 note, he said, 'I suppose you will pay me what you owe me, now?'" *Answer.*—"No, it was afterwards."

Question.—"Why did you say just now that it was before?" *Answer.*—"It was afterwards."

Question.—"What else did Moore say to you on that occasion?" *Answer.*—"He said nothing else."

20968. Mr. TANDY.—Have you any recollection of such a conversation at all?—Not the slightest.

20969. Have you the slightest doubt that that never took place?—I have not the least doubt.

20970. It did not take place?—Not to my knowledge.

20971. Mr. MORRIS.—Will you take upon yourself to say that something of the kind, something to that effect did not take place?—I have no recollection of it; but a penny piece of his money I never put into my pocket, whatever may have been between him and Mrs. Moore.

20972. Mr. LAW.—Is Mrs. Moore at home?—I think so.

20973. If it would not be inconvenient for her to come over for a few minutes, we should wish to ask her a question?—Certainly; I will go for her.

SIXTEENTH DAY.

December 16

George Hawkins.

George Hawkins sworn and examined.

20974. Mr. LAW.—You live, I believe, in Capel-street?—I do business there.

20975. In whose employment are you?—In Mr. Forrest's.

20976. How long have you been employed there?—Nine years.

20977. As what?—As a printer.

20978. In what department?—In the press department.

20979. How many are in the same department?—Only myself.

20980. How many persons does Mr. Forrest employ?—Four; between boys and men—four hands.

20981. Does he work at press himself?—No; at case.

20982. A compositor?—Yes.

20983. Just tell us the names of the men; you are the fourth?—Yes.

20984. What are the names of the others?—William Waller.

20985. What is he?—A caseman—a compositor.

20986. Who is the next?—John Butler.

20987. What is he?—He turns the machine; and another apprentice.

20988. What is his name?—Edward Hodgens.

20989. He is an apprentice to Mr. Forrest?—Yes.

20990. And who is the fourth?—Myself.

20991. You are a pressman?—Yes.

20992. You are not an apprentice?—No.

20993. Is there only one apprentice?—Two.

20994. Who is the second?—Waller; and Edward Hodgens.

20995. One man for turning the machine, and you are the pressman?—Yes.

20996. And one of the apprentices help?—They both work in the composing room.

20997. Mr. Forrest himself works?—Yes.

20998. Have all these four people you have mentioned been in his employment for a couple of years?—One of them has not.

20999. Who is he?—John Butler.

21000. When did he come?—Within six months.

21001. He was not with you this time last year?—No.

21002. Was there anybody in his place at the time?—There was, a young man, James Leedom, a compositor.

21003. Where is he now?—I don't know where he is now.

21004. He is in Dublin I suppose?—I think he is.

21005. Is he at his trade as a printer?—Yes.

21006. Working, I suppose, at some other printer's?—Yes.

21007. Have you seen him lately?—I saw him about a month ago.

21008. Where was he working then?—He was saying he was working at Frazer's on the quay.

21009. You remember the time of the election, November, 1868?—Yes.

21010. You were doing a good deal of work for some of the candidates before that?—Yes.

21011. Printing placards and such things?—Yes.

21012. Who used to bring the orders for the printing to you?—I don't know who used to bring them; Mr. Forrest gave me the orders.

21013. Do you recollect getting an order to print placards, "Mr. Johnson's office," and things of that kind?—"Mr. Johnson."

21014. Do you remember printing placards with "Mr. Johnson's office" on them?—No.

21015. Well, what was it?—"Mr. Marcus's office," I think.

21016. When did you get the order to print that placard?—I think it was about three days before the election.

21017. The election was on a Wednesday?—I think we got it on the Monday.

21018. Who gave you the order?—Mr. Forrest.

21019. Who brought him the order?—I don't know.

21020. He gave it to you?—Yes.

21021. And gave directions how it was to be printed—the size of the type?—Yes.

21022. Did he choose the type?—The type came down ready to me.

21023. The compositor did his work and it was brought down to you to knock it off?—Yes.

21024. Who brought it down?—I am not sure whether it was Mr. Forrest himself or Waller, but it was either of them.

21025. You were told to strike off so many copies?—Yes.

21026. How many did you strike off?—Half a dozen.

21027. As a specimen?—That is all I struck off altogether.

21028. Did anybody else strike off more?—No.

21029. I see before the judge on the trial of the election petition you struck off twelve; and Mr. Forrest says there were twenty-five struck off?—Yes, I might have struck off some after that.

21030. But did you—I tell you what was stated on the trial of the election petition; with that aid now can you say how many you did strike off?—Well, I may have struck the twenty-five on the same day.

21031. But do you believe you did?—I did.

21032. Do you now recollect that you struck off six first?—Yes.

21033. You are certain of that?—I am.

21034. Do you remember that you did strike off more?—I do.

21035. When was that?—In the evening.

21036. And was the half dozen struck off in the morning?—Yes, early; about ten o'clock.

21037. The others were in the evening late?—About five or six o'clock.

21038. Who told you to strike off the second batch?—Mr. Forrest.

21039. Was it struck off from the same type?—Yes.

21040. The type remained standing?—Yes.

21041. Were they all upon paper of the same kind and size?—Yes.

21042. When Mr. Forrest gave you directions to strike off the second batch what did he tell you?—He told me he wanted some more of "Mr. Marcus's office."

21043. Did he say who required them to be printed?—No.

21044. Did you see anyone coming to him that time?—No.

21045. When you struck off the second batch did you strike off the nineteen all at once?—Well, I cannot recollect; I know I did all that was required at the time.

21046. Is your evidence, that except what you struck off in the morning and in the evening, you did not strike off any more at any time?—Yes.

21047. Who broke up the type?—The apprentice Waller.

21048. Did he break it up that day?—It might lie a day or so.

21049. Was it broken up before the day of the election?—I could not say; it might lie for a week.

21050. You have no recollection at all about it?—As far as the breaking up part of it.

21051. Do you remember anything like when it was broken up?—It might be broken up the next day.

21052. Have you any recollection about it?—I have no recollection of when it was broken up.

21053. Do you remember anything at all about its being broken up?—No, because these things when they are worked off lie over.

21054. I thought you remembered the fact of its being broken up? Is it Waller's duty to break up the type?—It is.

21055. And is that the only reason you refer to him?—Yes.

21056. It was on Monday the order for these placards came?—Yes.

21057. Had you any printing to do on the Tuesday?—Yes. I think on Tuesday we did what we call a "burgess list."

21058. A list of the wards?—Yes.

21059. For whom did you do that?—For some place in Dame-street.

21060. For the office in Dame-street from which you were getting the work?—Yes.

21061. What did you understand the printing of Mr. Marcus's office was for?—I did not understand anything at all about it.

21062. Something was said when you were doing it?—Mr. Forrest gave me the order and I am not supposed to ask him what it was for.

21063. I suppose he sometimes opens his lips?—No.

21064. He never speaks to you except when he cannot help it?—No.

21065. Had you any talk with Waller about it?—No.

21066. When did you first see one of these placards again?—I saw one of them pasted on the door in the hall.

21067. Do you mean outside the hall?—Yes.

21068. On the street door?—No, on the parlour door.

21069. The front parlour?—Yes.

21070. Was there one posted on the back parlour?—No.

21071. Who posted it on the parlour door?—I don't know.

21072. Did you ever hear?—No.

21073. Did you do it?—No.

21074. But you knew it was one of these you had worked off yourself?—Yes.

21075. Did you see them pasted anywhere else?—Yes, inside in the parlour.

21076. Where were they put up?—A couple on the wardrobe piers that stood across the door.

21077. Is that what has been called the screen?—Yes.

21078. Was it on the back or the front of it?—Just as you go in; the end of the wardrobe was facing the door.

21079. Was it on the end facing the door it was put?—No, but on the back facing the window.

21080. There were two on that?—Yes; a couple more about the wall to the left as you went into the door.

21081. Was the poster with "Mr. Marcus's office" on it, put on the wall to the left of the door as you went in?—No, around at the back, to the left as you went in.

21082. Was it near where the table was?—I think there was one opposite the table.

21083. Was there one over the fire-place?—No; I don't recollect.

21084. But you remember two on part of the wardrobe, and two on the wall between the door and window?—Yes.

21085. Were there others?—There were other different bills.

21086. Do you recollect printing any about the county election?—Yes.

21087. What was posted at that time in the hall?—None posted in the hall whatever.

21088. Was there no placard posted in the hall except what was on the door?—No.

21089. It has been sworn here that there were placards referring to the "county election offices" posted in the hall as you walk in; is that true?—No.

21090. There was no poster of any kind on the hall or in the room except Mr. Marcus's office?—Yes; inside the room there were other bills.

21091. Posted up?—Yes; a couple of them stuck up on the wall.

21092. Had you printed these?—I had.

21093. What were they?—"Hamilton and Taylor." "County Election"—"Tally Rooms."

21094. How long were they put up?—I could not say.

21095. When did you first see them?—In the evening—the day the men left the rooms.

21096. When did you see them first?—The first time I saw them was when I went into the room in the middle of the day, about one o'clock.

21097. And you saw the whole arrangement?—I saw them then.

21098. Who were in the room at that time?—The three men that have been examined.

21099. Watkins, Kemp, and Noblett?—Yes.

21100. Where was the fourth man?—There was no fourth man there.

21101. Are you sure of that?—I am.

21102. Was there a fourth boy?—No fourth party stood in the front room at all.

21103. Was there a fourth party sitting in it?—No.

21104. That was about one o'clock?—Yes.

21105. Was Watkins there at the time?—He was.

21106. Did you know Watkins?—I knew him by just seeing him.

21107. You saw him coming about the election work?—I never saw any of the three men until that day.

21108. But did you know Watkins before?—No; not at all, good, bad, or indifferent.

21109. When you went into the room about one o'clock Watkins was there?—He was.

21110. And Noblett and Kemp were there?—Yes.

21111. You are certain that both of them were there?—I am.

21112. Was it possible that one or other of those men might be in the yard at the time?—No.

21113. And you swear that no fourth man was there?—I do; no fourth man.

21114. Did you speak to them when you went in?—No.

21115. What did you go in for?—To put on some coal.

21116. Who told you to put on the coal?—Kemp came out in the hall, I think, and asked me to bring up some coal.

21117. Did you not say a word to any of them when you went into the room?—No.

21118. Not even that it was a cold day?—No.

21119. Were you told not to speak to them?—No.

21120. Are you very silent generally?—No, they seemed busy.

21121. Were they hard worked?—Their heads were stooped at the table.

21122. As if they did not like to be seen?—Something as if they were going to hide their faces; that they did not want to be seen.

21123. You opened the door in the morning for them?—No, I was standing in the hall when they came in; the door happened to be open.

21124. Watkins came in first?—Yes.

21125. Did he ask you where he was to go?—No.

21126. Was the door of the parlour open?—No, it was shut.

21127. Were the words, "Mr. Marcus's office" pasted up on it at the time?—They were.

21128. And when he walked into the hall did he go at once into the front room?—He walked straight to the door and opened it.

21129. I suppose you knew that some men were coming?—Mr. Forrest said he had set the two rooms for the day.

21130. About what hour did you open the door that morning?—I was in the house that morning at half past seven o'clock.

21131. Where do you live yourself?—I lived at the corner of King's Inns-street in Bolton-street.

21132. Do you live there still?—No, I was there for two years.

21133. You left between this and the election?—Yes.

21134. Where are you living now?—In Britain-street.

21135. Mr. Forrest said he had set his rooms for the next day?—Yes.

21136. That was on Tuesday?—Yes.

21137. When did you print the placards about Hamilton and Taylor and the county election?—I think they were done on Monday also, the same day that "Mr. Marcus's office" was done.

21138. I suppose you printed a lot of them?—I might have knocked off a dozen to the best of my recollection, not more.

21139. Did you print any bills of the same kind for the city election?—No.

21140. That was done before?—Oh yes.

21141. But was it the same time that you printed off "Marcus's office" that you printed off the others? Within an hour or so.

21142. It was all one piece of printing?—Yes.

21143. And did Mr. Forrest bring you down, or send down, the type for both pieces of work?—Yes.

21144. You did not compose either of them?—No.

21145. Can you recollect whether Mr. Forrest himself gave you the type or directions as to the county election?—I believe it was Mr. Forrest himself.

21146. And did he give you directions for printing off "Mr. Marcus's office?"—Yes, he gave me directions for everything. He always gives me directions first and then he may go up stairs and send it down.

21147. Do you remember that he did give you instructions as to the printing of both these placards that morning?—Yes.

21148. At the same time?—Yes.

21149. Did he tell you to print a few of them? You do not print placards by the dozen. Did you ever print so few before?—I did.

21150. For an election?—No.

21151. Did you ever hear of half a dozen placards being wanted before for an election?—No.

21152. Or as many as twelve?—No.

21153. Would you not think it a small order if an agent said, "Print us a dozen placards for the election?"—I would. I asked no questions; it is not my place.

21154. You understood your place better, I am sure, than to ask questions. You printed the dozen county bills however about the same time that you printed the first six of the others. Was there only one batch of the county papers required?—Yes.

21155. And some of these were put into the room?—Yes.

21156. Where were they?—About the walls, and a couple of them lying on the table, and a few on the piano.

21157. And they had a piano also to amuse themselves?—Yes.

21158. Do you recollect whether any of the county papers were put up over the chimney-piece?—I think there was one stuck over the chimney-piece; that evening when I went in and took a look around there was one there. In fact the whole room round and round was covered with them.

21159. Did you supply them with pins for the purpose?—No.

21160. How were the bills put up?—Pinned; but this one on the door was pasted.

21161. Were those on the back of the press pasted?—I think they were pinned.

21162. Did Mr. Forrest tell you at what hour you were to open the door on the day of the election?—No; he said he set his rooms for the day.

21163. Did he say to whom he had set them?—No.

21164. Did you see anybody come into the house to speak to him about that time—Monday or Tuesday?—No.

21165. Is it your business generally to open the door?—It is no one's business; but when a ring comes, whoever is idle, runs down to open the door. He does not keep a servant for that purpose.

21166. Who opened the door for persons calling on the Monday or Tuesday?—I did not; I do not remember opening the door Tuesday or Monday, because I was so busy printing.

21167. Did you see Mr. Foster there upon the Monday?—I did not see him.

21168. What did Mr. Forrest say to you about the door?—He said he would wish me to mind the door for the day, as he was going to be out for the day.

21169. Did he say why he was going to be away for the day?—No.

21170. Where had he slept the night before?—In the back parlour, I think.

21171. Was there anybody else lodging with him at the time?—There was.

21172. What was his name?—Mr. Donaldson.

21173. How long was he there?—For about a week or so before.

21174. Has he often been there?—No; he just comes from Newcastle-on-Tyne.

21175. When was he there before?—Six or eight months before.

21176. For a week?—For a week or fortnight. He is a friend of Mr. Forrest.

21177. Is he any relation of his?—No.

21178. Is he a customer; has he ever got printing done?—No; he is a gentleman that makes these printing machines.

21179. Does Mr. Forrest buy types or machines from him?—He has bought a machine.

21180. You remember that Mr. Donaldson was staying in the house at the time?—Yes.

21181. How long did he remain after the election?—I think that same morning of the election he left. I remember his going away at eight o'clock that morning.

21182. Did he take his luggage—or had he any?—He had no luggage.

21183. Travels light; had he even a great coat on him?—I cannot recollect. His luggage did not come to our house at all; because he generally used to stop at some of the hotels.

21184. But was he living there for a week without luggage?—I never saw it.

21185. Had he even an umbrella?—He might.

21186. Or a hat upon him?—Yes.

21187. I suppose you often spoke to Mr. Donaldson?—Yes.

21188. This gentleman that was sleeping in the house, was he the same Mr. Donaldson that was there before?—There is another brother; I could not say whether it was his brother or not; two or three brothers came over frequently.

21189. Are there many of them?—Three brothers of them that I have seen.

21190. Are they very like each other?—No, not very like each other; very different.

21191. What aged men are they?—I would say twenty-seven, another thirty-one; and the other would be thirty-five.

21192. What was he doing here at that time?—This Mr. Donaldson was over on some law work about a machine.

21193. Was he occupied in the Four Courts?—It was going on.

21194. Was it for convenient attendance at the Four Courts that he took lodgings at Mr. Forrest's?—I think so.

21195. Where did he keep his papers and luggage, do you know?—I don't know. I think in the Abbey Hotel, in Abbey-street. That is where they generally used to stop.

21196. Did he send any message down to the Abbey Hotel?—He never sent me.

21197. Did he send any of the others?—He did. I could not say which it was, either Waller or Hodgens.

21198. Do you recollect what it was he sent him for?—I think he sent him to see if there were any letters for him.

21199. On what day was that?—Well, that might have been a Friday or Saturday.

21200. Was it on the Monday?—No.

21201. It was not so late as that?—No, sir; because they were away out of the house on Monday and Tuesday, too.

21202. When Mr. Donaldson was there during the week had he his meals in the house?—Yes; he used sometimes to dine with Mr. Forrest.

21203. And Mrs. Forrest, I suppose; where did they dine?—In the parlour.

21204. What parlour?—In the front parlour.

21205. And I believe he slept in the back parlour?—Yes.

21206. I thought Mr. and Mrs. Forrest slept in the back parlour?—Well, when Mr. Donaldson would come Mrs. Forrest would leave that room.

21207. You told us some time ago that the night before the election you thought Mr. Forrest slept in the back parlour?—So he did; he slept with Mr. Donaldson.

21208. And Mrs. Forrest slept upstairs or in the kitchen, I suppose?—I do not know rightly where she slept, but she did not sleep in the back room that night.

21209. Did Forrest or Donaldson sleep together?—Yes.

21210. Which of the brothers was this—the man of twenty-seven, or the man of thirty-two, or the man of thirty-five?—I think this gentleman was Francis Donaldson, who was there this time.

21211. Is he the youngest, or the eldest, or the middle one?—Well, he is the youngest.

21212. That is the man of twenty-seven?—Yes.

21213. What is he?—Well, I believe they make these printing machines.

21214. I believe they do not manufacture themselves?—Well, I believe their father is a manufacturer.

21215. What time did you go to the house that morning?—I was in the house by seven that morning.

21216. Was either of Mr. Donaldson's brothers over during that week—do you remember seeing them?—No, sir.

21217. There was only the one?—That was all.

21218. Now, as he was there for a week or so, I suppose people used to come and see him sometimes—did ever anybody come to dine with him?—Yes; there used to be an attorney with him very often.

21219. What was the attorney's name?—I forget his name. He had this action for him during the time he was here.

21220. How often did he dine with him during that week we are talking of?—Well, I could not say.

21221. Two or three times?—He might two or three times.

21222. As I understand, Mr. and Mrs. Forrest and Mr. Donaldson dined together?—Yes.

21223. And this gentleman would come and dine with them also?—Yes.

21224. Did anyone else ever come besides this attorney whose name we shall get presently?—Not that I know of.

21225. I suppose you are often kept working late in the evening?—Yes, during that time.

21226. That time I suppose you were working very hard?—Yes.

21227. And stopped till nine or ten o'clock?—Sometimes till two or three o'clock in the morning.

21228. Do you recollect did this gentleman come and dine with Mr. Donaldson and Mr. and Mrs. Forrest on the Monday or Tuesday?—No, he might on Sunday; I was not there.

21229. Was there a servant in the house?—There was.

21230. What was his or her name?—There have been two or three in it.

21231. Who was in it at that time?—I think at that time—a week before that—the servant was gone—in fact a fortnight before the election the servant was gone.

21232. And that was inconvenient, was it not, when Mr. Donaldson came to lodge?—Well, Mrs. Forrest did the business herself.

21233. Did she make the beds and do everything?—Yes.

21234. Do you mean to say there was no servant at all in the house?—None at that time, I remember well.

21235. The servant had gone about a fortnight before you say?—Yes.

21236. Did she come back again?—Not the same.

21237. Who was it came after that?—Well, it was a good while before another came.

21238. A good while?—Yes; it was long after the election.

21239. Do you recollect what was the name of the servant that went away a week or a fortnight before the election?—I think it was a sister of my own——

21240. A sister of your own?—That was in it that time.

21241. I think as it was a sister of your own you cannot have very much hesitation in coming to the conclusion that it was she?—Well, I think it was.

21242. Was your sister the last servant in the house before the election?—Yes, sir.

21243. You are certain of that?—Yes, sir.

21244. How many days before the election did she leave?—Well, it might have been a fortnight before the election.

21245. Or a week?—I daresay a fortnight.

21246. What was her name?—Anna Maria.

21247. Does she live with you?—Yes; she lives with my father.

21248. You all live together, I suppose?—Yes.

21249. Was there any boy in Forrest's employment at that time except yourself, if we may call you a boy?—This boy working up in the office.

21250. You have given us the names of those who were in the office; was there any boy besides those four persons in the office working at printing or other work?—Well, we had another boy too, and he is gone since.

21251. Who was he?—William Doran.

21252. Was he there at that time?—About the time that the election was?

21253. Yes—was he there then?—I think he was.

21254. When did he leave you?—Well, he must have left shortly after. I am not sure whether it was before the election or after—I could not swear which.

21255. Did he leave about that time?—About that time.

21256. Where did he go to?—Well, he was sent home. I do not know where he went afterwards.

21257. But he was a Dublin boy?—Oh, yes.

21258. Where did he live?—He lived in the house that I lived in—in King's Inns-street.

21259. You have seen him since that often?—Oh, yes.

21260. Is he living there still?—He is.

21261. Has he any other employment?—Yes, he is working in some other place in Suffolk-street.

21262. Was he employed in assisting at the printing—some department of the printing?—Yes, sir.

21263. Now as we have Doran also, do you remember anybody else?—That was working in the office?

21264. Yes, that was working in the office?—There was another man named Dundon.

21265. Dundon?—Yes; he was examined on the petition.

21266. Was he there at that time?—Yes.

21267. Then besides the four that you first gave us there were two others?—But those are gone, and these came in their place.

21268. Now tell us who were the men that were working at the printing at the time of the election, in November, 1868?—There was this man Dundon;

there was James Leedom; there was William Waller, and there was this Edward Hodgens.

21269. And Doran?—No; I think Doran was gone before that;——and myself. I think that was all that were working in it during the election time.

21270. Was Dundon there during the election?—He was.

21271. You are certain that there was no other man or boy connected with the printing but those at that time?—No, sir, that was all.

21272. Was there any other servant or boy who did any work in the house not connected with the printing?—No, sir.

21273. And was the last servant who was there before the election your sister?—Yes, sir.

21274. You are certain of that?—Yes, sir.

21275. Now who worked in the room with you at that time?—Well, there was this Edward Hodgens.

21276. And when you were printing off those batches of bills of "Marcus's Office," and "The County Election Office," and soforth, was Hodgens working in the room with you?—No, sir; I remember he was out of a message, and I did it all myself; I completed it all myself.

21277. Did you deliver them back to Mr. Forrest before Hodgens came home?—When I did them they were hung upon lines for the ink to dry.

21278. Were they done before Hodgens came back?—Oh, they were.

21279. Did you give them to Mr. Forrest before he came back?—I do not remember, sir. I think they lay on the lines for a couple of hours.

21280. Was Hodgens away more than a couple of hours?—Well, no; he was not away more than a couple of hours.

21281. Did Hodgens know you were printing them?—Yes; every one in the house knew the business.

21282. Had you any talk with Hodgens about it?—None whatsoever.

21283. You did not even make a joke about it?—None, sir.

21284. Nor Hodgens to you?—No, sir.

21285. You did not say "I don't know what in the world they want with these twelve County Election Bills"?—No, sir.

21286. Was that the first batch of bills you printed for the county election?—Yes, it was.

21287. I suppose you printed a lot afterwards?—Yes; we did a great deal afterwards.

21288. For the county election?—Yes.

21289. When did you print the rest for the county election?—Well, I think on the Thursday.

21290. Two days before the election or a day before the election?—Saturday, I think, was the county election.

21291. As I understand it was Mr. Forrest who in each of these cases was the compositor?—Yes.

21292. He had no manuscript to work from?—No, sir.

21293. How long were you in the hall on the morning of the election and before the first person came in?—Before the first person came in?

21294. Before Watkins came in?—Before those three men came in together there were no men came in.

21295. How long were you in the hall before the three men came in?—I might have been in the hall ten minutes.

21296. Mr. Forrest told you to wait in the hall; was it to wait till any particular hour?—He did not say to any particular hour.

21297. Did he say, "Open the door"?—No, sir; he did not.

21298. What time did he go away?—He went away at half-past eight.

21299. Had Watkins come in at that time?—Yes; Watkins and those other men were in, in the parlour.

21300. Do you remember Mr. Foster coming into the parlour soon after they came?—Yes, I think Mr. Foster came in—I think it was about a quarter or twenty minutes past eight.

21301. That is just after they had come in?—Yes.

21302. And he turned into the parlour, I suppose, too?—Yes.

21303. Did he speak to you?—No, sir.

21304. Was the door opened for him to come in?—I had.

21305. Did you open it for him?—I did.

21306. Had he to knock?—Well, I think he did knock, but I am not sure whether he knocked, or the door was closed—open.

21307. I think you said you opened it for him?—I think I had been standing at the door.

21308. Who told you to stand at the door?—Mr. Forrest.

21309. Just tell us what he told you to do?—He told me that he had set the rooms for the day, and that he was going away for the day, and that if I would stop and mind the hall-door for the day he would pay me.

21310. What did he tell you to do about minding it?—Well, I had some goods in the parlour, or in the hall, to deliver to Fishbourne's man.

21311. When the float would come?—Yes.

21312. That is another matter; I suppose you did give them when the float came?—Yes.

21313. What did Forrest tell you to do standing in the hall all day?—He told me to open the door if a knock would come; if any gentleman came looking for him to answer them there.

21314. Who told you this?—Mr. Forrest.

21315. If anybody came to ask for Mr. Forrest you were to receive the message for him?—Yes.

21316. Were you to stand in the hall all day to open the door?—To open the door for anybody that would knock or ring.

21317. And were you to let in everybody; supposing the whole town knocked at the door were you to let them into all the house?—If anyone knocked or rang the bell I would open the door.

21318. And let them all in?—Yes.

21319. And it did not matter who knocked or rang the bell?—It did not matter who rang the bell or knocked.

21320. You were not to ask any questions?—Unless they asked for Mr. Forrest.

21321. Yes?—I would ask them their business then.

21322. And suppose they said they did not want Mr. Forrest but somebody else?—Well, when anybody knocked at the door and said, "I want to see some gentleman in the parlour," I directed them into the parlour; but others came and asked for Mr. Marcus, and Mr. Marcus's name being on the parlour door I directed them there also.

21323. And I suppose you would not let anybody in that did not ask to see the gentlemen in the parlour, or Mr. Forrest or Mr. Marcus?—Oh, certainly not.

21324. If they asked to see Mr. Foster would you let them in?—No, sir, I would not, because Mr. Foster was not in the house.

21325. You would not have let them in if they asked to see him?—I could not say I would not let them in, but there were no parties came to ask for Mr. Foster.

21326. Did you ask them had they got a ticket?—I did. Mr. Watkins came out to me, I think, about ten o'clock, and he says, "Any of those men that knock at the door, ask them have they got tickets before you let them in," because there were some men went in there and they had no tickets, and they annoyed him.

21327. And they were kicking up a row, I suppose?—And so each man on coming to the door I asked them had they a ticket.

21328. It was Watkins told you that?—He did, sir.

21329. And after that you required them to show you the tickets?—Well, I asked them if they had tickets, and if they said they had, I showed them to the parlour door.

21330. And I suppose some said they had, and others showed them?—Yes, they had it in their hand.

21331. Can you say what was the colour of the ticket?—Well, I think something of railway tickets—two colours.

21332. One colour at one end and another colour at the other end?—Yes. I think one end was blue and the other yellow, like yellow.

21333. Like a return ticket?—Yes, like a return ticket.

21334. Did any of them put a ticket into your hand to show it?—Yes, there was one man, and he came about six o'clock that evening with a ticket, and he gave it to me, and he asked me what it was for; and I said the gentleman that this was for, has left the office since four. Says I, "Leave me the ticket," says I, "and if I see any of the gentlemen coming back here again I will give it to them;" so I am not sure whether he left the ticket with me or not, but he called back; but these gentlemen did not come back.

21335. That was six o'clock on the same evening?—Yes, the same evening.

21336. Did he leave the ticket with you for any length of time?—I think for about an hour he left it.

21337. You had that ticket in your possession for an hour?—Yes.

21338. Can you tell what was on the ticket?—I could not.

21339. Did you read it?—Not to my recollection, I did not read it.

21340. But was it a railway ticket?—Well, it had every appearance of a railway ticket.

21341. Was that the ticket you speak of as having two colours?—No; I think this was all blue.

21342. You think this was all blue?—Yes, this I think, was all blue, but the others I saw seemingly had two colours.

21343. One yellow, and the other blue?—Yes, sir.

21344. I suppose you required the people either to show you their tickets, or to say they had them?—No; after he told me that, I merely asked them then when they knocked at the door, had they got a ticket, and when they said they had, I showed them into the parlour.

21345. How many people actually showed you the tickets in their hands?—Well, I think there might have been ten or twelve.

21346. Showed you tickets? Said they had them, or showed them actually?—They said they had; I could see the ticket in their hands.

21347. Were there some men who had made a row before that?—No; seemingly a couple of men had got into the parlour without tickets; there was no row.

21348. Mr. TANDY.—Watkins told you that?—He did.

21349. Mr. LAW.—After those men went in, do you remember their coming out again?—Yes.

21350. Was it after they went out that Watkins gave you this direction?—Yes.

21351. Just tell us, as near as you can, what it was Watkins said to you?—He told me all those men that I would open the door for, just merely to ask them had they got tickets.

21352. Did he complain of your letting in people that had not got tickets?—Yes; he said those men had come in there and they had no business in it.

21353. Those last men, I suppose?—Yes; the two last men that went in had no business to go in.

21354. This was about ——?—I think between ten and eleven o'clock.

21355. I suppose when Watkins got in there it was about half-past eight?—They were in the house sharp at eight o'clock.

21356. And Mr. Foster was in about twenty minutes after?—Yes.

21357. And then the gas was put out and all settled there?—The gas put out! I am not sure that the gas was lighting or not.

21358. They said that the gas was lighting until Mr. Foster came in; do you recollect yourself were you in the room at all that morning before Mr. Foster came?—No, sir; I was not.

21359. Do you remember whether the front window shutters were closed before they came?—No, sir; they were open; the shutters must have been open, because you could see from the street.

21360. Do you recollect that?—I do recollect that the shutters were open.

21361. Did you see in?—I remember passing it by in the street.

21362. Anyone walking by could see in through that window?—No; there is a wire screen.

21363. When the window shutters are open you can look into the room?—Yes.

21364. You did look into the room that morning before Watkins came?—Yes.

21365. And were the shutters open?—They were.

21366. And of course now as the shutters were open you can tell very easily whether the gas was lighting or not?—Well, it is not usual to have the gas lighting in the rooms at all, and I do not think it was lighting.

21367. Who lit the fire there that morning?—I think Mrs. Forrest.

21368. Did you not go to help her in with the coals?—I did not.

21369. Did she take in the coals herself?—Yes.

21370. And lit the fire?—Yes.

21371. About what hour was that?—I think it was about seven o'clock in the morning, or a quarter past.

21372. How long had you been there?—I was there from seven o'clock.

21373. Well, it was a little after seven when Mrs. Forrest went into the room to light the fire, a little after you came?—Yes.

21374. And you saw from the street that the shutters were open?—Yes.

21375. And that there was no gas?—No gas.

21376. Foster was in about a quarter or twenty minutes past eight?—Yes, about that.

21377. Did any person come to look for Marcus's office before Mr. Foster was there?—No, sir.

21378. How soon after Mr. Foster went away did they begin to drop in?—I think in about twenty minutes after.

21379. That would be about twenty minutes to nine?—About twenty minutes to nine; I am not bound to time.

21380. I suppose they came in pretty thick from that to eleven?—Well, they did not come in pretty thick, but dropped in one after another. More came up to eleven than any other part of the day.

21381. How many came in up to ten o'clock?—Well, I might say there was up to about ten.

21382. About twenty?—No; up to about ten, during that hour.

21383. Mr. TANDY.—Up to ten o'clock?—Well, within that hour.

21384. Mr. LAW.—How many between ten and eleven?—Well, about that number.

21385. How many came before Watkins told you to ask them to show the tickets?—Well, I think there had been about ten men in it up to that time, and after that they came in very slow during the day.

21386. I suppose they thinned off during the afternoon?—Yes; they did very much.

21387. Was there any other person in the hall looking after the door, or minding the people coming in during that day, but yourself?—No, sir.

21388. Was it you opened the door for anyone who had to get the door opened to come in—I mean the street door?—Yes, sir.

SIXTEENTH DAY.
December 16.

George A. Thompson is here re-called, and examined.

George A. Thompson.

21389. Mr. LAW.—(*to Thompson.*)—Look at that young man (*Geo. Hawkins*); is that the young man who opened the door for you the day you went in with the ticket?—I could not swear, sir.

21390. You could not swear?—No, sir.

21391. Did you ever see him before?—No, sir.

21392. If you did not it was not he?—(*Looks at the witness Hawkins.*)—I never saw him before.

21393, Did you see him that day at all?—I saw some boy, but I could not swear it was him or not.

21394. You saw some boy?—Yes.

21395. Was it a boy of some kind that opened the door for you—the hall door?—Yes.

21396. What did you say to the boy?—Nothing, only just showed the ticket.

21397. Did the boy ask you if you had a ticket?—Yes, sir.

21398. Did you show the ticket?—I did.

21399. What did the boy say to you then?—He showed me over to the door, the parlour door.

21400. Did you knock at it?—No; I think not.

21401. Who opened the door?—Mr. Watkins came out of the door at the same time.

21402. Who showed you where you were to go in behind the screen?—I think it was the boy.

21043. Are you certain it was the boy?—Yes, sir.

George Hawkins.

George Hawkins' examination resumed.

21404. Mr. LAW.—Do you remember this man (*Geo. Thompson*) coming in that day?—Well I think I have a slight knowledge of him.

21405. Have you seen him at other places—do you know the man's appearance?—Well I think I have a slight knowledge of him through town.

21406. Independently of that day?—Yes.

21407. Did you see him there that day as well as you can recollect?—Well I think I did that morning early.

21408. About what hour?—I think it was close on ten o'clock; it might be that hour.

21409. Would you say it was about ten o'clock?—Well I would, sir

21410. Or before that?—Well it might have been before a little; about that time.

21411. Did you show him in behind the screen?—I did not, sir; I opened the door for him and I directed him to the parlour door and he knocked at the parlour door and he got a voice from the inside "Come in," and he went in and he shut the parlour door.

21412. Now do you recollect at the time he was so going in, or about the parlour door, Watkins coming out?—No, sir, Mr. Watkins did not come out, not till it was closing twelve o'clock; Mr. Watkins did not stir out of the room at all.

21413. Then did he meet this man in the hall at all?—He did not.

21414. And did this man walk in and close the door behind him?—Yes, sir.

21415. And I suppose came out then in a minute or two?—Yes.

21416. Which way did he go out, front or back?—I think this man went out through the front door, and after he went out through the front door I remember one of the men from the front parlour coming to me to send them out through the back.

21417. Can you tell me which of the men in the parlour was it came out to tell you that?—Well, I do not know. I could not swear which of them it was—it was one of the three.

21418. And after that I suppose you directed them to go out through the back door?—Yes.

21419. That opens on Loftus-lane?—Yes.

21420. Is not one of your printing-offices in a house in the yard?—Oh yes, it runs back into Loftus-lane.

21421. Is it connected with the dwelling house?—No, sir. It is a separate house altogether.

21422. In passing out through the back door of the house to get to the street——?—You go into the yard.

21423. Do you pass under or through the printing-office to get into Loftus-lane?—Yes, sir; you have to go through stables.

21424. Under the printing department?—Yes.

21425. Was the door opening on the lane left open that day?—I opened them, sir.

21426. What time?—When one of those men came out and——

21427. And gave you the directions?—I went and opened them.

21428. Had they been locked or fastened up to that?—Yes, sir.

21429. Was the back door locked or fastened all the morning up to the time you got those directions?—Yes, with a bolt; it is bolted inside.

21430. About what time was it when you got those directions, as near as you can go? was it before or after Watkins had told you about the tickets?—Well, I think it was shortly after.

21431. Pretty much about the same time, I suppose?—Well, it might.

21432. And you after that directed anybody when he came out of Marcus's office to go out of the back door?—Yes, sir.

21433. Did you show any of them how they were to go?—No, because they should see their way once they would get out on the back gate.

21434. No difficulty?—No difficulty in going out.

21435. You are certain it was one of those three men, Noblett, Kemp, or Watkins, that came and told you this?—Yes.

21436. Mr. TANDY.—You recollect certainly it was Watkins that came and told you about the tickets?—I do.

21437. Do you recollect whether it was the same person that told you about going out by the back?—I could not swear that.

21438. Do you recollect having any conversation with any of the three men that day except Watkins?—Oh yes; I think Kemp in the middle of the day came and asked me for a drink of water and I brought it to him.

21439. Mr. LAW.—One asked you to put on coals?—Yes, sir.

21440. Was that in the middle of the day?—Yes, in the middle of the day.

21441. There was another also asked you, I think, for a match?—Yes.

21442. Was it the third man?—I think it was the third man, Noblett.

21443. You saw him examined here afterwards—Noblett?—Yes. I think I am certain it was Noblett asked me for the match.

21444. He went out into the yard to smoke?—Yes.

21445. What time was that—the middle of the day?—Well, they did not make a stir at all till about twelve o'clock.

21446. I suppose the principal run of the ticket-holders was over before that?—Well, yes.

21447. The throng of them was over before that?—It was.

21448. Did you stay in the hall continuously?—Yes.

21449. From about eight o'clock in the morning?—Till four.

21450. Did you leave the hall?—I did not.

21451. Where did you get the coals?—Mrs. Forrest brought them up to the top of the stairs to me.

21452. That you might not leave the hall?—That I might not leave it.

21453. Except during the time you were carrying

the coal into the room?—Yes; and no one could have come in unknown to me then.

21454. Was the door shut?—Constantly shut.

21455. It could not be opened from the outside?—Except a latch-key.

21456. It could not be opened by turning the handle?—No.

21457. And you had to open it for everybody?—Yes, I had.

21458. Mr. TANDY.—You say you came at seven o'clock in the morning?—Yes, sir.

21459. Where did you remain between seven in the morning to eight—were you in the hall during that time?—Well, I went up to the office—the printing-office.

21460. Where is that office?—It is out from the front house.

21461. That is, in the back premises?—Yes; I went up there, and I was doing something there until closing up to eight.

21462. Are there folding-doors separating the hall, or does the hall go straight up to the stairs?—The hall goes straight into the stairs.

21463. Is there a door in the hall?—Not till you come to the back, to the yard, and there is a door then.

21464. Is there a door from the back parlour into the hall?—There is.

21465. You said that Mr. Forrest and Mr. Donaldson slept in the back parlour on Tuesday night?—Yes, sir.

21466. Did you see them go out of the room in the morning?—I did, sir.

21467. Out of the back parlour?—I did.

21468. About when did they come out of the back parlour in the morning?—I think it was a quarter to eight.

21469. When they came out of the parlour?—Yes.

21470. Did you see any person going into the parlour afterwards that morning?—Yes, sir; I saw two men.

21471. You saw two men going into the back parlour?—Yes.

21472. About when did that occur?—I think they came within a few minutes after the other three men coming.

21473. About how soon after Mr. Forrest and Mr. Donaldson left the back parlour was it that they came?—Well, those three men came, we will say, about eight o'clock, and these others were about ten minutes afterwards.

21474. Then Mr. Forrest and Mr. Donaldson were in the house when those persons came?—Yes, they were down stairs in the kitchen.

21475. When the two men came into the back parlour?—Yes.

21476. They were down in the kitchen. Now, the back parlour was a bed-room; was it made up?—Yes, it was after being made up.

21477. Who made the bed?—Mrs. Forrest.

21478. About how soon after Mr. Donaldson and Mr. Forrest left the back parlour was it that you saw the two men going into it?—Well, it was about a quarter to eight, and those two men came in about ten minutes after.

21479. And in the meantime the room was made up?—Yes, it was; and a fire lighted in it.

21480. By Mrs. Forrest herself?—Yes.

21481. Were you yourself in the back parlour that morning at all?—Yes, I think about half-past seven I went up. I happened to go down in the kitchen for some matches, and I brought them up to Mr. Donaldson.

21482. In the back parlour?—In the back parlour; he was dressing.

21483. Did you observe any portion of the door separating the front from the back parlour broken at that time?—There was none of it touched at that time.

21484. Did you let in those two persons that went into the back parlour?—Well, yes.

21485. Just give the best description you can of them, what was their appearance?—Well, one of them was a tall, thin gentleman. Both of them were dressed gentlemanly in appearance. One of them, the tall gentleman, had a black suit of clothes on him, and an overcoat.

21486. Had he whiskers and a mustache?—Well, I think the tall gentleman had a mustache, and there was a low-sized gentleman along with him, and he wore an overcoat, and I think he had whiskers round his face.

21487. About what age would you say?—Well, I could not give an opinion; I should say about two or three and thirty.

21488. Both of them?—Well, I should say upwards of thirty, at all events.

21489. Would you say how much past thirty?—No, I would not.

21490. Did you ask them where they were going to?—I did not, sir.

21491. They came in and walked right into the back parlour?—They walked straight into the back parlour.

21492. Can you tell us at the time they went to the back parlour, was the door between the back parlour and the hall locked?—No, sir, it was not locked at that time, but when these gentlemen went in they locked it.

21493. But it was not locked before?—It was not.

21494. Mr. LAW.—You say that these two gentlemen came a few minutes after the other three?—It was about ten minutes after Noblett, Kemp, and Watkins came.

21495. They were in about ten minutes before that?—Yes.

21496. They were in sharp at eight o'clock?—Very sharp up to eight o'clock.

21497. And these gentlemen arrived about ten minutes after that?—Yes.

21498. What time do you fix for Mr. Donaldson and Mr. Forrest going out of the back parlour?—About a quarter to eight they came out.

21499. And you had seen Mr. Donaldson there in the morning—you say you brought matches up to him?—Yes, when he was getting up; he was dressing.

21500. He was dressed?—He was dressing; he was not quite dressed.

21501. Was Mr. Forrest up at that time?—He was.

21502. Had he been up before him?—He was up before him.

21503. And you say they then went down to the kitchen?—Yes.

21504. Where did they breakfast?—I think in the kitchen.

21505. Were they breakfasting in the kitchen while Mrs. Forrest was upstairs settling the room or afterwards?—I think they breakfasted afterwards. When they left the room Mrs. Forrest then went up into it.

21506. And she then went down and got the breakfast ready for them?—Well, I think they washed themselves down in the kitchen.

21507. Who?—Mr. Donaldson.

21508. They were very much hurried that morning to get out of the room?—They were.

21509. To give the tenant a long day?—Yes.

21510. So that they finished their washing in the kitchen?—Yes, sir.

21511. Did Mr. Forrest complete his toilet in the kitchen too?—Yes.

21512. Did they shave in the kitchen?—Well, I was not down in the kitchen myself at that time.

21513. About what hour did they take their breakfast?—I think they were at breakfast at eight o'clock.

21514. After having completed their toilet below stairs?—Yes.

21515. I suppose they were some half hour at their breakfast?—Well, they were not very long at their breakfast because there was a car waiting for Mr. Donaldson at the door.

21516. How long had the car been waiting for him?—Well, the car was waiting there from half-past seven.

21517. Had it been ordered over night?—It was.

21518. Who ordered it, was it you?—It was not.

21519. Who ordered it?—I think it was Mr. Donaldson or Mr. Forrest—one of them; it was ordered by either.

21520. Who was the carman?—I do not know.

21521. Do you not know the carman?—No, sir.

21522. You do not?—I do not.

21523. Was it an outside car?—It was.

21524. I suppose he was not going a very long journey with Mr. Donaldson?—Well, I do not know, sir.

21525. Where did you understand that he was going to?—I think he was going down to this, and from that to the courts; a gentleman like him has a great many rounds before him.

21526. He required to start early, as the car was ordered over night by one or other of them?—It was there very early, and I considered so.

21527. When did you first hear there was to be a car there?—That morning.

21528. When the carman drove up to the door?—Yes. I knew Mr. Forrest and Mr. Donaldson were on this car, I remember them saying, the night before that.

21529. They had been driving about on this car, and had ordered the carman to come for them?—They told him to come in the morning.

21530. Where did you hear they had been?—I do not know.

21531. And they were driving about with him?—Yes.

21532. Where did you hear them saying that?—In the house.

21533. That morning they were talking at breakfast?—Yes.

21534. You did not breakfast there that morning?—I did.

21535. Were you breakfasting in Mr. Forrest's house?—Yes.

21536. Were you breakfasting at the same time as they?—No, sir.

21537. Afterwards?—Yes.

21538. Were you down in the kitchen when they were at breakfast?—No, I was not down in the kitchen at their breakfast at all.

21539. Where did you hear them talk of this?—In the back parlour, just when I brought them the matches. They were talking about it that time. They were asking had the car come.

21540. And you heard them saying they had the man the night before?—Yes.

21541. Did you hear them saying that they had him more than the one night?—I did not.

21542. Does Mr. Forrest drive about much in the course of his business?—He may drive; not to my knowledge.

21543. Did you hear, or do you recollect hearing, that he and Mr. Donaldson came up the night before on the car?—I was not in the house.

21544. Was it after you left?—Yes.

21545. That must be very late?—Well, I left the house early on that Tuesday evening.

21546. When?—About eight o'clock in the evening.

21547. It must have been after eight o'clock at all events when they came home?—Yes.

21548. They were not home at that time?—No, sir.

21549. Had they been driving about on the Monday together?—I do not know; Mr. Forrest had been in working on Monday.

21550. Was Mr. Donaldson in the house on Sunday?—Well, he was there on Sunday. I could not say whether he was in it all day or not; but he was there.

21551. I suppose you called in there on Sunday?—I did not.

21552. But you knew that he was still staying in the house?—Oh yes.

21553. Had Mr. Forrest anything to do with this lawsuit that was going on?—No, sir, he had not.

21554. Now perhaps you can tell us the name of the attorney?—Mr. Nolan.

21555. I knew you would remember it?—He is a tall man, a big man; I think he lives in Kingstown.

21556. Do you recollect his other name?—I forget his other name. I think I did some law papers for him. I think it is William Nolan.

21557. And you think that he lives in Kingstown?—Yes, or in Blackrock. I remember doing some law papers for him.

21558. You mean printing?—Yes.

21559. You were, I suppose, just about opening the door when the car drove up?—Oh, the car was a long time standing there; it was standing there from half-past seven, and the door happened to be open—Mr. Donaldson was going away then—and then these three other men came in.

21560. What sort of a man was the carman?—Well, he was low-sized.

21561. A good horse?—Well, it seemed to be a good one—a good appearance outside.

21562. Did Mr. Forrest and Mr. Donaldson drive off together?—No, sir; the carman drove Mr. Donaldson away, and the car came back in a short time after, and took Mr. Forrest away. They did not go together.

21563. How long was he away before he came back for Mr. Forrest?—It might have been twenty minutes or half an hour.

21564. And then Mr. Forrest went away?—Yes.

21565. What hour was it when Mr. Forrest left?—Well, I think it was not nine o'clock.

21566. Had any of the people begun to come in, to go to Marcus's office?—They had.

21567. They had at that time?—Yes, sir.

21568. And the door was kept shut?—Yes.

21569. Where was Mr. Forrest staying just before he went away?—Mr. Forrest stopped down in the kitchen.

21570. Never put his nose up above the stairs?—Till he was going out.

21571. Did you tell him that the car had come back?—I did, sir.

21572. Did he ask you any questions when he heard the car had come back?—No.

21573. Did you hear him say anything?—No, sir; only that if any gentleman called to see him, he would be back in the course of a few hours' time.

21574. Did you hear him telling the carman where he was to drive to?—Yes; I heard him saying he was going to Harold's-cross, I think.

21575. Is that what you heard him say to the carman?—Yes; I think that was it.

21576. Did you hear Mr. Donaldson tell the driver where he was to go to?—I did not, sir.

21577. He had hardly time, I suppose, from the time he went away to come back from Harold's-cross?—He had not time to go very far with Mr. Donaldson.

21578. Had he time to go to Abbey-street?—Well, about there, or down to Sackville-street.

21579. Did you ever hear where it was that Mr. Donaldson had been driven to?—Well, I think he went to where Mr. Nolan was staying.

21580. Was he living in town at the time?—Yes, because he had this case of Mr. Donaldson's in hands, and I think he stayed in town.

21581. Did you ever hear where Mr. Nolan was at that time?—No, sir.

21582. I mean his offices—where they were?—No, sir.

21583. I suppose you know where his offices were if you did printing for him?—Well, I do not know.

21584. But you think it was to see him that he went?—Well, I think it was to see him.

21585. What do you think Mr. Forrest was to drive to Harold's-cross for?—I could not say.

21586. Do you think Harold's-cross was the place he was going to?—Well, I think it was.

21587. Had he been in the habit of going to Harold's-cross—a cheerful drive?—Well, he might be in the habit; I do not know where he was in the habit of going.

21588. Did you ever know him to go there before?—Yes; he knows two or three parties there.

21589. Whom does he know there?—I could not say.

21590. You say he knew two or three parties?—I think he knows a Mr. Boland there.

21591. Whom else?—Some other gentlemen that live in that direction—I do not know their names.

21592. You have heard that he was in the habit of going to see the other too?—He is a man that does not speak to me about it; he does not tell me.

21593. Did you hear him say that he was going to see Mr. Boland—On some other occasion, but not at this time. I know that he knows some other gentlemen there too.

21594. You had heard of his being there before?—I had heard of his being out there.

21595. I suppose telling Mrs. Forrest that he had been there?—Yes.

21596. Do you remember him telling Mrs. Forrest that he had been out there that day?—I do not, sir, the day of the election.

21597. Do you remember him mentioning that he had been out there any other day—out in that direction?—Oh, he might go out to see his apprentice boy. His father is gate-keeper of Mount Jerome churchyard.

21598. Have you known him to go out there on any occasion to see that man?—Yes.

21599. Is he very intimate with him?—Well, I do not know intimate with him, but he is a friend of his.

21600. Have you known him to come in to see Mr. Forrest?—Yes.

21601. To dine with him?—No, sir; a son of his is an apprentice of Mr. Forrest's.

21602. And was he at that time?—He was.

21603. Which of the boys is that?—Waller.

21604. I believe you did a good deal of printing for the Skinner's-alley people?—Yes.

21605. And the Rotundo Muncipal Ward; now, who employed you to do the work for the Skinner's-alley aldermen?—Well, Mr. Foster at this time.

21606. He was secretary of the body I believe at that time?—Yes, sir.

21607. Is Mr. Forrest one of the body?—No, sir.

21608. Was Mr. Foster the only person that employed you at that time to do work of this kind?—Well, I do not know; he might have brought them in each month. It is done every month.

21609. A circular I suppose to the members?—A circular to the members when they are going to hold a meeting.

21610. Is there a circular printed every month?—Every month.

21611. Appointing the day of meeting, &c.?—Yes.

21612. How long has that been going on—some years?—Well, as long as I remember.

21613. And still going on?—Yes.

21614. And who employed Mr. Forrest to print for the muncipal meetings and wards?—Well, I could not say.

21615. Do you know Mr. Campbell?—I do; I have seen him; I do not know him.

21616. I suppose you have often seen him in Mr. Forrest's?—Before the elections I did.

21617. I mean before the city election?—Yes.

21618. But, had you seen him before that there?—Before the city election?

21619. Yes?—I did.

21620. How long before?—Well, it might have been three weeks or a month.

21621. Do you mean when he was going there back and forwards about election matters?—Giving orders about printing and about election matters.

21622. Till then, till the preparations were being made for the city election, had you been in the habit of seeing Campbell at all there?—No, sir.

21623. Did you ever see him there at the time of the municipal elections—the ward elections, for the aldermen and town councillors?—Well, I think I did see him there, but not to take much notice of him.

21624. I suppose he used to go up to see Mr. Forrest?—Well, when any gentleman comes to the front door it is opened, and the gentleman is shown into the parlour, and Mr. Forrest is called down to him.

21625. Where does Mr. Forrest generally stay?—Well, when he is working he is at the top.

21626. Is there a printing establishment in the front house as well as in the back?—No, there are two separate departments.

21627. There are two parlours we know of, and a kitchen we know of, and so forth; what is overhead?—There is a back drawing-room, and a front drawing-room.

21628. How are they used?—Set in tenements.

21629. Set to lodgers?—Yes.

21630. And above that?—Set also.

21631. And what is in the top of the house?—Set also.

21632. Then the whole of the house is set, except the two parlours?—Except the two they keep themselves.

21633. Who were lodging in the drawing-room at that time?—I think it was a printer was staying in it at that time.

21634. Who was he?—A man named Mr. White.

21635. What was his other name?—I could not say.

21636. How long had he been staying there?—He was there a good while.

21637. Six months?—He was a good while.

21638. Twelve months?—He was more than that.

21639. When did he leave?—Well, I think he is about six months left the house.

21640. Was he connected with Mr. Forrest's printing?—No, sir; nothing at all whatsoever.

21641. Merely lived as a lodger there?—Merely lived as a lodger—a tenant.

21642. Is he a married man?—Yes.

21643. Had they the two drawing-rooms?—No, sir; they only had the front.

21644. Where is White now, do you know?—He is stopping in Capel-street.

21645. I suppose you have seen him constantly?—Well, I have seen him; I believe he does business in the *Express*.

21646. Who had the back drawing-room at that time?—Well, I think it was idle at that time.

21647. Who had the rooms over that—who had the front second floor room?—Well, I do not know their names; they are left since.

21648. How long had they been there?—Oh, they were there for a year.

21649. What were they? What were the persons occupying the two pair front?—Well, there was an old lady, seemingly, one, a widow; and her daughter was staying with her.

21650. Had they two rooms or one room?—No, sir, they had only one room; and then in the two pair back there was a man named Mr. Holland.

21651. What is he?—He is a pianoforte-maker and tuner.

21652. Where does he work?—He is working on his own account these years.

21653. Is he there still?—Oh yes.

21654. Is the top of the house occupied too?—Yes.

21655. Who occupied that?—There was a Miss Blunden in it—a Miss Blunden.

21656. Had she the whole top?—No, sir; there was another lodger in it; I do not know their name—stopping in it still.

21657. What is come of Miss Blunden?—They are in it still.

21658. Then when Mr. Forrest was at work as a compositor, he was working at the back premises in the yard?—Yes.

21659. And what work were you at the morning of the election when you came at seven o'clock?—Well, I might be gathering up papers, or hanging up rollers, or one thing or another that I might have left behind undone the night before; but I do not remember printing anything.

21660. Did you see any of the "Marcus's office" papers there?—No, sir; there were none at all about the place that morning.

21661. Were there any election papers at all about the place that morning?—No, sir; they had been all taken away.

21662. All disposed of before?—Yes.

21663. Who gave you your breakfast—was it Mrs. Forrest?—Mrs. Forrest.

21664. You had breakfast, I suppose, after the others were gone?—Yes.

21665. Did you sit down to your breakfast before Forrest had left?—No, sir; he was gone.

21666. Then you did not get your breakfast till——?—Till after he and Mr. Donaldson were gone.

21667. And who was watching the door?—I took my breakfast in the hall.

21668. In the hall?—In the hall.

21669. Mrs. Forrest brought it up to you?—Yes.

21670. Some people had come before Forrest left, you say?—Yes.

21671. About how many came before he left—five or six?—Well, I might say three or four, or up to five.

21672. Do you remember any of them being in the hall or about the door when Mr. Forrest was going?—No, sir; the hall was quite clear.

21673. Was there any person in the room called Marcus's office when he was passing down the hall?—No, sir; I think the last party was gone out frontwards before Mr. Forrest came up the stairs.

21674. You called him, I suppose, to come up?—I told him the car was at the door.

21675. Did you tell him the coast was clear, or anything of that kind?—No, sir.

21676. Did you call him the moment the car drove up?—Yes, sir.

21677. I suppose the carman knocked?—He did.

21678. And then you called Mr. Forrest to come up?—Yes.

21679. Did you tell him to make haste?—No, sir.

21680. Mr. TANDY.—Had any of the men gone out by the back passage before Mr. Forrest left the house?—No, sir.

21681. Mr. LAW.—That was a later arrangement?—Yes.

21682. You say you had some sort of knowledge of Thompson—that witness we had up a few minutes ago—independent of this?—Yes.

21683. What is that knowledge?—Oh, I have seen him; I know his face. I do not know anything of him.

21684. Had you ever seen him in the way of business?—Oh no.

21685. Did you merely know his face?—Oh, only seeing him about town.

21686. Did you know his name?—I did not.

21687. Mr. MORRIS.—Would you know those two strange gentlemen that came that morning again if you saw them?—I am sure I would.

21688. Mr. TANDY.—Did you ever see them before or since?—Well, I was going down Charles-street about a month ago and I think I saw one of them.

21689. Which was that?—This was the tallest man; and I stopped to look after him, and he passed down along, and he stopped to look after me.

21690. Did he nod to you?—No; he commenced to laugh.

21691. Have you never seen him since?—No, sir.

21692. Mr. LAW.—What Charles-street do you speak of?—On the quay.

21693. Was he going down towards it?—He was going down towards it—towards the quay.

21694. Did he laugh at you as he was passing?—He laughed at me as he was passing.

21695. Mr. TANDY.—How was he dressed?—In the same way—very respectably dressed.

21696. Was he dressed in black clothes on the day of the election?—Yes.

21697. Jet black?—Yes, black altogether.

21698. What sort of a coat had he?—He had a black frock coat, and black vest, and black trowsers, and black hat.

21699. Did not he come out once or twice in the course of the day?—One of them came out in the course of the day and went out backwards, and he came in again.

21700. Did he put his hat on when he was going out?—No, sir.

21701. What colour was his hair?—I think it was black, too.

21702. He was a tall man?—Yes.

21703. Was that the man you met in Charles-street?—That was the man I met in Charles-street.

21704. Did the other not go out in the course of the day?—He did, sir—about an hour or so afterwards.

21705. Was it to take a smoke?—Well, I think it was to take a smoke.

21706. In the yard?—No; went further back.

21707. Into the stable?—Yes.

21708. What time of the day was that?—It might be between one and two o'clock.

21709. After most of the people had come, I suppose?—Yes.

21710. Now, do you say that he did smoke—that he went out there to smoke?—I do.

21711. How long was he out there?—He was about ten minutes.

21712. Was he in the stable?—Well, I think he was in the water-closet.

21713. Was he smoking there?—He was.

21714. Did he go out without his hat?—Yes.

21715. And went back again?—And went back again.

21716. And when he came out was the door locked behind him?—Yes; as soon as he came out the lock was turned inside.

21717. And had he to knock to get back again?—Yes.

21718. Well, it was opened?—Yes.

21719. Now, did you see anybody else going into that room that day?—No, sir.

21720. Except those two?—No, sir.

21721. You are sure of that?—I am.

21722. Were any of the people of the house in the room that day?—No, sir.

21723. I suppose Mrs. Forrest did not venture in?—No, sir.

21724. Or any of the people upstairs?—No, sir.

21725. What became of those people that day?—They were all going in and out that day the same as usual.

21726. Was White the printer, off about his business?—Well, he is a night man, and he goes out at night and sleeps in the day.

21727. The people in the back drawing-room—what were they about?—The other people in the house were just going in and out as usual.

21728. Did you see any tickets dropped about the back yard that day, any railway tickets?—No. They held them too closely.

21729. You knew very well what was going on inside?—I did not know it until the course of the day. I had some suspicion.

21730. When Watkins came out and told you not to let anyone in that had not a ticket what did you say?—That was the first time he came out.

21731. What time did you see the arrangement about the wardrobe?—When I brought in the coals I saw the panel of the door knocked in.

21732. Was there any green baize on the wardrobe?—No.

21733. Or at the end of it?—No, there was a couple of those bills on the back of it.

21734. No green baize at either end?—No.

21735. It was perfectly impossible for anyone to sit in the room and not see it?—It would be impossible.

21736. And "Marcus' office" was posted up near the table they were at?—Yes.

21737. Do you say that it would be impossible for the three men sitting at the table to avoid seeing the aperture or opening in the door?—While sitting at the table it would, but going in it would be an impossibility but they should see, or at the fireplace.

21738. What was the height of the press?—Not as high as the top of the door.

21739. Could you a distance out from it see over the top of the press and see the broken panel?—I could.

21740. Watkins, Noblett, and Kemp went in sharp at eight o'clock?—Yes.

21741. Was the panel broken at that time?—I could not say.

21742. You saw it at half past seven?—Yes, it was not broken then.

21743. You were in the hall at that time?—Yes.

21744. Mrs. Forrest went into the back parlour to make up the bed?—Yes.

21745. Did anyone go into this room but Mrs. Forrest until Watkins, Noblett, and Kemp came?—No.

21746. Then if Mrs. Forrest did not break the panel it must have been broken after Noblett, Kemp, and Watkins came?—Yes.

21747. After the two strange gentlemen came in, did you hear the noise of the breaking of the panel?—Not at that time, but I heard a great deal of things pulling about it, the wardrobe getting out.

21748. When Noblett, Kemp, and Watkins went in, the arrangements with the wardrobe had not been made?—I think not. They could not be made for they were the first three men who entered the room.

21749. Did you hear the noise of pulling things about the first time after the two gentlemen passed into the back room?—Yes.

21750. Did you hear any noise at or about that time which you now believe to be breaking the panel?—I did not. When the two gentlemen went in I stood at the front door with it open in my hand a short time, and the noise might have been going on then.

21751. The panel was not strong?—It was not a hammer would put it in.

21752. It was not cut in any way?—No, forced in.

21753. Would the stroke of a poker knock it in?—No, I think it was a hammer.

21754. Was there a hammer in the room?—There was not.

21755. Mr. TANDY.—You recollect seeing Mr. Foster going into the room that morning?—Yes.

21756. About the time Mr. Foster went into the room, did you see any fourth man?—There was no fourth man in the room at all. He could not be there unknown to me.

21757. Did you go into the back room after Mrs. Forrest made it up?—I did not.

21758. How long did you remain in the hall that day?—From eight o'clock in the morning until four in the evening.

21759. Had the two strange persons in the back parlour left when you quitted the hall at four o'clock?—Yes. Mr. Foster came in about four o'clock. He went into the front parlour, and he was not in three minutes until these three men went out and the two strange gentlemen went out backwards.

21760. Did the two gentlemen who were in the back room go out the back way?—Yes.

21761. Which came out first?—The three men in the front parlour.

21762. Did Mr. Foster go into the back room then?—He just came out into the hall and saw them out, and he turned back again into the front parlour. The other two gentlemen came out by themselves, and he was still in the front parlour.

21763. They walked out together?—They did.

21764. Had they anything in their hands?—Not that I saw.

21765. You said one of them was muffled and wore an over-coat?—Yes, the other was not.

21766. The short man had the over-coat?—Yes.

21767. Did they come in a cab in the morning?—No, they walked.

21768. Did Mr. Foster stay long in the front room after they went away?—About five minutes, and then he passed out on the front door.

21769. After they were all gone did you go into the parlour?—I did.

21770. Did you then find the door between the two rooms open or shut?—It was locked.

21771. And you saw the wardrobe press?—Yes.

21772. Were the placards left on it?—Yes.

21773. Who took them off?—I did.

21774. Who told you?—No one; Mrs. Forrest and myself put the wardrobe press back in its place. She said, "Come and settle up the room."

21775. Mrs. Forrest understood the day's tenancy was over at four o'clock?—Yes; when these men left we took it they were not coming back.

21776. Was the press usually standing in that room?—No, it usually stood in the back room.

21777. Then it must have been brought in from the back room into the front room?—Yes.

21778. Was it in the back room when you went in at half-past seven in the morning?—It was.

21779. Mr. LAW.—Was it of such a height as compared with the door that it could be pushed through—It was lower than the door itself, and could be pushed through.

21780. It would be lower than the door itself?—It would.

21781. Mr. TANDY.—When did Mr. Forrest return from Harold's-cross that day?—He was in once or twice during the day. His first time to come in was about one o'clock.

21782. Where did he go to then?—Straight down to the kitchen. The same car was at the door.

21783. Did he remain long in the house then?—Not more than ten minutes.

21784. Where did he go out to the second time?—I don't know. He was in a little before four o'clock.

21785. Was he in at the time the two strange gentlemen left the back parlour?—He was in the house the time they were there.

21786. Was he in the house the time they left?—No, he went out again.

21787. How soon before four o'clock did he come back the second time?—Half-past three, and did not remain more than ten minutes in the house.

21788. Did he go away again on the same car?—Yes.

21789. When did he return?—I don't know. I left at five o'clock, and he had not been back then.

21790. Did you go into the back parlour after the two gentlemen left it?—Yes.

21791. Did you see any tickets lying about?—No.

21792. Did you see any traces of anything being burned in the grate?—I did not see anything but envelopes lying on the chimney-piece.

21793. Were there many?—Half a dozen.

21794. Did you see any traces of railway tickets at all?—Not a single ha'porth at all.

21795. Or the trace of anything having been burned?—No.

21796. When you met the tall gentleman in Charles-street about a month ago, was there any person with him?—There was.

21797. Who was the other gentleman with him?—I don't know.

21798. What was the appearance of the gentleman who was with him?—He was much the appearance of himself, but did not stand so high.

21799. Does it occur to you that you saw that tall gentleman before that Wednesday?—I never did.

21800. And never except that one day in Charles-street?—Never since.

21801. Were you and he walking in the same direction?—No; I was coming from the quay, and he was going towards the quay.

21802. From what direction did he appear to be coming?—Out from Pill-lane, or round from the Four

SIXTEENTH DAY.

December 16.

George Hawkins.

Courts. There is a small turn you could come from the Four Courts by.

21803. What hour of the day was it?—About one o'clock. I was telling Mr. Forrest also when I came back about it.

21804. What did he say?—He said he never seen him.

21805. When Mr. Forrest returned that day at one o'clock, or half-past three, did he make any observation to you?—He asked me was there any gentlemen looking for him, and I said a couple inquired for him.

21806. Was that all he asked you?—That is all.

21807. These were gentlemen who came on business?—Yes; they were in the habit of coming backwards and forwards.

21808. When he came the second time at half-past three, did he ask you were the people gone?—He asked no questions, but went down stairs straight.

21809. Did Mrs. Forrest venture upstairs at all that day?—She went out during the day by the front door.

21810. What time?—I think two o'clock.

21811. Did she tell you where she was going to?—For some marketing, or small articles.

21812. Did she tell you she was going out for that purpose?—No; but I saw cabbages or potatoes coming in.

21813. How long was she away?—About half an hour.

21814. What time did they generally dine?—About four or five o'clock.

21815. Mr. Forrest had not come back when you left?—No; he had not.

21816. During this day what were the other people employed in the establishment doing?—Two of the apprentices were working in the office.

21817. Mr. LAW.—Did they go away to get their dinner?—They live at such a distance away they took dinner in the place.

21818. They bring their dinner with them?—They do.

21819. Do they go down to the kitchen to eat it?—No, they eat it there; they have a fire.

21820. Dunden was there at that time?—He was. Dunden and James Leathem got leave for that day. They were told to stop out that day.

21821. Who told them that?—Mr. Forrest, the day before.

21822. They were to be back pretty sharp on the Thursday?—They were supposed to be.

21823. They were told to stay away on the Wednesday?—Yes.

21824. What became of the two apprentices?—They were working all day.

21825. Did you hear Mr. Forrest give them any directions?—I did not hear.

21826. Were they down stairs at all?—One of them came down for a drink of water to the kitchen.

21827. What hour was that?—It might be about one o'clock.

21828. Which of them was that?—I am not sure which it was; I think it was Hodgens.

21829. Did he come down from the printing-office more than once? Did he come down to air himself at all during the day?—No. Half-past four both of them came down.

21830. When they came down at half-past four did they speak to you?—They did.

21831. What did they say to you?—I don't recollect what they said.

21832. Did they say, "I suppose, George, we may come down now as much as we like?"—They never asked my liberty for that; they were both up in the case-room.

21833. What doing?—Different jobs.

21834. I thought the workmen were all to be away?—It would not do for Mr. Forrest to have them away. He should pay them whether they were away or not. The other men he would not have to pay.

21835. These boys are only apprentices?—Yes, but he pays them.

21836. Do they pay him?—I suppose in labour they do.

21837. He does not pay them wages?—No.

21838. Does he feed them?—No.

21839. They do not have their dinner there?—They bring it with them.

21840. These are the apprentices you are speaking of?—Yes.

21841. They do not sleep there?—No.

21842. Mr. TANDY.—Did Mr. Donaldson return to the house that Wednesday again?—No, I did not see him at all until next morning.

21843. What time did he come next morning?—About eleven o'clock I saw him.

21844. Did he remain on Thursday night again?—I do not recollect.

21845. Mr. LAW.—You saw him on Thursday there?—Yes, up in the printing-office, speaking to Mr. Forrest.

21846. Did you see him after that?—Yes, on Friday I saw him in the front parlour.

21847. Did he appear to be occupying the room as before?—I am not sure.

21848. Do you believe he was sleeping there on Thursday night?—I am not sure. I don't think he slept there the Wednesday night.

21849. Did anyone sleep in the back room the Wednesday night?—Mr. Forrest.

21850. Did Mrs. Forrest?—I don't know.

21851. Are you sure Mr. Donaldson did not sleep there that night?—I am not sure. He was in the house that Wednesday night again; and Mrs. Forrest and I told him the proceedings that went on, and the panel being knocked out, and he was quite astonished to see it also.

21852. Did you tell him about Watkins saying to you not to let any person in who had not a ticket?—Yes.

21853. And how you were ordered to direct them out by the back door?—Yes.

21854. You told him what your suspicions were?—I did.

21855. He was in the parlour before this?—Yes, he was sitting in the parlour this time.

21856. You and Mrs. Forrest made everything tidy in the room?—Yes, put back the press and took down the bills.

21857. And put away the writing materials?—There was not much writing. I was looking to see was there.

21858. You told him everything that you observed?—I did.

21859. Did he remain long that time?—He was in the house. I left before nine o'clock.

21860. Did Mr. Donaldson come back before you left?—No, I did not see Mr. Donaldson.

21861. What time did you see him next day?—Eleven o'clock.

21862. Could you say whether he was there the night before?—I think not.

21863. When he reappeared on Thursday at eleven o'clock that was his first coming back?—I think so; he appeared to be after coming from the hotel.

21864. Did he stop there on Thursday night?—I think he did for a couple of nights, and dined as usual with Mr. and Mrs. Forrest.

21865. Mr. TANDY.—When was the bill with "Marcus' office" put up in the room?—I could not form any idea when I first saw it. When I came down out of the office it was up.

21866. Mr. LAW.—You were there at seven o'clock?—Yes.

21867. Was the poster "Marcus' office" then on the door?—It was not.

21868. You went up to the office to do something?—Yes.

21869. When you came down at a quarter before eight was it up?—It was.

GEORGE HAWKINS.

21870. Then it was put up between seven o'clock and a quarter to eight?—Yes.

21871. Was it up before Watkins and his companions came?—Yes.

21872. And therefore before the other gentlemen came?—Yes.

21873. Mr. MORRIS.—You noticed some envelopes when you went into the back room?—I did.

21874. Did you make any remark about these envelopes?—I did not.

21875. Where did they come from—was it out of your office?—Not out of the printing-office.

21876. You are sure of that?—Yes.

21877. You made no remark about them at all?—I told Mr. Forrest about them and he was astonished.

21878. Mr. LAW.—Do you remember printing a document produced at the trial before Judge Keogh, a circular, as follows—"Referring to your communication you are requested to write your name and address legibly on the enclosed card, and present the same to a person who will be appointed to receive it at 3, Dame-street, two days after the election?" Do you remember being asked about that at the trial of the petition?—I think so.

21879. You were asked when they were printed, and you said some little time before the election?—Yes.

21880. Was that before or after you printed the "Marcus office" poster?—I did a great many little things that week. It is hard to remember everything.

21881. Mr. MORRIS.—Did you ever see the copy from which "Marcus office" was printed?—I did not.

21882. You are sure of that?—I am.

21883. Mr. LAW.—You got the type ready set?—Yes.

Mary Moore sworn and examined.

MARY MOORE.

21884. Mr. LAW.—Do you recollect when it was that you and Mr. Moore moved from Wellington-street to Halston-street?—Yes, the 27th of July, 1868.

21885. Had George Arthur Thompson been lodging with you in Wellington-street?—Yes.

21886. How long?—In or about a month before he left.

21887. He moved with you to Halston-street?—Yes.

21888. Did he remain till after the election?—He went away for some time and came back again.

21889. Was he with you at the time of the election?—He was.

21890. When did he come back?—About August and he remained; he was about a fortnight away when he returned.

21891. Had he gone meantime to lodge elsewhere?—Yes.

21892. When did he leave you altogether?—Early in March of the present year.

21893. Do you remember whether he owed you any money at the time of the election in November, 1868?—He did; he owed me 14*s.*; some of it was for back rent before he left for the fortnight in July.

21894. A balance that lay over?—Yes, and the rest was a new rent.

21895. Was it rent?—Rent and provisions I bought for him from time to time.

21896. Did he pay his rent regularly?—Not regularly. Part of the 14*s.* was for rent, and part for provisions.

21897. You remember the day of the election?—I do.

21898. Was he with you at that time?—He was.

21899. Do you remember his paying you any part of the debt?—Yes, he paid me 14*s.* together.

21900. When did he pay you that?—In or about that day or the day after.

21901. Did he tell you where he got the money?—I did not ask him any question.

21902. Did he tell you?—He said he got a little money. He did not say where.

21903. Did he say he got much—£5, for example?—Well, I think he did tell me he got £5, but he did not tell me how he got it.

21904. Did he tell you where he got it?—No, I don't think he did tell me. He said his father was paid his pension quarterly, and that he had given him some money.

21905. Was that the account he gave of it?—Not particularly.

21906. At the same time he paid the 14*s.* and said he had a little money, did he in connexion with that say his father was paid quarterly, and that he got a little money from him occasionally?—Yes.

21907. On this particular occasion did he?—On this particular occasion he said he got £5.

21908. Did he tell you how he got it—did you understand how he got it?—(*After a pause*)—Well, I understood he said he got some money.

21909. He told us himself how he got it, so you need not have any difficulty. Did he when paying you his debt tell you how he got the £5?—He said he got that money that morning, £5.

21910. Did he say where he got it?—I think he said he got it in Capel-street.

21911. Did he tell you he got it in an envelope?—He did not tell me how he got it.

21912. Did he tell you about getting a ticket first at the booths, and going down to Capel-street and exchanging it for money?—He told me he got the money, but did not tell me how he got it.

21913. It was the afternoon of the same day he got the money he paid you?—I think it was some time that night.

21914. You look after these matters, your husband being otherwise engaged?—Yes; my husband does not interfere in these matters.

21915. Had you other lodgers?—None other at that time.

21916. Did you speak much to him at the time of the election?—Not much after; I was laid up for some time.

21917. That was after the election?—Yes.

21918. But before the election do you remember speaking to him about how he was going to vote?—He told me he got some papers to canvass, and that he would not do it as he would get no money. He told me he asked for money and he could get none.

21919. And therefore he would not do the work?—That he would not do the work.

21920. Did he ever tell you he did canvass?—No; but he told Mr. Lawlor he did—and did not.

21921. How do you know that?—I heard George Thompson say so, that he told Mr. Lawlor he had canvassed; but he did not, because he remained in my place, and did not canvass. Also he was to meet a gentleman at Ball's-bridge to go canvass. He was at home that day, and did not go, and kept the gentleman waiting.

21922. Did he tell you he asked Mr. Lawlor for money?—Yes, he did, after the election.

21923. Did you know he was employed in any offices in Dame-street?—He was not. He was about the gentleman in Dorset-street.

21924. It appears he was employed under Mr. Hodson after hours in No. 3, Dame-street?—He was not. He said he was promised it but did not get it.

21925. At this time he was working with Mr. Stirling?—Yes.

21926. What hour did he usually leave that?—Sometimes five or after five o'clock, sometimes four.

21927. About a month before the election—about the middle of October—had he his evenings free?—He was, but he did not go out to attend to anything to my knowledge; he remained in the house.

21928. Are you quite positive he did not go to Dame-street in the evenings—he says that for three weeks before the election he was working under Mr. Hodson in Dame-street?—Never, to my knowledge. He had a promise of it, but did not go.

21929. Could he have gone out in the evenings from eight to nine o'clock?—Not without my knowledge—he was generally in the house in the evenings.

21930. Did he ever tell you he got an advance of money from anybody in Dame-street?—No, but he said he was looking for it, and could not get it.

21931. Did he get money on an I. O. U.?—No, but he told me a brother of his put him up to send in an I. O. U., and get money on it.

21932. Which brother?—Henry.

21933. Is he the married brother?—Yes, he is married to Mr. Watkins's daughter. His brother Henry put him up to send in an I. O. U. and get money on it, but he got none.

21934. He told you that?—He told me distinctly he got none.

21935. He now says he did get 15*s.*?—He told me he did not.

21936. I suppose as he was in your debt he did not like to tell you he got money?—I suppose so, owing me the money; I know his brother put him up to send in an I. O. U., but he had never earned it.

21937. Do you know anything about Robert Thompson?—I saw one brother once, that was the day of the election.

21938. Which brother?—Robert; he called him "Bob."

21939. When did you see him?—On the evening of the election.

21940. After the election was over?—Yes, and before it was over.

21941. Had Robert voted?—Yes, he had. I heard them talking of it.

21942. Did you hear them talking about Robert having been in Capel-street?—I did not. That was the only day I ever saw his brother—not since or before.

21943. Could you say whether he had actually voted when he made the first visit to your house?—He had voted.

21944. The Thompsons voted in a booth close to your house—did not they?—I don't know where they voted. I know there was a booth next door.

21945. Do you know any of the poll clerks or inspectors who were on duty there?—No.

21946. I suppose there were police there to keep order?—There were.

21947. You were in your house, I presume, the greater part of the day?—I was in the house mostly all day.

21948. Was there much stir in the streets?—Coming towards evening there was—the people were very unruly.

21949. Was there a stir in the morning?—There was a pretty good stir from nine to eleven o'clock.

21950. A good many people coming to vote?—Yes, there was a great crowd up to that time.

21951. The police kept good order?—Yes; some of the police themselves were very unruly.

21952. You saw policemen?—Yes, at the gate of the Temperance Hall, next door to where I live.

21953. How many?—Two or three.

21954. Do you know their names?—I do not; I would not know them at all. I took no notice of them.

21955. Looking out of your house you saw what was going on through the day? You saw the court-house and the hall opposite?—Yes.

21956. Did you notice any person at the opposite side walking about in the early part of the day, a young man with a glass in his eye?—I noticed no one in particular.

21957. I suppose there were police at that side too?—There were police up and down the street.

21958. Do you know George Hall?—I know him.

21959. Was he there that day?—He was never in my house that day.

21960. Do you know any of the gentlemen of the railway?—No, I know none of them except Hall.

21961. Did you know any of the persons acting as inspectors or personation agents beside your own house?—No.

21962. Do you know Mr. Byrne's appearance?—What is Mr. Byrne?

21963. Mr. Ouseley Byrne, the father, has a pawn office; the son, we are told, is a lawyer. I do not know which of the gentlemen it is?—I do not.

21964. Were there any offices in that house over the booths?—Yes.

21965. Were the offices occupied before the election?—I don't think they were occupied for any day but the day of the election. We could not but hear the noise, because they hold society rooms there. Mr. Kelly lets the place upstairs to societies. Three or four societies come there during the week.

21966. It is a large room?—Two large rooms.

21967. What class of people meet in them?—It appears they are bricklayers.

21968. Friendly societies?—Yes.

21969. Any meetings of freemen held there?—No.

21970. Who else beside bricklayers meet there?—I don't know any other.

21971. Do you remember anybody coming to your house that day looking for Thompson?—No.

21972. He went out early in the morning?—Yes.

21973. He says he was out between eight and nine o'clock. Did he breakfast in the house?—He did not take any breakfast in the house that morning to my knowledge.

21974. He usually did breakfast before going out?—Yes.

21975. Do you recollect about what time he went out?—Immediately after eight o'clock.

21976. How soon after was it you first saw him?—I think it was going up to twelve o'clock.

21977. Did he then tell you he got some money?—Yes, he told me he got some money.

21978. You did not see him from eight to twelve o'clock?—Yes.

21979. He then told you what he had got?—He told me he got some money.

21980. It was later in the evening he told you he got £5?—Yes.

21981. At twelve o'clock he told you he got some money?—Yes.

21982. Did he mention Capel-street?—I don't know that he mentioned Capel-street.

21983. He told you rather more in the evening?—He did not tell me much about it, because he was rather tipsy in the evening, himself and Robert William.

21984. Were they tipsy when you saw them together first?—No, his brother was not so tipsy at all, but he was more so.

21985. Was the election over at the time you first saw them?—It was not. It was about four o'clock. That was the first time I saw the two brothers together.

21986. Did they go out again?—They went out and came back again.

21987. How long did the brother stay before he went away?—He remained till going up to seven o'clock. His brother Henry, came in about five o'clock, and they had some drink together, the three of them; and Robert and Henry wanted to go out together, and Henry's wife would not allow them to go out together without her, she wanted to go with them. Robert then went out by himself, and the other two went away after.

21988. Henry and his wife left George?—Yes, left George at home.

21989. When George was alone then I suppose he told you he had been to Capel-street?—I think it was at that time.

21990. You heard from him at twelve o'clock in the morning that he had got money?—Yes, I understood—yes, I understood early in the morning it was

from his father he got it. He told me in the evening where he got it.

21991. Did he say it was for his vote?—He did not say exactly it was for his vote.

21992. Did you understand it had any connexion with his voting?—You know he was the worse of liquor, and he is very fidgetty, and a curious sort of person, and I did not mind anything he said.

21993. Did he say something that led you to believe the £5 he got had something to do with his vote?—He did not tell me it had anything to do with his vote. He said he got £5 in the morning—he was rather tipsy, and I did not much mind what he said.

21994. What was it he said about the £5?—He said he got £5 in Capel-street.

21995. What more?—He did not say very much about it, when he went to bed.

21996. Did he speak of getting the money in connexion with his voting?—He did not say for his vote directly.

21997. Did he say where he got it?—He did not.

21998. Give us the substance of what he said as explaining where he got the £5. It was rather an unusual occurrence his getting £5 in Capel-street; how did he explain it?—I cannot exactly tell you anything more than that he told me he got it in Capel-street.

21999. Did he give you no reason for getting it?—He might, but I disremember that evening, because there was great confusion in the place. He caused me a little annoyance, therefore I did not mind very much what he said.

22000. Mr. TANDY.—Do you recollect any person calling on him during the two or three days before the election making inquiries about him?—I never remember anyone calling for him at all except one young man; he said he belonged to the Royal George—he was a sailor, and his brother.

22001. Do you know Mr. Foster?—No.

22002. Mr. LAW—Did nobody ever come to canvass him for his vote?—No; he did not give our address at all—he gave 25 or 23, Summer-hill, where he stopped with Mr. Grant; that was the address he gave.

22003. Was that where he had been during the fortnight he was away?—No; during the fortnight he was not there, but in Gloucester-place.

22004. Who is Mr. Grant?—He is an agent for selling books.

22005. I thought Thompson was in Mr. Stirling's employment at the time?—Yes, but he was with Mr. Grant. He lived with Mr. Grant before he lived with me, and he always gave that address.

22006. Where did the brothers live; they did not live with Mr. Grant?—No; he said his brother Henry lived in Abbey-street, and his brother Robert at Island Bridge.

22007. Mr. MORRIS.—Do you know Watkins?—I never saw the gentleman. I don't know him at all.

George Arthur Thompson.

George Arthur Thompson further examined.

22008. Mr. LAW.—Was your brother Henry employed at Dame-street; was he a clerk there?—He was at 47.

22009. How long was he working there?—For six months.

22010. Was he working there up to the time of the election?—Yes.

22011. It appears now you told Mrs. Moore you applied for employment, but could not get it, and that you applied for money on an I.O.U., and did not get it. Did you get 15*s.* on an I.O.U.?—I did.

22012. Did you tell her you did not?—I did not.

James Forrest.

James Forrest sworn and examined.

22013. Mr. LAW.—Are you the owner of this printing establishment in Capel-street that has been spoken of?—Part owner, not the exclusive owner.

22014. Who is your partner?—Well, Miss Espy is still alive, and she has a certain amount out of it.

22015. Did it belong to Mr. Espy, her father?—Her brother.

22016. Are you a member of the firm—a partner?—No partner, only she has so much a year out of it.

22017. You pay her so much for the use of the office?—Yes, for the good-will of it.

22018. How many years have you been in possession of it?—I think about six or seven—I am not quite certain to a year or two.

22019. I believe you do a good deal of printing for the Conservatives?—I do not.

22020. Did you at the last election?—I did.

22021. Had you printed for them before?—Except at election times I get nothing from them.

22022. I suppose there is not very much to do at other times?—I believe there is.

22023. What is there?—I believe while the Revision Court is going on there is a good deal of printing.

22024. Do you get no share of that?—A very small portion.

22025. What portion?—The whole amount of my account for the revision of 1868 was 30*s.*

22026. Is printing for the revision a better job than election printing?—No.

22027. I believe election printing is generally taxed on a more liberal scale than revision printing?—It is.

22028. Who paid you the 30*s.* for the revision printing?—Mr. Hodson.

22029. When did you begin to print for the election?—About a month previous.

22030. About the middle of October?—About that. I am not quite certain.

22031. Had you anything to do for the county election as well as for the city?—Not exactly.

22032. You were printing chiefly for the people in the city election?—The city.

22033. Where did the first order for the printing for the city come from?—I got the first order, to the best of my recollection, in the office in Dame-street.

22034. There appeared to be three offices in Dame-street?—This was the house that is pulled down.

22035. From whom did you get the order?—I could not positively say, but it was signed by Mr. Sutton. Some days previous to that I went and left my card. And, in fact, every second or third day I would be passing there I would run up to see if I could get anything.

22036. On one of these occasions you found you had an order?—I waited till I got it.

22037. You did not make a written application?—I just sent up a card. There was a quantity of messengers there. I sent up to know were there any commands. I generally send a card with the messenger.

22038. There were plenty of messengers about the place?—There were.

22039. What was the first order to print?—I think voting cards was the first order I got.

22040. That was near the election time?—No, a good while previous to it.

22041. Were they for rated occupiers or freemen?—I could not say whether they were freemen's cards or rated occupiers' cards.

22042. Do you remember what colour they were?—I think they were blue, the cards I printed.

22043. You printed only one set of cards?—That is all for myself, I printed another set of cards for another printer who got the order.

22044. Who was the other printer you helped in that way?—Mr. Kirkwood.

22045. What class of cards were they?—A similar class of cards to my own. They were of a different colour.

22046. What colour?—I could not be positive about the colour. The way I know they were similar, is that I made the type of one turn in very near for the type of the other.

22047. I suppose they were cards with "Vote for Guinness and Plunkett" and then blanks for the name of the voter and the description of the booth?—The number of the booth and the street, I am not sure.

22048. Do you remember the colour of the card?—I am not sure whether Mr. Kirkwood's cards or my own were blue. The colours were black and blue.

22049. The cards were not black?—No, the ink.

22050. I was asking about the cards?—None of them were coloured.

22051. Did you print any freemen's cards?—These may have been freemen's voting cards. I cannot state whether they were rated occupiers' or freemen's cards.

22052. That was the first order you got?—I think so. I am not positive.

22053. How soon after that did you get another order?—A day or two.

22054. From that to the end of the election you were doing more or less work for them?—More or less.

22055. Were you printing lists of voters?—That was the chief work I got.

22056. Were you frequently at the offices in Dame-street?—I might be there every third day. In fact if I was in the neighbourhood, I would run up to see if I could get an order.

22057. You knew Mr. Foster very well?—I did. I knew him for two or three years previous to the election. My first acquaintance with him was as secretary of the Aldermen of Skinner's-alley.

22058. Are you a member?—I am not.

22059. Have you dined there?—No. He came as secretary to give me an order for the circulars.

22060. Had you solicited that?—No; I had it previously. It is in the place since I went to serve my time, seventeen years ago.

22061. They have been always printed at your house?—Yes, for seventeen years.

22062. Had you been printing circulars for them since you succeeded Mr. Espy?—Yes; there had been no change. I had been doing the monthly circulars. I did not see Mr. Foster till he became secretary; then he called with the copy.

22063. You saw him frequently after that?—I saw him once a month. I might not see him, sometimes he would drop the copy into the letter-box.

22064. Who used to pay you for these circulars?—The treasurer, Mr. Goodman. I never got any payment from anyone except Mr. Goodman for two or three years back. Previous to that, there was another treasurer.

22065. Did you know Mr. Foster in private—did you ever see him at his own house?—Except on the business of the aldermen—not otherwise.

22066. Did you know him very well?—Nothing further than what I state in connexion with the alderman.

22067. Have you ever dined with him, or he with you?—No; only in the way of business for the society I saw him. I did other printing for him in connexion with the Civil Service Rifle Club—I did circulars for him.

22068. Did you ever print any cards for him?—Except the cards alluded to for the election.

22069. That were enclosed in the circulars?—Yes.

22070. Did you ever print any visiting cards?—No.

22071. Do you print visiting cards?—Not as a rule.

22072. Have you done it occasionally?—I have to give it out. I am not a lithographic printer.

22073. Did you happen to get an order to print any visiting cards about the time of the election?—No.

22074. Did you ever print cards with the name Edwards?—No.

22075. Or get them done?—No.

22076. How long before the election did you see Mr. Foster?—I saw him the Monday before the election.

22077. Had you seen him recently before that?—I may have.

22078. Do you remember that you did?—Well, I should have seen him somewhere about the first of November; and their annual dinner comes off then, and there was some extra printing for it—the programme.

22079. When does the annual dinner come off?—About the 6th of November. There is a little extra printing then.

22080. Did you see him as well as you recollect between the beginning of November and the Monday before the election?—It is very probable I did.

22081. Do you recollect seeing him?—I could not be positive.

22082. You think it is likely you did?—It is very probable I did.

22083. Did you ever take a walk up to the committee-room in Dorset-street?—Never.

22084. Did you take a part on a committee of any of the wards?—I am very happy to say I did not, except the printing.

22085. You did not take any trouble in canvassing?—No.

22086. Do you remember whether you saw Mr. Foster on the Sunday before the election?—I did.

22087. Where?—He called in to me.

22088. What did he tell you?—He came on Sunday and said he would want me to do some printing for him next day, and he would bring down the copy. I did not ask him what sort it was, but I think he mentioned some placards.

22089. You understood whatever it was that it was connected with the election?—Yes.

22090. Did he tell you he had any friend staying with him?—No.

22091. Do you live on the premises?—Yes.

22092. You generally keep the lower rooms for yourself?—Yes.

22093. The upper part of the house you let in lodgings?—In tenements.

22094. Had you anybody staying with you on the Sunday Mr. Foster called?—No.

22095. Nobody?—No.

22096. Was anybody lodging in your lower rooms?—Mr. Donaldson was stopping with me, but he would never be with me of a Sunday.

22097. How long was he with you?—On that occasion for a very short time, a few days. He was over here on a lawsuit Donaldson *v.* Nugent. I bought a machine from him in November in anticipation of the election. In fact the lawsuit was about the machine I bought by auction.

22098. Had you known him before that?—Yes; I knew a brother of his about five or six years ago.

22099. Had your establishment been dealing with his house for printing presses?—The only transaction was through me.

22100. How did you happen to know the brother?—He called on me six or seven years ago for an order. I did not give him one. I was not in a position to do so.

22101. The lawsuit arose about a press you bought?—Yes.

22102. Where did he stay that Sunday?—He used to go down to Bray generally of a Sunday. I would not see him from Saturday till Monday morning.

22103. He did not generally sleep in your house on Saturday night?—Never.

22104. On the Sunday Mr. Foster called, the coast was clear—Mr. Donaldson was not there at all?—He was not.

22105. He had been there two or three days before?—Yes.

22106. Did he stop in a hotel?—Yes, in the "Abbey" hotel in Abbey-street.

22107. He came back on Monday?—Yes, he was there on Monday.

22108. Had he any luggage?—No, I think he brought only what he could not avoid bringing.

22109. You don't mean the clothes he wore?—I think he had a portmanteau—I think that was all.

22110. Had he in your house?—I am not certain of that.

22111. Where did he keep it?—He might leave it in the "Abbey" hotel.

22112. Did he keep a room in your house as well as in the hotel?—Whenever he came in from Bray late at night he went to the "Abbey."

22113. Was he in the habit of going there?—Yes, and his brothers.

22114. What age is he?—About forty. From his appearance I took him to be the eldest.

22115. The other two you have seen are younger?—I think so, from my recollection of what they told me themselves.

22116. What was Mr. Donaldson's name?—Emor.

22117. What are the names of the other two?—Thomas and Francis.

22118. He came back to you some time on Monday?—Yes.

22119. Do you remember him settling down again in the room as usual?—When he would stop with me of a night he would take his breakfast, but except on two or three occasions he never dined with me, because the arrangement was he would take his breakfast with us, and find his dinner through town.

22120. He breakfasted in the house but did not dine?—Except on very rare occasions.

22121. Did he always occupy the same bed-room?—Always.

22122. The back parlour?—Yes.

22123. Did Mr. Foster bring you the copy on Monday to print?—Yes.

22124. What was the copy?—They were all written on one slip, and one was "Mr. Marcus' office," and "County District Committee Rooms" was another.

22125. What was the third?—There was certainly a third one, but what it was I don't recollect.

22126. It had some relation to the election for the city or county?—Yes.

22127. Was it "Mr. Johnson's offices"?—It was "Mr. Johnson's offices." It was.

22128. He gave you these on the same slip of paper to print?—Yes.

22129. On a sheet of note-paper I suppose?—I think half a sheet.

22130. Did he say he wanted them quickly?—He said they would do him the next day.

22131. When did he give them to you?—On Monday.

22132. You are quite certain he did not give you this slip on Sunday?—No; but he said he would have something for me on Monday.

22133. What hour on Monday did he come to you—was it early?—I think it was, but I am not certain what time of the day.

22134. Have you got the copy he gave you?—I have not.

22135. Did he give you any direction as to the size of the type?—Yes, he told me Mr. Marcus' name might be a small-sized bill, and the other a sheet of medium.

22136. How was Marcus spelled?—"Marcus."

22137. Had you any further conversation with him on that Monday morning?—Not to my knowledge.

22138. He did not say anything to you on that occasion about the rooms?—No.

22139. How many copies of each of these placards did he want?—Six of each.

22140. You act as a compositor yourself?—I do.

22141. The "Marcus" was to be a little smaller than the other?—Yes, about that length (about two feet), and about eighteen inches in depth.

22142. What size was the letter of the others?—Very large.

22143. Did you set the type for the three at the same time?—Yes, I set it all at the same time.

22144. Did you do it on the Monday?—On the Monday.

22145. Did you then give directions about the "Marcus" placard?—No, I gave directions in the morning, and I set twenty-five of each.

22146. You set twenty-five? I thought only six had been ordered; but I suppose you thought twenty-five would be better?—Yes, I thought it would look better in the account, sir.

22147. Then twenty-five copies of each were struck off?—Yes.

22148. When were they given to Mr. Foster?—On Tuesday.

22149. He did not come back for them on Monday?—No.

22150. Did he come in the morning, on Tuesday?—He came in the evening.

22151. About what hour? Was it at dusk?—I think it was about that time.

22152. About five o'clock, I suppose?—About that time; I do not know exactly, sir.

22153. Well, he got them from you then?—He did.

22154. Did he then tell you what he wanted them for?—He did not.

22155. Did he tell you that he was going to set up one of them in your house?—It was then he mentioned that he was wanting the room next day.

22156. What did he say?—That, as it was a convenient place to Green-street, he would want the room for a committee-room, and asked that I would give it to him if I could accommodate him with it for the day, or something to that effect.

22157. What did you say? That the rooms were occupied by friends of yours?—No, sir, I did not. I said I would do what I could, and see and let it to him.

22158. Did he arrange as to what the price was to be?—He did.

22159. How much was it to be?—He asked me how much would pay me, and I said I would be satisfied if I got £1 for the day.

22160. He did not demur to that payment?—No, sir.

22161. It was arranged that he should have two parlours for the day?—Yes, the front and back parlours.

22162. Did he tell you that he would require them to be ready at an early hour?—He did. He said he would send down a gentleman that would occupy the place next day.

22163. Then he did not take the rooms?—He did not take them but mentioned the matter, and said he would send down the gentleman who would really occupy them.

22164. I thought he took them for himself?—No, he took them, in fact, to a certain degree for himself, but said he would send down a gentleman.

22165. Did he come back again that Tuesday night?—I believe so. He took the bills away, and brought them back again.

22166. What for?—He wanted to put some of them in the room.

22167. Did he give directions as to where they were to be put?—Yes, anywhere I thought best in the rooms.

22168. And was Mr. Marcus's to go upon the door of the room outside?—Yes.

22169. And on the walls inside?—No, only upon the outside of the door.

22170. Did he tell you where you were to put the placard for the other election, for the county?—Over the chimney-piece.

22171. When?—Early in the morning, and then I put Marcus's just outside of the door.

22172. What hour was this, when he came back to you?—About seven o'clock.

22173. He was away a couple of hours?—Yes, I think so.

22174. Had he his friend with him?—He came about six o'clock.

22175. I suppose he told you of this gentleman?—He did.

22176. Did he tell you how you would know him?—Yes, he told me his name was Marcus.

SIXTEENTH DAY.

December 16.

James Forrest.

22177. Did he look serious when he was giving you the name?—So far as I could see he did.

22178. And I suppose you preserved your gravity too?—I suppose so, sir.

22179. And what did the gentleman say when he came about six?—He came and mentioned Mr. Foster's name, and said that he was the party who was to occupy the rooms, and he there and then paid me the pound.

22180. How did he announce himself?—He said he came from Mr. Foster.

22181. I suppose the gentleman in the front parlour and you were there as usual?—Yes.

22182. And Mr. Marcus told you he was the party whom Mr. Foster had spoken of?—Yes.

22183. Did he pay you the pound at once?—He did.

22184. Did he get any receipt from you?—No.

22185. Did you ever see him again?—Never.

22186. Did he seem to know you?—No, sir, he did not.

22187. Did he say he would have a friend with him next day?—No; he did not mention.

22188. Did he say there would be any other person to occupy the rooms next day besides himself?—No; but Mr. Foster did.

22189. Then nothing passed between you, but that he said he was Foster's friend, and paid you the pound?—He brought some books with him.

22190. What kind?—Memorandum books, and pens and papers, and books which he left upon the table.

22191. There was an inkstand on the table, I understand?—It was not an inkstand; there was an ink bottle.

22192. It was the one that belonged to the room, I suppose?—It was the one that belonged to the room.

22193. Did this gentleman make any arrangement of the room? Did he put the table where he would like to have it, and so on? Did he tell you how he would like to have it next morning?—No.

22194. In fact, he did very little?—Just so. The whole thing did not occupy more than two or three minutes.

22195. Was this the tall man, or the short man?—The tall man.

22196. What was his complexion, and the colour of his hair?—I believe he was dark.

22197. What do you think was his age?—About forty, I think.

22198. He had no whisker?—No; his cheeks were shaven.

22199. And his hair was dark?—Yes; I believe so.

22200. Hawkins describes him as having black hair; but I suppose it might be either very dark, or black?—His complexion altogether seemed very dark.

22201. Did you see whether he was bald?—No.

22202. Did he take off his hat?—No.

22203. Did he wear a mustache?—I think he did not. If he did it was a very slight one.

22204. Mr. Foster came again about seven o'clock, you say?—As well as I can recollect.

22205. And it was then he told you there were other people coming into the room?—He said there would be two or three. I am not sure of the number he mentioned. He also asked me to put a bill up on the outside.

22206. What bill?—The county election bill.

22207. Did you object to doing this?—I did.

22208. You did not want to have your house disfigured by that?—No; I did not do it.

22209. Did he ask you to put one in the hall?—Yes; near the door.

22210. As a matter of fact, was there a county election placard put over the hall door?—No.

22211. The only one was that over the fire-place?—Yes; the only other bill in the whole place was that on the front parlour door.

22212. Did he tell you how many men there would be there?—He said two or three, or four or five, but I do not remember the exact number.

22213. Did he mention the names of any of them?—He did not.

22214. Did he say what time they would arrive?—No; but he said they would want the rooms at eight in the morning.

22215. I suppose you knew that the polling would begin at eight, and that therefore it would be wanting for that hour?—He said eight in the morning.

22216. You knew that it was from its proximity to Green-street that he wanted it?—I knew that.

22217. You knew very well it was not the county election, as it was not in that vicinity that it was to take place?—I did not.

22218. Did not you know that it was not the county election which was to take place next morning?—I did.

22219. And you knew the city election was?—Yes.

22220. You got instructions as to the room being prepared?—I did.

22221. Who slept in that room at night?—Mr. Nolan and Mr. Donaldson.

22222. Then I suppose Hawkins made a mistake?—He did, sir.

22223. What was Mr. Nolan's Christian name?—His name was Mr. Daniel Wilson Nolan.

22224. He was the attorney in the action pending?—Yes.

22225. What hour did Mr. Donaldson get up next morning?—At seven o'clock.

22226. Did you tell him of the arrangements you had made?—I did.

22227. And did you tell him substantially what Mr. Foster had said to you?—Yes.

22228. And what did Mr. Donaldson say when he heard it all?—He said, "All right."

22229. Did he laugh?—No.

22230. Did he take it in all seriousness?—As far as I recollect he did.

22231. At all events he got up very early in the morning, and you brought up a light to him at seven or half-past seven?—Yes.

22232. You had been driving with Mr. Donaldson that evening?—No, sir.

22233. Is that a mistake of Hawkins' also?—It is; but Mr. Nolan and he came up driving on a car, and it was the car that they had that I had next day.

22234. Who was the carman?—I don't know.

22235. Mr. Nolan and Mr. Donaldson were driving about on the previous evening?—Yes.

22236. Where, do you know?—They were continually above at the Four Courts, backward and forward, about the trial.

22237. Was it such a good car, that you thought you would have it the next day?—It was not a very good car.

22238. Where was Mr. Donaldson going to the next day?—I cannot say.

22239. Well, you were not driving with Mr. Donaldson that evening?—No, sir.

22240. You are quite certain of that?—Quite certain. I was at the door when they came up on the car.

22241. What hour were they at home?—Between six and seven o'clock.

22242. And they remained in the house the rest of the evening?—I do not think they did. I think they went out, and came back again.

22243. They did not take the car away with them?—I do not think they did.

22244. But you understood from Donaldson that he had ordered the car to come back?—I did not.

22245. How did it happen, then, that it did come back next morning?—I said I wished to get the car for the day of the election. Mr. Donaldson said, "Well, here you have this man, for I heard him saying he is not engaged."

22246. This was before he was discharged?—Yes.

22247. And you hired him then?—I told him to come round in the morning.

22248. Did you take his number?—No.

22249. Had you no mark supposing he did not come?—No.

22250. What did you want the car for on the day of the election?—I wanted it for my own use, for nothing particular.

22251. Still driving about on an outside car in the month of November, with nothing to do, is not altogether pleasurable. What did you want the car the whole day for?—Nothing in particular, only I had some time at my disposal that day.

22252. Why did you want it on the day of the election—would not any other day do you as well?—I promised to call on one or two parties.

22253. It was not for the purpose of bringing voters to the booths?—No.

22254. And what?—I promised to bring up one or two of my friends that day.

22255. What were you going to do for them?—One of them lived at Kilmainham, and I promised to go and bring him in.

22256. Then it was for the purpose of bringing voters to the poll that you got the car?—Partly.

22257. And not altogether for pleasure?—I went to two or three different parties.

22258. Well, you got it for different purposes?—Yes.

22259. Was it not your object, to some extent, to bring voters to the poll?—Yes.

22260. You got up before half-past seven o'clock?—Yes.

22261. And Mr. Donaldson got up at that time too? I don't know, for I was in Dame-street very early that morning. I was only lying on two chairs for two hours.

22262. And a drive on an outside car would freshen you up after that?—I had objection-books to make up that morning, about lodgers that were objected to on the registry.

22263. Well, you worked very early, and I suppose you got it done?—I did it myself, and I brought it down to Dame-street that morning, at six o'clock.

22264. The morning of the election?—Yes.

22265. And afterwards you got these people called?—I am not sure but they may have been up before I got back.

22266. Hawkins brought up a light to Mr. Donaldson, about seven or half-past seven o'clock, and found that he was partly dressed. Was Mr. Nolan in the house when you came back?—He was.

22267. Did he breakfast with you?—He did.

22268. That was some time before eight o'clock?—It was.

22269. Did they complete their toilet below stairs?—I think they completed their toilet in the room they slept in.

22270. At all events they got out of bed before eight o'clock?—Yes. I remember they did breakfast below, because I saw Mr. Nolan toasting a chop.

22271. Mrs. Forrest engaged herself, I believe, in settling up the rooms, getting a fire, and so on, in the front and back parlours?—Yes.

22272. Did you look into the front or back rooms before you went out?—I did.

22273. Did you observe whether the gas was lighting in the back room, or the shutters closed?—They were.

22274. Is the gas ever lighted in the morning?—This morning it would be.

22275. That is in the front room. Is there gas in the back room?—There is.

22276. Do you recollect whether or not the gas was lighted when Mrs. Forrest was preparing the rooms?—That I cannot say.

22277. During all this time was the car waiting?—It was waiting from about half-past seven.

22278. Did Mr. Nolan go away with Mr. Donaldson?—He did.

22279. I suppose if you breakfasted together they asked you to give them a turn on the car?—Yes, to drop them somewhere they were going.

22280. Did you hear where they were going?—I didn't know where Donaldson was going, but I knew that Nolan was an inspector.

22281. An inspector of freemen?—I believe so.

22282. Was he a freeman himself?—I could not say.

22283. Did you ever hear him say he was?—No.

22284. But he was an inspector of freemen?—Yes.

22285. Did you hear where the car was going to drop him?—He was going to Green-street.

22286. But he would not have a car to take him there from your house?—Mr. Donaldson was going some other place, and they went together.

22287. Did you hear where Donaldson was going?—No.

22288. Did the two go off some little time before you?—Yes.

22289. Now, did the car come back for you, do you recollect?—Yes, in a very short time.

22290. In half an hour?—Less than that.

22291. Then it must have dropped Nolan at Green-street?—That might be.

22292. You had given notice to the boy Hawkins to keep himself stationed in the hall throughout the day?—I did.

22293. Who directed you?—Mr. Foster said he would wish to put a man on the door. I objected to that, and said there would be people coming in to see myself, and it would not do to have a stranger there if persons came in about business.

22294. Did he want to put a man of his own there?—Yes.

22295. Tell us what passed?—That is all that passed. I mentioned to him that I would keep one of my own hands there.

22296. When he said to you that he would like to put a man on the door, did not it sound rather strange to you that he should put a guard upon your door?—It did not.

22297. It did not?—No.

22298. Supposing that anybody now-a-days asked to take a room from you for the day, and to put a stranger as a guard upon your door, would you accede to it?—Not now.

22299. But you would not even then? You did not like the notion of having a strange man at your door?—No, because there is continually some one coming in.

22300. Did not it strike you as rather an unusual application to be made to you?—No, it did not.

22301. You thought it unreasonable, however?—I did.

22302. It was unreasonable, but not strange?—No, I did not think it strange. In fact, I did not give it a thought.

22303. You did not like it?—I did not.

22304. You told him you would put a man of your own there?—Yes.

22305. Did he tell you what that man of your own was to do?—No.

22306. What did you understand that his man, if he had got him in, was to do, for your man was to do the same?—I did not understand what his man was to do.

22307. You did not put a man of your own there for nothing?—I guessed that people would be coming in who wanted the committee-room.

22308. And was he to open the door?—Yes.

22309. And nothing else?—There were goods in the hall that I wanted him to take charge of.

22310. You wanted the goods to go away in the float, when it would come, and he was in charge of them?—Yes.

22311. Did not you understand that Mr. Foster's guard was to be put there then to open the door?—No, not that I know of.

22312. You might have left the door open altogether?—No.

22313. Did it not occur to you to leave the door open altogether?—No.

22314. Do you not frequently leave the door open through the day?—No.

22315. Is it not open now?—No.

22316. Is it always kept shut?—Yes.

22317. Did you think that the man who was put at the door was to open it when wanted?—Yes.

SIXTEENTH DAY.

December 16.

James Forrest.

22318. Did it occur to you that he would have as much to do to shut the door as to keep it open?—No.

22319. Did not you understand that he was to let in a certain set of people?—No. I did not understand such a thing.

22320. Tell us what you told Hawkins to do?—I told him to have an eye to the place, as I would be out a good deal during the day.

22321. Did you tell him, when people called, and gave him any card, whether he should let them in or not?—I did not.

22322. Did you tell him if anybody asked for Marcus's office, whether he was to let him in?—He must have been aware of Marcus's.

22323. I do not ask that?—I don't believe I did.

22324. Did you tell him if anybody asked for Mr. Foster, to let him in?—No, I did not.

22325. Or if anyone asked for yourself?—Of course, for mys elf, I did. There was no necessity to tell him that'

22326. You were not at home, and did not mean to be at home. You were determined to be away that day?—I was not away that day.

22327. Were you not away all day?—No.

22328. Well, except a few minutes?—I was there twice during the day.

22329. Did not you say to him you would be away?—I said I would be out a good deal.

22330. You meant that you would be little in the house, I suppose. If people called what was he to tell them?—That I was out. I left no message any more than I would on any ordinary day I was going out.

22331. Was anyone else put on the door that day besides Hawkins?—No.

22332. Did you see anyone outside the door when you were going out yourself—anyone like a man on guard?—No.

22333. Where did you drive to when you went out?—To Kilmainham.

22334. To your friend?—Yes.

22335. Where did you bring him to?—To Green-street.

22336. He was a freeman I presume?—He was.

22337. Who is he?—Mr. Harold.

22338. I suppose that was very early in the day?—No; it was not.

22339. What time did you leave the house?—Some time before nine o'clock.

22340. I would call that early, as the polling was only from eight. Did you bring him to Green-street to vote?—Yes.

22341. Where did you go after that?—We parted there, and I was to see him in a later part of the day. He went down to where he does business to get leave for the day.

22342. What business is he in?—In Messrs. Gatchell's in Henry-street.

22343. What is he?—The head shopman there.

22344. Are the Messrs. Gatchell seedsmen?—No, ironmongers, in Henry-street.

22345. What is Mr. Harold's Christian name?—Edward.

22346. You asked him to go down and get leave for the day?—I did not ask him, but he said he would go.

22347. He told you he would go?—He did. I had business with him, for I went down to get money from him there, that he had got the previous night for me.

22348. How did he get it?—We are connected in a society.

22349. What society?—It is a loan fund society.

22350. Where is it?—In Eustace-street.

22351. What is he in it?—Simply a member like me, but I was not able to go that night.

22352. Who is the treasurer?—I could not tell.

22353. Who is the secretary?—Mr. M'Dowell.

22354. What is the office?—In Eustace-street. It meets once a week. It is a loan fund society to lend money to its members.

22355. Is there a subscription?—Yes, you sink so much a week.

22356. What is the subscription per week?—You may subscribe any amount you wish.

22357. What is the minimum?—The smallest is one shilling a week.

22358. What is the largest?—You can invest in an entire share at once—that is £13.

22359. Then according to the amount of your subscription you get the loan?—Yes, you borrow accordingly.

22360. Was Mr. Harold a member?—He was.

22361. How did he get the money for you? Did he get the loan?—Yes, for me.

22362. Did you drive to him for that purpose?—Yes, and to bring him into town.

22363. To vote?—Yes.

22364. After you had left him at Green-street, I think he said he would go and get leave for the day?—Yes.

22365. Where did you understand he was going to spend the day?—From one polling place to another to see how the election would be going on.

22366. Was he to occupy himself in looking after other voters?—No.

22367. Merely to amuse himself?—Nothing more, that I am aware of.

22368. When you had parted with him was it about nine o'clock?—No; when I parted with him it was much later, because I had to go out to Kilmainham and come back.

22369. Was it nine o'clock when you left your own house?—It was some time before that.

22370. I suppose you know that some of the people coming to look for Mr. Marcus had arrived before you left?—I don't think so.

22371. Are you sure?—I am not sure.

22372. Did Hawkins not tell you that some had come already?—It is probable he did.

22373. At all events you knew that three persons, whom Mr. Foster had spoken of to you before as to be in the front room, had arrived?—Yes.

22374. And had taken possession?—Yes.

22375. And that two gentlemen had arrived and taken possession of the back room?—Yes. I did not know they were going to take possession of the back room.

22376. Did you know that two gentlemen had come—one of whom was described to you, and whom you knew to be the man you had seen the evening before?—Yes.

22377. Did Hawkins tell you that they had taken the room?—I did not know that they were going to the back room.

22378. Did Hawkins tell you?—Yes.

22379. You heard that three men had come, and that there were two others?—Yes.

22380. Did you hear that the back room was kept locked, or that the two gentlemen had locked themselves in?—No.

22381. You did not hear that?—They could not lock the cross door.

22382. What then?—I heard afterwards that the back parlour door was locked.

22383. Not at the time?—No, not at the time.

22384. When you say they could not lock the door between the two rooms, do you mean to say that they could not have bolted it?—No, there was no bolt.

22385. Was there no way of fastening it?—No, unless they would make some fastening. There is no key.

22386. Were the three men in the front room some time before you left the house?—Yes.

22387. You were below stairs?—Yes.

22388. Did you hear a noise of things being moved over your head?—I did not.

22389. You had no idea that they were removing a chest of drawers or a press from one room to another?—No.

22390. Did any of the five strange persons in the house that morning ask for anything before you left?—No.

22391. They did not ask for anything?—Not that I am aware of.

22392. Did you hear any noise as of a piece of wood breaking?—No.

22393. I suppose you knew, from what you heard afterwards, that these movements had taken place before you left the house, because the people were coming into Marcus's office before you left?—I did not.

22394. Hawkins told you that people, whom we know now to have been bribed, had come before you left the house, and the arrangements must have been made before that?—I suppose so.

22395. Well, those arrangements must have been complete before you left the house. Did you ask Hawkins that morning what sort of persons the two gentlemen were who had come in?—I think I did.

22396. I suppose you had recognised by the description that the tall man who had been with you the night before was one of them?—Yes.

22397. Did you ask about the second man—what his description was?—I saw both the men.

22398. When did you see them?—When they came in.

22399. Did you see them coming in?—I did.

22400. Where were you standing at the time?—In the front parlour.

22401. With the three men?—No; there were no three men there. Hawkins must make a mistake about them.

22402. Did the two gentlemen you speak of come into the house before them?—They were the first.

22403. You were standing in the front parlour at that time?—Yes.

22404. You can tell us beyond all dispute, I presume, that at that time there was no gas lighted in the front parlour?—To the best of my recollection there was not.

22405. And were the shutters open?—The shutters are never closed. There is a Venetian blind.

22406. Was it down?—No, it was eight o'clock.

22407. Was it after eight then?—It might be.

22408. Were Donaldson and Nolan gone at that time?—Yes.

22409. When you were standing in the front parlour did the two gentlemen come and knock at the hall door?—No.

22410. Was it open?—Yes, and the carman was standing in the porch.

22411. In the hall do you mean?—It was either Hawkins or him.

22412. Did you say that the cross door was kept shut?—It might be open, and that Donaldson and Nolan had not come from the kitchen, and the carman might be waiting for them.

22413. Was the carman waiting for them or for you?—I am not positive that they had gone out.

22414. Was the hall door open?—Yes.

22415. There was no knocking to get in?—No.

22416. And these two gentlemen walked into the hall?—Yes, and came into the parlour where I was standing, just as I was leaving.

22417. Was the tall man dressed in the same way as he had been the night before?—Yes. He was.

22418. Was he dressed all in black?—All in black. It was more of a body coat that he had on than a frock coat.

22419. Was it a morning coat?—Yes, I think it was. I don't think it was a frock coat, but it was a black coat.

22420. Were his clothes altogether black?—Yes.

22421. Had he a black hat?—I think so. It was a black hat.

22422. Had he anything in his hand?—He might have some small parcel, but I could not be positive as to that.

22423. Had he any courier bag?—No.

22424. Had he a small bag in his hand?—No.

22425. Or a small parcel?—He might have a small parcel without me taking notice to it.

22426. To the best of your recollection had he any parcel in his hand?—I could not swear.

22427. The second man, you said, was lower?—Yes.

22428. And broader?—Yes.

22429. What was he like?—He wore a brown coat, something similar to mine, and a muffler.

22430. How was he dressed?—A woollen muffler.

22431. Red or black?—It was dark-coloured.

22432. Was there anything else peculiar about his dress?—I think he had a low-crowned hat.

22433. Was it black?—I think so.

22434. Did he take the muffler off while in the room with you?—No; not while I was in the room.

22435. Hawkins said he had a quantity of beard under his chin?—It was his side face only I saw, and I saw he had whiskers.

22436. Did he allow the hair to grow underneath the chin?—I should say so.

22437. Had he a beard?—I think so.

22438. Had he hair all over?—I don't know. I saw his side face as he was passing.

22439. What colour was his hair?—Sandy.

22440. Had he anything in his hand?—Not that I know of.

22441. I suppose the brown coat you spoke of was an outside coat?—It was.

22442. Would you say from his appearance that he had come further than the other man?—That I could not say.

22443. The other gentleman had no muffling on at all?—No.

22444. Yet they both walked in together?—Yes, they both walked in.

22445. Would you say from that, that the man with the black clothes, lightly clad, had not come very far?—I don't know anything about it, or what distance he came from.

22446. Or that he was hardier than the other?—I suppose so.

22447. How long were you in the room after they came?—When they walked in I walked out.

22448. Did they not say anything to you?—They said, "Good morning," or something like that. The short gentleman did not speak at all.

22449. But when you saw the other man you recognised him at once?—Yes.

22450. Did you close the door after you when you went out?—I am not positive. I would not say I did, or I did not.

22451. Did you go out after that, or go down stairs?—I went down stairs.

22452. Had you had your breakfast at that time?—I think so.

22453. Are you certain?—I am not.

22454. Had Nolan and Donaldson had their breakfasts?—They had.

22455. Did they breakfast before you?—Yes, they were a short time before me.

22456. I suppose you waited for your wife to come down, after settling the rooms, before you had your breakfast?—Yes. I let them have theirs first, as Nolan, I believe, had to be away at eight o'clock, sharp.

22457. Where does Daniel Wilson Nolan live?—In Bray.

22458. Has he relatives living in Dublin?—I understand his father is a solicitor in Dublin.

22459. Where does he live?—I don't know.

22460. Did you ever see Nolan and Foster together?—Never.

22461. Do you know whether or not they knew each other?—I do not know.

22462. When you were telling Nolan and Donaldson of the queer arrangement about letting the room for the day, do you remember did Nolan say anything to you when he heard it? I believe you told him that Foster had come and taken the room?—I did not tell him that Foster had taken the room.

22463. Did you not mention Foster's name?—I don't think I did.

SIXTEENTH DAY.

December 16.

James Forrest.

22464. Are you certain?—I am almost certain.

22465. Did Nolan appear to know of it?—No. I told him it was a committee-room.

22466. For the county election?—I don't know whether I told that or not.

22467. Did he see the placards?—He might have seen them.

22468. They were there for the county election, on the day of the city election to be close to Green-street, when the election for the county was at Kilmainham?—He passed no remarks about it.

22469. Did he look upon it as perfectly natural?—He passed no remark that I am aware of, or recollect.

22470. At the time you left the two gentlemen in the front parlour had the press been brought from the back parlour?—No.

22471. I need not ask you then was the panel broken?—No.

22472. About how long were you in your own house below stairs, after the men came in?—It might be a quarter of an hour.

22473. Or half an hour?—I don't believe I was half an hour.

22474. Did you know that the three other men had come into the house before you left?—No, except Hawkins might have told me, but I do not recollect.

22475. You don't remember hearing that they did?—No, but it is probable they did.

22476. I suppose when you were passing out both doors were closed?—They were.

22477. Is there a knocker on the door?—There is.

22478. Had you heard knocking at the door before you passed out?—I might. It is nothing unusual to hear it. I could not swear I heard it.

22479. Do you believe you did?—I might have heard it, but I could not swear it.

22480. I do not ask you to swear it as a matter of fact, but can you form an opinion as to whether you did or not?—I cannot call it to memory.

22481. Tell us about what hour you left the house?—It was from a quarter to half past eight.

22482. Did Hawkins tell you that Foster had been there before you left the house?—He did not.

22483. Did he speak to you at all before you left the house about the arrangements?—When going out I don't recollect seeing George Hawkins. I don't recollect seeing him at all. He might have been there, but I cannot recollect.

22484. Had he got his breakfast before you went out?—I don't know.

22485. Perhaps he was at breakfast in a nook in the hall?—I would have taken notice to that.

22486. Did you give him instructions that he was not to leave the hall all day?—Not about leaving the hall, but that he was to take care of the place.

22487. Mr. TANDY.—Did you suggest that his breakfast was to be sent up to him?—I did not know of that until I heard it to-day.

22488. Mr. LAW.—I suppose you told Mrs. Forrest to have an eye out too?—No. I know she would be a very bad one to have an eye out.

22489. She appeared to do her part well and to keep below?—I don't know what you mean by doing her part.

22490. She kept down stairs?—I don't know anything about that.

22491. And to give Hawkins his breakfast in the hall, which was a good idea?—I never knew of that until I heard it to-day.

22492. Of course the fire was lighted in the front parlour before you left?—I suppose it was. I was in the kitchen when she came down from doing so.

22493. Had Mr. Nolan and Mr. Donaldson been gone at that time?—Yes.

22494. Then it was after that you had your breakfast?—Yes.

22495. When you deposited Harold at Green-street where did you go? Some one in Green-street being aware I had a car, asked me to leave some men who had voted in Abbey-street.

22496. Did you?—I did, and I did not get the car for a couple of hours afterwards.

22497. You did not go with them?—No.

22498. Where did they want to go?—I don't know, but they were going back to their work.

22499. Who asked you for the car?—Some one in Green-street.

22500. You must have known who asked you?—I don't recollect.

22501. Do you say you do not know who asked you?—I do not. I saw a great many faces that I knew.

22502. Tell us some of them. You know them well enough?—I really could not say who I saw in particular, I saw so many faces.

22503. Then it is all the easier to tell some of them. Did you see Mr. Foster?—During the day I saw him there.

22504. Did you in the morning?—I don't think I saw him in the morning. I saw him, I think, about two or three o'clock.

22505. Did you not see him about the steps when you went there in the morning?—I am not positive about seeing him.

22506. Did you see Campbell there?—I did.

22507. Do you think it was Campbell who asked you to send the car full of people to Abbey-street?—No.

22508. Who was it then?—I cannot bring to my recollection now the party who asked me.

22509. Was it Nolan?—No.

22510. Did you see Nolan there?—I did. I saw him in the hall at the back of this court. I saw Donaldson who was with Nolan and speaking to him inside the booth.

22511. What was he doing?—Chatting to Nolan.

22512. Was he doing any work about the election?—No.

22513. What was he doing there?—Mr. Nolan and he were great friends.

22514. Was he helping Nolan?—No, he was not.

22515. He was not getting legal advice from Nolan under the circumstances?—I don't know. They were chatting.

22516. Did you see Nolan at any other time?—Any time I went to Green-street I saw him in the booth, as he was stationed there.

22517. Did you see Donaldson more than once?—I met him in Capel-street in the course of the day.

22518. Whereabouts?—Opposite Edmondson's.

22519. Was there a committee-room there?—Not that I know of.

22520. Was there a committee-room anywhere in Capel-street?—I believe there was in No. 102.

22521. After you got the car back you went off, I suppose, on another expedition for somebody else?—I went off then to pay some money.

22522. To pay money?—Yes.

22523. To whom?—A widow who lives in Summer-hill, whose husband had died a few days previously. I am the secretary of a Friendly Tontine Society, and it was my duty to pay her the money on the occasion of her husband's death.

22524. What society is that?—It is called the "Friendly Union Society."

22525. Are there many members in it?—Very few.

22526. How many?—Nineteen at present.

22527. I suppose there were not many more at that time?—There may have been five or six more.

22528. Have you a list of the members?—Yes.

22529. Were any of them freemen?—There may or may not. I don't know now.

22530. Will you be good enough to-morrow to let us see a list of the members?—Yes, I will.

22531. And also let us see a list of the Loan Society members in Eustace-street?—That I could not do.

22532. Who is the secretary?—Mr. M'Dowell. There are upwards of 150 members.

22533. What is Mr. M'Dowell?—I don't know anything more about him than that he is the secretary.

22534. You know, I presume, what his trade is?—I believe he is a cooper.

22535. Where is his place of business?—I don't know where he works, nor do I know where he lives. I think it is about this neighbourhood somewhere.

22536. What is his Christian name—you must have seen his signature often?—I am not certain of his Christian name.

22537. What number is this loan office in Eustace-street?—Nos. 12 and 13.

22538. I suppose that is where he looks after the business of the society?—He is there every Tuesday night.

22539. What were you doing during the two hours while the people had gone away with your car?—I think I called home at Capel-street, and I was going about seeing how the election was going on.

22540. In the different wards?—No, in the different booths in Green-street.

22541. Were you lending a hand assisting the people to their different booths?—No.

22542. It was merely curiosity, then?—Nothing more.

22543. How long did you remain in the house when you went in?—A quarter of an hour, I suppose.

22544. You went down stairs?—I went down, and had a bottle of stout and something to eat.

22545. Did you understand from Hawkins that many people had come in before that?—Yes, it is probable he told me.

22546. Did he tell you of the row, or the orders that he had got about letting no one in but those who had tickets?—He did not.

22547. When did you first hear that?—I think it was the next day when a party came about some ticket.

22548. Was it that evening?—It may have been that evening. I am not sure which. I know the party came the next day.

22549. Did you not hear of the tickets that day?—Not that day.

22550. Nor until Hawkins showed the ticket in the evening?—I don't think he showed it to me. He had not it in the evening when I came in.

22551. He had had it, and somebody got it back?—I think so.

22552. After being in the house a quarter of an hour you went out again?—Yes.

22553. Where did you find the car?—I told the carman to be in a certain portion of Green-street, and I would be sure to find him.

22554. You said that he had been away for two hours?—Yes.

22555. Did you think you would find him again?—I was inclined to think I would not.

22556. You told him to come and stay at a certain point?—Yes.

22557. Where did you tell him to meet you?—Somewhere in Green-street.

22558. That is very vague?—It was opposite some of the houses.

22559. Which of the houses was it?—I could not tell. I think it was somewhere near the chapel.

22560. Was it there you did find him?—It was.

22561. Did you find him when you went back?—Yes.

22562. Where did you go then?—To Summer-hill.

22563. With the money for the widow?—Yes.

22564. Who was the widow?—Mrs. M'Carthy.

22565. Mr. TANDY.—Why did you tell the carman to stop at that place instead of going to your own house, which was so close at hand?—He had left me in Green-street, and I expected he would be only a short time away.

22566. You did not think you would be going back to your own house?—No.

22567. Mr. LAW.—You were out for the day?—Yes, for a sort of a holiday.

22568. Was not Green-street rather an uncomfortable place to stop in?—No. Green-street was very quiet up to the evening.

22569. Were there not many in it?—There were, but they were very peaceable.

22570. With whom did you spend your time in Green-street before going home?—No one in particular, but I went to see what was going on.

22571. Did you speak to Nolan?—Yes.

22572. Did you speak to Donaldson?—Yes.

22573. How long were you with them?—I might have stopped a quarter of an hour.

22574. Were you talking to anyone else the second time you came there?—I might have been.

22575. Were you talking to Campbell?—No, I had not more than "how do you do" with him, or something like that.

22576. You had that much?—Yes.

22577. Did you see Foster on that occasion?—I don't think I saw him in the morning. I saw him about two o'clock.

22578. What did he say?—He did not speak to me.

22579. He did not come to ask how your tenants were going on?—No.

22580. Nor tell you he had been down?—No.

22581. Who were with Nolan and Donaldson when you were waiting in Green-street. Did you see many people vote?—Yes, I did from one booth to another.

22582. Whom did you see?—I saw Mr. Vance's brother for one.

22583. Did you not lend a hand in showing any one where his letter or his card would direct him to vote?—I may have done so if I were asked the question.

22584 Did you not make yourself a little bit useful when you had nothing else to do?—No, I did not. If anybody asked the question I would show them, and many did ask.

22585. Are you a freeman?—I am.

22586. And I presume you voted for Guinness and Plunkett?—I did.

22587. Whilst you were thus waiting did you not bear a hand, and show the freemen to their proper booths?—I did not. I did not take that active part in it.

22588. Be good enough to bring in the morning the list of the members of that society of which you are secretary?—I will.

22589. Mr. TANDY.—Were you in Halston-street as well as in Green-street on the day of the election?—Yes.

22590. Mr LAW.—When you say Green-street, do you mean also the other?—Yes, all round the court.

22591. Were you in the Temperance Hall?—Not in the morning.

22592. Mr. TANDY.—Were you principally in Halston-street or in Green-street?—I could not say. I was as much in one as in the other.

22593. In which street did you appoint to meet the car?—In Halston-street.

22594. Mr. LAW.—Not in Green-street?—No.

22595. What end of Halston-street was it?—Towards Carton's yard.

22596. Was it along the dead wall?—Not so far down.

22597. Opposite what house were you to meet it?—I think it is the chapel or convent.

(Adjourned).

SEVENTEENTH DAY.

SEVENTEENTH DAY.

December 17.

James Forrest.

FRIDAY, DECEMBER 17, 1869.

James Forrest further examined.

22598. Mr. LAW.—You have the book of the Benefit Society?—Yes.

22599. What is it called?—"The Friendly Protestant Benefit Society," but I am not sure. (*The witness handed in the book.*) The minutes of the meeting are at the end of the large book, and the payments are at the end of the other.

22600. I have here the minutes of the quarterly meetings, the list of members, and the treasurer's book?—Yes.

22601. Where do you keep your bank account?—We do not bank.

22602. Whose book do you say is this?—The stewards.

22603. The name of the society is "The Protestant Friendly Union Society"? What is the business of the steward?—To check the money received, and sign the book at each weekly meeting.

22604. There are three officers, the secretary, treasurer, and steward?—There are supposed to be two stewards in attendance every night, but only one attends; the salary is small.

22605. He enters the names of the attendants?—No, those who pay. It might happen that a member was there who did not pay, his name is not in. He pays to the steward.

22606. When the steward receives the money does he pay the treasurer?—I pay the treasurer as a rule, the present treasurer is there every night.

22607. From this list it would appear that there are some of the members off?—At the commencement of the year, there were twenty-six, now but nineteen.

22608. In this year's list?—And last year's too.

22609. There were more members last year?—Yes, thirty-five.

22610. Their names do not appear in this book at all?—They do, you have them there.

22611. How many years has your society been in existence?—It is a reformation of the old society, this society has been in existence only four or five years.

22612. What was the name before?—"The Friendly Brother Society," a very old society that decreased and decreased, and was reformed.

22613. Where do you meet?—In the Wesleyan Methodist's house, South Great George's-street.

22614. Is the Old Protestant Freemen Society in existence which used to exist in Ross-lane?—I never knew anything about that.

22615. What was the name of your society before its re-formation?—The "Friendly Brothers' Society," or "Friendly Brothers' Protestant Society."

22616. I suppose it is confined to Protestants?—It is.

22617. You were telling us last night of your driving out on a car and bringing in a person named Harold?—Yes.

22618. Were you upon any of the committees?—No. My time is so much taken up at home, and I work so hard myself, that if I were inclined I could not attend to any of those meetings.

22619. Had you any list for canvassing?—No.

22620. I suppose you did canvass as a friend?—Except amongst some I knew; and any I did not know it was not necessary for me to canvass them, as they were of the same opinion as myself.

22621. I suppose that the members of your society were all pretty well agreed?—I never heard a dissentient voice; there may have been, but it was not likely.

22622. When the election approached, I presume it was talked of?—I am not aware of anything particular.

22623. I do not mean a formal resolution, but was it not discussed a week or ten days before? Do you not meet oftener than quarterly?—Every Monday night, but there are never more than four or five present upon a Monday night.

22624. Monday, the 16th, there was a meeting of a few that night?—Yes.

22625. Were you present?—I do not think I have been one night absent these two years but one—since I have been steward I think I have been only one night absent.

22626. You have been obliged to attend?—Yes, these eighteen months.

22627. Were any of the members of the society employed in canvassing?—Not that I am aware of.

22628. Are the members chiefly people in business?—Yes, they are. Some are law-clerks, some shopkeepers, and persons like that.

22629. You were about an hour, I understand from you, waiting for your car to return?—About that.

22630. Thinking over the matter since, can you tell us who it was that asked you for your car?—I cannot; it was some one of the numerous canvassers about Halston-street, but I cannot fix upon the party.

22631. He was not a common canvasser, was he a leading person?—If he was a leading person I would remember it.

22632. Was it Campbell?—I am certain it was not.

22633. Was it Beckett?—I do not know him.

22634. There is a person of that name in your society, a weaver?—Up to the end of last year—he was a foreman of Mr. Atkinson's, College-green.

22635. Was he there?—Not that I saw.

22636. Where did you understand that the car was going?—To Abbey-street to leave men after voting, at their places of business.

22637. Then it was not to bring voters up?—No.

22638. When you found the car, nearly two hours had elapsed?—It may not have been.

22639. At all events it was an hour?—Certainly that.

22640. I suppose you asked the carman what they were doing?—When going to Abbey-street they made him, he said, go to another part of the city.

22641. In what direction?—I cannot tell.

22642. Did he say they made him go for other voters?—He did not say that. He said when he drove them to Abbey-street, he left some in Abbey-street, and went to another part of the city with the rest.

22643. Did you not understand from him where he left them?—I did not.

22644. Did you gather what Abbey-street it was?—No.

22645. When asked to take the people to Abbey-street, can you tell which of the Abbey-streets it was?—Abbey-street was all that was said.

22646. Then you had no idea where it was going?—No.

22647. While the car was away, you remained in Green-street or Halston-street, waiting for it to come back?—Yes.

22648. You saw Donaldson and Nolan?—I could not avoid seeing Nolan. Coming into the hall in Halston-street, his booth was there.

22649. He was the inspector of that booth. Do you know what booth that was?—It was right as you come in upon the front door—the square hall, as you come in.

22650. Was Donaldson with him?—I saw him once sitting beside him.

22651. Did you speak to any of the freemen?—Very probably I did.

22652. About their vote?—No.

22653. Did any of them apply to you when they found difficulty in obtaining information as to where they should vote?—No.

22654. Did they never ask to be informed as to where they would get anything for their vote?—No.

22655. Was anything said to you that morning by anyone as to making any payment or acknowledgment for a vote?—What do you say, sir?

22656. *Question repeated. Answer.*—No, sir.

22657. Did you hear anything said about payment?—I did not.

22658. Or any kind of acknowledgment?—I did not.

22659. Did you notice the gentleman who ranged up and down with the glass in his eye?—No; nothing but what I read in the paper—the description that I read there.

22660. You did not see that party that day—you saw nobody that attracted your attention?—Nothing particular.

22661. You could hardly have avoided seeing him; no one at least who wanted to see him could avoid it?—Perhaps those parties wanted to see him; I did not want to see him.

22662. Did you see anyone walking up and down by the wall with a glass in his eye? Did you notice any such person?—I did not.

22663. Where was Campbell chiefly that day?—Running about with a card in his hand, very busy—flying about, very busy.

22664. Collecting voters?—Yes.

22665. Had you known him long?—Yes.

22666. I believe he was a very active man about elections, municipal or otherwise, for many years?—Yes.

22667. I suppose you knew he was an inspector of freemen?—Yes; I suppose he was, but I thought Byrne was the inspector.

22668. He may have been the superior inspector. You have been in the habit of doing a good deal of printing for the society in the ward in which Campbell was?—For the Rotundo ward, but for a couple of years I have not done anything.

22669. That brought you in contact with Campbell?—Yes.

22670. Did you do printing for any of the other wards?—No. I did not.

22671. Did you never do printing at the municipal elections, for any other ward, except the Rotundo?—I did some for the Mountjoy ward, it was very trifling.

22672. Who gave you the order for that?—It was Mr. Hodson gave me the order.

22673. Did Campbell see after it in any way?—No, it was Mr. Hodson's own work.

22674. Was it in respect to the municipal elections?—It was.

22675. Did Mr. Hodson look after municipal as well as parliamentary elections?—I don't know that. Mr. Hodson gave me the order, and he paid me.

22676. How much were you paid for printing the hand-bills we spoke of yesterday?—I was paid £2 16*s.* altogether.

22677. Who paid you that?—Mr. Foster.

22678. When did he pay you?—He paid me a few days after the election, as well as I recollect.

22679. How long after the election was it that he paid you—was it a week?—I think it was within a week, but I am not positive.

22680. Where were you paid it?—It was in his own place it was paid.

22681. Did you go up to his place to him for it, or did he send for you?—I am not positive, but I think I did go to his place for it.

22682. In the evening?—I can't say that.

22683. Do not you know it must have been in the evening?—I am not positive.

22684. Do not you believe that Mr. Foster was engaged all day in the Registry office until the evening?—I do believe he was. I did not know anything until the trial of the petition—as a rule it would be the evening when I went up to him.

22685. Was it in the evening when you went to get paid the £2 16*s.*?—Very probably it was.

22686. Was anyone with him when you saw him on that occasion?—No.

22687. No one?—No.

22688. Did you go up alone?—I did.

22689. Did you give him a receipt for the money?—I brought up my bill in the usual way, I handed it to him, and he gave me the money.

22690. When you gave him the hand-bills on Tuesday evening, did he take them all away with him?—He did.

22691. He left you two or three, did not he?—No, he brought them back.

22692. You gave them to him on the first occasion?—I did, and he brought them back in the evening.

22693. In the meantime had persons called?—I think Mr. Foster left them all with me. I won't be positive. I didn't reckon them, but I think he did.

22694. Substantially, I suppose, he did?—Yes.

22695. You know Watkins, I suppose?—I never saw him in my life, until I saw him examined at the petition as a witness.

22696. I thought, as he was so long connected with matters of this kind, you would know him?—No.

22697. Did you know any of the three men that were in your front parlour that day?—No.

22698. Did you ever understand from either Mrs. Forrest or Hawkins, how many were in the front room on the day of the election?—The first intimation I got of the matter was in the evening, when Hawkins told me of the three that were in the front, and of the two persons in the back room.

22699. Did he ever mention a fourth man as having been in the front room?—Never.

22700. When did you hear of a fourth man?—When I saw it in the papers.

22701. At this present inquiry?—Yes, at this present inquiry.

22702. You never heard of a fourth man having been in the front room before that?—Never.

22703. You told us yesterday that you did hear from some one in the house that a man came with a ticket and left it with Hawkins for an hour or so?—Yes.

22704. When did you hear that?—I heard it in the evening, and that the same person came next day.

22705. Did you see that person?—I didn't.

22706. Whom did he apply to when he came?—I think it was my little daughter opened the door for him.

22707. Did you hear what passed when he came?—I heard that he presented her with the ticket.

22708. Did he leave it with her?—Hawkins saw him the next day. I was out myself a good deal on that day.

22709. What were you doing out the next day?—On the evening of the election I was in George's-street; there was a young man there with a sword, which he was swinging about in every direction, and saying he was brandishing it for the sake of Ireland. The police came in, and I charged him. I was engaged the next morning in the police court.

22710. Where did this take place?—In Great George's-street.

22711. Where, was it in the street or in a house?—It was in a house.

22712. In what house?—In Picker's public-house. There was great uncertainty about the poll at the time. I was anxious to know the result, and I was waiting to know from the committee-rooms what was the exact state of the poll.

22713. How did you expect to know it—was there a committee-room in the public-house?—No, but Pim and Guinness's committee-rooms were in Dame-street,

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and I was waiting until the time came to go over there.

22714. Were there a great many people in Picker's public-house at the time?—The house was taken possession of for a short time by the mob—that was the occasion I speak of; this party formed one of the mob that rushed in and took possession of the house.

22715. How long were you in Picker's?—I was only a couple of minutes in the house.

22716. Did you then go to the committee-rooms?—I went to the committee-rooms, and then I went to George's-street.

22717. What took you to Picker's?—I went in to have a drink, and to wait until I heard something decisive about the poll. There was a great crowd when I went in; the house had been taken possession of before I went in; at the same time I saw the inspector and a great quantity of police come in.

22718. You had nothing to do about this matter of the sword except as a witness?—No, but it kept me the whole day in the police-court.

22719. Did you hear when you got home of somebody having come with a ticket that day, and presented it?—I did.

22720. Do you remember who told of it?—I think it was Hawkins told of it the next day. He told me something of it.

22721. What did Hawkins say to you about it?—He said that a man called to know if the gentlemen were there. I can't be quite positive of what he told about it.

22722. What did Hawkins tell the man when he called?—He told him that they were gone.

22723. I suppose Hawkins told you also that that man had called the day before, after four o'clock, and that he gave him the same answer?—I think so.

22724. Did he tell you that the ticket had been left on the second day, Thursday, for some time?—He did, to the best of my recollection.

22725. Did he tell you whether it had been the same man that had been there the day before?—I can't say.

22726. How soon after the election did you see Mr. Foster?—Within a week certainly.

22727. Did you see him before you were paid your account?—I think not—I am not positive—but I think not.

22728. Have you any recollection of being in his house between the day of the election and the time you went to be paid?—I think not. On the first occasion I went to his place I went with my account, and also to speak to him about the panel of the door.

22729. Did you on that occasion speak to him about the panel of the door?—I did.

22730. Did he say anything to you when you spoke to him about the panel of the door?—He put it off with a laugh, and said he would make it all right.

22731. Up to this time the door had not been repaired?—No, nor for three weeks after the election.

22732. Was it a fortnight after you spoke to him about it that the door was made all right?—It was fully.

22733. When next did you go to Mr. Foster's place?—I went again in a week after.

22734. Did you speak to him about anything on that occasion?—I did; I said it was a very great hardship if I had to get the panel in; that it wasn't a very nice thing to see there.

22735. Did you make any complaint to him—of course at this time you had no doubt of what had taken place in your house?—I mentioned the matter to him.

22736. Did you mention it to him on the first occasion that you went to his house?—I did, I think.

22737. Are you certain you did?—It is very probable I did.

22738. Hawkins made such a report to you as to make you understand what had taken place?—Yes.

22739. Did you complain to Foster of the use made of your rooms?—Yes.

22740. What did he say?—He said it was all humbug, and that no such thing at all took place.

22741. Did you ask Foster who were the persons he put in the rooms?—I think I did; I am not positive.

22742. What did he say?—He made no answer to me. That's the impression on my mind. I am not positive, but I think he didn't answer me.

22743. Did you regard the use made of your room on the day of the election, as to a certain extent a deceit practised on you?—I did; and it is a very serious injury to me ever since.

22744. Were you annoyed at it?—I was very much annoyed at it.

22745. And did you complain of it the first time you saw Foster?—I did.

22746. Did you insist on knowing who were the parties that so used your rooms?—I did not.

22747. And why did not you insist on knowing who they were?—I can't give any reason.

22748. Oh, a man like you must have had a reason for not so insisting; you are alive to your interests and to your business, and position—tell us what you stated to Mr. Foster when you complained of this deception that had been practised on you?—He put it off with a laugh, and said it was all a humbug.

22749. You did not think it was a humbug?—No; I did not.

22750. You felt that you were injured by what had taken place?—Yes; I did.

22751. Did you then, when he tried to put it off with a laugh, join in treating it in that light way?—No, I didn't.

22752. You regarded it as a serious matter?—Yes.

22753. When you complained of the use that had been made of your rooms, can you tell us what you said to him? Did you tell him it was no laughing matter?—I told him no such thing.

22754. Did you insist on having a serious answer?—I did not insist on any answer.

22755. You considered that you had been injured and deceived. You stated here that you had been injured, and that it was a serious matter with you?—It was.

22756. A person of your intelligence had a right to expect an answer, and I can scarcely believe that you would without some good reason have failed to require the names of those who had been practising this deceit on you—you do not look like a man who would be put off with a laugh, I would rather imagine you are a person who would have an answer?—I don't know that.

22757. When he laughed and said it was all humbug, what did you say?—I said it was a very unpleasant affair to take place, and that it would injure me very much if the matter became public.

22758. What did he say to that?—He said it would be all right, or something like that.

22759. You did ask him for the names of the persons that had practised what you say you considered a deceit on you?—My impression is that I did.

22760. Have you any doubt that you did—don't you believe that you did?—I believe I did.

22761. That is your recollection?—Yes.

22762. When you asked for the names of those persons, what did he say?—My recollection and my belief is that he didn't answer me the question I asked him.

22763. Did you then repeat the question?—I believe I didn't.

22764. Did you on any other occasion ask him who the parties were?—I did not.

22765. Mr. Foster was in this country up to the time of the election petition coming on for trial before the Judge, you are aware of that?—I was not until I heard it here.

22766. At all events you heard it sworn by his friends?—Yes.

22767. How often did you see him in the interval?—I hadn't seen him for some time before the trial.

22768. You saw him some time in December?—I saw him about the 1st December, I think.

22769. From that time you had been twice with him?—Yes.

22770. You went to him a second time to complain of the panel of the door?—Yes.

22771. Did you on the occasion of your second visit to him also complain again of the panel?—I think the panel was done by the 1st December, that would be about the time that either he came to me, or I went to him?—whether he came to me or I dropped into him I can't say.

22772. You had complained twice to him about the panel before the repairs were done?—Yes, the repairs were done about three weeks after the election.

22773. On the second occasion that you spoke about the panel, did you speak again about these people who had been making such a very unpleasant use of your rooms?—I did not.

22774. Did you on any subsequent occasion speak of them?—No, to the best of my recollection.

22775. Were you satisfied when he laughed at your question, and did you forbear to push the matter any further?—I thought the less I said about the matter the better.

22776. To him?—No, about the matter altogether.

22777. I am speaking of your conversation with him. You knew that he must have seen that you were aware of what had taken place?—I don't know that, he didn't seem to pretend that he did. He seemed to wish to impress me with the belief that he didn't know it.

22778. That was too absurd, it was your time to laugh then?—That was the impression he made on me.

22779. What did you do then, did you laugh at him in turn?—No, I did not.

22780. Did you say to to him, "Give me the names of those who made use of my rooms in this way, or I shall expose you"?—I did not.

22781. I suppose you would not disclose anything about Mr. Foster?—I would, if I was aware of it.

22782. Were not you aware of the part he took in the matter?—I was.

22783. You did know his complicity in it?—I did, I stated so at the trial.

22784. Did you insist at all on knowing who these persons were?—I didn't.

22785. Did you deliberately refrain from asking who the persons occupying your rooms were?—I did not.

22786. Why then did not you ask who they were?—I did ask who they were.

22787. Why did not you put the question a second time, as I am sure you would do, if you wanted to get the information?—I can't give you any reason for not doing so.

22788. Did he refuse to give you the names?—He did not.

22789. Did you ever inquire from any other people as to who these persons were?—No, except from Hawkins.

22790. He knew less than you about them?—He knew as much as I did.

22791. You had seen them oftener than he did, I presume—had you made inquiries from anyone else but Hawkins as to who these persons were?—No.

22792. Had you never had any conversation with other people about this occurrence in your house?—Everyone was humbugging me about it, and asking me who these people were.

22793. Did anyone ask you that before the trial?—No, not until after the trial.

22794. Did people begin to humbug you about it before the trial?—No. I knew nothing of it until a few days before the trial.

22795. You kept it very quiet, except speaking of it to Foster, you did not mention it until the time of the trial?—I didn't.

22796. Did you avoid speaking of it until the time of the trial?—When I got the subpœna I brought it to Mr. White and Mr. Williamson—they were together at the time.

22797. Was that in the office in Abbey-street?—Yes.

22798. Were Mr. White and Mr. Williamson there?—Yes.

22799. Who else was in the office at the time?—There were clerks passing to and fro in the office.

22800. Who took down your evidence?—No one took it down as far as I saw.

22801. You made a statement to Mr. White and Mr. Williamson?—I told them what I am after telling you now. I told them all I knew about it.

22802. Was your evidence taken down by anyone?—I don't know.

22803. Did you see anyone writing in the office?—There was a clerk there.

22804. You knew that persons who got subpœnas would go to the office in Abbey-street to give information for the use of the trial—that was, I presume, what took you there?—It was, but whether what I stated was taken down or not I can't say.

22805. You were not watching the person taking it down?—No.

22806. Was there more than one clerk writing down your information?—I don't know that there was a clerk at all taken it down.

22807. Besides Mr. Williamson and Mr. White, who were present when you were telling this matter—was there any clerks sitting at the table near them?—I can't say.

22808. Was there any one present but Mr. Williamson and Mr. White?—I don't think there was, except the clerks passing. I am not positive.

22809. How long were you with them?—Not more than a quarter of an hour, if so much.

22810. Did they ask about who these strange men were?—I think they did.

22811. What did you tell them?—That I didn't know.

22812. Did they ask you if you thought you could find out who they were?—I am not positive that they did. I can't say.

22813. Did they tell you whether they knew anything about who these persons were?—No, they did not.

22814. Or that they thought they knew?—No.

22815. Did they seem to know anything about it?—No; they rather seemed anxious to get information about it.

22816. Do you know the time you went to them—was it some time before the trial of the petition?—It was three or four days before the trial, I think.

22817. The petition came on for trial on the 23rd January—was it after the bill of particulars, as it is known by, was delivered, that you went to Mr. Williamson and Mr. White?—I don't know or understand what that was.

22818. From whom had you received the subpœna?—Mr. Fitzgerald.

22819. When did you get it?—I can't exactly say.

22820. Had you had it in your possession a week, or ten days, or a month?—About a week, I think.

22821. The petition was filed on the 15th December, that was more than a month before the trial, I suppose you hadn't got it then?—I think I had, but I am not certain.

22822. Tell us within a few days, we do not expect you to be exact to the day, had you got the subpœna a week or ten days before the trial?—I had got it about a week. I had it certainly a Sunday before it.

22823. I shall tell you the dates exactly, and that may help you—the trial began on Saturday, the 23rd January, then you say you had the subpœna in your

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possession a Sunday before that?—I don't think I had.

22824. You probably got it on Monday?—I don't know. I know I had it in my possession on a Sunday; I am sure of that.

22825. Then you must have had it on Sunday, the 17th?—I had it on a Sunday, I know. A very remarkable thing occurred on that Sunday, and that is the reason I knew I had it. There was a man outside my door on that day, and wherever I went he accompanied me very kindly.

22826. This was before the trial?—Yes, it impressed itself on my mind. He was watching me wherever I went to, and he very kindly accompanied me.

22827. I suppose you got the subpœna on the Saturday, the 16th—did you go to Mr. Fitzgerald?—No, I didn't go near him at all.

22828. Can you now tell us, with these dates before you—I suppose you got the subpœna on Saturday, the 16th—the trial was on the following Saturday—when did you go to Mr. Williamson or Mr. White?—It might be in three or four days after.

22829. Did they tell you that they had a number of people coming to them, who had got subpœnas?—No.

22830. Did they tell you that they had a number of people coming to them who gave information that they had received bribes?—No.

22831. Did not they tell you that they had a number of persons coming to them who had been subpœnaed by Mr. Fitzgerald, and who came to their office and admitted that they got bribes?—No, they didn't give me any information.

22832. You went to them voluntarily?—I did.

22833. Had not they sent for you?—No.

22834. Did your boy Hawkins go to them?—I don't know.

22835. Did he go to them after or before you?—I don't know whether he went at all or not.

22836. Did Mrs. Forrest go to Mr. White's office?—She did not; she didn't get a subpœna until the trial was going on.

22837. When did Hawkins get the subpœna—was it at the same time as you he got it?—No, he did not get it until the trial was going on—at least I think so.

22838. That's your recollection?—Yes.

22839. Did you ever see either of the persons who so made use of your back room, after they left?—I did not.

22840. I suppose Hawkins told you that he met one of them in the street about a month ago?—Yes; when he came in he said he met in Charles-street one of the tall gentlemen that were in the back parlour in Capel street.

22841. Did he say he recognised him?—He made just the same statement that he made here yesterday.

22842. And that the gentleman smiled at him?—Yes.

22843. Did he say whether there was anybody with this gentleman?—Yes, he said there was another gentleman with him.

22844. Did you ask him had he any notion who the gentleman was that was walking with him?—No.

22845. Did you say anything to him?—I said it was a most extraordinary thing that, being in town so often I didn't see either of them—that I never saw anybody like this man, and that it was wonderful that, though knocking about town so much every day, I never met him.

22846. Do you know a man named Robinson who has a loan office somewhere in town?—Who was alluded to at the trial?

22847. I believe so?—I don't know him.

22848. Do you know James Copeland who was examined at the trial?—I do not.

22849. Do you know anything of the Captain Pim whose name was mentioned here?—I do not.

22850. Do you know anyone that went under that name?—I do not.

22851. Do you know anything of a person that went under the name of James Edwards, jun.?—No.

22852. Did you ever print cards for Mr. Foster?—No, except those that were alluded to yesterday.

22853. I mean visiting cards?—I did not—it is not in my way.

22854. Mr. TANDY.—For business connected with the election, I believe you were always paid by some particular agent?—I don't know. I was paid by Mr. Meredith and Mr. Beatty.

22855. For all business connected with the election is it not the general rule that there is some particular agent for the payment of accounts?—I suppose so.

22856. Is not that according to your recollection of elections?—I looked on Mr. Meredith and Mr. Beatty as agents.

22857. When your rooms were taken in the way you described, did you believe that they were wanted for the city election?—I did not.

22858. What did you believe they were wanted for?—The county election being so near, I thought it might be in connexion with the county election.

22859. Did you believe it was intended to use them for the county election?—I did; I was told by Mr. Foster that it was for the county election that they were wanted.

22860. What did you suppose they were required for the county election for—did you think they were required as committee rooms?—That was his statement.

22861. I know it was; but what did you think yourself?—I did think that they were wanted for committee-rooms.

22862. Did you think they were large enough for committee-rooms?—Plenty.

22863. Did it strike you as strange that if they were required for committee-rooms, they should be wanted only for a day?—I didn't give it a thought.

22864. Did you think it was an ordinary thing to obtain rooms for a single day for the county election that wasn't to take place for some days after?—It didn't strike me at the time. That was his understanding with me.

22865. Did you believe it was for the county election the rooms were wanted?—I didn't believe it afterwards.

22866. When did it dawn on you that it was probable it was for the city election these rooms were wanted?—That evening.

22867. Did you ever do business with Mr. Foster in connexion with the county election?—No.

22868. Did he tell you that he was employed in any capacity for the county election?—He did not.

22869. If that was the case, and if you did not know him to be an agent for the county election, did not you think it strange that he should come to you for the rooms?—I didn't trouble myself about it.

22870. The county elections, I believe, are not generally held in Green-street?—No.

22871. Who paid for the car you had on the Wednesday, the day of the election?—I did.

22872. For the whole day?—Yes.

22873. Were you ever repaid that money in any way since?—No.

22874. Not even for the time it was absent with the voters?—I wasn't paid anything for it.

22875. Did you take it for the day in the first instance?—I did.

22876. Can you tell us who the carman was?—I cannot.

22877. Was he a carman that you ever saw or employed before?—No.

22878. You say you went first to Kilmainham for a voter named Harold?—Yes.

22879. What is his business?—He is very comfortable.

22880. I dare say he is—is he in any business?—He is the conducting man for Mr. Gatchell in Mary-street.

22881. He lives at Kilmainham?—Yes, at Riversdale.

22882. Is he an old or a young man?—He is not an old man, he is two years younger than I am.

22883. Why did you go for him?—He was getting money from out of the society, and I wanted some also. He was to have it for me, and I said, as I had the car for the day, I would go out and bring him into town.

22884. You had hired the car for the day before you arranged to go out for him?—Yes.

22885. When was it you saw Mr. Harold, and arranged to go out for him to Kilmainham?—Sometime after seven o'clock—he doesn't leave business until after seven.

22886. When did you see him?—On Tuesday evening.

22887. Where?—In my house, to the best of my recollection.

22888. He came to your house on that evening?—He did. That's my impression, but I won't be positive about it.

22889. When was it he said he was to get the money for you?—On Tuesday evening after he came to my place.

22890. At seven o'clock?—It might be after it.

22891. It was not for the purpose of going for him that you secured the car for the day?—It was not, it was for my own exclusive use I secured it. I understood it would be impossible to get a car on the day of the election.

22892. Was there any other reason for your getting a car for the whole day?—I thought if I was of any service in getting the car I was bound to do so.

22893. Did you get a suggestion from anyone to get a car for the day?—No.

22894. Did you bring in any voters but Mr. Harold?—No, I don't believe I did.

22895. Did you go round to any of the voters?—I went to one man in Ship-street. I was under the impression that he had a vote, but he hadn't.

22896. Who was he?—A man named Morris.

22897. What is his occupation?—He is a japanner.

22898. Were you here yesterday during the examination of Hawkins?—Yes.

22899. Did you hear him state that he heard you tell the carman to go to Harold's-cross?—Yes.

22900. Is that a fact?—No, it is not.

22901. You did not tell the carman to go to Harold's-cross?—No, it was to Kilmainham I told him to go.

22902. Hawkins stated that it was to Harold's-cross you told the carman to go?—That must be a mistake of his.

22903. Were you at Harold's-cross at all that day?—I was not.

22904. You say you were in the front parlour at the time the two strangers came into the back parlour on the morning of the day of the election?—Yes.

22905. Did you see them coming?—Yes, I saw them come into the parlour, they came into the front parlour first.

22906. Are you quite certain of that?—Yes, I am.

22907. Did they go out into the hall again?—They did not.

22908. They went in straight from the front to the back parlour?—Yes, the cross door was open at the time, and they went into the back parlour.

22909. Therefore, if Hawkins who was standing in the hall at the time, specially stationed there, swore that they went direct from the hall into the back parlour and locked the door after them, that wouldn't be correct?—It would not. They came into the front parlour first; they may have locked the door when they went through the cross door.

22910. Hawkins states that they went straight from the hall into the back parlour; that they entered the back parlour and locked it. Is that correct?—They went into the front parlour first.

22911. You have no doubt about that?—There is no doubt on my mind that they went into the front parlour first; that is the first door they met, and very naturally they turned in there at once.

22912. When were the placards with "Marcus's offices" on them put up?—That morning I put them up myself.

22913. What time in the morning was it that you put them up?—It was between seven and eight, I think.

22914. Was Hawkins, do you recollect, present when you put them up?—I don't believe he was.

22915. Was there anybody assisting you in putting them up?—I don't think there was. Mrs. Forrest may have been in the front room at the time.

22916. Where did you put them up?—It was in the front room I put them up.

22917. You thought that they were all for the county election?—Yes.

22918. Where did you put up the placards with "Johnson's offices" on them?—I don't believe I put any of them up.

22919. What became of the placards with "Johnson's offices" on them?—I don't believe that Mr. Foster brought them back. I didn't see them, and he might have kept them.

22920. Was there anything in the press in the back parlour that morning?—There was.

22921. Was it pretty heavy?—It was not.

22922. Was it full?—It was not. There was a coat of mine and things like that in it.

22923. Do you recollect was there any considerable quantity of clothing in it?—There was not, only the children's and Mrs. Forrest's, which were in the drawer below; that was where they were generally kept at the time.

22924. Was there anything kept in the press except some stray things that you would keep there yourself?—Generally my own things were kept there.

22925. Was there anything removed from it that morning or the night before?—No.

22926. About what time did you return home on Wednesday, the day of the election?—I think between seven and eight in the evening.

22927. You say you were at home about one o'clock in the day?—I think so, about one; I think it was earlier than one.

22928. Did Hawkins or anybody tell you that any other people, except the three persons in the front parlour had been going into that room during the day?—Hawkins mentioned something about parties coming in, that being—I won't be positive about this—being the direction Watkins gave him.

22929. Mr. LAW.—That was about the ticket?—I won't be positive about that. It was earlier than one o'clock when I was at home that day. It was about twelve. My impression is that I was home three times and not twice only, as I stated yesterday.

22930. Mr. TANDY.—On one of these occasions Hawkins told you of the direction he got from Watkins?—I am not positive about that.

22931. Do you recollect what it was he said to you on the subject?—I do not. I had very little conversation with Hawkins, I had only a few words with him.

22932. Can you say positively whether he mentioned anything about any directions he got from Watkins?—I cannot say positively whether he mentioned it or not.

22933. Do you recollect anything he said about people being shown out the back way?—Yes, I do; because I was out that way and inquired about the matter. I had some invoices to make out for these things that were going away.

22934. What time was it that you inquired about it?—I think it was between twelve and one o'clock.

22935. What inquiries did you make about it?—I gave directions about it when I saw the back gate open.

22936. You say you were told that people were going out that way?—I was.

22937. Was not that a matter to excite your sus-

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picion?—Not my suspicion, but I thought it was very unusual.

22938. I should think so. You say you are not quite certain whether you were told of the directions about the tickets?—I am not.

22939. But when your attention was called to the people going out the back way, did it occur to you to go into the parlour and ask these two innocent gentlemen what was the meaning of it? or did it ever occur to you to go into the front parlour and see what was going on there?—It did not.

22940. Was there any carpet on the front parlour that morning?—No.

22941. Was there ever any carpet on it?—No.

22942. Who arranged the table by the window in the front parlour?—I don't know.

22943. Was it arranged there the time you were in the front parlour in the morning and saw the two gentlemen coming in?—No.

22944. Were the placards up when they came?—They were. From what I could understand from Hawkins the table in the front parlour was moved in a couple of yards from its usual place.

22945. You had never seen the two strange gentlemen before?—I had. I did see them the night before.

22946. Both of them?—No; only the tallest.

22947. The gentleman introduced as Mr. Marcus?—Yes.

22948. Did you see Mr. Foster in the house at all on that Wednesday?—I did not.

22949. And these, which you believed to be public county offices, you did not go into during the whole of that day?—No.

22950. What was about the last time you were in the house before four o'clock on that Wednesday?—I was in the house before three o'clock, as well as I can recollect.

22951. Where were you between the time you went out at three and eight or nine o'clock when you returned home?—I was down in Lombard-street one portion of the time.

22952. What took you to Lombard-street?—I called to see a man named Gardiner.

22953. What is he?—He is caretaker of the Antient Concert Rooms. He is a particular friend of mine, and I wanted to have a chat with him.

22954. Did you happen to tell him that your rooms were taken on that day for the election?—I didn't see him. I saw his wife.

22955. Did you tell her that your rooms were taken?—I did not.

22956. Did you tell her nothing about it?—No.

22957. Do you recollect how long you remained at Gardiner's?—I can't exactly say. I may have remained for a short time there.

22958. Did you go straight from your own house to Lombard-street?—At the time I went to Lombard-street I went also to Summerhill.

22959. After you left your house at three o'clock?—I left it at two o'clock, or somewhere about it.

22960. What took you to Summer-hill?—I went first to Mrs. M'Carthy's.

22961. Was it on business you went there?—Yes, it was about business connected with the society I went there.

22962. Did you see Mrs. M'Carthy?—I did.

22963. How long did you remain at Summerhill?—I suppose I was there twenty minutes or half-an-hour.

22964. Did you then go to Lombard-street?—I did.

22965. After you left Lombard-street where did you go?—I came to the committee rooms, 47, Dame-street.

22966. Did you spend the rest of your time between the committee rooms and Picker's?—No.

22967. How long did you remain in Dame-street?—I might have been there half-an-hour. I wanted to ascertain what the state of the poll was.

22968. Where did you go to after being in Dame-street?—I came over to Green-street again.

22969. About what hour was it when you got to Green-street?—I think it was coming up to four o'clock as well as I recollect. It was at the time that there was a great crowd on Essex-bridge. I have reason to remember it, for I got a good stoning on the bridge.

22970. Did you pass your own house in passing up to Green-street?—No, I did not. I went up Little Britain-street.

22971. Mr. LAW.—That was about four o'clock?—Yes.

22972. Mr. TANDY.—Did you then go to Picker's?—After being a short time in Halston-street—I was glad, I assure you, to get out of it—I went to Picker's.

22973. Mr. LAW.—Across Essex-bridge again?—No. I carefully avoided going that way again; I went by Carlisle-bridge.

22974. Mr. TANDY.—Do you recollect whom you met in the committee rooms in Dame-street?—I couldn't get further than the stairs.

22975. Had you any conversation with anyone there?—I had not.

22976. Was the place crowded?—It was.

22977. Did anyone ask you how things were getting on in your house that day?—No.

22978. Did you tell anybody that your rooms were taken during that day?—No, as well as I can recollect.

22979. May you have done so?—I might.

22980. Can you recollect whether you did or did not tell anybody that your rooms were taken?—I can't recollect.

22981. Did you see Mr. Foster that day at all?—I did.

22982. Where did you see him?—In Halston-street.

22983. Had you any conversation with him?—No.

22984. None of any kind?—No, except just good day, or something like that in passing one another by.

22985. Did you see him after that during the day?—I did not.

22986. You told the Chief Commissioner that you were twice with Mr. Foster with reference to the panel of your door?—Yes.

22987. Were you with him on any other occasion, except these two?—I was not.

22988. These were the only occasions on which you were with him?—I might have been with him on other occasions.

22989. Were you, during the election?—No. I don't think I was.

22990. Except on the evening that Mr. Foster introduced you to Mr. Marcus—that was the gentleman who wanted your rooms for the county election purposes—do you recollect ever seeing Mr. Foster in the company of any other person?—No.

22991. Never?—Not to my knowledge—I wouldn't like to be positive about it.

22992. Did you ever hear of the name of Marcus, except in reference to these excursions?—I don't think I did.

22993. You say there were twenty-five copies of each of the posters struck off?—Yes.

22994. You only got an order for six of them?—Yes.

22995. Was £2 16*s.* the ordinary charge for that number?—Yes, about that; that would be the figure. There were other things done besides; the circulars and cards that I mentioned yesterday, were included in the account.

22996. What were these circulars about—what description of circular were they?—They were about voters.

22997. Could you tell me what was on them?—I could not give you the words. I heard one of them read here in court.

22998. Mr. LAW.—Were they headed "private"?—I think so.

22999. Mr. TANDY.—The cards, what were they?—I can't give what was on them.

23000. Give me a general description of them?—I could not, it is so long ago.

23001. Were these the circulars, do you recollect—"Private. Referring to your communication, you are requested to write your name and address legibly on the enclosed card, and present the same to a person who will be appointed to receive it at 3, Dame-street, two days after the election"?—Yes.

23002. Then the cards alluded to, are the cards you printed?—Yes.

23003. Can you give me a statement as to the cards?—It would be what they call a small-size card, with the number, the name, and the residence on it, as well as I can recollect. That was all that was on it.

23004. The name of the person it was to be sent to?—No, the number—a rule after the number—then the name—a rule after the name—and then the residence.

23005. About how many cards did you print off?—Two hundred and fifty.

23006. How many circulars did you print off?—The same complement, I think.

23007. When was it that Mr. Foster ordered the circulars, and when the cards?—He ordered them at the same time.

23008. When did he order Marcus's papers and Johnson's papers?—At the same time, to the best of my recollection. I think I got them all in the one order.

23009. Mr. LAW.—On Monday?—Yes.

23010. Mr. TANDY.—The circulars were not returned to you?—No, he kept them.

23011. Did you think that they were for the county election?—I did not.

23012. What did you think they were for—did you think they were for the city election?—I did not know.

23013. I suppose you formed some belief on the subject?—I did not.

23014. One would suppose that, when you thought that the placards, with "Marcus's office," and "Johnson's office" on them were for the county election, the circulars were for the same purpose?—I didn't know anything about Marcus at the time.

23015. Did you believe that the circulars were for the county election?—I did not.

23016. Did you believe that the posters were for the county election?—I did.

23017. Did you believe that the circulars were intended for any election purpose, whether for the city or for the county election?—Yes, I believed that they were for some election purpose, but I did not know whether for the county or for the city—they were not referred to either the city or the county.

23018. You knew that things of that kind may be ordered by a particular person, but would be paid for by some one appointed for the purpose—why was it you applied to Mr. Foster for payment, and not to the person you should apply to for it?—Mr. Foster gave me the order, and it was to him I looked for payment.

23019. Do you always do that, even though the business matters may be connected with election purposes?—Yes, if I had an order sent me by any person, it is to that person I would look for payment.

23020. By whom were the orders signed—were they printed or written?—They were all printed. Some were signed by Mr. Sutton, and some by Mr. Julian, I think.

23021. Were they signed by any other parties?—Some, I think, were signed by Mr. Byrne.

23022. As to those signed by Mr. Byrne, did you apply to him for payment?—I applied to the office where he was.

23023. To whom did you apply?—I applied to Mr. Meredith and Mr. Beatty.

23024. Did you get any verbal orders for the city election?—No; there was a notification given that if you hadn't the order, you wouldn't be paid.

23025. Did you get any orders except those that were ordered by Mr. Foster for the county election?—I did.

23026. From whom did you get them?—From another printer.

23027. Did you get any from anyone connected with the county election?—I did not.

23028. To whom did you apply for payment in the case of the orders you got from another printer?—I sent in the bill to Mr. Kirkwood, as I was only a secondary party in the matter.

23029. Was Nolan in the habit of sleeping in your house while Donaldson was there?—No, he was not.

23030. Do you recollect any other night that he slept there, except Tuesday night?—I think he did one night before.

23031. About how long before did he sleep in your house?—I can't say.

23032. Was it shortly before the election, do you recollect?—It might have been, for Mr. Donaldson was only three weeks in Dublin at that time.

23033. Did he and Donaldson sleep in the same room?—Yes; he occupied it that night particularly, for, as he had to come from Bray, he would not be up until eight o'clock.

23034. I believe it was between two and three o'clock on Sunday when Mr. Foster ordered the circulars?—Yes.

23035. Did he then tell you that they were for the county election?—He did not.

23036. Had he given you any intimation that it was likely he would call on that Sunday?—No.

23037. Did he say he wished them to be printed privately?—He didn't. Every one in the place knew they were doing; there was no secrecy about the matter.

23038. Mr. MORRIS.—Did you furnish a general account of all your charges or bills?—I did.

23039. Was the £2 16*s.* included in it?—No.

23040. Was that the only item excluded?—That was the only one. In fact I was paid the £2 16*s.* in a few days after, and I wasn't paid the other account until a few days before Christmas.

23041. When Foster gave you the order on that Sunday?—He didn't give it on Sunday.

23042. When he gave it, no matter when it was given, did he make any remark as to who was to see you paid?—No, I looked to him for to pay me. I had done other things for him, but not in connexion with the election.

23043. How many people of yours were in 76, Capel-street, on the day of the election?—Two apprentices and Hawkins—that's all.

23044. There were some lodgers?—Yes.

23045. Did you ever speak to any of these people about what took place on that day?—No.

23046. You are quite certain about that?—When the petition came on for trial there was one man named Holland in the place, and he was speaking to me about it. He said it came with great surprise to him, he in the house and not knowing anything about it. That was the only conversation I had with any one in the place.

23047. You say this matter has injured you?—Yes.

23048. Still you have made very few inquiries about it apparently, to discover who the parties were that so used your rooms?—I did not.

23049. Mr. LAW.—About the account you sent in to the expense agents—in what form is it; is it a detailed account of such and such items of printing?—Yes.

23050. I believe it was over £100?—It was, but I didn't get £100; Mr. Meredith and Mr. Beatty kept £2 for commission.

23051. Mr. MORRIS.—Did you tell them of the £2 16*s.*?—No.

23052. Mr. LAW.—You say you did not get £100?—No; my account was £125, and they took off £25.

23053. Who took off the £25?—I don't know.

23054. It was taxed down by some one, I suppose?—Yes, I heard it was.

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23055. They intimated to you that the work was only value for £100?—Yes, but I didn't get £100; Mr. Meredith and Mr. Beatty kept £2, and they wanted to take off £5, but I wouldn't stand it.

23056. Was that five per cent. as commission?—Yes, I wouldn't stand it.

23057. And you compounded for £2?—Yes.

23058. Is it a usual thing to take five per cent. off bills?—Not off election bills. I expected to get the full amount of my bill.

23059. Is not there always a large margin allowed in election accounts?—I was always paid in full; there was something generally taken off, but not as commission.

23060. Was the commission taken off all the bills?—It was. I heard every one coming out grumbling.

23061. That was not the handsome way it used be done at elections?—I don't know.

23062. Have you got a copy of that private circular?—I have not.

23063. It was Mr. Foster gave it to you?—It was.

23064. Was it on the same sheet of paper as the others were on?—No.

23065. It was separate?—Yes.

23066. When did you destroy it?—I can't say.

23067. Was it destroyed before the trial of the election petition?—I don't think it was in the house a week; it may have been destroyed before the election at all.

23068. You say you printed 250 of each?—Yes.

23069. You had done some work for the county previously?—Not directly.

23070. From your connexion with matters of this kind, I presume you know where the county office is in Dame-street?—I don't know. I know it is in Dame-street, but no more.

23071. You know it is not 47 Dame-street?—I do.

23072. And you know it is not Mr. Hodson's office, that is, No. 3?—I do.

23073. Do not you know it is Mr. Gerrard's office, higher up in the street?—I do not. I was never in the county office in Dame-street.

23074. You are aware it is not Mr. Hodson's office?—I am.

23075. When you got the copy to print for Mr. Foster, with "private" at the top of it, telling the person who was to get it that he should come to a person who was to receive it at No. 3 Dame-street, a couple of days after the election, had you any doubt that it referred to the city election?—I didn't give it a thought whether it was or not.

23076. But surely, a man of your intelligence and position is not the person to deal with things in that careless manner—you certainly did not compose this circular without coming to the conclusion that it was for some election?—I knew it was.

23077. You knew that at the top of it was the word "private," that No. 3, Dame-street, was the city election office—had you the least doubt that it referred to the city election?—I thought it might have referred to it, but I didn't cast a thought on it.

23078. You saw Foster about two o'clock on the day of the election in Halston-street?—No, I didn't.

23079. I thought you said you did?—No: it was when I came back from Lombard-street that I saw him.

23080. About what hour was it then?—It might be coming up to four o'clock.

23081. You had been then twice to your house since morning?—I am certain of it; I am not certain about whether I was there a third time or not.

23082. Suppose you fix the first time between eleven and twelve o'clock—when was the second time?—I suppose between two and three.

23083. Was it on your second visit that you saw the door open in the back—it was probably on the first?—It was probably on the first.

23084. Hawkins told you on the second occasion about the people being admitted by ticket, and of the complaint of Watkins of people coming in without tickets?—I can't say as to that. I am not positive about it.

23085. Did you hear of it on the first occasion?—I did not hear of it then; I heard in the evening.

23086. That a number of people on one or two occasions were coming, and were admitted into the front room?—No. I didn't hear of any number being admitted into the front room.

23087. Did you hear that a number of people had been coming there since morning, and had gone into Marcus's office?—Yes; Hawkins told me of it.

23088. Did Hawkins tell you also that he opened the back door to let those people out that way?—He did not.

23089. Who was it that told you of it?—I saw the door open myself, and I inquired of Hawkins about it, and he told me.

23090. You said this moment he did not tell you—you see you are too hasty in your answer?—I found it out from him.

23091. Did you inquire what the meaning of having the back door opened was?—I did.

23092. And you ascertained that he was directed to let the people pass out that way?—Yes.

23093. Do you mean to tell us that, after hearing and seeing all that, you had no notion that anything wrong was going on?—I had not.

23094. It was on his second visit that Mr. Foster said it was for the county election purposes he wanted your rooms?—For county election rooms.

23095. Had you a vote for the county?—I had not.

23096. Did not it occur to you to go into the room during the day to see what was going on?—It did not.

23097. Why did not you go in?—I had no business there.

23098. It was taken for a public room; you were interested for the success of your principles in the county as well as in the city—you were a friend of Mr. Foster, and he had taken the room for county election purposes—did not it occur to you to go in to see if these gentlemen even were comfortable during the day?—It did not.

23099. What was the object of your visit to Mrs. M'Carthy?—Her husband died a few days previously, and it was to pay her the usual amount on the death of a member.

23100. That was a hurried day—the day of an election. How was it that you selected that day; it was not necessary to have it done then?—No, not necessary; but I got the money on the previous Tuesday, and I was anxious to let her have it as soon as possible, as she might be in want of it.

23101. You got the money the day before?—Yes.

23102. Did she come down to your house about it?—No, she never came to my house.

23103. Had Mrs. M'Carthy any relatives that were voters?—I did not know any one but her husband.

23104. What amount of money did you get from Harold that morning?—Three or four pounds.

23105. That was a small sum. What did you do with it?—I could not say.

23106. I thought you said you were nearly run out?—It was just a very few pounds I wanted to put me over the time, as I expected to get paid the election account. I was very low run at the time, because it took whatever ready money I had to get the work out. It was an extra press upon me.

23107. You had sent away your two workmen that day?—Yes, but one of them was there.

23108. In spite of you?—Well, not in spite of me.

23109. Did you not tell him to stay away?—I told him not to come next day.

23110. When did you tell him that?—Some time on Tuesday.

23111. You told him to be back on Thursday morning?—As a matter of course he would be back on Thursday morning; but I do not think that I did tell him to come back.

23112. What did you pay the carman?—One pound.

23113. That was rather high?—I would not get one less.

23114. You say you were hard run for money, and yet you expended £1 upon a car. Where did you get the car?—At my own door.

23115. Was it by accident he was there?—No; he came up with Mr. Nolan and Mr. Donaldson on the previous evening.

23116. Where from?—I don't know where they were.

23117. You don't know where they were?—No.

23118. What time did they come in?—It might be eight or nine o'clock.

23119. Did they not come into the room where you were, and were you not in the room with them the rest of the evening?—I think they called at that time for something they had forgotten, and went away again. Whilst the car was at the door I said I would like to get a car for the next day, and the carman introduced himself as being willing to be engaged.

23120. Did he not give you his name?—No.

23121. Nor his number?—No.

23122. Did you feel certain he would come back for you next day?—I did not feel certain.

23123. You seemed to have some confidence in him. Did he not give you his name and number, and say—"All right, Mr. Forrest, I shall be with you in the morning," or anything like that?—No.

23124. Did you tell him what you would give him?—I did make an agreement there and then with him.

23125. What was he to do for you?—I was to have him for the day.

23126. When Mr. Nolan and Mr. Donaldson ultimately came in for the night did you have a talk before you went to bed?—I was working.

23127. Were you working late that night?—Very late.

23128. That was the night you lay down only for a couple of hours?—Yes.

23129. Had you no idea where Mr. Nolan and Mr. Donaldson were?—That evening?

23130. Yes?—Not the slightest.

23131. The lawsuit was not actually going on between eight and nine o'clock in the evening?—I don't know.

23132. Surely, you who were so intimate with them, and they sleeping together in your room, know something more about them?—I don't know where they were.

23133. Did you hear no conversation between them that night?—Not that I recollect.

23134. Do you mean to say that you can form no belief as to where they were?—No.

23135. How long before that was it you saw any of the other brothers of Mr. Donaldson?—Not for twelve months perhaps.

23136. Which of them was over then?—Thomas, I think.

23137. Did you see any of them since?—Yes.

23138. Have they been frequently over with you since?—Not frequently.

23139. Which of them was over last?—Francis.

23140. Was he the eldest or the youngest?—The youngest.

23141. When was he here?—A week ago.

23142. Was he staying with you?—No, at the Abbey Hotel. I could not accommodate him.

23143. He thought that you could?—He did not ask the question.

23144. I presume he made some application?—No.

23145. When did you see the middle man?—Thomas, I think, is the middle man.

23146. When was he here?—In April last.

23147. Not since then?—Not since then.

23148. Emor, you think, is the eldest?—I think so.

23149. Has he been over since?—Yes, he was over here sometime in summer for a week.

23150. Was he staying with you?—No, he wrote to know could I accommodate him and a friend that was coming over for a week's pleasure, and I wrote back word that I could not.

23151. When was that?—I could not be positive when that was. It might be June or July; but I am not certain.

23152. Were any of them over between that and last week?—Yes, they are constantly coming over.

23153. Are they always coming over about the printing machines?—They come over to put them up and to look for orders.

23154. How often were they back and forward?—Oh, about every three months. The present one was over a couple of months ago, and one of them was over last week.

23155. How long was he here last week?—He came on Wednesday morning and left for Cork on Thursday morning.

23156. Did you ever hear where Mr. Nolan and Mr. Donaldson got the car?—No.

23157. You did not hear them say what car-stand they got him from?—No.

23158. Did you pay a visit to any voter that day except Harold?—No.

23159. Not one?—Not one.

23160. And was the use of the car for this one day, for which you paid a pound simply for the pleasure of driving about the town?—It was.

23161. No connexion with the election at all?—Just for the sake of the election whenever——

23162. You say you got it because you owed it to your friends to have it at their service to make it useful to them?—Yes.

23163. Did you go round to see any voters, except Harold?—I did not.

23164. Did you place the car at the service of the people in Green-street only for that single drive?—Only for that hour or hour and a half.

23165. You did not intend them to keep it away a couple of hours?—No, I gave it to drive these men back to their work.

23166. You went to Harold to get £3?—I think some other party asked me to go to Dame-street.

23167. Did you go for him?—The car went for him.

23168. Who is he?—I could not tell who he is.

23169. Do you know who he was to go for?—No.

23170. But somebody asked you to send the car for somebody else?—Yes.

23171. And did the somebody go and come?—Yes.

23172. How many came?—I understood from the carman——

23173. What hour of the day was this?—I think between one and two o'clock.

23174. Where were you at this time?—Halston-street.

23175. You were there between one and two o'clock?—I think so.

23176. This was after the car came back from the Abbey-street drive?—Yes.

23177. And when it came back from Abbey-street you had gone home?—Yes.

23178. And you came out to Halston-street to meet it?—Yes.

23179. Where did you first go—did you drive any where else after you took up the car at Halston-street before it went up to Dorset-street?—No; I am not certain whether I went to Ship-street to look after Morris between the times.

23180. When it went up to Dorset-street what did you do?—I remained until it came back; it was only a short time away. I think then I came home first; then I went to Summer-hill, and then to Gardiner's.

23181. What did you do at Gardiner's?—Nothing particular. I wanted to see him; and if I saw him I would have brought him up the town to give him a drive.

23182. Is he a voter?—No.

23183. You see the month of November is not a

pleasant time for driving about?—In election times we don't mind the cold.

23184. Did you want him to do anything?—Nothing particular, only to give him a drive.

23185. Did you offer Mrs. Gardiner a drive?—Well, no.

23186. It was as good for her as for her husband?—No doubt; but I am not particularly fond of having the women with me.

23187. Where was Gardiner?—He was out. I did not hear where he was.

23188. Did you not ask his wife where he was?—I may have asked his wife where he was. I was inside in the parlour for some little time.

23189. Did you understand from her where he was gone to?—No.

23190. Then you went to Dame-street?—Yes.

23191. And then to Green-street?—Yes.

23192. What did you do there?—I remained a short time there, and then came back to Picker's.

23193. At the time you met Foster you had been home to your house, and had seen the arrangements for letting the visitors out by the back way—did you say anything to Mr. Foster about it?—No, I had no conversation with him.

23194. May I ask you, as a man of intelligence, when did it first strike you that there was a possibility of anything wrong going on in your house?—I thought it was a strange circumstance about the back-door; but nothing struck me until the evening until Hawkins told me.

23195. Then of course it was beyond a doubt when he told you that bribery had been going on?—He did not say that bribery was going on; he stated the circumstance.

23196. But what did you think when you found your back premises left open for a clean run out behind? what occurred to you?—I thought it very odd.

23197. What did you think the back-door was left open for; when you were told that the people in the front parlour insisted upon having your back premises left open what did you think of it?—That they could not go out the front way.

23198. Did it strike you that those who came in by the front door must be suspicious characters when they could not go out the same way?—No, that did not strike me.

23199. But why were they going out the back way?—I could not imagine.

23200. Was it part of the arrangement that they should be at liberty to go in by the front and retreat through the back door?—No.

23201. Did you look upon that as going rather beyond your contract?—Yes.

23202. Did it occur to you to go into the front room and ask by what authority those in the front room had ordered that your place should be thrown open?—No.

23203. Otherwise you would not do it?—I don't say that.

23204. It was doing more than they had a right to?—Yes.

23205. And it was done by those people in the front room, or under their orders?—Yes.

23206. Did you object to it?—No.

23207. Why did you not object to it?—It did not strike me.

23208. Why; do you generally keep your place open that way?—It is open.

23209. But is it open for three or four hours together?—No.

23210. When strangers are in your rooms?—No, it is not.

23211. Do you suppose that anybody could believe that you allowed that to go on in your house without having a very shrewd suspicion that there was something going on which you did not want to inquire into?—No doubt something struck me that things were not all right.

23212. I do not want to say that you knew exactly what was going on; but you must have thought that things were not going on all right?—A suspicion entered my mind.

23213. Did it occur to you as the owner of the house, that it would be proper to go and see by what authority these temporary occupants were doing this?—No.

23214. Why did you not do it?—I could not give a reason.

23215. Was it because you assumed it would be all right with Mr. Foster?—No.

23216. Was it with your permission or acquiescence; seeing that things were not going on all right, you avoided going into the room?—I could not give you a reason for not going into the room.

23217. Did you not believe that things were not going on all right in the room?—The circumstance struck me as very odd.

23218. Did you believe there was something not quite right?—I cannot say that entered my mind altogether.

23219. Did you not suspect there was something not all right?—I might have suspected it.

23220. But did you?—I am not sure.

23221. Do not you believe you did?—It is very probable I did.

23222. And yet you did not make any inquiry?—No.

23223. You knew that the county election was at Kilmainham?—Yes.

23224. And that the city election was in Green-street?—Yes.

23225. Did it appear odd when Mr. Foster said he wanted your house on the day of the city election for county purposes, because it was so convenient to Green-street; did you not think that was a queer way of putting it?—No.

23226. You did not ask him what Green-street had to do with the county election?—No.

23227. Mr. TANDY.—At all events, upon the evening of Wednesday it passed beyond mere suspicion and you were then quite certain there was something wrong?—Yes.

23228. How was it then that you allowed an entire week elapse without inquiring from Mr. Foster?—I did not say a week.

23229. Well, how long?—A few days. I am not certain.

23230. How many days to the best of your recollection, was it after the election that you first spoke to him?—I could not say.

23231. Was it a week?—No.

23232. Was it six days, to the best of your recollection?—To the best of my recollection it was less.

23233. Five days?—Yes, it was before Sunday. I cannot be positive.

23234. Why not go at once?—On the next day I was engaged.

23235. Did you go upon the next day after that?—I could not say positively.

23236. Did you hear during the course of the Wednesday that the door between the back parlour and the hall was locked?—No, I did not.

23237. Did you hear that the two strange gentlemen when they went in locked it?—No.

23238. Did either Dundin or Leathem apply for leave of absence on the day of the election?—No.

23239. Then it was of your own mere notion that you told them not to attend?—Yes.

23240. Why did you tell them not to attend?—The place was in a mess of confusion. I knew I would get nothing done whilst I would be away, and I thought it would be just as well have the day, as there would be little attention paid to work.

23241. When was it you gave the leave of absence to them?—While they were quitting—seven o'clock on Tuesday evening.

23242. Were they working late that night?—I don't know that they were working late that night.

23243. Do you recollect whether they were working late that Tuesday evening. Do not you recollect as a matter of fact, that they were very late that night?—I think they were.

James Forrest.

23244. Was it not after you had seen Mr. Foster when he said he wanted the rooms that you gave the men leave of absence?—I am not positive.

23245. What do you believe?—I cannot form a correct——

23246. Is it not a mere matter of fact that it was after Mr. Foster engaged the rooms that you gave these two persons leave of absence?—I am not positive as to that.

23247. Will you swear it was not?—No.

23248. Do not you think it is more likely to be after you saw Mr. Foster than otherwise?—I don't know that it is more likely.

23249. That is your belief on the subject?—If they were working late it certainly should be after Mr. Foster engaged the rooms.

23250. Have you any recollection that they were working late?—My impression is that they were.

23251. And if so, do not you believe that it was after Mr. Foster engaged the room?—Yes, if they were working late.

23252. Mr. LAW.—Did they work with you up to a late hour that night?—No, because the job I got to do I did not get until ten o'clock that night.

William Watkins recalled.

William Watkins.

23253. Mr. LAW.—You have sworn to us when you were here before, that there was a fourth man with you, Noblett, and Kemp, in the room in 76, Capel-street on the day of the election?—And I swear it still.

23254. Do you recollect your coming out of the front parlour to the hall, and cautioning Hawkins, the young man at the door, not to allow anybody in that had not a ticket?—I don't recollect any such thing, for I knew nothing about tickets that day.

23255. Will you swear you did not do that?—I do.

23256. Do you recollect two persons coming into the room somewhere in the forenoon of the day, and an objection being made that they should not be let in?—I do not.

George Hawkins recalled.

George Hawkins.

23257. Mr. LAW—(*To the witness Hawkins*).—Is this the man (*the witness Watkins*) who came out and cautioned you not to let anybody in that had not a ticket?—Yes.

23258. What part of the day was that?—It must be eleven o'clock.

23259. Was it later than eleven o'clock?—I think not; because not many went in at the time.

23260. Before, or about eleven o'clock?—Yes.

23261. Are you certain it was Watkins who came out and told you not to let anybody in who had not a ticket?—I am.

23262. Did he complain of any persons having lately gone in who had no business there?—He said men went in that had no business, and to ask any man that went in after that, had he a ticket. I asked every man after that had he a ticket.

23263. *Wm. Watkins.*—I could not do that, for I knew nothing about tickets.

Wm. Watkins further examined.

William Watkins.

23264. Mr. LAW.—Do you still adhere to your statement that you did not, in point of fact, caution Hawkins not to let any person in that had not a ticket?—I do.

23265. Do you still state that there was a fourth man in the room?—I do; and when I gave my evidence in the court behind, and when I went into the hall, Hawkins came to me and said, "Why did you say there were four men?" "Who are you," said I. "Are you Hawkins?" "I am," said he. "Well," said I, "don't you know there was a fourth man there, for you were speaking to him when you came in with coals to the parlour."

23266. What did he say?—He said there were three men in the front room, and two in the back. "As to the back," said I, "I know nothing about it; but," said I, "there was a fourth man in the parlour."

George Hawkins further examined.

George Hawkins.

23267. Mr. LAW.—I suppose you said that to him?—I asked that question after he was after giving his evidence. Says he, "Don't you know there were four?" "No," said I; and that is all that passed between us. He never said anything about my speaking to the man.

23268. Do you say there were but three men?—There were only three.

23269. Mr. MORRIS.—Who were the three men?—This man is one, and Kemp and Noblett are the other two.

23270. You swear there was no fourth man?—I do.

23271. Have you any doubt about its being Watkins that came out and spoke to you about the tickets?—I have no doubt that this is the man that came out to me.

23272. Mr. LAW.—Can you say who it was that spoke to you about the back door being used?—I could not say; it was one of the three. I was speaking to the three of them during the day. One asked me for a match, and another for a drink of water.

William Watkins further examined.

William Watkins.

23273. Mr. LAW.—I must say (it is not for us to say more) that your evidence is such that probably will get you into trouble?—I am perfectly satisfied with the evidence I have given, for I am positive of it.

23274. Do you persist in saying you knew nothing about the tickets? One or other of you must be saying what is not the truth, and that will be dealt with elsewhere?—I knew nothing about the tickets.

23275. You need not say any more; another authority must decide between you one way or other. We wished to give you an opportunity of considering your position.

SEVENTEENTH DAY.

December 17.

William Watkins.

23276. Mr. TANDY.—Was any furniture changed from the back into the front room whilst you were there?—No; it was regulated when we went in.

23277. Was the press brought from the back into the front room?—No.

23278. Are you aware it has been sworn that the shutters of the front room are never closed, and were not closed that morning at all?—There was a blind drawn.

23279. It has been sworn that the blind was not down?—I swear that Mr. Foster raised it after he came in, and put out the gas.

23280. The less said now the better. Your evidence must be dealt with elsewhere. I do not say which side the truth is. We will give you another opportunity of considering it. You have it in your own hands now. You surely do not imagine that anyone supposes you sat in that room all day without knowing what was going on. It is quite impossible to suppose you do not know all about it.

23281. Mr. TANDY.—You could not possibly have been in the room for the entire day without seeing the broken panel.

23282. Mr. LAW.—All difficulty about your evidence is now removed. We have satisfied ourselves of that?—I could not see the panel of the door.

23283. If you chose to tell all you knew it would be another matter?—The wardrobe would show whether it was higher than the door.

Henry Bailey

Henry Bailey sworn and examined.

23284. Mr. LAW.—You are a freeman?—Yes.

23285. How long have you been a freeman? I suppose for a great many years?—I think for about a year before William Walker.

23286. Are you a freeman these twenty years?—Indeed I am.

23287. Thirty years?—Not quite that.

23288. For whom did you first vote?—The first election I voted at was on the quay. I disremember who was up it is so long ago, but the election was at the big building on Usher's-quay.

23289. Did you yourself pay for your admission?—No.

23290. Who paid for it?—I could not tell you that.

23291. Was it the agent?—It was the Guild of Joiners I belonged to, and my father and grandfather before me.

23292. You voted at the last election?—I did.

23293. Do you know a man called Campbell?—I do.

23294. You have known him for a long time?—Yes.

23295. Had you any employment previous to the last election?—I had, at the election before the last; I was personation agent.

23296. Where?—In Green-street, here.

23297. Was that in 1865?—I am not sure as to the date.

23298. The last election but one?—Yes.

23299. Had you been doing any work before the day of the election for the candidates?—No; only for the one day.

23300. What did you get for that?—Eighteen shillings and three pence, I think.

23301. Surely they gave you more than that?—No. The regulation fee was always £1 a day.

23302. How many personation agents were there?—On my oath I could not tell.

23303. At the particular booth at which you were how many were there?—I could not tell; there were plenty of course.

23304. Were they all freemen?—Yes.

23305. Did they all get the same thing?—Yes.

23306. You were asked in reference to the last election, November, 1868, were you in any employment that time?—No.

23307. Do you remember getting a circular to attend the committee rooms before the election?—Yes, the night before the polling.

23308. Who was it signed by?—I could not tell.

23309. What committee room did they ask you to go to?—The Inns-quay, below at the Four Courts.

23310. What house?—An attorney's office it was.

23311. What is his name?—Mr. Moore I think, one of the gentlemen out of Sackville-street, and Mr Stephens.

23312. What is Mr. Stephens?—He was in the tally room.

23313. What is he?—He keeps the foundry, Courtenay and Stephens.

23314. Was this committee room on the Inns-quay?—Yes.

23315. Whereabouts there?—The very corner house as you turn up into Mountrath-street or Pill-lane.

23316. Is it past the Four Courts?—No, this side of the Four Courts. It is the last house right at the corner.

23317. Did you go up that evening to the committee rooms?—I did.

23318. Were there many other freemen there as well as you. I suppose there were numbers of them?—I could not say I saw any that evening.

23319. Was there any freeman there that evening but yourself?—Not one that evening but myself.

23320. They had sent you a circular to go?—Yes.

23321. And you went?—Yes, but they did not invite me to the tally room.

23322. Did you not get a circular asking you to attend at the committee rooms?—No.

23323. Then what was the circular you got. What brought you down to the committee rooms?—I wanted to get on as before.

23324. You wanted to get employment?—I did.

23325. Did you succeed?—No.

23326. Did you see Campbell there that night?—No.

23327. When did you first see him?—Not until the morning of the election, that is previous to the election, the day before.

23328. Was this the night before the election?—No, I did not see him that night.

23329. Was it the night before the election you were in the committee room?—Yes.

23330. Did you see a man called Booth or Jesson in the committee room?—Yes, on the morning of the election.

23331. Did you see them there the night before the election?—I could not tell.

23332. Did you meet a number of people there next morning, the day of the election?—Yes.

23333. How many did you meet there?—None but Jesson, Booth, and a painter whose name I cannot well think off. I don't know whether he is a freeman or comes in under the new Act. Mr. Benjamin Warren was there.

23334. Was Butler there?—No.

23335. A number of you met together?—Yes; and we marched up to Green-street straight.

23336. Who marched you up?—Mr. Benjamin Warren took charge of us up to Green-street.

23337. Was anything said to you by Mr. Warren or anyone else that morning as to how you were to vote?—We understood well how we were going to vote. We knew well we would vote for Sir Arthur Guinness.

23338. Who canvassed you?—That was the way I always voted.

23339. Do you remember seeing Campbell when you came up here?—Yes.

23340. Had Mr. Warren spoken to you about getting any small acknowledgment for your services if you voted for Sir Arthur Guinness?—He said we would be decently treated, nothing more or less.

23341. You had always been decently treated before?—At all the different elections I was on, I never saw such an election as this.

23342. They are getting worse and worse?—Indeed they are. Good breakfasts and dinners are done away with.

23343. In old times you were handsomely treated?—Never got a penny with the exception of £1. That's all.

23344. You were generally handsomely treated before?—No.

23345. I thought you said you were. What did Mr. Warren mean by saying you would be decently dealt with?—I don't know.

23346. Who was speaking to him at that time?—The three of us, Booth, Jesson, and myself.

23347. Before Mr. Warren said that who was it spoke to him and elicited that answer—was it you, Booth, or Jesson—which of you spoke to him first?—I could not tell you.

23348. Had nobody spoken to him when he told you that you would be decently dealt with?—I could not tell you, but he turned about and said each of us would be decently treated.

23349. Was that as you were walking up into the committee-room?—As we were coming up.

23350. Had he said anything like that to you before?—No.

23351. Had anyone?—No.

23352. Had any of you been saying you hoped you would be decently dealt with?—No.

23353. He made that statement without anyone asking him the question?—Yes.

23354. Did you say anything to that?—We took his word for it.

23355. Did you say anything to him when he said you would be decently treated?—Nothing more; we made no further comment on it.

23356. Did the others make no answer to him when he said that?—No, not in my hearing; they were together here in Green-street. When I came up to Green-street I came into this court and polled.

23357. Did you see Campbell soon after you polled?—I did.

23358. Did anyone accompany you into the polling-booth to see you poll?—No.

23359. Campbell knew you well before?—Yes.

23360. And knew you always voted right; sometime after you polled at eight o'clock did you see Campbell?—Yes.

23361. Did you speak to him?—Yes.

23362. Did you ask him anything about Butler?—Yes, he was in the Richmond Hospital with a broken leg.

23363. What passed between you?—I said to Mr. Campbell, "Butler, poor fellow, is inclined to come to the poll with me, and you had better," said I, "let us have a cab to bring him;" he turned about and said, "There is no such thing." "Well," said I, "lend me a shilling, and I will get one myself." "I have not one about me," said he, "damn the one." A young lad, turning on twenty years of age, and an old man then came up with me to the hospital for Butler.

23364. Who was that young man?—I could not tell; but when I went up to the Richmond Hospital for Butler he got out of the cab and went in. The class was going round, and whether he was a pupil or not I don't know; but he made free with the class.

23365. You got old Butler out?—Yes; helped him down stairs, and put him into the cab. He did not come back with us.

23366. That is the young gentleman who went with you?—Yes.

23367. Did you bring up Butler and get him polled?—Yes.

23368. He polled in the same room as you?—No.

23369. Was there more than one booth for letter B?—There was a polling place here.

23370. After you polled Butler did you speak again to Campbell?—Yes.

23371. What passed between you and Campbell then?—I said I saw Butler polling, and I saw him going into a cab along with his daughter-in-law. Campbell then turned to me and said, "Give me your name and his;" so I turned about and gave him my name, and he wrote it down.

23372. What did he write it down on?—A small bit of paper; in fact part of the envelope I had in my pocket.

23373. What took place after that?—After that I went over to Campbell and asked him about the personation agency; so he shook his head, and moved on. Then he came back again to me, and turned about, and said to me, "Bailey, you deserve something on account of Butler, and," said he, "I am going into the yard here, entering into Halston-street." At that time, a young gentleman was there standing with a spy-glass, and he went down to him and left me there. I was eighteen or nineteen yards from him; but whatever he said to him, he, at all events, sent me to the young man with the glass in his eye. "Go down," said he, "to him and he will settle with you?" that was the word. So I went down, and he kept "rummaging" himself, and he then turned round and handed me a railway card, something about an inch wide.

23374. What colour was it?—It was pink—I am certain of that.

23375. Where did you go with the card then?—He told me the number.

23376. Who did?—The young man; and he told me to go to 76, Capel-street—and I forgot the number.

23377. Did you go back to Campbell when you found you could not remember the number?—Yes, I went to Capel-street, below the shoemaker's at the lower end, and I could not find it out. The head was not right.

23378. You had been taking something?—I was electioneering, of course.

23379. When you came back to Campbell you told him of your mischance that you could not find the house?—Yes. It was then turning up to near three o'clock.

23380. Where was Campbell when you found him the second time?—Just right in the passage.

23381. Was it out in Halston-street?—Yes, he was passing up and down there.

23382. What did you tell him when you came back?—I told him that I met a friend, and forgot the number. "Ha!" said he, and he turned round and told me the number. I met a shopmate of my own, and we had a treat, and I brought him to the wrong number, and before I got to the right house it was all over.

23383. What sort of a ticket was it?—A Midland railway ticket, I think.

23384. You are perfectly certain of the colour?—Yes.

23385. I believe you met some one after four o'clock when it was too late—did you meet Walker or Hopkins that day?—No; but I find that after the election I did.

23386. You did not find the right house until the next day?—No.

23387. Did you see Campbell after that time. You spoke of going back to him when you forgot the number—did you see him that evening afterwards?—I did not—you may guess very well.

23388. The day was finished and you were late. I believe you met a friend the next day in Capel-street?—Yes, Mr. Walker, and Hopkins with him.

23389. You showed him the ticket?—Yes.

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December 17

Henry Bailey.

23390. You all then went to the right house?—Yes, and Walker made the remark to me, you lost a "fiver." That was to cure me.

23391. Did you give the ticket to anyone when you went up to the house?—No; Hopkins had it then.

23392. Did he hand it to anyone?—I could not say. He went up to the door, and there was no answer. There was no one there to give me any information. That was at the hall door which a servant girl opened.

23393. Do you know did Hopkins give the ticket to the girl?—No; it was that evening or the next day that Hopkins took the ticket and went in.

23394. When Hopkins got the ticket in this way to try and get the thing made right for you, did he give the ticket to the girl, or still keep possession of it?—I am not quite sure whether he left it or kept it.

23395. One or other of the three of you had the ticket at the latter part of the day?—Yes.

23396. You got the ticket back, however?—Yes.

23397. Did you see Campbell again that day?—I did in Dame-street in the tally-room.

23398. Did you go there?—I did.

23399. Did you show the ticket to anyone there except Campbell?—No.

23400. What passed between you and Campbell then?—He turned round and said to me, "You are a damned fool—there you have lost £5."

23401. Did you ask him to try and do something for you?—I did.

23402. What did he say?—That he would see about it.

23403. Did you make any arrangement with him as to what he was to do?—I told him of course I would share with him when I would get it.

23404. What did you do with the ticket?—I gave it to Mr. Campbell, but that was a week afterwards.

23405. You did not give it to him the day after the election?—No, he told me to keep it safe for the present, and not to show it to anyone.

23406. Did he tell you when he thought he could do something for you?—He mentioned something about some committee when he would see them.

23407. When did you see him next?—I saw him two or three days afterwards in Dame-street.

23408. Did you speak to him on the same subject?—Yes, and he said the parties who had anything to do with it were busy at the county election.

23409. That would be some time at the end of the week?—Yes.

23410. Do you remember the week after the city election—you then gave the ticket to Campbell?—It was more than a week. I met him at his own house. I was there looking for him to get settled.

23411. What did he tell you?—He said there could be nothing done at all, that there was a petition going to be, and that it would be after that. That was all the answer I got.

23412. You got an answer that nothing could be done for you for the present?—Yes.

23413. Do you remember the occasion on which you gave him the ticket?—Yes, two or three yards from his own door.

23414. Where does he live?—Off Summer-hill, Bayview-avenue. He turned about and asked me had I the ticket safe, and I told him I had; with that he turned about and walked two yards from me, and said, "you'd better give it to me, and I will take care of it."

23415. Did you give it to him?—Yes.

23416. Did he tell you at this time anything about the petition?—He said it was rumoured there was a petition to be got up.

23417. Did he tell you that on the same occasion he got the ticket from you?—I could not say.

23418. Had he spoken to you about the likelihood of a petition before he got the ticket from you?—I am not sure, but it passed.

23419. You never saw the ticket afterwards?—No.

23420. Did you ever ask him for it?—I did not.

23421. You never got any money for it?—No; I did not.

23422. Who were the other two who went with you that morning?—Booth and Jesson.

23423. Did you ever ask them how they fared that morning?—We all laboured under the one idea. Mr. Warren told us all we would be decently dealt with.

23424. Did you ever apply to Mr. Warren?—No; only one applied to him. I think Jesson, poor fellow, that is dead, went out to him to Donnybrook.

23425. Did he ask for the three of you?—No, sir.

23426. Did you yourself ever go to him?—No.

23427. Did you commission Jesson to go for you?—No, he went for himself.

23428. Did Jesson tell you that he had gone out to Mr. Warren to ask about his promise?—Yes.

23429. And what did he say that Mr. Warren said?—He said that he had told him there was nothing to be done for the present, until the petition was over.

23430. Is that the answer he brought back from Mr. Warren?—Yes.

23431. Where does Mr. Warren live? In Donnybrook?—Yes, in Donnybrook, I believe.

23432. Did you see any cards with anybody that day?—No.

23433. About what o'clock do you suppose it was when you got this ticket from the young man with the eye-glass?—Well, I know it was eleven o'clock by the hall clock when I came down from the hospital.

23434. Not more than eleven?—About eleven o'clock, because the class had to go round.

23435. But you voted yourself very early?—Oh, yes, I voted early.

23436. Then you had to go for this man Butler to the hospital, and by the time you had got back, and had him polled, it was eleven before the young man gave you the ticket?—More than that.

23437. Was it nearly twelve?—Yes, it was about twelve o'clock, I think.

23438. Had Mr. Warren ever dealt with you before?—Never. I never saw the man before at any election.

23439. And who was it that appointed you to the agency in 1865?—That was the election before the last?

23440. Yes; who was it that gave you the appointment then?—I declare I couldn't tell.

23441. Tell me where you applied?—I am not sure now which of the tally-rooms it was.

23442. But what rooms did you go to to get the appointment?—Really I couldn't tell you.

23443. Had Campbell anything to do with it?—He always had something to do with the elections.

23444. But had he anything to do with yourself?—No.

23445. Had he anything to do with getting you appointed to the personation agency?—No.

23446. You got that office in 1865. Had you any appointment at the election in 1859? Did you then get any employment in connexion with that election?—Yes, sir, always at the office beyond in 3, Dame-street. That is the Conservatives' room.

23447. Yes; and I suppose a great number of the freemen who were up that day had always been employed at the elections?—I could not well tell that; but all I remember about that card—the personation card—was that I got it through Willy Walker.

23448. Then it was through Willy Walker you got the appointment in 1865?—Yes, you're right. He told me about getting it, and then I went and got the card.

23449. He did not vouch for you; he said you might have it for the asking?—Just so.

23450. And then you went and got it?—Yes.

23451. Did any of your friends get cards in the same way for the personation agency?—Not that I know.

23452. Since you have been a freeman, and since you had the right of voting, have you always been in the habit of getting employment at each election?—No.

23453. Were you decently treated at the election of 1859?—No.

23454. How is that? I thought you said the elections were getting worse and worse?—I just voted, and went to my work. I had a good employment, and did not want to remain away from it.

23455. Is it your experience that things are getting shabbier and shabbier at the elections?—They are not as they were at my first commencement in electioneering.

23456. Were things done handsomely at the old elections?—I would not tell you that, for I don't know.

23457. I thought you said that things were much worse now than they were formerly?—I am speaking of the guilds, sir. That's what I am speaking of. The Tailors' Hall at Back-lane, and so on.

23458. Were you ever a member of the Ross-lane society?—No.

23459. Are you a member of any benefit society?—No.

23460. Is there a society called the "Protestant Freemen's Benefit Society"?—I heard of it, but I never had anything to do with such a thing.

23461. But is there such a thing?—Oh, I couldn't tell whether there is or not.

23462. I suppose you got a subpœna from Mr. Fitzgerald when the trial was going on here before the judge?—Yes.

23463. Did you come to him?—Yes.

23464. Did you go to Mr. Sutton at the office in Abbey-street, or to Mr. Williamson or any of the gentlemen in the other Conservative offices?—No. I went to no offices, good, bad, or indifferent, only to Mr. Fitzgerald's.

23465. I suppose you got some money for giving your information?—I did.

23466. How much did you get altogether?—I got £25 altogether.

23467. Were you one of the party that met Mr. Robinson, at Cherry and Shields'—the committee-rooms, in Sackville-street—the night before the election?—No. In fact I was not connected with any tally-room except the one in Inns-quay.

23468. Mr. TANDY.—Could you recollect what was the name of the painter whom you mentioned that went up there with you?—The painter?

23469. Yes; I thought you said there was a fourth man with you and Jesson, and the other, and that that fourth man was a painter?—I don't know his name.

23470. But could you think of his name?—I could not think of his name. There were three of us, Boothman, and Jesson, and I, and there was an elderly man; it appeared that he was a lodger.

23471. Was there any other freeman but the three of you?—No.

23472. Mr. LAW.—Who is the man you described as a painter?—I cannot think of his name, sir.

23473. Was the name of the man you mention, Booth or Boothman?—Booth, and Jesson, and I; but I cannot tell who the other man was. He lived somewhere in Church-street. I believe, I think he owns a house there.

23474. Mr. TANDY.—Did you see any other party go up on the day of the election to the young man with the glass in his eye?—No.

23475. Not one at all?—No.

23476. Do you know who were the young man and the elderly man that went up with you to the hospital?—No. The young man, when we were talking, Mr. Campbell and I, at the door of the court-house, said—"There is a cab of mine, will you come up?" So I stepped into the cab.

23477. Did you see that young man doing anything at the election?—No; I saw no more of him afterwards.

23478. Who was the elderly gentleman?—I could not tell you.

23479. Did you ever hear his name?—No; I don't know him.

23480. Did he come back with you again?—Yes.

23481. Did you see him, when he came back, doing anything as if he were employed at the election?—I could not tell.

23482. What kind of looking man was he?—Oh, an elderly man.

23483. Did he appear to be a gentleman?—No.

23484. What situation in life did he appear to be in?—He appeared to me to be in the labouring class, whether a farmer, or a cabman, or what, I do not know. He appeared to me to be something like that.

23485. Did you see Mr. Foster at all that day?—No.

23486. Did you see him before or after the election?—No.; I never saw the gentleman to my knowledge, to know him, at any election.

23487. Mr. LAW.—What are you, Bailey? What is your employment?—I am a house carpenter.

23488. Whose employment are you generally in?—At present I am with Mr. Pierce, in Capel-street.

23489. Were you ever with a Mr. M'Kenzie?—Yes, sir.

23490. Where is his place of business?—Here in Capel-street.

23491. Mr. TANDY.—Did anyone go for you, to bring you down to the Inns-quay rooms that night?—No.

23492. You went down of your own accord?—I went down of my own accord.

23493. Were you ever asked for your vote?—No.

23494. Mr. LAW.—Were you never asked, or canvassed for your vote?—No.

23495. It was taken for granted that you would vote straight?—Yes.

23496. Mr. MORRIS.—Did you understand, when you got the ticket, that it was for Butler and yourself, or for yourself alone?—Only for myself.

23497. Did not Campbell say something about Butler and yourself?—The word he said to me was when I was going back to the hospital with Butler, his daughter-in-law, and another woman got into the cab with him; I let them drive away down to the hospital.

23498. Were the words "Midland Railway Company" on the card?—Yes.

23499. And you are quite certain the colour was pink?—Yes.

23500. You had it in your possession for more than a week?—Yes—more than a week.

23501. Did anyone ever ask you for it again?—No.

23502. Are you quite certain?—I am.

23503. Did you ever hear that tickets of that kind were going about?—None, only my own friends—that is, Willy Walker, and Hagarty.

23504. Were the words "Midland Railway Company" printed only in initials or in full?—I don't know.

23505. Mr. LAW.—Were the whole words, "Midland Railway" on it, or only the letters "M. R." and so on?—I really can't tell you that, sir.

23506. Mr. MORRIS.—I suppose you think your vote a valuable thing?—A valuable thing? Oh no, not in our days.

23507. Mr. LAW.—What are your wages by the week?—Well, sometimes I get a job on my own account.

23508. I mean when you are in the employment of another?—I get thirty shillings a week.

23509. You got that when you were with Mr. M'Kenzie?—Yes.

23510. Have you a son a freeman?—No.

23511. Have you any relations freemen?—No, sir, all our family are gone now, except Elisha Bailey, timber merchant.

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Henry Bailey

23512. You did not, as I understand, come across anybody else who had a ticket of this kind except Walker and Hagarty?—No, sir, I did not see their tickets at all, but what they told me.

23513. Was it Hagarty that told you?—Hagarty saw mine.

23514. Did you see his?—No, this was a day after, two or three days after.

23515. Your ticket was seen by a good many. The others hadn't theirs long in their possession?—Just so, sir.

23516. Mr. TANDY.—Did you know that man whom you described as a painter, the fourth man, before?—Oh yes, sir.

23517. Have you seen him since?—Oh yes, sir; I saw him here in the court.

23518. But you don't remember his name?—No, sir.

23519. It is in Church-street he lives?—Yes, sir.

George Hawkins.

George Hawkins recalled and examined.

23520. Mr. LAW.—Do you recollect what you told us last about somebody bringing a ticket to the house after four o'clock on the day of the election and leaving it there for an hour?—Yes, sir.

23521. Was it this man (Bailey)?—No.

23522. Do you know what sort of a man it was?—Yes, sir.

23523. Do you know his name?—I don't know; I think it is Hopkins.

23524. Now, do you see anybody in court that was about the house in Capel-street?—All those men that have been examined; I saw all those.

23525. Anybody else?—I did not take any notice.

23526. I do not speak particularly of the day of the election. Any other day?—No, sir, nobody else called.

23527. But in or about that day?—No, sir, I don't remember anybody ever calling at all but these parties.

23528. Do you see anybody in the court that had been in with Mr. Foster on the day of the election?—No, sir.

23529. Are you certain Watkins is the man who spoke to you about the tickets?—I am certain he is the man that came and told me about the tickets.

William Watkins.

William Watkins recalled and examined.

23530. Mr. LAW.—Did you speak to that boy Hawkins on the day of the election?—I think I did, once, while passing him in the hall.

23531. What did you say to him?—I do not recollect.

23532. What time in the day was that?—I think it might be ten or eleven o'clock. I did not know him at the petition. I could not identify him, nor could I do so here, at this time, only that he spoke to me first in the hall.

23533. But you do remember now that you spoke to him at ten o'clock, or some time after it. What did you say to him?—I think it was he that spoke to me first.

23534. What did he say to you?—I think he asked me "how things were going on."

23535. And you said they were going on well?—I said they were going on quietly.

23536. Go on now. Something more passed?—No; I do not think there was.

23537. You see you did not tell us that before. You were thinking of it since, were you?—No, I was not.

23538. But he asked you how things were going no?—Yes.

23539. It appears he knew how things were going on inside?—Yes, he did.

23540. You knew also, I suppose?—There were things going on inside that I didn't know.

23541. Why, they did not pass through the front parlour door without coming in behind the screen?—No.

23542. Now, tell me, sir. Do you see anybody in court that you saw in that house, on that day?—No, except this young man.

23543. Do you see anybody in the court that you saw that day?—No, I don't know any of them. I don't know them.

23544. Now, look round. Is there anybody there?—Oh, I see Mr. Fraser here, that I know.

23545. Did you see him there that day?—No, I did not.

23546. When did you see him?—I saw him previous to the election.

23547. How long before the election, sir?—It might be a week or a fortnight. I think it was in Dame-street I saw him.

23548. What was he doing?—I can't say.

23549. What were you doing?—I went to give up my canvass-book.

23550. Whom did you give it to? To Mr. Fraser?—No, to Mr. Campbell.

23551. Was he in the same room with Mr. Fraser?—No.

23552. And how do you know it was Mr. Fraser you saw?—He was passing through the room.

23553. And why did you fasten on him, rather than on anyone else?—I remember him, because I saw him occasionally before.

23554. How long do you know him?—I think it is a couple of years or three.

23555. Does he walk round by Finglas, like Mr. White?—No, I couldn't say that.

23556. Did you ever see him out at Finglas?—No, he lived on the banks of the canal, the next house to Mr. Thompson.

23557. Which Mr. Thompson?—Mr. Henry Thompson.

23558. Is that the way you know him?—Yes. I saw him there, and then I saw him in Dame-street.

23559. I suppose you spoke to him when you saw him in Dame-street?—I don't recollect that I did.

23560. Did you ever speak to him about the fourth man that was in the room, as you say?—I don't recollect.

23561. Did you ever tell Mr. Williamson about the fourth man?—I told Mr. Williamson when he was taking down the evidence.

23562. Well, go on, peruse the faces of all these gentlemen, and try if you can recognise any of them? Do you see anyone here that you saw before?—I see one that I saw before, but not at the election.

23563. Who is he?—Mr. Robinson.

Mr. *Robinson* (standing up)—Here I am, sir.

23564. Where did you see him?—I saw him out in Finglas.

23565. At your house?—No.

23566. What was he doing out there?—Well, he was out on business, I think.

23567. Had he any business with you?—No; my son and he had some business, but not with me.

23568. Besides Mr. Robinson, can you see if you know any other person?—Yes, I see Mr. Campbell there now.

23569. Did you ever see any of the other gentlemen there?—Well, I might see them; but I don't know them.

23570. Who is the gentleman next to Mr. Camp-

bell? Did you ever see him?—I might; but I don't know him.

23571. Did you ever see any of the other gentlemen before?—Not that I know of. I don't recollect if I ever did.

23572. Were you frequently in the committee-rooms in Dame-street?—I was not; I was only twice there.

23573. You never saw any of those gentlemen there?—No, I don't recognise them. I might have seen them, but I don't recollect.

23574. Have you any further information to give us about what passed between you and Hawkins that day in the hall?—I haven't the slightest recollection of any more that passed in the hall outside.

23575. You said things were going on "quietly." What did you mean by "quietly"?—Why, the people passing in and out quietly. I hadn't any other reason for saying it.

23576. Had there been any objection made before that to any of the people coming into the room without business?—Not that I heard.

23577. You say there was a fourth man who did office in that room?—Yes.

23578. Did the fourth man object to anyone coming in?—Not to those that went out of and came into the hall. Whether he was speaking to Hawkins or not, I don't know.

23579. But was there a man coming in who had no business there, and whom the fourth man undertook to "put right"?—I think there was.

23580. Was that before he went out?—I think it was before he went out.

23581. And did you leave this fourth man in the room when you came out of it at ten o'clock?—I did.

23582. Did the fourth man ask you to go out and speak to Hawkins?—No, he didn't.

23583. That just occurred to yourself?—I didn't go out particularly to speak to Hawkins.

23584. That did not occur when you were going outside?—I think I was twice out.

23585. On this occasion, the man whom we will say had charge of the room, had objected to people coming in that had not vouchers?—I think he had said that there were people coming in who had no business to do so.

23586. Did he say how you would know whether people had any business or not?—No, he did not.

23587. Did this man in charge of the room say anything about tickets?—He did not, in my hearing.

23588. Do you think he said it in Hawkins' hearing?—I couldn't tell you.

23589. But the man that had charge did object to people coming in who had no business?—He did.

23590. Did he say that to Hawkins?—I can form no opinion as to that.

23591. Hawkins says he did, you know?—Oh, I could not say.

23592. Did this man in charge, after he had made this objection to people coming in, who had no business to come in, did he go out into the hall?—No.

23593. You say that the fourth man never left the room that day?—Not that I recollect.

23594. You state—and it is remarkable that a man should sit in a room eight hours—you say he never stirred for a single second?—He went out into the hall.

23595. Was he a couple of minutes away?—He might have been a couple of minutes.

23596. Did he close the door after him?—He pulled it to.

23597. And did you hear him speak to Hawkins?—No.

23598. Did he come back immediately?—Yes.

23599. Did he make any observation about people coming in without tickets?—No, I do not think he did, that I recollect.

23600. It appears a remarkable circumstance that after that, Hawkins did not let anyone in that had not a ticket. Could you give us any idea who that man was?—I could not. I did not see him before or since, of my knowledge.

23601. Did you see him this morning?—I did not; but if I could get any clue to him, I would apply for a summons to have him brought here.

23602. It was after this man had gone out, that had objected to the people coming in who had no business, that you went out?

23603. I think it was after that.

23604. And then Hawkins asked you how things were getting on?—Yes.

23605. And you said they were getting on "quietly"?—Yes.

23606. What did you mean by that?—Well, I could not tell, except that there was no row, but everything was going on peaceably.

23607. When those people got in that had no business there, was there any discussion or talk about them?—No, sir.

23608. Did you go behind the screen?—No.

23609. Did you go where they were?—No; they were put back again, I think, out of the room.

23610. Who put them out?—I think it was one of the times I was going out, and that I met them in the door, and pushed them back.

23611. We are getting to it now. You thought it was a friendly thing to this man in charge, to push out the people that had no business there?—It was not of that I thought at the time.

23612. But you did push them out?—I did.

23613. How many were there?—I think there were two. I pushed them back out of my way.

23614. Why did you push them back?—In my opinion they were under the influence of drink.

23615. And you did not like to see them come in that way?—I didn't say that.

23616. Why did you push them back?—I don't know.

23617. Did this man suggest that you should push them back?—No. They were in my way when I was going out.

23618. You tried to clear the way, and you pushed them out of your way?—No, I put my hand out. They were in the door, and had not got in.

23619. On your oath, did you speak to Hawkins about tickets that day—did you tell Hawkins not to let parties in that had not got tickets?—If I did, I don't mind it.

23620. Will you swear, sir, that you did not?—No, I will not, for I don't mind it. My reason was that I knew nothing about tickets.

23621. Mr. TANDY.—How did you know that those two people had no business there?—I suspected that, as they were under the influence of drink.

23622. Did not you say just now, that that was not the reason you pushed them out?—I did not.

23623. Did not you say they had no business there?—Yes.

23624. Mr. LAW.—You had better tell the whole truth?—I am willing to tell it, but I knew nothing about tickets.

23625. Mr. TANDY.—How did you know they had no business there?—(*No answer.*)

23626. Mr. LAW.—Do not be so long hesitating?—Oh, if you please, let me consider.

23627. Mr. TANDY.—How did you know they had no business there?—There was one of them that I did not conceive had any business there.

23628. Who was that?—Henry Thompson; it is now I recollect it.

23629. That was your son-in-law?—Yes.

23630. Who was the other?—I think it was his brother.

23631. Which of them?—George, I think.

23632. How did you know that neither Henry nor George had any business there?—Oh, I didn't conceive that they had any business.

23633. Sure you did not know what any of them were coming in for. How did you know that Henry and George had no business to come in there?—Well, they were both under the influence of drink.

23634. You said before, that that was not the rea-

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William Watkins.

son. Why did you push them back?—I didn't conceive they had any business there.

23635. Mr. LAW.—Did you find afterwards that George had business there, sir?—I did.

23636. Did you find that the others had too?—No, I did not. I found that George had.

23637. Mr. TANDY.—Didn't you tell us, in your last examination, that you didn't say a word to George Thompson when you met him?—Ay, that time; but this was the second time he came back.

23638. And you did not tell us of that before—that he came back again?—No, I thought not; I didn't recollect.

23639. Was Henry with George there the second time?—I don't think so.

23640. Mr. LAW. Who was the second man that you pushed out of the door?—Henry Thompson.

23641. Were the two of them in the door together?—They were.

23642. Was that before ten o'clock, that you went out to speak to him?—No; I don't think it was, sir; but somewhere about it.

23643. Mr. TANDY.—Did you push away another man—any third person?—No.

23644. Do you swear that?—I do.

23645. Mr. LAW.—How many did you let in?—I didn't let in anyone.

23646. How many did you tell to come in?—No one.

23647. Mr. MORRIS.—How many did you think should be in there?—I didn't know.

23648. Mr. TANDY.—You are very anxious to find out this fourth man?—Yes.

23649. Have you made inquiries for him since your examination before?—I have.

23650. Mr. LAW.—Whom did you inquire of?—I don't recollect.

23651. Do you know Mr. M'Neill, that is sitting there?—I might have seen him, but I don't know him.

23652. Do you not know that gentleman in the middle, there?—No.

23653. Do you not recollect seeing him in the committee-room?—No, I don't recollect him. He might have been in it; but I don't remember the gentleman at all.

23654. As I understand, you swore positively before that you would not undertake to say you might not have told Hawkins that he was not to let anyone in without a ticket. Will you swear that?—No, I won't swear that, for I don't recollect it.

23655. You swore a while ago that you didn't say a word to him at all?—I don't recollect using the word "ticket" at all.

23656. Maybe you said cards?—No, not cards.

23657. Will you swear that you did not tell Hawkins not to let anyone into the room that had not a ticket, or a card, or voucher of some kind?—Not to my recollection. I may have told him not to let persons into the room that had no business; but I don't recollect a word about a ticket or a card.

23658. Mr. TANDY.—What did you mean by business?—By business I meant that they had no right to be there.

23659. What business had any person there to your knowledge?—I could not say that they had any business to my knowledge.

23660. Mr. MORRIS.—You knew they had some business?—I suspected they had.

23661. What was it? Come, out with it?—I couldn't tell.

23662. Mr. LAW.—You have told us already that before twelve o'clock, before the day was half over, you believed that bribery was going on?—I suspected it.

23663. Were you not certain?—No.

23664. If you thought a man was having his head cut off behind the screen, you would have waited quietly till it was done?—If a man were behind the screen I could not see him. You could see from the parlour door to the screen, but no further.

James Hopkins.

James Hopkins sworn and examined.

23665. Mr. LAW.—Where do you live?—1, St. Mary's-place.

23666. In what ward is that?—The Inns-quay ward.

23667. What is your occupation?—Bootmaker.

23668. You remember, of course, the last election in November, 1868?—Yes.

23669. Do you remember some time before the election attending at the committee-rooms of your ward?—Yes.

23670. Where were they?—107, Dorset-street.

23671. Was that the committee-room of the Inns-quay ward?—Yes.

23672. Was there a committee-room of the ward upon the Inns-quay?—Not that I know of.

23673. One witness spoke of it to-day as a corner house on the quay?—Yes; I heard him speak about that before, but I never heard any allusion to it made in the committee-room in Dorset-street.

23674. The regular committee-room was in 107, Dorset-street?—Yes.

23675. Do you recollect upon any occasion—I do not know how long before the election, a few days or less, perhaps—meeting with Mr. Robinson, and going with him to Cherry and Shields'?—Well, sir, if you allow me I will tell you the story.

23676. But did it take place?—Oh, it did take place.

23677. I will only ask you one more question, and then you can tell us the story; how long was it before the election?—It was the night before the day of the election.

23678. Now, tell us?—On the day before the election I was out with Mr. Walker, who was assisting me in canvassing for the Inns-quay ward.

23679. That is the William Walker whom we have had here?—Yes, and he told me he had a wish to go up to Mr. Beckett's in Liffey-street; so I asked him why he wished so often to be going up to Beckett's; and the reason he stated was that Beckett's wife was a Roman Catholic, and that he was afraid that Beckett might vote the other way, and that he should keep an eye on him; so I agreed to go with him, and we were just about five minutes in the room when a man of the name of Smith came in, and said that he had got an order from Mr. Robinson to collect all the freemen he could under the Post Office at eight o'clock that night. So Walker seemed very well pleased to hear this, and Beckett and I asked Walker what on earth could be the meaning of this meeting at the Post Office, and he assured me that it was nothing less than to get money. I expressed my astonishment at getting money even before he voted. He said it was a fact—that he was sure he would get money, and if I doubted it I might go down and see it.

23680. Well, this was Walker's statement to you?—Yes, sir, as we were going home from Beckett's house; he was walking beside me in Dorset-street.

23681. Smith said that Robinson had got an order to get as many freemen as he could to meet at the Post Office?—Yes; and I inquired of Walker what its meaning could be, and he expressed himself in that way.

23682. Did you accompany Walker to the Post Office?—I did not, sir. I walked down myself about ten minutes to eight to the Post Office to see what was going on, and I saw about eighteen or nineteen men; they were in sixes and sevens about the Post Office.

23683. Apparently waiting, I suppose?—Waiting; and I saw Walker, and I asked him had Mr. Robinson

arrived, and he said not; so then I walked about by myself, for Walker seemed to know those men; I did not know one of them.

23684. They were all freemen?—Yes.

23685. You are not a freeman?—No; and I walked about, and by-and-by I saw that they all marched up to Cherry and Shields' old house, and I followed up, and I followed them into a large back room. So I went over to the fire, and Mr. Robinson stood at the table, and they went round and gave in their cards and names and addresses.

23686. I suppose you mean their voting cards which they had got before?—Yes, they produced their voting cards.

23687. And he took their names down?—He took their names and addresses down, and Mr. Robinson then retired, I think, after about ten minutes.

23688. Did you see or hear where he went to?—He went into a room leading off to the front house—into a room to the right.

23689. On what floor?—On the ground floor, and he returned in about fifteen minutes, and he said it would be all right, or something to that effect.

23690. Did you hear them asking him whether they would depend upon him?—Well, I remember some person putting a question to him before he made that remark.

23691. Probably you could tell us the substance or purport of what was said by this person?—"When shall we hear from you?"

23692. Was this after he said "it would be all right?"—Yes; after he came back.

23693. And told them that it would be all right?—Something like that. I cannot just be positive about the expression.

23694. And then your recollection is that someone of the party asked him when they should hear from him?—Oh yes; Walker, I think, was the man that asked that question. He seemed to be very anxious.

23695. And what did Mr. Robinson say?—He said to depend upon him—that the Act of Parliament was very stringent.

23696. Did he ask them whether they would depend upon him?—Oh, I believe that was said—that that was the word.

23697. And they all said they would?—Some said they would.

23698. Did anybody say they would not, or did some acting as spokesmen for the entire, say they would?—Some said they would, and that spoke for all.

23699. How long did the meeting last—half an hour?—Just about half an hour.

23700. Were you speaking to Mr. Robinson that night yourself?—Not a word.

23701. Did you give your name to Mr. Robinson?—I did not, but I heard it was given.

23702. Did anybody tell you that he had given it?—Walker.

23703. Walker told you that he had given your name?—He did.

23704. You had been canvassing, I think, before this?—Yes, I had been canvassing for the Inns-quay ward.

23705. Did you get a card to canvass?—I got a book. I heard Walker state that he got the book, but he never handled the book.

23706. Were you and Walker in any way associated as canvassers; it was to canvass freemen, was not it?—Yes.

23707. And he was a freeman, and you not being a freeman, I suppose, you went together?—The night that I was requested to attend that night Mr. Norwood took the chair in the committee-room, and he was asking who would go to canvass, and a man of the name of Hassett, Joseph Hassett, and William Walker gave in their names; and then Mr. Norwood looked at them, and he said, "I think it would be better some young man should go with you;" so then I said if he had no objection I would go, and he put my name down under theirs; so I have got the paper in my pocket.

23708. Let me see it—is it a canvassing card?—It is just a leaf of the book that happened to remain with me, and I think it is Mr. Norwood's writing. (*Witness produces the paper.*) This was the list of streets that we got.

23709. "William Walker, Joseph Hassett, James Hopkins"?—My name came in just when I proposed. That is just the first leaf.

23710. Is this part of the book?—It is part of the book.

23711. I see it is numbered nine, the ninth page?—I do not know.

23712. What became of the rest of the book?—Well, I do not know. I think I tore it up for waste paper. I do not know how that remained with me.

23713. When did you tear it up?—Oh, long since, after the petition.

23714. After the petition?—Oh, yes.

23715. As I understand from your evidence, you were chiefly occupied, you three, in canvassing the freemen?—No, sir; Mr. Hassett never came after.

23716. Is that the reason that I see the name struck out?—I just struck out his name with a pencil.

23717. Hassett did not do any work?—He did not, sir.

23718. Did Walker and you canvass?—Walker and I canvassed.

23719. I suppose he knew the freemen better than you did?—Well, he did; that is why I volunteered. I thought it would be pleasant to go with him.

23720. Now, can you tell us with any accuracy how long you kept the book before you began to destroy it?—Well, I think I had the book—well, I could not say how long.

23721. Had you the book six months ago?—Oh, I had not.

23722. You are certain of that?—I am certain of that.

23723. Had you any portion of it six months ago?—I had not, except this. All I can say is I do not know how I have that, because the book remained about the house without any care being taken.

23724. Did you not deliver in the book to the committee?—Oh, I did; I brought it in when giving a report of the canvass.

23725. Why did not you give back the book to them?—Oh, I did not; I did not give it to them at all. I only just reported out of it, and then Mr. Lawler took down the names.

23726. This appears to have been a list of streets; did the book give you the names of the occupants of the streets?—The book gave me the streets of the whole ward where the freemen lived, and those are only the streets out of the book that I was to canvass.

23727. Did the book give you the names of all the people living in the ward?—No, sir; only the freemen.

23728. Was it a written book or a printed book?—Printed.

23729. The names of the freemen were printed?—The names and addresses printed.

23730. How many names, speaking roughly, were there—there are a good many streets—how many names were you intended to canvass?—Well, I think there were not more than fifteen or sixteen in it.

23731. Just seven streets?—Yes.

23732. That would be about two in each street?—Yes; in some streets—in Mary's-lane there was only one, and in Linen Hall-street, why it was Joseph Hassett himself.

23733. That was not very hard work; how long before the election did you get them?—About nine or ten days. It was on Tuesday week before the election.

23734. And did you begin to canvass actively as soon as you got it?—The day after.

23735. Now, how many people did you visit that day—there were only fifteen of them altogether—you might have done it in the morning; did you take two a day?—Well, I felt great difficulty in canvassing any of them, because Walker was very reluctant to go with me at all.

23736. You did not, perhaps, know them?—And I did not know them.

23737. Did Walker go with you at all?—Well, he did.

23738. How often did he go with you?—I think he came with me about three times.

23739. And did you canvass five people each of the three times—did you canvass the fifteen people?—Well, we canvassed them all, but sometimes when we called some of the parties were out.

23740. Do you think were you three days before you got through the fifteen people?—Well, I am sure we were; there was not a day's work in it to canvass them all.

23741. There was not more than an hour's?—I did not go more than I suppose an hour for three or four days.

23742. It did not interfere with your ordinary business?—Not at all; I would not have engaged with it if I thought that; but in my own business I am not much put about for an hour or so, because I am my own employer; so it did not inconvenience me much.

23743. Did you canvass in the evenings?—Oh, in the noonday.

23744. I suppose you all signed gratuitous service papers?—The evening after I signed a paper.

23745. After you got this?—Yes.

23746. Had Walker applied to be appointed a canvasser before you had?—Oh, certainly, that same night.

23747. The very same night?—The very same night, only just before.

23748. You say that Walker applied first, and then Hassett?—Yes, just as the name came there.

23749. And then they wished for some younger man to go with them, and then you applied?—Mr. Norward made the remark, and then I said I had no objection.

23750. Was it on that same occasion that you signed the paper?—No, sir; the night after.

23751. When did Walker sign—did he sign the same time as you?—I do not think he did. He was not there that night.

23752. On the second night?—The second night he was not there. He did not seem to care to have his name down to canvass.

23753. Do you recollect whether he signed the first night?—No, sir; I did not see any person sign the gratuitous service papers the first night. The night that I volunteered I was told that I should sign a paper the next morning before I should go and do anything.

23754. Who was it told you that?—Mr. Lawlor.

23755. And then the papers were expected the next day?—Yes.

23756. Did any other people sign the same time as you?—Oh, several.

23757. Did Hassett sign that night?—No, sir; I do not think he signed at all.

23758. Did you see any persons that you knew to be freemen sign those papers?—Well, I saw a man of the name of Bermingham sign.

23759. What is he?—Well, he is something in the building way. I do not know exactly.

23760. Do you know his Christian name, and where he lives?—He lives in Wellington-street. He was a canvasser.

23761. I suppose he signed the same night that you did?—I do not know; but I know that he signed as canvasser for the freemen.

23762. You applied to be appointed a canvasser?—Oh, certainly.

23763. Did you hear what passed when Bermingham was signing?—I did not. I do not remember seeing him signing.

23764. Now, when did you first hear that Walker had given in your name to Mr. Robinson?—I think it was the day after.

23765. Did Walker walk home with you that evening?—As far as Dorset-street.

23766. And did not he tell you then as he walked home with you that he had given in your name?—He did not.

23767. How long after this was it?—Well, it was three or four days after, I think; it was after the election.

23768. Just tell us what he told you, and how it arose?—Well, he was telling me that he expected to make some money by the election, and I asked him was not he well satisfied with what he got.

23769. Had you known what he got?—Oh, I had.

23770. You knew, I suppose, about the five-pound note?—Oh, yes, I did.

23771. Did he tell you that the day he got it?—Oh, he did not tell me the day he got it how he got it.

23772. But you knew he had got it?—I knew he had got it.

23773. I suppose you knew that he had got it very soon after it was paid to him—did not you meet very soon?—Oh, very soon; and helped to see him change it.

23774. You were there?—I was present.

23775. You knew he had got £5, no matter how?—Yes.

23776. Well, you asked him was not he satisfied—what did he say to that?—He said not, and that he should be paid for his canvassing; and I said it was very wrong for him, and he said that he had given in my name too, and that I was likely to again hear from Mr. Robinson, and I said that I did not expect any such thing as I was not a freeman, and he said that it did not make any matter.

23777. Did anything more take place?—Nothing more that I remember.

23778. You did not abuse him for it?—Oh, I told him that I would sooner he had not given in my name.

23779. Did you ever speak to Mr. Robinson afterwards?—Well, I went to Mr. Robinson once afterwards.

23780. How long was it after the election—a week or ten days?—Oh it was after the election; after I had seen Bailey.

23781. What did you say to him?—I told him that I knew a man that had got a ticket, and that he was unfortunate enough to forget the number of the house that he was told to go to with the ticket, and would he give me any instructions as to how he might procure his expected bribe, and he would not listen to the story good or bad—knew nothing at all about it.

23782. Mr. Robinson?—Yes; he would not hear a word about it.

23783. Did you ever mention to him that you knew your name was on his list?—Oh, never.

23784. You never said a word about that?—Never.

23785. Can you tell me any of the men that were there that evening at Cherry and Shields', except Walker?—Smith.

23786. And Beckett?—Beckett.

23787. Was Butler there?—I saw Butler. I heard—I was told, that he was Butler that night. I did not know him till I was told.

23788. Now you know I suppose that he was there?—Yes.

23789. Who else?—There was another man that I heard stated on the petition—Field.

23790. Do you know any of the others that were there?—Well, there were, I think, one or two men that I canvassed were there. I forget their names, but they live here in Capel-street.

23791. Do you know what they are?—I met them the next morning.

23792. Do you know what their trade is?—I do not.

23793. Whereabouts do they live in Capel-street?—They live nearly opposite 76.

23794. Opposite 76?—Nearly opposite.

23795. Have they a shop there?—Upstairs in rooms.

23796. You saw them there; what were their names? Well, I cannot think of their names.

23797. Are they brothers do you know?—I think they are; they seem to be. I met them the next morning in Capel-street, and I asked them had they voted, and they said they had.

23798. Did you see a man called Tucker there?—I do not know. By-the-by, there was an old man that lived next door to Beckett.

23799. What was his name?—I do not know his name, but I remember he was there. He lived in the next room to Beckett.

23800. In Liffey-street?—Yes; and he was there.

23801. Can you tell us who was the principal spokesman for the party with Mr. Robinson that night?—Oh, Mr. Walker seemed to be the foremost man in asking questions.

23802. Was Mr. Smith?—No; I did not see Smith. I did not see any more of Smith, after hearing what he said in Beckett's.

23803. Mr. TANDY.—Did you know Mr. Foster at all?—I did, sir.

23804. Did you see him shortly before the election? I saw him in the committee-rooms.

23805. Did you see him in his own house?—I did not.

23806. Were you ever in his own house?—Several times.

23807. Were you there after you saw him in the committee-rooms?—I saw him the first night in the committee-rooms.

23808. I thought you said you saw him the night before the election?—I beg your pardon, sir, I did not.

23809. Did you see him the night before the election?—I did not.

23810. How long before the election did you see him there?—It was about five or six days.

23811. Did you see any person with him?—No, sir.

23812. Is that the committee-rooms in Dorset-street?—Yes.

23813. Did you ever see him in a private room in Dorset-street?—I did not.

23814. No room, but the committee-room?—No room but the parlour.

23815. Were you ever in his own house?—I was.

23816. Now, when were you at his house?—Well, I was several times there on business as regards work as a customer.

23817. At all in connexion with the election?—Well, I was there a short time before the petition was heard.

23818. Was that the first time you were in the house after the election?—It was.

23819. How soon after the election was it you were in his house?—It was a little—I should say it was a week before the hearing of the petition.

23820. What hour of the day was it?—It was in the evening about eight o'clock at night.

23821. Were you accompanied by any person there?—Not one.

23822. Did you see any person with him that night?—Not one.

23823. Now, just tell us what it was you went to him for, and, as far as you recollect, what passed between you?—Well, sir, I had a message over from Mr. Fitzgerald's office in St. Andrew-street asking me to go over to Mr. Fitzgerald. I asked him what did Mr. Fitzgerald want with me, and he told me that he heard that I could give him some information relative to the bribery that was carried on at the last election. "Well," said I, "I cannot, and if I could I would not, because," said I, "I voted for Sir Arthur Guinness, and it is not likely that if I could do anything to injure him I would." So he went away, and before he went I told him that if Mr. Fitzgerald wanted me he was quite welcome to any question that he would ask me; I would answer him. So I went then to Mr. Foster's house to tell about the messenger that had come from Mr. Fitzgerald's, and also to tell him that on the day of the election I suspected there was bribery, and that I would sooner I had not any knowledge about it because that I heard I would be subpœnaed.

23824. Now, do you recollect Mr. Foster saying anything to you?—Well, Mr. Foster said that he knew nothing at all about it.

23825. Was that all he said?—He told me that he was out of town that day himself, and he took up the *Freeman's Journal* and he read a little thing that was in it about the way they were boasting of having discovered a circular which I have heard read here:—"Please write your name and address on this card," &c. So he read that for me. I was after telling about the railway ticket work. So he read this for me as something that *he* had found out, and expressed his astonishment.

23826. You told him about the railway ticket affair?—I did.

23827. You had heard of that before—before you went?—I had.

23828. Was it long before you went to him that you had heard of the railway ticket affair?—The day after the election.

23829. What did he say when you spoke to him about the railway ticket?—He said that he did not know a ha'porth about it, but that one thing he knew was that it must be an enemy.

23830. Did he mention who the enemy was?—He did not.

23831. Did he mention any names?—Oh, not a single name.

23832. Now, did you see any railway tickets except one?—Except one, I did not.

23833. Never?—Never.

23834. You saw one railway ticket?—I did, sir.

23835. With whom was it you saw that?—Bailey.

23836. Did you ever see Mr. Foster after that occasion?—No, sir.

23837. On the former occasions when you went to him had you any conversation about the election at all?—Never a word.

23838. Except on that one occasion?—Yes.

23839. Had you heard before you went to him that he was suspected of being mixed up at all with the affair?—Well, no, but I suspected myself.

23840. What made you suspect it yourself?—Why, I heard one evening Walker called up to Beckett's when I was with him, and Beckett came out with him and the two of them went up to Mr. Foster, and I understood that it was going up to make some inquiries.

23841. Did you ever hear of any other person going up to him?—I did not.

23842. Did you ever hear who Mr. Marcus was?—I did not.

23843. Have you got any reason to form a belief as to who he was?—Well, I do not know the meaning—that is, Mr. Marcus in the back room?

23844. Yes?—Well, I heard it was Mr. Foster himself. Of course, from the evidence I hear I believe the contrary.

23845. From whom was it you heard that?—Mr. Hassett.

23846. Did you ever hear it from any other person?—No, I did not.

23847. Did you ever hear who the other gentleman was?—I did not.

23848. Did Hassett give you any reason for his believing that it was Mr. Foster?—Well, he said that he knew Mr. Foster's hand.

23849. He had an opportunity of seeing it that day;

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did you ever hear it from any other person except Hassett?—I did not.

23850. You knew nothing about the other gentleman at all?—Not a word.

23851. You never heard anything about him?—I did not.

23852. Did you see the room into which Mr. Robinson went when he left you for about fifteen minutes?—No; I just saw the door that he went in; it was on the right side as you go out.

23853. Can you tell us whether there was any person in that room but Mr. Robinson?—Well, I could not—saw him going down.

23854. Did you see any other persons in that house that night except the freemen who were assembled, and Mr. Robinson?—I did not.

23855. Were you ever in any upstairs room in Dorset-street?—I was not.

23856. Mr. LAW.—Had you that book with the list of freemen that you have spoken of at the time of the inquiry before Judge Keogh?—Well, I cannot say; I do not remember that I had.

23857. Was it before or after that you destroyed it?—Well, I could not say.

23858. Which do you believe it was?—Well, I think it was after.

23859. Are you certain of that?—I am not certain; I am not positive.

23860. You were examined before Judge Keogh?—I was.

23861. Now does that bring it to your recollection whether you had this book at that time or not?—It does not.

23862. You did not produce it at all events?—I was not asked a word—I do not remember a word in connexion with the book.

23863. Where was it that you found this leaf of it that you produce now?—Well, I think—I think—I think that on the petition—it strikes me that when Mr. O'Shaughnessy came over—he was assisting Mr. Fitzgerald at the time—Mr. O'Shaughnessy called upon me to ask me questions, and he asked me about the circular I got from the Inns-quay ward, and he asked me about the list that I canvassed; and I think then that that was my reason for preserving the list of streets in case I should be asked for it.

23864. That was before the petition?—That was before the petition.

23865. And at that time had you the book?—I had not; I think it was partly torn up as waste paper.

23866. Well, but why did you think it only necessary to keep the one leaf of the book—one page of it?—As there was nothing of any importance in the other.

23867. And you thought this was of importance?—Well, I thought that if there was any part of it useful, the streets that we canvassed——

23868. Are we then to understand you that you carefully selected this leaf from the remains of the book that you had in your possession when Mr. O'Shaughnessy spoke to you, and kept that?—Well, I think that after I saw that the book was torn up I just tore this leaf off.

23869. Was that the only leaf remaining in the book at the time?—Oh no, sir.

23870. Why did you not keep the other leaves as well?—Because there was nothing in them.

23871. Were the names of the persons?—Oh yes, the names of the persons in the streets.

23872. In the other leaves?—Yes.

23873. Did not you think that they were of as much importance as the names of certain streets?—I did not, because Mr. O'Shaughnessy dwelt very much upon the streets and the number of persons we canvassed, for he seemed to think it was a sham; so then I thought that by preserving this leaf any person would see from the streets there the number of freemen that we had to canvass.

23874. Did not you think it would be just as satisfactory to have kept the list of the names themselves, so that people would not have the trouble of going and inquiring into the number that lived in each street?—Well, I did not.

23875. Do you recollect that there was some portion of the book not destroyed at the time Mr. O'Shaughnessy had the conversation with you—is that the fact?—Well, I am not certain about it.

23876. You do not believe that the entire of the book was destroyed at that time except the one leaf?—Well, it is not my belief; I am not certain about it.

23877. Do you believe that there were other pages of the book remaining in your possession at the time of the conversation with Mr. O'Shaughnessy, besides that?—Well, I think there were.

23878. Can you, believing that, tell me upon your oath, whether you believe that the other leaves, except that one, were destroyed before or after the hearing of the election petition?—Well, I believe—I will say, as far as I believe—that it was after the petition.

23879. After the petition?—After: I had no particular reason for ever destroying one leaf of the book.

23880. Why have you kept this particular leaf ever since?—Well, I do not know, it happened just; I think it was in a book that leaf remained.

23881. In your pocket-book?—Oh, no.

23882. It seems to have been folded up neatly; when did you fold it up?—Just I put it in my pocket when I got the summons.

23883. A week or ten days ago? where was it before that?—It was in a book.

23884. In what book?—Well, I think it was in a Bible.

23885. Might I ask you when you put it there?—Well, it is a long time.

23886. Had you put it there some months ago?—I had.

23887. When did you tear up the rest of the book; you said you selected this because it struck you as very important to preserve the names of the streets?—Not as very important.

23888. But as the only important thing in the book or the most important?—Yes.

23889. And you preserved it as such from destruction; now do you mean to say that you then put it into the Bible to keep?—I think so.

23890. How many months did it remain there carefully preserved; was the Bible much disturbed in the interval?—Well, it was.

23891. But still this constantly remained—I suppose carefully inserted in the Bible?—Yes.

23892. Is that so?—Yes.

23893. For months?—Yes.

23894. Was it used as a mark?—It was not.

23895. But it happened to get in there?—I put it in there.

23896. As the safest place to keep it, I suppose?—Well, it was a safe place.

23897. As a place of safety; do you generally keep documents that you are particular about in your Bible?—I do not.

23898. Now, when did you remove it from the Bible?—When I got the summons.

23899. From the Commissioners?—Yes.

23900. Might I ask you how soon after the petition was disposed of, did you tear up the rest of the book and select this for preservation?—I do not know.

23901. Was it soon after?—I cannot say what time it was.

23902. How many months do you think you had that interesting document placed in the Bible for safe custody; how many months did you keep it preserved in that way—six or seven?—Oh, I think for more than six or seven.

23903. By itself I mean?—By itself.

23904. Then it has been six or seven months torn out of the book to which it originally belonged, and placed for safe custody in the Bible—is that so?—Yes.

23905. Now, may I ask you what you preserved it for after the petition was disposed of—why did you keep it then—did you think anybody would ever want it again?—Well, I did not.

23906. Why then did you keep it?—Well, I have stated before that I do not know how it comes that I have it.

23907. You said that you preserved it because it was the most important part, and you put it in the Bible for safe keeping. Now, I want to know, when the petition was once disposed of, why you kept this at all?—Perhaps it was before the petition that I kept it.

23908. Then did you tear this from the book it belonged to, before the petition?—That might be.

23909. What do you believe?—Well, I have no belief on it at all. All I believe is that I do not know I have it.

23910. You do not know how you have it?—How it stuck to me so long.

23911. Did you know where to go look for it when you got the summons?—I did.

23912. You knew it was in the Bible all the time?—I did.

23913. Can you say it was in the Bible for six or seven months?—It must be there more.

23914. Twelve months perhaps?—It must be twelve months.

23915. Had you it in the Bible separated from the book it belonged to, at the time of the hearing of the election petition?—I do not remember whether I had or not.

23916. Do you think you had?—Well, I cannot say one way or the other.

23917. But at all events you thought that the fifteen names would not give as much information as the names of the streets in which the fifteen names were to be found? You thought, I suppose, that six streets apparently to be canvassed looked better; was that the reason?—That was not the reason. I had no particular reason.

23918. You said you thought that this was the most important part of the book?—I did.

23919. I want to know why you thought this the most important part of the book?—Well, I do not know.

23920. It is more like a title page or table of contents than anything else, and that is not generally the most important part of a book?—Well, perhaps the names that I canvassed, perhaps even those were torn at the time that I preserved this leaf.

23921. You remember perfectly well that you did preserve it because you thought that this was more important than the rest. I suppose you preserved it at a time when you had your choice for preserving one or the other?—Oh, if the book was whole I would have kept the book.

23922. But it was not?—It was not.

23923. Why did you tear the book?—Just the same as I would tear any waste paper. The elections were over and the book was of no value.

23924. You were in Mr. Foster's house you say about a week before the petition came on for hearing?—Yes, sir.

23925. How long had it been before that that you were there?—Oh, I was not there I am sure for five or six month before.

23926. Were you in the house near the time of the election?—I was not.

23927. Not at all?—Not at all.

23928. Did you see him a day or two before the election?—No.

23929. Or in the evening?—I saw him in the committee-rooms in Dorset-street.

23930. Did you see him anywhere else than in the committee-rooms?—I did not.

23931. Did you see him in the committee-rooms within a night or two of the elections?—I think I did.

23932. Were you speaking to him?—I was not; I did not speak to him at all in the committee-rooms.

23933. How recently before the election, before the middle of November had you been in his house?—I think it was five or six months.

23934. Can you swear it was two months?—Oh, I could swear it was more.

23935. Are you certain of that?—Quite certain.

23936. You were not in his house within two months of the election?—I was not within two months of the election.

23937. You had been in his house in the way of your business?—In the way of my business.

23938. Was he a customer of yours?—He was.

23939. How long?—For two or three years.

23940. Did you ever meet him in any other way than as a customer and the two or three times that you went up to the committee-rooms?—No, sir.

23941. You never met him in any other gathering?—Never.

23942. Were you canvassed yourself by anybody?—I was.

23943. Who canvassed you?—Well, a man of the name of Mocker canvassed me for Pim and Corrigan.

23944. And I suppose you gave them an answer that you were not disposed to go that way?—Indeed I did.

23945. Did anybody canvass you on behalf of Guinness and Plunkett?—No, sir.

23946. Were you ever in the house 47 and 48 Dame-street?—I was.

23947. What were you doing there?—Well, I was there looking for something on the county election.

23948. Looking to be employed on the county election? I suppose you went there before the city election?—Oh, I did not.

23949. You know the city election was on a Wednesday, and the county election on Friday?—Well, it was the day after the city election that I went there.

23950. Was it to the place where the houses were pulled down?—They were both in one, 47 and 48.

23951. Was it to that house you went?—Yes.

23952. It was not to No. 3?—No, sir.

23953. Or to No. 24?—No, sir.

23954. Now, did you know that 47 and 48 were not the county election offices?—Well, I did not know any of the offices.

23955. Had you been to that place before?—No, I hadn't.

23956. You say you did not know any other office; had you not been in there before?—Well, I knew it by passing it by, and I saw posters up.

23957. You never were in there before?—Never in there before.

23958. When you went into this office at 47, Dame-street, whom did you see?—Well, I saw Mr. White passing. I saw Dr. Meredith.

23959. Whom else?—I saw Mr. Byrne.

23960. Whom else?—I saw Guinness Beatty.

23961. Well?—I do not remember anybody else.

23962. To whom did you apply to get employment on the county election?—Well, I went into 47 and 48, Dame-street, and met a young man that I knew by appearance.

23963. Who was he?—I don't know his name; and I told him what I was about, and he told me it was in 24 I should apply; so I wrote out an application in 47, and I went over to 24, and I put it on a file where I saw other such applications.

23964. Now who was that young man that you say told you to apply at 24?—Well I do not know his name.

23965. What room was he in—the ground floor or the second floor?—It was on the ground floor.

23966. Did you see him after that day?—I did not.

23967. Did you speak to Mr. White?—I did not speak to anybody.

23968. Did you announce yourself as a voter who had deserved well of the party, and who had voted for Sir Arthur Guinness?—I did not.

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James Hopkins.

23969. You do not say anything about yourself?—Not a word.

23970. Did you at any time about that period borrow any money from any person?—I did not.

23971. Did you give an I. O. U. for any sum of money to anybody about the month of November?—Well, I will tell you about the I. O. U. business. In the month of November, I think, about a week after the election, I was passing up Dame-street, and I just went into 47 and 48 for to see what was going on, and while I was there a man whom I knew his appearance and his name—I heard his name mentioned—I never was speaking to him—he was a canvasser on the Inns-quay ward.

23972. What was his name?—Alcock; he came up and asked me how I was; and while I was speaking to him Mr. Frazer came and asked him was I all right, or was I a good man, or something to that effect, and Mr. Alcock said I was. So then Mr. Frazer brought me into the next room, took me out of this room; this was the front room where Dr. Meredith was paying some of the tally agents or some one at the time.

23973. Was Alcock in there?—He was.

23974. What had taken you into that room?—Just merely chance; I just went by chance into it.

23975. Frazer took you into the other room?—Frazer took me into the other room.

23976. The back room, I suppose?—The back room.

23977. Did Alcock go with you?—He did.

23978. Well?—Mr. Frazer told me that I would oblige him very much if I would do a little business for him. So I asked him what it was, and he told me it was to go down to Abbey-street to vote or personate a Mr. Twigg of Bachelor's-walk, to vote for Mr. Tickell at the municipal elections, and I told him I would not, and he said, "Why, what harm will it do you?" "Well," I said, "I am not going to tell lies for you." "I assure you," he says, "there won't be a question asked." "Well," said I, "if there be no questions asked, that I will have to tell no lies, I will go;" and he says, "if you go I will pay you." So I agreed to go, and he brought me down stairs and came into a cab, him and Mr. Alcock, with me, and he gave me a voting paper, and told me to do nothing but walk straight up into the room in Abbey-street, and hand this paper to Alderman Campbell. So I done so, and there was not a question asked, and I walked out, and Mr. Frazer brought me into a cab, and as we were going back in the cab, Mr. Frazer asked me was I a voter. I told him I was.

23979. A voter, you mean, in the city?—Yes; so we went back to 47, Dame-street.

23980. And I suppose he asked you whom you voted for?—He did.

23981. Well?—Then he came down; he went up and brought me upstairs to the room that he spoke to me in, and he said that he would leave me for a few minutes, and he went upstairs further up, and he came down, and he says, "You will have to give me an I. O. U. because you are a voter."

23982. Because what?—"Because that you voted at the last election"—"You must give me an I. O. U., but don't mind," he says, "I will give you two pounds," he says, "and I will give you my card"—that is, his own card, James B. Frazer—"and I will give you more than what I give you now; so give me this I. O. U.; it is only just because you are a voter." So I gave him the I. O. U., and he afterwards summoned me for the £2, and it was dismissed, and he was threatened to be prosecuted.

23983. For the £2 he paid on the I. O. U.?—Yes, and it was dismissed, and he was told he would be prosecuted.

23984. Do you mean to say that the reason that you were asked to sign an I. O. U. was that it was a mere form; that inasmuch as you had voted rightly in the city, they could not give you money?—Yes.

23985. You understood you were never to be asked to pay that?—Certainly.

23986. Did you see any freemen getting advances of money on I. O. U.'s?—Not one, sir.

23987. Mr. TANDY.—What day do you recollect did this transaction take place?—I cannot state the day. I think it was about a week after the city election.

23988. You say that before Frazer said anything about the I. O. U. and the £2, he went to an upper room?—Upstairs.

23989. In 47, Dame-street?—Yes.

23990. Did he tell you he went up to see any person there?—He told me he went up to Dr. Guinness Beatty.

23991. Did he tell you where he got the £2 to give you?—He did not, but he told me the day I met him in William-street that he got it from Dr. Guinness Beatty.

23992. Had you this leaf in your possession when you came to give evidence before Judge Keogh?—No. I never brought it out with me until I got this summons—never thought about it.

23993. Had you any other papers connected with the election at the time of that inquiry?—[*No answer.*]

23994. Had you at any time any papers connected with the election?—Well, I had one paper.

23995. What was that?—When I heard there was a petition against Sir Arthur Guinness, and that I was likely to be subpœnaed, I called on Joseph Hassett, because that I was with him the day of the election. I seen that he had some money, and I called upon him for a statement of his knowledge of me during the election, lest that he should do as others were doing. There were false witnesses going over to Mr. Fitzgerald, and getting money, and I thought that perhaps he might do the same, and just put the saddle on me, as I see others have done on the wrong horse; so he told me he would write out a true statement of his knowledge of me. I got that statement from him before the election petition, and I have it still.

23996. Mr. LAW.—Hand in that paper. (*The witness produces and hands in a paper.*)

23997. Mr. TANDY.—That is the statement?—Yes.

23998. Have you any other paper?—Not one.

23999. Had you ever any other connected with the election?—Never.

24000. Mr. LAW.—Is this Hassett's handwriting?—Yes.

24001. Was it your own suggestion to get this written out?—Yes.

24002. Were you speaking to anybody about this?—No one.

24003. You said you saw Mr. Foster, and that you thought from what Hassett told you Mr. Foster was very much mixed up in the election. Did Mr. Foster suggest to you to get this writing?—No, I suggested it myself, and thought it would protect me from any false statement that might be made for money in Mr. Fitzgerald's office.

24004. It is not signed. Did you ask him to sign it?—I did not. I don't think he put his name to it.

24005. What was the date of that?—It was before the hearing of the petition.

24006. Was it while the case was at hearing?—No, before it.

24007. I see it begins by saying that about the 15th or 16th of November, he was canvassed by Messrs. Hopkins and Walker?—That was the day I went into him.

24008. I thought Mr. Hassett himself was a canvasser?—He never came out.

24009. Did you canvass a man who was associated with you in the canvass?—We did not. We just called next morning; I did not get him to write that; I told him he would oblige me to write his knowledge of me during the last election.

24010. During any conversation you had with Mr. Foster in the committee-rooms or elsewhere, did you

hear him make any arrangement with anyone about the day of the election?—I did not.

24011. Do you know Forrest?—Yes.

24012. How long?—About two years.

24013. I suppose you are a Dublin man?—Yes.

24014. How did you come across Forrest?—I joined the Friendly Union Society. I was last year a member of that—not this year.

24015. You dropped off this year?—Yes.

24016. Was the subscription weekly?—Yes.

24017. Did you get any advance from that society last year?—No.

24018. The object of the society is to make advances to its members?—No, it is the sick and burial society I was a member of.

24019. I thought advances were made to the members?—No.

24020. Simply to provide a fund for the members when sick?—Yes, and provide a doctor and for mortality.

24021. Two years ago you joined it?—It is not all out two years.

24022. You were only a year a member?—I was not a year.

24023. Did you constantly attend the meetings of the society?—Once a week.

24024. Were you there during November?—I was.

24025. Pretty constantly?—I was.

24026. I suppose the weekly meetings were attended only by members?—The members should go with their subscriptions.

24027. I understand there are quarterly meetings at which the general body attend, and that few attend the weekly meetings. Is that so?—Yes.

24028. Had you any office amongst the members?—No.

24029. Did you tell Mr. Foster what Hassett said about knowing his hand in Capel-street?—I did not.

24030. You told him you heard he had something to say to it?—I did.

24031. What did he say?—He said he had not.

24032. You told him the way it was done, and that you had seen one of the tickets?—I did.

24033. You told him you had seen Bailey's ticket?—I did. He seemed not to know anything about it.

24034. Did you tell him he did know a great deal about it?—Not that way.

24035. Perhaps not so bluntly. Did you ever hear Mr. Foster speak about railway tickets?—I did not.

24036. Did you ever see any with him?—I did not.

24037. Did you ever say you did—that you saw railway tickets with Mr. Foster in his house?—No. I heard a party say they did see tickets.

24038. Who?—I heard Beckett say he did see tickets in Mr. Foster's house.

24039. When did he tell you that?—Before the election I heard him telling something about tickets.

24040. When was this?—This was the night that Beckett and Walker were going up to Foster's house. I was with them; they were talking.

24041. Was it then you heard Beckett say he had seen tickets at Mr. Foster's house?—Yes; tickets.

24042. What kind of tickets did he say they were?—A railway ticket.

24043. Did he say what railway tickets?—He did not say.

24044. Did he say what quantity of tickets he had seen in his house?—One; that he showed him one.

24045. Did he say he had seen one or more bundles of tickets there?—He did not.

24046. That Mr. Foster had shown him the ticket?—Shown him the ticket.

24047. And I suppose intimated to him that was the way it was to be done?—Yes.

24048. Did Beckett say that to you and Walker?—To Walker.

24049. When going to Mr. Foster's?—Yes. I was walking with them.

24050. Was Beckett's conversation directed to both of you, or simply to Walker?—To Walker.

24051. But you could hear it?—I could hear it.

24052. It was not intended to be kept secret from you?—It was not.

24053. You heard him telling Walker this?—Yes.

24054. Did you ever hear Beckett make that statement on any other occasion?—I have not. I never spoke about it to him.

24055. Have you spoken to Walker about it?—I have not.

24056. Did you ever speak to Hassett about it?—No.

24057. Could you tell us about how long before the election was it this conversation took place between Beckett and Walker?—I think it was five or six days.

24058. Did Beckett tell you anything about how Mr. Foster got it?—Mr. Foster showed it.

24059. Showed him one of the tickets?—Yes.

24060. Did he say he knew how Foster had come by them?—He did not. He said something about a gentleman coming over from England in connexion with the tickets.

24061. To distribute them?—I did not hear. I understood this gentleman and the tickets were connected.

24062. How was the gentleman connected with the tickets—he did not bring them over from England, for they were there before him; but was the gentleman coming from England to be the hand to give them out; was that what you understood?—Well, I understood something that way.

24063. The tickets were represented by Beckett to be in Mr. Foster's house at the time—the gentleman coming from England had something to do with them, but he was not to bring them?—Yes.

24064. Were you a member of any society of which Mr. Foster was a member?—No.

24065. Do you know Campbell long?—I know his appearance a great many years.

24066. Have you been a rated occupier for many years?—No, I never voted till the last election.

24067. Was this the first time you were on the list?—Yes.

24068. Mr. TANDY.—Did you ever hear any person say afterwards that the gentleman had come from England?—I never heard another word about it.

24069. Mr. LAW.—From the conversation you heard it would appear that Foster and Beckett were on tolerably intimate terms?—Well, I understood Beckett had been up there before this night he was going there with Walker, and that it was while he was there by himself this conversation took place.

24070. Did Beckett say he knew Mr. Foster well?—He did not. He seemed to be bringing up Walker to ease Walker's mind.

24071. Did you hear Beckett telling Walker how much a head it would be?—I am not certain about that.

24072. You heard there was money going, at all events?—Something to be going.

24073. You do not remember that he mentioned a sum?—I do not.

24074. Do you remember his showing his fingers?—I am not certain one way or the other.

24075. Beckett said he had been there before, and he was bringing up the others to satisfy his mind?—Something that way.

[*Mr. James Frazer here stated that the witness had brought him a paper signed by Mr. Falkiner.*]

24076. What became of the paper that was signed by Mr. Falkiner?—I have that paper.

24077. Is it in your pocket?—No.

24078. Where is it?—It is at home.

24079. How far is that from here?—Ten minutes' walk.

24080. Have you any other papers?—I have not.

24081. Mr. TANDY.—Is that a paper connected with the election?—This paper he (Mr. James Frazer) speaks of is.

24082. Did not you swear ten minutes ago you had

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no other papers in your possession?—Well, I forget about that paper.

24083. Mr. LAW.—Tell us the substance of it?—"I certify that James Hopkins was canvassing the Inns-quay ward, and has done his duty to the entire satisfaction of the committee. Signed, James Falkiner."

24084. Did you get that from Mr. Falkiner?—I did.

24085. He was secretary of the Inns-quay ward committee?—Yes.

24086. When did you get that from him?—Five or six days after the election.

24087. This was after the county election?—I think it was.

24088. You first went to Dame-street to look for employment—that must have been after the city election—and to get employment on the county you brought over that as a voucher?—I am not sure.

24089. Did you hand it to Mr. Frazer in Dame-street?—I showed it to him.

24090. Did you apply to him to get you put upon the county work?—I did not.

24091. What did you show it to him for?—

Mr. *Frazer.*—To get him paid.

24092. Did you ask for payment?—I did not, sir; I never asked Mr. Frazer for payment.

24093. What was the meaning of it? You got a certificate from Mr. Falkiner certifying you had done your business properly—for what purpose did you bring that to the office where the expense agents were distributing money?—I did not bring it for any particular purpose. It remained in my pocket from the time I got it.

24094. Mr. *James Frazer.*—He had been in with Dr. Meredith, and Dr. Meredith had absolutely refused to pay him. He handed me the paper. "Frazer," said Dr. Meredith, "take that man out, he has been in here, and I could not pay him." He complained to me his trade was behind, that he wanted money. I said that was a hard case. I went back to Dr. Beatty, and got some money from Dr. Beatty in the presence of Mr. Sutton, out of which I gave him £2. The rest of his story is all a fiction.

24095. *James Hopkins.*—I have the document, and Mr. Frazer's statement is all false, with the exception that he gave me £2.

24096. Mr. LAW.—Go at once for that paper and produce it here without delay. Before you go, think on your oath—have you got any other document besides this, in connexion with the election, any book, paper, or letter?—I don't think I have.

24097. Are you sure?—I don't remember that I have.

24098. Where do you keep your papers?—In a box.

24099. Is this certificate from Mr. Falkiner in the box?—I don't know.

24100. Mr. LAW.—Go at once for the paper; we will wait until you return.

William Walker.

William Walker further examined.

24101. Mr. LAW.—Remember you are sworn—Do you recollect the evening you walked up with William Beckett to Mr. Foster's residence in Mountjoy-street?—I do.

24102. A few days before the election?—Yes.

24103. Was Hopkins the last witness with you?—He was.

24104. The three of you walked up together?—Yes.

24105. Beckett stated to you that Mr. Foster had promised him, and he was bringing you up to hear that from Mr. Foster's own lips?—Just so.

24106. Did Beckett tell you on that or any other occasion, the mode in which the payment was to be made—did he tell you about the railway tickets?—He never mentioned a railway ticket; that Mr. Foster said that would be going.

24107. Did Beckett tell you while you were going up there that Mr. Foster had shown him a railway ticket?—He did not mention it at all; anything at all about a railway ticket.

24108. Did he mention that Mr. Foster had shown him anything?—He did not, only he promised him that night that that would be going.

24109. Did he mention that a gentleman was coming over from England in connexion with the matter?—He did not.

24110. Have you been here listening to Hopkins' evidence?—I have.

24111. Is that statement true?—No.

24112. Did any conversation of that kind take place between you and Beckett?—Nothing like it at all.

24113. I suppose you know the last witness very well?—Yes.

24114. Has he ever mentioned the matter of railway tickets to you?—Never.

24115. Did you at any time hear Beckett say he had seen a railway ticket with Mr. Foster?—Mr. Beckett never mentioned a railway ticket to me at all directly or indirectly.

24116. Did Hassett?—No. I heard the last witness say that his name was not put down the night we went to Cherry and Shields'.

24117. He said it was—he said you got his name put down, that he found that a day or two after?—It was himself got it down, for he told Mr. Robinson his name.

24118. We have nothing to do with his case, as he is not a freeman. Did this conversation he states take place betwen you and Beckett?—It did not.

24119. Did any conversation take place between you and Beckett as to Mr. Foster showing a ticket or card?—Not a word about a ticket or card, only that Mr. Foster promised.

24120. Did Hopkins ever tell you he had seen a railway ticket with Mr. Foster?—Never.

24121. Did any one else tell you that?—Never. I never knew of a railway ticket till the morning of the election.

24122. Or since?—Or since.

24123. Did you ever hear till the present moment that Mr. Foster had shown a railway ticket to Beckett?—I did not.

24124. Or to anybody?—Or to anybody.

24125. You know Beckett?—I do.

24126. Does he read and write?—He does, he reads.

William Kemp.

William Kemp sworn and examined.

24127. Mr. LAW.—Are you still working with Dr. Duncan?—Yes; but this last month I have not been working any. I am unwell. I was only out for ten minutes for a walk, when the policeman came for me with the cab.

24128. You recollect the day of the Dublin election?—I cannot say I recollect the day.

24129. But you recollect the day you, and Watkins, and Noblett, were in Capel-street?—I am no scholar, I can neither read nor write.

24130. We know that already. I suppose you remember coming in here the morning of the election with Noblett and Watkins?—Yes.

24131. You got in about eight o'clock in the morning?—About eight o'clock.

24132. Did you find the door of 76, Capel-street,

open or shut?—Mr. Watkins was in before me, but I think it was pushed to or closed in some way.

24133. Did anyone show you into the front parlour?—No. Mr. Watkins walked in. There was a man standing in the hall.

24134. Would you know that man again?—I would. (*George Hawkins here came forward*). Well, I think this is him. He was at the back way going out—at the foot of the stairs going out to the back yard.

24135. Did you see anyone else in the house?—I did not.

24136. There was no second man?—I did not see him.

24137. Was the gas lit?—It was.

24138. You are sure?—Yes, and the fire.

24139. Were the window shutters shut?—Yes, the blind was over on the window.

24140. The shutters were not shut?—No, nothing but the blind—a blind that hung down from the top.

24141. Do you know what Venetian blinds are—green things with laths?—Yes, them were down, hanging down.

24142. Down at the bottom?—Yes.

24143. You are certain of that?—Yes.

24144. Did the three of you at once begin to work?—No, when we went in there was a table over at the partition wall, and when we went in he took it out and left it in the centre of the floor and got some chairs and sat down at the table.

24145. Did you see a press or sort of wardrobe?—Yes. It appeared to me a sort of press or wardrobe.

24146. Was it there when you got into the room?—It was.

24147. What height was it?—I could not say.

24148. Could you see the top of the door over the press?—No. They hung down a kind of screen of green baize or cloth hanging at the end of it.

24149. You swear that?—Yes.

24150. You are certain of that?—Yes, that was hanging down at the end next the door.

24151. What was it hanging on?—I could not say. I never passed that remark on it.

24152. Was there any green baize at the other end?—I don't know indeed.

24153. Was Mr. Foster the first person who came into the room after you?—He was the very first who came in after we went in.

24154. He was not long with you then?—No, he did not stop long in the room.

24155. You saw him the evening before?—I saw him the evening before in Dorset-street.

24156. Did you go with Watkins and Noblett to the room in Dorset-street where you saw him?—Yes.

24157. Who else was there?—There was some man sitting on a sofa. I could not tell who he was. I never heard him speak a word.

24158. When Mr. Foster told Watkins he was going to get ready for the county election, did the man on the sofa say it was well to be prepared?—I did not take notice.

24159. You saw this man on the sofa?—Yes.

24160. How was he dressed?—A kind of light coloured tweed coat. I could not say what kind of trousers.

24161. Was he an old man?—No.

24162. Was he younger than Mr. Foster?—I dare say he was.

24163. Was he dark or fair?—Fair.

24164. Next morning Mr. Foster came in and set you to work?—Yes.

24165. Watkins had books at which he worked very hard all day?—Yes; he was looking over them. I was sitting at the table.

24166. Doing nothing?—Not a bit.

24167. Noblett was doing the same?—Yes.

24168. After Mr. Foster went out did anybody come into the room?—There did. It was a good while after Mr. Foster going out.

24169. Was there anyone in the room but you three when Mr. Foster came in?—Yes, there was a strange man in it.

24170. Who was he?—I don't know.

24171. When did you first hear of that strange man?—I never saw that man before or since. I never saw the man till I saw him that day there.

24172. Did you hear Noblett and Watkins swear before Judge Keogh that there were only three of you in the room that day?—I did not.

24173. Did you ever hear before that Noblett and Watkins both swore before Judge Keogh that there was nobody in the room all day but the three of you?—I did not.

24174. Did you ever hear that before?—I did not.

24175. Are you surprised to hear it now?—I am not.

24176. That they swore there were only you three there?—There were only three first together in the room—when we had been there for some time this strange man came in.

24177. What did he say?—When he came in he said, "Well, I believe I am going to be with you all day, gentlemen."

24178. I suppose Mr. Watkins told you what passed here?—I never saw Mr. Watkins this last three weeks—he never came down for to see me.

24179. Are you positive there was a fourth man came into the room and settled himself with you that day?—Yes; after we had been in it a while he came in.

24180. Was this fourth man in the room when Mr. Foster came in first?—He was in the room when Mr. Foster came in. Mr. Foster came in I suppose about half-past eight o'clock, and the strange man was in the room at that time.

24181. What did Mr. Foster say?—After putting out the gas and pulling up the blind he said to this man, "Is this where I have you?"

24182. You saw he was a friend of Mr. Foster's?—I don't know. I cannot say whether he was a friend of his or not.

24183. Did not Mr. Foster speak to him as a man he knew?—He spoke to him after the manner I am after telling you.

24184. You knew Mr. Foster before?—I had been slightly acquainted with him.

24185. Was he not a member of the same lodge?—Yes.

24186. When Mr. Foster went out I suppose you began to talk to this man?—I never spoke a word to him; I never bade him the time of day.

24187. Did Watkins?—He did not speak to him except very little.

24188. What did he say to him?—He said "fine day."

24189. There was more than that during the long hours you were together?—I never spoke a word to him. I could not recollect what was said.

24190. Watkins was pretending to go over the books—you were not even pretending to look over them?—Indeed I was not. Mr. Watkins was looking over his books. I could neither read nor write.

24191. Was the strange man looking over the books?—No; he was sitting there doing nothing.

24192. And you and Noblett were doing nothing?—Yes.

24193. And we know very well that though Watkins was pretending to do something he was really doing nothing?—Well, he had the books there. Of course he might be writing, and I not know what he was doing.

24194. Do you mean to tell us that four of you sat in that room for some seven hours doing nothing, without talking?—He passed a remark, it was a fine day.

24195. Having said that early in the morning, did he sit with his mouth closed the rest of the day—did

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December 17.

William Kemp.

you hear anyone speak to him about being a friend of Mr. Foster?—No, I never heard the remark.

24196. Do you mean to say you all sat all doing and saying nothing?—I never had no discourse with the man. He said when he came in it was a fine morning; I said it was. He never discoursed with us. He sat at one side of the table.

24197. The four of you were at the table?—Yes.

24198. Did you laugh at each other?—We did not.

24199. You did not say a word to him during the whole seven hours?—I never spoke a word to the man but what I told you.

24200. Did you ever before sit for seven hours with a man without saying a word to him?—If I had a knowledge of a man I would speak to him. A strange man I never saw before I had no discourse for him.

24201. Mr. Foster came in again about two o'clock?—I think it was about two o'clock. I don't know what time it was.

24202. Did he speak to the strange man?—He never spoke to him from the time he spoke to him in the morning. He only came in twice. He was in about half-past eight o'clock.

24203. Was he not in about the middle of the day?—No, he was only in twice.

24204. Watkins and Noblett say he came three times?—I saw him come only twice. I spoke to him the first time he came in.

24205. Had you any notion of what was going on all that day?—Indeed I hadn't.

24206. What did you think was going on behind the screen?—I could not say.

24207. You never looked?—No.

24208. You heard the people coming in?—I did.

24209. Did you ask Watkins what the placards were?—I did not ask one a word about them.

24210. Did you know what you were to do there?—I did not.

24211. Who told you to sit there?—No person. Of course when I went in I sat down.

24212. Did Mr. Foster give you any directions the night before as to what you were to do?—Indeed he never did.

24213. Did he give directions to anyone?—Not a word that I ever heard. We just seen him the night before; he told us there was going to be a contest for the county, and he asked us would we come in to arrange matters.

24214. Did he tell you how he wanted you to arrange matters?—He never did.

24215. When you got into the room and found you had nothing to do, did you ask Watkins even what you were to do in the way of arrangement?—Not a word.

24216. You were acting under Watkins' directions—was he the captain?—I don't know what he was.

24217. Were you not under Watkins' charge?—I don't know. I could not say.

24218. What did Watkins say to the strange man?—Nothing.

24219. Did the strange man say nothing to him?—Nothing.

24220. He directed the people who knocked at the door to come in?—Well, I will tell you; the strange man when a knock came to the door, he told them to come in and go to the next door.

24221. Do you mean to say that none of you three men, the Finglas party—told the persons who came to go to the next door?—Never. I never spoke, nor told anyone to come in.

24222. Did you hear Watkins tell them to come in?—He did once.

24223. You never even did that?—I never spoke.

24224. Did you tell them when they came in to knock at the proper door?—I did not. I never told any man to come in.

24225. You were to get £3 for that day's work?—I got £3 for it.

24226. Did Mr. Foster tell you he would give you £3?—Yes.

24227. Well, that was very good payment; it is not even on an election day a man usually gets £3 for doing nothing. Putting these things together—your pretending to arrange books which you could not read, and pretending to mark when you could not write—don't you think the £3 looked queer?—Well, it did. I wish I had someone to give me £3 now.

24228. Do you mean to tell us you did not suspect what was going on behind the screen?—I could not.

24229. What did you think you were to do there?—I could not tell.

24230. Did you see Watkins go to the door between ten and eleven o'clock and push people out?—I did not see him push anyone out.

24231. Do you know his son-in-law, Thompson?—I don't know him.

24232. You never saw him?—I saw him, but I don't know him.

24233. How many years have you lived in Finglas?—I dare say about five years.

24234. Was Thompson there in that time?—Never.

24235. Did you ever see him in his father-in-law's?—No.

24236. I suppose he is not a member of your lodge?—No.

24237. Did you hear anyone in the room in Capel-street say that people were coming in who had no business there?—I did not.

24238. Did you hear the strange man say that no one was to come in there but those who had tickets?—I did not. I heard no one talking about any tickets.

24239. Would you be surprised to hear it stated just as confidently as you say there were four that there was no one in that room on that day but yourself Noblett and Watkins?—And the strange man.

24240. It is sworn there was no strange man. Do you mean to swear you never heard that at the trial before Judge Keogh your friends Noblett and Watkins swore deliberately there were but three of you there?—I did not.

24241. Does no one ever read the papers to you?—Not one.

24242. Were you ever at the office of solicitors in Abbey-street—the Conservative office?—No.

24243. Did you not go to the Conservative office in Abbey-street where Watkins and Noblett gave their evidence?—No.

24244. You were examined before Judge Keogh?—I was.

24245. Do you recollect being in the office of any attorney a short time before that?—No, a long time after I was paid for my day.

24246. Who paid you for your day?—Some attorney.

24247. Paid you for your day?—Yes, for the day I was examined fornenst Judge Keogh.

24248. How much did you get for the day?—Seven shillings.

24249. What is your usual wages per day?—I have nine shillings a week.

24250. Did you never give your evidence to Mr. Sutton or any of his people?—No, I was not at it at all.

24251. The day you were in Capel-street, did you leave the room at all?—I did, only once.

24252. What part of the day was that?—I could not exactly tell what time it was. I had occasion to go to the yard.

24253. Did you then see the young man who was up here a few moments ago?—Yes, he was standing at the door into the back yard.

24254. Did you hear any knock at the front door?—No.

24255. Did the strange man go out of the room that day?—He did not.

24256. Never stirred at all?—He never stirred out of the room.

24257. You swear that?—Yes.

24258. How long were you away the time you went out yourself?—About five minutes.

24259. You cannot say but he may have gone out that time?—He did not come out backwards, and I am sure he did not go frontwards.

24260. Did you know the back gate was open?—I did not.

24261. Did you not see it open?—I did not.

24262. Had you ever been employed on the county election before?—Never.

24263. Have you any idea of why you were fixed upon for this service?—I have not the least idea.

24264. Had Mr. Foster any particular affection for you that he wished you to get this £3 for doing nothing?—I cannot say.

24265. What do you think the three of you went there to do?—I don't know.

24266. Can you not form any idea?—I could not, I was told nothing.

24267. But without being told anything could you not form an opinion as to what you were there for?—I could not form any idea in the world.

24268. Watkins on one occasion told a person to come in?—Yes.

24269. Did he ever tell a man who came in to go knock at the other door?—He did not.

24270. Suppose he himself swore that he did on one occasion, tell a man to go behind the screen?—I don't think he ever told one to go behind the screen.

24271. If Watkins swore that on one occasion he directed a man to go behind the screen would you believe him?—I don't know.

24272. Are you surprised to hear he stated that?—Well I am not.

24273. When did you see Watkins last?—Not these three weeks.

24274. Were you talking to anyone about the inquiry going on here?—Not a word.

24275. Nobody reads the newspaper to you?—Not a paper comes into our house.

24276. When did you get the summons to come here?—It is three weeks nearly. I think it was after I lay down I got the summons.

24277. Are you certain?—Be gorra I am not.

24278. It was served upon you probably a month ago?—I am a month lying to-morrow.

24279. When you got the summons, did you send it to anyone?—No.

24280. Did you speak to anyone?—No. I was in the house cutting sticks when I got it.

24281. Watkins did not go near you?—No.

24282. Did Noblett go see you in Finglas?—He did indeed.

24283. He swore he went out to see some of his friends in Finglas the first day after he was examined here—did he call on you?—He came to me.

24284. Did he tell you he had been examined?—Well he did not, for I did not put the case to him.

24285. Without putting the case to him, did he say he was examined?—He did not. I only had just one word with him. He told me he was very sorry to see I was lying.

24286. Did you get any more than £3 for your county work that day?—No.

24287. Did you ever ask Watkins who that strange man was, who was in the room?—I did not.

24288. I suppose it never occurred to you during that day there was anything wrong going on behind the screen?—There never did.

24289. Do you think it would be wrong for a man to go in there and get a £5 note by way of acknowledgment for his kindness in voting?—Well, I don't know.

24290. You would not look on it as a very dreadful offence?—Well, I don't know what they got, or what they didn't.

24291. Did you look at the persons who came in?—I did not. I did not put any pass on any man coming in or out.

24292. Did you see anyone?—Of course I did.

24293. Did you see anything in their hands coming in?—I did not.

24294. Or going out?—No.

24295. Did you hear any voices in the room inside?—I don't recollect that I did.

24296. Did you hear a voice inside saying, "your ticket"?—No.

24297. Did you sleep any part of the day?—I did not

24298. Even yet you have no idea of what brought you there?—No.

24299. Who got you employed?—I do not know.

24300. Who went to you to tell you Mr. Foster wanted you?—No one, but I was in town, and met him in Dorset-street.

24301. When was that?—The night before we came into Dublin.

24302. What brought you into Dublin that night?—I had business in.

24303. Do you mean to tell us that you and Noblett and Watkins met by accident?—Noblett and I met Mr. Watkins.

24304. What brought the two of you into town that night? Had you got any message from Mr. Foster?—Not a message.

24305. Was it by mere accident you and Noblett came in together?—A man has business in.

24306. Did you leave Finglas with Noblett?—Yes.

24307. Did he tell you where he was going?—No.

24308. Did you tell him?—No.

24309. Did you part at all before you came to the house in Dorset-street?—Never parted.

24310. Where did you meet Watkins?—Between Blaquiere Bridge and the Black Church.

24311. What took the three of you to the committee-rooms that night?—I don't know.

24312. Are you aware that Watkins and Noblett have both sworn that an arrangement was made by Watkins, and through Noblett with you, to come in to Mr. Foster that night?—They did not tell me anything about it.

24313. Did you get any message from Watkins or Noblett that day to come in?—I came in for my money. That was all the message I got. But I met with Mr. Foster in Dorset-street.

24314. By accident?—Yes.

24315. Was Noblett with you?—Yes, Noblett and I.

24316. Did he say anything to you?—He said nothing.

24317. Did he ask you to come to the committee rooms?—I don't know what rooms they were.

24318. Did he ask you to come to any house?—No, he did not tell us. I came accidentally to the rooms, but we went up into it long after.

24319. Where did you go?—I don't know.

24320. Now, sir, after you had been in the committee-rooms, did you go home?—Yes.

24321. Straight home?—Straight.

24322. Had you been at any place in town before you went to the committee rooms?—No.

24323. Did you not swear to me within the last two minutes that you came into town on some business of your own?—Yes.

24324. Did you swear that you and Noblett walked straight into town from Finglas and went straight to the committee-rooms, and that you went straight home after?—Yes, I went home after.

24325. Where was the business you had to do?—Yes, I had some business to do.

24326. Mr. LAW.—You may go for the present, but we shall require you again.

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December 17.

James Hopkins.

James Hopkins further examined.

24327. Mr. LAW.—Have you got the paper you went for?—I have (*hands in a paper.*)

24328. Mr. LAW.—Leave this for the present. It is right to tell you that while you were away Walker was examined as to a statement you said was made by Beckett.

24329. Mr. *James Frazer* addressing the Commissioners said—The endorsement on that paper is mine. On the faith of that Hopkins came to the expense agents to get paid, as both Dr. Guinness Beatty and Dr. Meredith will be able to tell you.

William Beckett.

William Beckett recalled and further examined.

24330. Mr. LAW.—You have been sworn. Do you remember the evening you walked up with Walker and Hopkins to Mr. Foster's house?—Mr. Hopkins was not with Mr. Walker and I.

24331. Both of them have sworn they were. (*Here the witness turned towards the witness William Walker.*) Attend to me, sir. Do you recollect walking with Walker up to Mr. Foster's house some evening before the election?—Yes.

24332. Was Walker with you at Mr. Foster's house on more than one evening?—No.

24333. Then on the evening you and Walker walked to Mr. Foster's house was Hopkins with you?—No, it was in Liffey-street I met Mr. Walker.

24334. Did you see Hopkins at any time that evening, while you and Walker were going up towards Mr. Foster's house?—No.

24325. Were you speaking to Mr. Foster that evening?—No, I don't think I was.

24336. Did you tell Walker the evening you were going with him to Mr. Foster's house, that Mr. Foster had shown you a railway ticket?—No, sir.

24337. Did Mr. Foster ever show you a railway ticket?—Never.

24338. Did you tell Walker that a gentleman was coming over from England in connexion with the matter?—No, sir, I never heard of the like in my life.

24339. Did you ever tell anyone that Mr. Foster had shown you a railway ticket?—No, sir, I couldn't.

William Walker and *William Hopkins* were here called up, and the three men were confronted.

24340. Mr. LAW (*addressing William Hopkins*)—Is this the man (*pointing to William Beckett*) you spoke of?—*William Hopkins*—Yes.

24341. Mr. LAW (*addressing William Beckett*)—Are you certain Hopkins was not with you that night?

24342. *William Beckett.*—I am as certain as that I am standing here. Mr. Walker will tell you.

24343. Mr. TANDY.—Walker has sworn already that Hopkins was with you.

William Beckett—Hopkins with me.

24344. Mr. TANDY.—Yes, with you.

24345. *William Beckett*—As sure as I am standing here the man was not with us.

24346. *William Hopkins.*—Walker said to me he wanted to go to Mr. Beckett, so I went with him.

24347. Mr. LAW.—Did you go into Beckett's?—*William Hopkins*—Yes.

24348. Mr. LAW.—Did you see him there?—*William Hopkins*—Yes.

24349. Mr. LAW.—And his wife?—Yes.

24350. *William Beckett.*—Mrs. Beckett is here—I will call her; I was going up Liffey-street when I met Mr. Walker, and we went up Denmark-street.

24351. Mr. *James Frazer.*—Hopkins told me himself he had been in Mr. Foster's house the night before the election, and that he had seen two bundles of railway tickets in Mr. Foster's house, and he knew all about them.

24352. *William Hopkins*—That is as great a falsehood as ever was told.

EIGHTEENTH DAY.

December 18.

EIGHTEENTH DAY.

SATURDAY, DECEMBER 18, 1869.

Mr. William Robinson.

Mr. *William Robinson* sworn and examined.

24353. Mr. LAW.—You were examined before Judge Keogh?—I was.

24354. You have been asked to produce a book in connexion with the loan office?—I was asked to do so this morning by your secretary Mr. Todd.

24355. Is that the book which you have before you?—Yes. I solemnly swear that nothing is to be elicited from that book; the court is welcome to peruse it, but it is a great hardship.

24356. It is not only a hardship to you, but to us also; but it is our duty to see such books?—There are many necessitous people who do not like to have their names disclosed.

24357. We shall not make any use of it, except so far as it may throw some light upon the subject of our inquiry?—I solemnly swear that——

24358. We cannot take any person's statement of the contents of a document?—Those whose names appear here, will be very much hurt.

24359. We shall take care not to do unnecessary damage to anyone; nothing shall be disclosed except so far as it may throw light upon the subject of our inquiry—this is an office of your own?—Yes.

24360. If you entrust it to us for a day or two, we shall not make any use of it to which anyone can object. The name of each party is at the top of each page?—It should be.

24361. Have you any other book connected with the office?—I have several—this is the book that contains all the small weekly accounts.

24362. What are the others?—Three months' bills.

24363. You have a list of three months' bills?—Yes.

24364. Do they appear in this book?—There may be an odd one.

24365. We shall require to see it. You tell us the books contain nothing whatsoever connected with this inquiry—that being so, nothing will be disclosed by them?—But I presume your object is to see as to any monetary dealings I had to discharge. There is a class of men whose names are there, and your own judgment will show you that I could not advance them beyond a few pounds.

24366. We'll require to see all the books connected with your office for two or three years?—I have no objection to that. I have nothing to conceal.

24367. If you hand the books to us now, we shall probably give them back at once. We must have them all?—You will only look at them yourselves.

24368. No person shall see them but ourselves?—You can see my reason for not wishing them to be seen.

24369. It is quite natural and right that you should wish not to have any needless exposure of these books?—I will leave them to your own judgment. Many names will come under your observation.

24370. Where do you live, Mr. Robinson?—No. 2, Margaret-place.

24371. Your office is No. 2, Swift's-row?—Yes.

24372. Your residence is in Mountjoy Ward?—No.

24373. What ward is it in—is it Inns-quay?—It is in the North City Ward—but I am not sure.

24374. Whereabouts is Swift's-row?—Off the quay (Ormond-quay.)

24375. Were you upon any of the committees of the Inns-quay ward?—No; I was not.

24376. You are a Conservative, and voted for Guinness and Plunkett?—Yes.

24377. Had you voted at the previous election of 1865?—I had not; but I was engaged for the late Sir Benjamin Lee Guinness.

24378. You voted at the election of 1865?—I did.

24379. For Sir Benjamin Lee Guinness?—No, for Captain White, in the county.

24380. That was in the county. I was talking of the city election for 1865?—I did not vote. I was not living in the city then, I was living in the county.

24381. But you voted for the Liberal candidate?—Yes, and ill requited I was for it.

24382. We have not anything to do with that. Did you take any part in the election of 1865, in the city?—Yes, in the city.

24383. What part did you take?—It was upon the last day of the election. Positively, I forget what I was doing.

24384. Were you living in Dublin at the time?—I was not.

24385. There was only one day of the election, and when you say the last day of the election you mean the day of the polling?—I think it was the evening before.

24386. What part did you take the evening before in the election of 1865?—I was employed for the day of the election, going about bringing people up to vote.

24387. Who employed you?—Mr. Durham, I think, that was the name.

24388. What was he?—He had a cabinet-maker's shop in Mary-street.

24389. For what purpose did he employ you? what office did he assign you?—That of going about to different persons.

24390. Was it as a canvasser?—Something of that sort.

24391. Had you been employed before that?—I think it was the day before the election.

24392. Was that the first time he employed you?—Yes—distinctly I can state I was employed for only one day.

24393. And that was the day of the election?—Yes.

24394. Where did Durham find you? Was it in your office?—I cannot remember.

24395. You remember he did employ you?—I do, distinctly.

24396. Had you known Durham before?—Yes.

24397. How long?—I cannot tell you how long. I was continually passing backward and forward, to 37, Mary-street—the shop of Mr. Torkington—Durham lived opposite to him.

24398. How did he come to know you?—I cannot tell you.

24399. Had you known him long before that?—I cannot tell you.

24400. Was he a new or an old acquaintance at the election of 1865?—I would say he was an old acquaintance.

24401. Did you pass that way going down to your office from Margaret-place?—Generally speaking, I used to pass that way.

24402. Did Durham say who authorized him to employ you?—I don't know really.

24403. However, he did employ you?—He paid me at all events.

24404. How much?—Five pounds for the day. I claimed £6, and he would not give it; he knocked £1 off.

24405. You were employed in seeing after the voters of Sir Benjamin Guinness?—Yes.

24406. And Mr. Vance, or simply for Sir Benjamin?—I think it was for the two Conservative members.

24407. Can you not tell us how it was that Mr. Durham came to employ you?—I assure you I cannot go back so far as four years.

24408. A man like you has a good recollection; you are not an ordinary witness?—I cannot positively tell you.

24409. Was it at the same election of 1865 you voted in the county for Captain White?—It was.

24410. How long have you had this loan office in Swift's-row?—I am in the neighbourhood certainly beyond fifteen years. I would fix myself to eleven years.

24411. Has it always been in Swift's-row?—Yes, that office.

24412. Had you any office before?—My father had an office in Abbey-street.

24413. Is it long since you succeeded him?—He is dead eleven years.

24414. Did you carry on the business in Abbey-street or move to Swift's-row after the death of your father?—Yes.

24415. You said that you carried on the business in Swift's-row for ten or eleven years?—Yes.

24416. It is a private office?—It is.

24417. You had no employment connected with the county election of 1865?—Indeed I had; I wish I had not, but I had, under the auspices of Lady Charlemont.

24418. Had you voted in the county before 1865; or was that the first time you had ever voted?—Yes; that was the first time.

24419. And was 1868, the first time you ever voted in the city?—'68, that was the first time.

24420. And you never voted for the city or county, but once?—That is all.

24421. You did not vote the last time for the county?—No.

24422. I suppose you know nothing more about the election of 1865; but how did you come to take an interest in the election of 1868? Were you employed on that election?—I would never have interfered in that election of 1868, were it not for the gross treatment I received from the Liberal party.

24423. We cannot go into that. As a matter of fact who employed you in 1868? You received overtures from some one?—Nobody, I positively swear that.

24424. Did you communicate to anyone that you were going to exert yourself?—I was driving upon an outside car, passing through the Lower Castle yard, and when passing into Ship-street, Mr. Purcell was turning into the Castle yard; I stopped the car, and being very much excited after losing my cause in the Recorder's court, this very court, I complained to Mr. Purcell——

24425. Mr. Purcell, the barrister?—Yes; and of course, I need not tell you that having acted for the Liberals, I know the Conservatives would not have much confidence in me, so I told Mr. Purcell that if they had confidence in me, I would exert myself for them.

24426. Tell us as near as you can, about what time you had the conversation with Mr. Purcell?—I cannot exactly say.

24427. In the month of October I suppose?—My case was fixed for a special day—it was a jury case; and I suppose the Sessions extended over a fortnight.

24428. I suppose it was October, or November?—When did the election take place?

24429. The 18th November?—It was some short time in November, before the election.

24430. Within a fortnight of the election, can you say, I want to give you sufficient latitude?—My reason is, the dismissal was fresh on my memory. So it must have been shortly before.

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24431. Within a fortnight before the election—was it more than that?—If my memory serves me aright, I think the Recorder adjourned the court, to give the court-house to the judges at the commission, and I think it was November—if it is material, I can find it out.

24432. I suppose you expected to hear from Mr. Purcell after that?—I arranged to go to his house that evening.

24433. Was he able to intimate to you when you called that your services would be accepted?—I did not go straight to him, but I went to Dr. Houston in Hume-street.

24434. Was he engaged in the election?—Oh, not at all. He was counsel in my case, he had my brief, and I wished to bring it to show Mr. Purcell that I was badly treated. I brought the brief to him.

24435. Did he tell you that your services were to be received?—Not abruptly. He was rather slow about it.

24436. I don't want you to say more than that you understood you were to be engaged by the Conservatives?—I don't say that I understood that. He gave me a letter to Mr. Goodman. I went to Mr. Goodman with the letter the next day, or the day after. I don't think I could have gone that evening, as it was about nine o'clock when I saw Mr. Purcell in his study.

24437. I suppose you went the next day?—Yes.

24438. Did Mr. Goodman say it would be an advantage to have your services?—No, Mr. Goodman was very silent.

24439. Who ultimately gave you to understand that you might set to work?—I think Mr. Goodman told me to call the next day. You have the statement there, but I will repeat it if you wish, it is quite fresh in my mind.

24440. I do not want the minute details. From whom did you eventually understand that you might go to work?—It was by a letter I received from Mr. Goodman.

24441. Have you got that letter?—I have not.

24442. What became of it?—I gave it to Judge Keogh, and I didn't see it since.

24443. Did not you get it back?—I did not.

24444. About how many days before the election was it that you got the letter from Mr. Goodman?—I think I can tell you the substance of that letter, if you wish; but you have it in the evidence.

24445. Mr. Law read the letter from the Report of the Petition trial, which was as follows:—

"City of Dublin Election.

"47, and 48, Dame-street,
"30th November, '68.

"To the Secretaries of the Wards Committees.

"Allow Mr. Robinson to look over the lists of unpledged names in your ward.

"JOHN FOX GOODMAN."

Witness.—That must be a mistake in the date (30th November), it could not be so late as that?—The case can't then have been heard in November.

24446. It is probably a mistake for the 10th November?—It may be the 10th. I certainly think the case came on in November.

24447. At all events, you got a letter from Mr. Goodman, addressed in that way, "Allow Mr. Robinson to look over the list of unpledged names in your ward?"—Yes.

24448. Did you examine the lists of unpledged names in the different wards?—I did.

24449. I suppose you took a note of the unpledged names?—The first time I inspected the lists of unpledged names was in Sackville-street.

24450. In the committee-rooms there?—Yes.

24451. Were there any persons present when you inspected the lists?—There were two persons there, young Mr. Thorpe who was admitted an attorney since, and a man named Bishop, I think. I am not sure as to his name; but I know Mr. Thorpe was the other person in the committee-rooms at the time.

24452. I presume you did make some notes of the unpledged names?—Well, I was interrupted in my examination by some one.

24453. But I suppose you did make some notes of the names you examined?—I did.

24454. I daresay a good many of the names were names of freemen?—On my solemn oath I don't know really.

24455. Among the names you took down for the purpose of canvassing, were there, do you recollect, any names of freemen?—I really can't answer that. They had a list there of the names of unpledged voters.

24456. But wasn't there a list of freemen separate?—I can't tell.

24457. Do you remember on the evening before the election meeting a man named Doherty?—Not directly.

24458. From the time you got Mr. Goodman's letter, and thus obtained liberty to inspect the ward lists, had you done anything for the purpose of meeting freemen or other voters?—I saw Doherty before I got the letter from Mr. Goodman, or before I saw Mr. Purcell.

24459. What is Doherty's name?—Edward.

24460. Where does he live?—He lived in Liffey-street; he is now dead.

24461. When did he die?—He died before the hearing of the election petition. I know I very much regret he is dead, for my own sake.

24462. Was Doherty a freeman?—I don't think he was. I am not sure.

24463. You saw him, you say, before you saw Mr. Purcell—tell us how it was you came across Doherty in the matter of the election?—I was one day passing by—I may as well tell you at once, that I was determined from the first to vote for the Conservatives.

24464. That is perfectly intelligible?—Yes, and quite irrespective of any proceedings with Lady Charlemont. I was passing by his house one day, and I saw Doherty standing at his own door. I had better tell you how I had claims on his friendship.

24465. We don't want you to go into all these details—he was under obligations of some sort to you—probably obligations of a pecuniary character?—They were.

24466. Well, what occurred when you saw him standing at his door?—I asked him if he would give me his vote. He promised me; he said he was only too happy to do so.

24467. Did you tell him for whom you wished him to vote?—I did.

24468. I suppose you asked him to vote for Guinness and Plunkett?—I can't tell you what the forms of the words was, but it was to that effect.

24469. Was this before you got the letter from Mr. Purcell to Mr. Goodman?—I am almost sure it was.

24470. Then had you begun to work for the Conservative cause before you applied to Mr. Purcell?—I am almost sure I had. When I saw Doherty, remembering what he said—that he was under many obligations to me, I thought I could communicate with him.

24471. That was before the letter of Mr. Goodman's?—I think so.

24472. How long had you Mr. Goodman's letter in your possession before the election—would it be as far back as the 10th, that is eight days before the election; had you, do you recollect, Mr. Goodman's letter for these eight days in your possession?—The letter will tell you.

24473. We have not that letter—there is evidently a mistake in the date as printed—it cannot be the 30th November?—I think I have a copy of it in shorthand at home. Judge Keogh has that letter. I handed him the letter and the list of names. I never got either back.

24474. I may tell you that Judge Keogh's Regis-

trar stated to us that he handed back all the documents to the respective attorneys on either side, with the exception of one, which he gave to us?—I took notes of the evidence as I went along, and, I think I have a copy of that letter.

24475. If you have, I wish you would let us have it?—I will.

24476. Do you think you had the letter of Mr. Goodman in your possession a week before the election?—Yes, certainly.

24477. And, as you recollect, you had canvassed Doherty before you got that letter?—That's my recollection.

24478. Between the time of canvassing Doherty, and of arranging to meet him at the Post Office the night before the election, had you been canvassing anyone—had you asked anyone for his vote?—No, I think not.

24479. With the exception of speaking to Doherty, you had not canvassed anyone up to the night before the election?—I think not.

24480. Had you given any directions to Doherty to canvass?—No.

24481. Had you asked anybody to see any voters, whether freemen or others, in respect to the election?—No.

24482. You had done nothing but take some notes of unpledged voters?—No.

24483. You did not act on it by canvassing?—Certainly not—by canvassing?

24484. Yes?—I don't think I understand you properly.

24485. Had you asked anybody for his vote between the time you got Mr. Goodman's letter, and the night before the election?—Before I got Mr. Goodman's letter.

24486. No, between the time you got Mr. Goodman's letter and the night before the election?—I am sure I had asked several for their votes, I think I had.

24487. Do you recollect that you did?—I had a car the evening before the election, and I know it was twelve or one o'clock before I left it.

24488. Exclusive of the day you got Mr. Goodman's letter, and exclusive of the day before the election—exclusive of these two days, did you ask anyone for his vote in the interval?—It is likely I did.

24489. Do you remember asking anyone for his vote during that interval?—I do not.

24490. Do you believe you did?—I should certainly say I did. I am more inclined to think I did than I didn't.

24491. Had you a list of the freemen?—No, I had no special list of freemen.

24492. How did you arrange with Doherty for this meeting at the Post Office on the evening before the election—what did you tell him to do?—You remember I told you that he promised to give me his vote. Well, some time after that, two or three days after that, I don't know which it was, I was coming down Liffey-street, and I saw that he turned his back as if wishing to avoid me.

24493. When was this—was it on the last day?—It was the evening before the election. I didn't understand it when he was always so friendly and so glad to see me. I stopped, and he told me that the neighbours were all at him and sent the priest to him, and that they threatened to pull down the house over his head if he voted for Guinness and Plunkett. I said to him, it is not my wish that you should go against your clergy or against your own feelings—don't vote for them, I am now as much obliged to you as if you had done so. He then said, "Between the whole of them I'd wish they'd give me something to do." When I heard that—I was conversant with the eighth section of the Act, which I knew would disqualify him from voting if he took employment at the election—I said to him, you should go try and get them to employ you. He said they wouldn't listen to me. Try them, I said. He said he wouldn't. I said, would you wish me to ask them for you. He said, "I would be very much obliged to you if you did." It was then I said—meet me at the Post Office at eight o'clock. He said, "There is a decent man upstairs, may I bring him with me." I said, bring as many of your friends as you can gather with you.

24494. Did he mention who the person upstairs was—did he give you his name?—He mentioned it, but I forget it just now.

24495. Did you arrange to meet him at any particular hour?—Eight o'clock.

24496. And he was to bring with him as many as he could?—That was the parting word.

24497. I believe you did meet him at a little after eight o'clock?—I met these people.

24498. Did not you meet Doherty?—No.

24499. Had he gone away when you came?—I heard so.

24500. You found a number of people as you stepped out of a cab near the Post Office?—Yes.

24501. Tell us what passed then?—One of the men, I think it was a man named Smith, came up to me first.

24502. Is that Robert Smith?—Yes.

24503. What did Smith say to you?—The first thing he said was that Doherty had been there, but had gone away.

24504. What did you say to that?—I think I said or asked where Doherty was—at all events Smith said, "There is a lot of us here," or something like that.

24505. Did you tell them to come up with you?—I asked, "Who are you?" and he said, "We are freemen."

24506. What did you say to that?—I said, "Follow me."

24507. I suppose you then drove to the committee-rooms in Sackville-street, and had arrived there before they did?—Yes. I drove direct to the committee-rooms, and they followed me.

24508. Where were you coming from when you thus met these people?—I was paying a visit to a gentleman named Croker.

24509. Where does he reside?—He is at present in England.

24510. Where was he then living?—In Foster-street, beyond the canal—I think Edward's-terrace was the name of the place.

24511. What is Mr. Croker?—He held a post in Mr. Martin's employment.

24512. Is that the timber merchant?—Yes.

24513. What was Mr. Croker in Mr. Martin's?—He was manager of the shipping department.

24514. Was your visit to him on that night on business, or was it simply a private visit?—It was a private visit.

24515. Not connected with the election?—No.

24516. Had you been dining with Mr. Croker that evening?—I was not.

24517. Have you heard from him since he went to England?—Yes. I had a letter yesterday morning from him.

24518. Have you been long acquainted with him?—I don't know how long I know him. I am very intimate with him.

24519. Had you been anywhere else that evening, do you recollect?—I had not.

24520. Had you been to 47 and 48, Dame-street during that day?—No.

24521. In the interval between your getting Mr. Goodman's letter and this time—we shall call it a week—had you been in any office in Dame-street connected with the Conservative candidates?—No. I was there after the election.

24522. Had you during that interval been speaking to Mr. Sutton or to Mr. Julian?—No.

24523. Had you spoken to Mr. Macnamara?—No. I never exchanged a word with any of these persons.

24524. Had you spoken to Mr. Fell White?—No.

24525. Had you been speaking to anybody engaged in the election, as agent, clerk, or otherwise during that week?—No.

24526. To no one?—No; to no one except Mr. Purcell and Mr. Goodman.

24527. You had seen them before that week. You say you had not been to the office in Dame-street?—No.

24528. Had you seen Mr. M'Neill during that week?—I did in the committee-rooms in Sackville-street.

24529. Had you seen him before you went to the committee-rooms?—My recollection is that he came into the committee-rooms, and interrupted me taking down some of the names.

24530. Had you ever been in those committee-rooms previously?—I think not.

24531. Do you not remember being there until the night before the election?—No.

24532. How, if you were never there before, did you find your way up to the back room?—Everyone knew it—it was well posted.

24533. Were you told by anyone what the arrangements were?—I might have been.

24534. Had not you been in the house previously, within a week or ten days?—I cannot state whether I was or not; I may have been.

24535. Had you been with MacNeill there?—No; that was the first time I saw him there; and I had a few angry words with him; I thought he was rather too quick with me.

24536. Had Croker anything to do with the election?—Nothing.

24537. Was he a voter?—Yes, I think he is. I think he told me he voted for Guinness and Plunkett.

24538. Did you see him on the day of the election?—I may have.

24539. Did you canvass him?—I may have asked him for his vote. I think it is very likely I did.

24540. Do you believe you did?—I think I did.

24541. Do you remember seeing him on the day of the election?—I may have seen him in the evening.

24542. Did you see him during the day while the poll was going on?—I did not.

24543. Did he come with you from his house to the Post Office; was it there you asked him for his vote?—No.

24544. When did you ask him for it?—I think it was the next day when I saw him.

24545. Were you surprised at meeting these men at the Post Office that night?—I was.

24546. Did you express surprise at meeting them?—I did.

24547. At all events you did meet them, and they followed you to the committee-rooms in Sackville-street?—Yes.

24548. Who introduced you to them, or them to you?—They weren't introduced to me—it was a matter of accident that I saw them.

24549. Had you known any of them?—No.

24550. Did you know a man named Walker?—No. I know him now.

24551. Not before?—No.

24552. Did you know Smith before?—No.

24553. Did any of them say that he was the friend that Doherty spoke of as being upstairs?—No.

24554. You asked them, I presume, would they vote for Guinness and Plunkett?—Yes.

24555. Did they say that they wanted employment?—No.

24556. Did any of them say he would like to have an intimation of getting something?—Not one of them.

24557. What was it they said they wanted?—Nothing, and they got it.

24558. Did you proceed to take down their names?—Yes.

24559. Did any of them produce a card, or give his name?—Let me have the list of names—I can't go on without it.

24560. Mr. TANDY.—Are you certain you didn't know Walker before?—I did not.

(*List handed to witness.*)

24561. Mr. LAW.—You say you didn't know any of these names previously?—I did not.

24562. I find Walker's is No. 1 on that list?—Yes, so it is.

24563. These are slips of paper, I suppose, you had in your pocket when you took down the names?—Yes, that is the style of paper I generally carry about with me.

24564. Tell us what did these people say they had come for—it was somewhat unexpected on your part to see so many come?—They all followed me down to the committee-rooms.

24565. You say it was somewhat of a surprise to you to see so many there?—It was. Doherty asked me if he might bring the decent man upstairs with him.

24566. And you found twenty-two persons there?—Yes.

24567. Were you surprised at so many coming?—I was.

24568. Did you ask them what they wanted?—I did not.

24569. Doherty had asked you to get employment for him?—He did not.

24570. I thought you said he wanted employment himself?—He did.

24571. Did not you ask him if he wished you to try and get something for him to do, or to speak for him?—I said I would interfere for him, but I had no authority to do so.

24572. Doherty asked for liberty to bring with him his friend upstairs—which you, I presume, understood to be for the same purpose?—No.

24573. When you found that Doherty was not among the party, but that he was represented by twenty-two freemen?—I didn't know that they were freemen.

24574. Did you know that they were voters?—I did not.

24575. Did you ascertain that they were?—I did not.

24576. Did not they produce voting cards?—No.

24577. Did you see any voting cards that night with any of them?—I did not.

24578. Did you ask each of them how he was going to vote?—No.

24579. Did you ask them in a lump how they were going to vote?—Yes.

24580. You are all going to vote for Guinness and Plunkett you said?—Yes.

24581. When you first met them at the Post Office, did you know who they were?—I did not.

24582. Would you have asked to get them employment if they were not voters?—I would not.

24583. When you went up to the committee-rooms, what did you do?—When I got these men into the back room, I took out this paper, and I took down their names, with the view of going inside and seeing if they were voters.

24584. Did each of them give you his name?—He did. I should tell you that those whose names are ticked off on this list were present, and those whose names are not ticked off, were not present; but some of those, I should also tell you, who were not present, were mentioned by some one who was present. I have a reason for directing your attention to that, as I will show you by-and-by.

24585. You left the room to see if these people were voters?—I don't remember having left the room, nor did I know that I did, until the other morning I saw that it was sworn by someone here. I don't remember leaving the room, but if I did, it wasn't for anything connected with the election.

24586. Did you see MacNeill or anyone connected with the place while you were out of the room?—No.

24587. Did you come back again to the room?—I did.

24588. Do you know was it before or after you took down the names that you left the room?—I do not.

24589. Do you recollect having ascertained whether these people were voters or not?—I had no means of knowing.

24590. You did not see anybody connected with the place when you went out of the room?—No.

24591. Some time during the conversation you had with these people, I believe you asked them if they would depend on you?—I asked them would they rely on me.

24592. Tell us as near as you can recollect what passed?—I had that list made out at the time. I then stood up and asked them if they would rely on me.

24593. What did they say?—They said they would.

24594. Did they ask you when they should call to see you again?—When I put the question to them—"Will you rely on me?" the answer appeared to me to be unanimous; when I put the question, and the whole of them answered, some one (I think it was Smith)—said in an undertone, "Mr. Robinson, we will all vote for Guinness and Plunkett." I then said, "Are you all going to vote for Guinness and Plunkett?" I was answered in the affirmative; and when I was leaving, some one asked me when they would see me again.

24595. What did you say?—I said in a week or ten days at most.

24596. Did you say that you first saw MacNeill sometime that evening?—No; the first time I saw him was the first evening I went to the committee-rooms in Sackville-street.

24597. That was previous to this evening?—It was.

24598. Was it after the letter you got from Mr. Goodman?—It was.

24599. Did you know by sight any of these people?—Not one of them.

24600. Did you apply to anyone to get them employment?—No; and the reason was they all said they would vote for Guinness and Plunkett. When I heard them say that, I wasn't going to give myself any more trouble about them.

24601. Did any of them call on you in the course of a week or ten days?—Some very short time after, Robert Smith called to me—either he or Field, I don't know which, I think it was Smith—he told me about a Captain Grant, his real name was Talty, a draper who keeps a shop in Henry-street, how he got these men up to the European hotel, and I am told——

24602. Who told you?—Smith. It appears that this Talty gave them whiskey and made them a bit talkative.

24603. What day was this?—It was after this. Smith said Talty was getting up evidence for the purpose of supporting the petition against Sir Arthur Guinness.

24604. Did Smith tell you that?—I think he did.

24605. Are you sure he did?—I am sure he did.

24606. What else did Smith say?—He said he was afraid from their conversation that we would be all subpœnaed to give evidence.

24607. Did Smith come to your office to tell you that?—I can't say that.

24608. Where was this conversation?—When Smith said he was afraid we would be all subpœnaed, I said, what need you be in dread if you tell the truth?

24609. What did he say he was afraid of?—He didn't say that.

24610. You understood him, I presume, to refer to what took place in the committee-rooms in Sackville-street, when he spoke of having a fear of being subpœnaed?—I understood it was connected with what took place in the committee-rooms on the night before the election.

24611. What did you think he alluded to?—I can't answer that question. He may have something else in his mind that I knew nothing of.

24612. What had you on your mind when he spoke of being afraid of being subpœnaed?—I think it was in reference to that. It is hard to ask me what I thought—it is so long ago.

24613. Not the least hard—did Smith ask you to make good your promise—that he relied on?—Never.

24614. Did anyone of the twenty-two come to you but Smith?—Not one.

24615. At any time?—Never. It is right to say that Walker swore that in ten days after he came to me and asked me for money. I solemnly swear that such a thing never took place.

24616. As a matter of fact, did Walker come to you?—Never. I never saw the man. I was familiar with his appearance, but not by name.

24617. Were you familiar with his appearance at the time you took down his name?—No. I may have seen him, but not to know him.

24618. When you saw him you didn't know that he was Walker?—No.

24619. Did you see anyone who called himself Walker, within a week or ten days after the election?—No.

24620. Are you certain he didn't come to you within a week or ten days after the election?—I am. I was here during the evidence that was given at the trial.

24621. Can you state that he never came to you within ten days after the election?—He never did.

24622. Do you swear that?—I positively swear it. At the same time the man, I must say, may be under a misapprehension.

24623. Did any of those whose names were on your list come to you within ten days after the election?—Ten days after the election?

24624. Yes, or a month after the election?—Smith and Field did so.

24625. The two of them?—Yes.

24626. When did Field come to you? We will suppose it was Smith told you about the transaction in the European hotel?—It was after the election.

24627. What did Field say when he came to you?—He spoke about presenting the petition.

24628. What did he say to you?—He never referred to the committee-rooms' affair, nor asked for a penny.

24629. Did he ask you whether you thought they would get anything?—Never.

24630. What did Field come to you about?—How can I tell?

24631. From what he said?—I can't tell you; he spoke about the petition. He will tell you all about it himself.

24632. We should at present prefer having it from you?—I can't tell you.

24633. Have you no recollection of what Field said when he came to you?—I think he told me something about Talty too.

24634. Do you recollect that he did?—I will not fix it; I can't say it was Field told me; I think it was.

24635. If you believe it was that is enough?—I think it was.

24636. Did Field recall your attention to your question as to whether they would rely on you or not?—No.

24637. Did anyone of them ever do so?—Not one of them ever did.

24638. Did he make no allusion at all to it?—No.

24639. Did any of them ever make any allusion to it?—No.

24640. When you asked these people on that occasion if they would rely on you, and they stated they would, what did you mean by it?—That if I got them employment would they rely on me to have them paid for their services. That's what I understood by it.

24641. Didn't you understand from them that they did not come for employment?—That's what I understood.

24642. Was not the natural meaning of your question, "Will you rely on me?" to lead them to believe that you would get them employment and also get them paid? You asked them would they rely on you, and they answered they would. Was not the meaning of that reliance that you would get them employment, and also have them paid?—Precisely.

24643. And you left them under that impression?—Yes.

24644. You did not return to them?—No.

24645. There was nothing said to remove that impression?—No.

24646. The last thing you said to them was to ask

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them to rely on you, by which you meant to have them employed and have them paid?—That was the impression on my mind, certainly.

24647. And was not that the impression on their mind also? Was not it your intention to create that impression on their mind?—It was.

24648. Did, then, none of these parties come to you within a week or ten days after the election, except Field and Smith?—No, distinctly not.

24649. No one?—No.

24650. Did you say anything to either Smith or Field when they came to you intimating that, now that the petition was presented, nothing could be done?—I did not.

24651. Do you swear that?—I swear positively I did not. I told Smith what need he fear if he told the truth.

24652. Did you make no allusion to the existence of the petition as interfering with any arrangements that had been in contemplation?—No.

24653. Are you certain you did not?—I am.

24654. Did you ever refer to the petition as interfering with settling with any of the voters?—Never.

24655. I presume you had heard of the petition before Field or Smith came to you?—I don't think I had.

24656. Had you not heard of it before you heard of it from Smith?—If there was a notice of it in the papers I probably saw it.

24657. Had not you heard of it before Smith told you?—I don't think I did. I did not mix myself up in it. In reference to these names there, I think Hopkins swore last night that he was not present on the night before the election in the committee-rooms when they were taken down.

24658. No, he said he was present, but that he didn't give in his name. He said he understood from Walker a few days afterwards that Walker had given in his name for him?—I misunderstood it. Those ticked off were present.

24659. There were only these two sheets, I suppose, on which there was any writing? The third sheet is for a back apparently? Have you names on any other sheet?—I wrote nothing else but these two sheets.

24660. You will see all the names are on the first and second slips, and none on the third, which is a sort of back on the others. Did you write down anything more than what is there?—No.

24661. I see there is a name crossed out on the third slip, Thomas Clare, 3, Mabbot-street; may I ask why you crossed out that name?—He came to me on the day of the election, and asked me to pay him for his vote. I told him I would not pay him for it.

24662. Did you tell him you had no funds?—I told him to be off about his business.

24663. He was present on that night in the committee-rooms. I see he is one of those ticked off?—He was not present.

24664. He is ticked off as being present. You say those ticked off were present? Is not he very distinctly ticked off, look at the list yourself? (*List handed to witness.*)—He is certainly.

24665. As you put that mark there, we may take it, I suppose, that he was present?—I will swear that he was not present.

24666. Why is he ticked off then on that list if he was not present? There is great difference in the ticking, but that is a most emphatic tick?—It looks as if it was done only a very short time.

24667. Just look at it, it seems to be done by the same pencil that struck out the name?—I know he was not present.

24668. It was you, I presume, that struck out the name?—Yes.

24669. Richard Reid, 29, Summer-hill, was that written at the same time? Is it in your own handwriting?—It is.

24670. Did you write it in the committee-rooms that night?—I don't remember.

24671. It is written with a different pencil. Did you write it afterwards?—I don't remember.

24672. Where did you write down Clare's name?—In the office.

24673. In Swift's-row?—Yes.

24674. Did Clare come to the office to you?—He did.

24675. Did he come to ask you to add his name to the list?—No, I had the paper in my pocket and I wrote down his name.

24676. In the office in Swift's-row?—Yes.

24677. That was after the other names were written down?—Yes.

24678. Did he come and ask you to add his name to the list?—No, he came into the office on the day of the election, and he asked me to pay him for his vote.

24679. Was that the reason you put down his name?—No.

24680. Thomas Clare, 3, Mabbot-street, was written in your office on the day of the election before he voted?—Yes.

24681. You wrote down his name before you sent him out of the office?—Yes. I put down his name before he left the office.

24682. Did he ask you to put down his name?—He didn't. I had the names in my pocket, I took them out and I put down his name.

24683. Can you tell when you put Richard Reid's name to the list?—I cannot.

24684. I don't suppose it was written that night you were in the committee-rooms?—It was written that night.

24685. Before the election?—Yes, in the committee-rooms.

24686. You must have pointed your pencil at that particular moment for the name is in different writing?—Positively I doubt very much that that is my tick to Clare's name; but it is not very material.

24687. Have you any doubt that you wrote the name Richard Reid?—No, it is my writing.

24688. All the rest of the list is written by the same pencil down to the end—you must have pointed your pencil there?—I invariably have two points to my pencil.

24689. Do you remember that you wrote the name Richard Reid, in the committee-rooms?—I can't remember, but I am almost sure I did.

24690. Do you remember writing the name of any other person, except Clare, in your office?—No.

24691. What time in the day was it that Clare got you to put down his name, and ask you for payment for his vote?—I can't fix the time.

24692. Was it early in the day, do you remember?—I do not. I can't fix the time.

24693. What hour do you generally go to the office?—At ten o'clock in the morning.

24694. Was it long after that, do you remember, when Clare came to you?—I suppose it was about twelve or one. He will be able to tell you himself, as I see he is summoned here.

24695. We should rather have you tell us, you will give more distinct evidence?—I will tell all I know.

24696. Mr. TANDY.—Did you see Clare more than once on the day of the election?—I think he came back to me.

24697. Are you certain that he came back?—I am not.

24698. To the best of your recollection, did you see him more than once on that day?—My impression is that he came back after voting for Guinness and Plunkett.

24699. Mr. LAW.—Was it on the first or second occasion he asked you to pay him for his vote?—On the first.

24700. Before he voted?—Yes.

24701. Did he after voting come back and ask you for money again?—No.

24702. Why did he come back to you after he had voted?—Clare knows me for many years—I know him for a long time.

24703. How did you happen to know him, what is he?—Through money transactions.

24704. You had money dealings with him?—Yes.

24705. Had you ever any dealings with any of the others whose names are on that list?—No.

24706. Mr. MORRIS.—When you said to these people in the committee-rooms, "you may all rely on me," you say you understood they expected to get employment, and you to see that they were paid?—I didn't say that. I didn't say "you may all rely on me." I said, "will you rely on me?"

24707. Mr. LAW.—Is this loan office you keep your own?—It is not.

24708. Who is the owner of it?—Mr. Foy is the proprietor of it.

24709. What Foy is that?—Mr. Foy of Elm Park—Mr. Alexander Foy.

24710. Has he been the owner or proprietor of it for any length of time?—Yes.

24711. Was your father the manager for him before you?—Yes, he was.

24712. And had he an office of his own also, in Abbey-street?—Yes.

24713. Were you acting for yourself, or for Mr. Foy?—I was acting for Mr. Foy.

24714. Mr. TANDY.—Have you a loan office anywhere, except in Swift's-row?—No.

24715. Had you in 1868?—No.

24716. Was that the first time you saw Clare on the day of the election—when he asked you for money for his vote?—It was.

24717. Was it on that occasion when he asked you for money for his vote, that you wrote down his name on the list?—Not at all; when he came to me I wrote it down.

24718. When did he come to you?—On the day of the election.

24719. Was it before or after he asked you for money for his vote, that you wrote down his name?—On the day of the election, when I had the name written down he said, "What are you going to give me." I told him to be off about his business.

24720. Mr. LAW.—Did you first ask him how he was going to vote?—I said are you aware that I am engaged for Guinness and Plunkett?

24721. When he came into the office, just tell us which of you began the conversation?—I asked him "Will you do as I tell you?"

24722. What did he come into the office about? Was he on your books?—He was.

24723. Was it about that he came in?—Yes.

24724. Did he owe money to the office at the time?—He did.

24725. How did he begin about the election? Did he say anything about the election immediately after he came into the office, or did you speak to him about it?—He spoke first to me.

24726. Did he ask you how you were going to vote?—I don't remember.

24727. How did the conversation begin as to your putting his name on the list?—I think I asked him was he interested about Messrs. Guinness and Plunkett. I assure you I don't wish to hide anything, but it is a terrible thing to tax one's memory in this way.

24728. Is it your recollection that you canvassed him for Guinness and Plunkett?—No; I may when he came into the office, and in all probability I did ask him for whom he'd vote.

24729. Did you say anything to him about how he was going to vote? Did he say he would do whatever you asked him?—Something must have been said—I asked him "Will you do as I tell you?"—as I have already told you.

24730. Did he say he would?—I think he did.

24731. You then put down his name?—Yes; and he then said "What will you give me."

24732. Did you strike out his name when he said that?—I did.

24733. Are you positive you struck out his name the moment he asked you "what will you give me?"—Instantaneously.

24734. In his presence?—Yes; and my recollection is that when he came back the second time I ordered him out of the office.

24735. Did you know, about that time, of any other gathering of freemen, who wanted to get employment in the same way?—No.

24736. You did not hear of any?—No.

24737. Did you hear of anyone who interested himself as you did to get freemen to meet on the evening before the election?—I did not.

23738. You heard afterwards about the house in Capel-street, I suppose?—I heard of it at the time of the trial of the petition.

24739. Did you ever hear of it, except at the trial?—No.

24740. Are you acquainted with Mr. Foster?—No.

24741. You never saw him?—Never.

24742. Or Mr. Forrest?—No; I know none of them connected with the election, except Mr. Purcell, and he wasn't connected with the election. I know none of them, and I shouldn't be here at all.

24743. Mr. MORRIS.—Would you repeat what you said to these people about relying on you? "Will you rely on me," you said?—Yes.

24744. What did they say then?—I have stated already that they answered me in the affirmative.

24745. Mr. TANDY.—Can you tell us, did you ever give that list of names, which you made out in the committee-rooms that evening, to anyone?—Never.

24746. When you left these men on the evening before the election, after making out that list, where did you go to?—I went into a room in which Mr. Tickell, Mr. Harris, and a lot of others were.

24747. Did you show the list to anyone in that room?—I showed it to Mr. Tickell.

24748. Had you any conversation, do you recollect, with Mr. Tickell about it?—No; I showed him the list.

24749. Do you recollect what passed between you and Mr. Tickell about the list?—I showed it to him, and I said there was a number of people——

24750. Then you had some conversation with Mr. Tickell about——

24751. Mr. LAW.—You had better tell all that passed between you on that occasion?—I assure you I don't want to hide anything from you. I was trying to get credit for it, and Mr. Tickell said some of these men promised us already.

24752. Can you recollect the conversation that took place between Mr. Tickell and you when you showed him the list?—Not another word passed.

24753. Did you tell him or any person else in that room that you had asked these people if they would rely on you?—No. I don't recollect that I said a word about it.

24754. Mr. TANDY.—Did you tell Mr. Tickell that these people were looking for employment?—No.

24755. Did Mr. Tickell take a copy of the list?—No.

24756. He read it over?—I think he did. He took it in his hand.

24757. Did he read it, do you recollect?—He did.

24758. Was anyone present at the conversation but Mr. Tickell?—Someone interrupted the conversation, as well as I recollect.

24759. Who was it?—I don't exactly know. I think it was Mr. Prescott. I am not sure that I saw Mr. Prescott, but I think I saw him that evening.

24760. Do you recollect did anyone join in the conversation about the list with Mr. Tickell?—No. I may tell you that I was going to tear up the list only that I heard about the petition.

24761. Did anyone but Mr. Tickell look over the list on that occasion?—No one did.

24762. When Mr. Tickell looked over it did he give it back to you?—He must have done so.

24763. Did he do so on that occasion?—Immedi-

EIGHTEENTH DAY. *December* 18. Mr. William Robinson.

ately. I believe he hadn't the list three seconds in his hand.

24764. Did you show it to anyone between that day and the day after the city election?—I don't think I did. I am sure I didn't.

24765. Are you certain you did not show it to anyone?—I am.

24766. Did you speak to anyone about it between that and the city election?—No; I did not.

24767. You kept it safe?—Yes.

24768. Was there a copy ever made of that list?—Never.

24769. By anyone?—No.

24770. Do you recollect where you went to after you left the committee-rooms in Sackville-street that night?—I went to several places. That was the night I had the car up to twelve o'clock—it was that night or the night before.

24771. Do you remember any place where you went to after that meeting in the committee-rooms?—No.

24772. Do you recollect any place at all that you went to?—I think I went to a house in Sandymount, which I found shut up.

24773. What house was that?—One of the committee-rooms, I think.

24774. Do you recollect going to any other place that night?—Yes.

24775. Where else did you go to?—I went to Aungier-street.

24776. To whom did you go in Aungier-street?—To the committee-rooms. I remember that distinctly.

24777. You went to the committee-rooms in Aungier-street?—Yes.

24778. Were you talking to any persons there?—I was talking with some men there.

24779. Did you speak to them about the meeting you had had in the committee-rooms in Sackville-street?—Not a word.

24780. You did meet these people in the committee-rooms in Sackville-street?—I did, and I am sorry for it.

24781. Still the fact remains that there was such a meeting. Did you mention it to anyone in the committee-rooms in Aungier-street?—No, I did not.

24782. Were you ever in the committee-rooms in Dorset-street?—I was.

24783. When were you there?—Some days before the election. I cannot fix the day.

24784. Was it long before the election, do you recollect?—It was after I got authority from Mr. Goodman to look at the ward lists—some couple of days before the election.

24785. Are you certain you were not in the committee-rooms in Dorset-street on the night of the meeting in the committee-rooms in Sackville-street?—I was not.

24786. Are you sure you were not?—I am.

24787. Were you in the committee-rooms in Dorset-street shortly before the night of meeting?—I can't say. I think when I went to the committee-rooms in Dorset-street I showed Mr. Goodman's letter to someone; and that person brought me in and introduced me to those present inside.

24788. Who was that person, do you recollect?—No. I think he said he was a solicitor.

24789. Do you know his name?—No.

24790. Do you recollect if you heard his name?—I can't fix it I did.

24791. Did you ever, to your knowledge, see Mr. Foster?—Never.

24792. Never?—Never that I mind. I did not.

24793. Was Croker a freeman?—I think not. He is a highly respectable man.

24794. Mr. MORRIS.—When you said to these people, "Will you rely on me"? What exactly did you mean?—I meant that if I got them employment, would they rely on me to get paid; that they might look to me and rely on me for payment.

24795. Mr. LAW.—Do you know William John Campbell?—No, except since the petition.

24796. Had not you known him by sight before the election?—By sight I knew him for a long time.

24797. Did not you always see him actively engaged about elections?—Yes.

24798. Had you spoken to him before the election?—Never, not to one connected with the election.

24799. You spoke to no one?—No.

24800. Did you speak to no one who was actively engaged about the election?—I spoke to no one, except these men like Mr. Purcell.

24801. Did you see a gentleman known as Captain Pim, on the day of the meeting, in the committee-rooms, in Sackville-street?—No.

24802. Did you on the day of the election?—No.

24803. Do you know James Copeland, who was examined here before the judge?—If you put him before me I wouldn't know him.

24804. Do you remember seeing any persons gathered together on any evening before this?—No.

24805. Had you ever a meeting with freemen, or any other class of voters, except on this one occasion?—Never, and I wouldn't have met them either, except through the instrumentality of Doherty.

24806. With the exception of the one evening before the election, had you been in any room in Sackville-street with any number of freemen?—No, I think I will be able to get persons to come forward that may, in all probability, tell what Doherty came to me for that night, and what he had in contemplation. It is only fair to me to have it cleared up. I think I can find out a brother-in-law and step-daughter of his; and the names of persons to whom he told it.

24807. What persons?—Smith and Campion.

24808. For what purpose?—They will, in all probability, be able to tell you what took place between Doherty and me.

24809. I understand you to say, you have told us just what took place?—Yes, but I wish to have it corroborated. Judge Keogh was very severe on me in this matter.

24810. Doherty, you say, wanted to get employment?—Yes.

24811. And he asked you to interfere on his behalf?—Yes. There is no doubt about it. If you wish to have it corroborated, I can get it done; there is so much doubt thrown on it.

24812. Do you know George M'Donald?—I didn't know any of them, excep Clare, when they gave me their names.

(*The witness was directed to produce all his books for the last three years; he then withdrew.*)

Arthur Bloxham.

Arthur Bloxham sworn and examined.

24813. Mr. LAW.—Were you employed in any office in Dame-street prior to the last election?—I was.

24814. In what office?—No. 3, Dame-street.

24815. I believe that was the office in which Mr. Hodson was?—Yes.

24816. Do you remember about what time your employment there began?—On 13th or 14th July.

24817. 1868?—Yes.

24818. In anticipation of the revision, I presume?—Yes.

24819. Did you remain associated with Mr. Hodson in that office until the following October?—I did.

24820. Were you transferred from No. 3 to 47 and 48, in October?—Yes, for a day or so, when there was a pressure of work to be done.

24821. Were you permanently transferred to the other side of the street?—No.

24822. You were permanently attached to No. 3 office?—Almost.

24823. And you remained so until your engagement terminated?—Yes.

24824. Take the month of November—about how many clerks were there under you in that office in No. 3, during the fortnight before the election?—None that I recollect.

24825. Were there no clerks employed at that time?—No; the revision staff had been transferred to 47 and 48.

24826. When did that take place?—On the 14th or 15th October.

24827. That was after the revision was completely over?—Yes.

24828. This body—the revision staff—was then transferred from No. 3 to 47?—Yes.

24829. All the papers for the election itself were also transferred?—Yes.

24830. And you remained in No. 3?—Yes, Mr. Hodson put me in charge to answer all questions that may be put.

24831. Did Mr. Hodson move over to 47?—Yes.

24832. How many rooms did you occupy in No. 3 during the earlier portion of November?—The whole of it at the top.

24833. The ground floor, I believe, is occupied by a shop?—Yes.

24834. All above the shop floor was in the possession of the society?—Yes.

24835. Where was your office?—It was the back-parlour and drawing-room.

24836. Were there any offices above that, on the second floor?—Yes; these were kept locked, and boxes and papers were left there.

24837. I am now speaking before the election—from the 1st to the 18th November, were these upper rooms occupied by anyone?—Not that I recollect.

24838. What was the nature of your employment during that fortnight in No. 3?—Answering all, to see if they were on the list of rated occupiers, freemen, or leaseholders.

24839. Had you any lists to make out during that fortnight?—Before that I had, but not then.

24840. Had they been all completed then?—Yes.

24841. Had they been completed before the revision staff went to 47?—Yes, we got them from the Town Clerk when we removed.

24842. It was to work at these lists that the staff was moved?—It was to put the red ink marks to the Conservative voters.

24843. Had you any assistance from the clerks under you?—Not during that time.

24844. Were you the only person in No. 3?—No; there were the caretaker, the porter, and the messenger also there.

24845. Who was the caretaker?—George Fanning.

24846. I believe he was an old man?—He was an old man; his son was also there, acting for his father.

24847. What was the son's Christian name?—George—George, jun.

24848. Who was the messenger?—A young man who was formerly at St. Anne's—an under-butler.

24849. You do not remember his name?—No, unless I saw the book I kept.

24850. Was there any book kept at No. 3, in which the names of the persons employed were kept?—Yes.

24851. In what room was it kept?—In the front office.

24852. Where Mr. Hodson used to be?—Yes.

24853. And under his charge?—Yes.

24854. Was that book transferred to 47, when the staff was moved there?—It was generally kept in the safe in No. 3.

24855. After the staff moved over, did they come back to No. 3 to enter their names?—No. I brought it across every Saturday, and entered their names in it.

24856. Was there no attendance book?—No; it was a book for the weekly salaries and overtime.

24857. What was allowed for overtime—what was the scale of payment?—A shilling an hour.

24858. What were the ordinary hours of attendance for the clerks?—From nine to five.

24859. And a shilling for any hour after that?—Yes.

24860. You say you went on one or two occasions—on two occasions, I think, you said—when there was pressure, to the other house; what time was that, do you recollect?—I can't tell.

24861. Was it in November or before it?—It was before the election.

24862. Was it long before the election, do you recollect?—I do not; I was frequently back and forward there.

24863. When you went across to 47 for a day or so, where were you put?—On the drawing-room floor, in the front of the house.

24864. Who was in charge of it?—Walshe was in charge of it—the clerk there.

24865. What was the nature of your duty when you went to 47?—Addressing envelopes, and ticking off the lists.

24866. I presume, from your connexion with the office, you knew the clerks who had votes, and those who had not?—Yes.

24867. Before they moved across from No. 3 to 47 I suppose their names were entered in a book, and from that you knew whether any of them were voters?—Yes.

24868. About how many of them would you say were voters?—About half of them.

24869. Were these freemen?—I have known several of them to be freemen.

24870. Do you know how long these clerks who were freemen were kept in the employment of the society for the purposes of the election?—The time varied so much I couldn't say.

24871. When these clerks were in the employment of the society—I am now confining your attention to those that were freemen—was there any fixed scale of payment?—Yes.

24872. What was it?—A pound a week, a shilling an hour for overtime, and five shillings stopped, which was looked on as a kind of security for their attendance, but which was afterwards to be paid them altogether.

24873. Who paid them?—Mr. Hodson.

24874. You assisted him?—I kept the book in which the names were, and I got them to sign it on payment being made to them.

24875. Were they paid weekly?—Yes; the overtime was not paid weekly; it was kept over until after the revision.

24876. Was it then paid?—It was.

24877. Are you now speaking of payments that were made both before and after the revision; were the clerks paid after the revision a pound a week, less the five shillings that was stopped?—They were paid in full, both before and after the revision, who were not voters.

24878. There was nothing stopped from the non-voters?—No.

24879. When they were moved to 47?—No.

24880. How were the clerks paid that were freemen after they moved to 47?—Those that were freemen weren't paid until the 24th October.

24881. Were they then paid for the whole job?—No, only from the second Thursday previous—from the time they moved to 47; that would be about nine days.

24882. Had only nine days elapsed after the completion of the revision; had not there been a longer interval since the revision than nine days?—I think so.

24883. How were they paid for the rest of their work?—About that time the arrangement that was made in No. 3 was altered; it was no longer 15*s.* on account, but all were paid in full.

EIGHTEENTH DAY.

December 18.

Arthur Bloxham.

24884. As to the clerks who were voters, who were freemen, how were they paid in 47?—They weren't paid at all in 47.

24885. Were they paid in No. 3?—On one occasion only.

24886. Were they paid at that time—it was on Thursday, you say, that the staff moved to 47?—They moved on Thursday, the 14th or 15th of October, and on the second Saturday following they were paid.

24887. For the first nine days after the removal to 47?—Yes.

24888. Where were they paid?—In No. 3.

24889. Were they paid in full, or were there any stoppages?—There were no stoppages; they were paid £1 a week—at that rate.

24890. That would be the 23rd October?—It was the 24th October.

24891. What did they get paid after the 24th October until they were discharged?—They got nothing.

24892. Do you know were there any advances made to them?—Not that I know of.

24893. Do you mean that they were from the 24th October until they were discharged without any means of living?—They were then volunteers.

24894. You know they were poor men who had probably no other means of living?—I don't know.

24895. You must know whether there were any loans made to them?—Not that I am aware of.

24896. Did you hear that there were?—No.

24897. Did you ever hear of I. O. U.'s being given for small advances?—They gave I. O. U.'s for the nine days, to the 24th October.

24898. That is, those who were voters, gave I.O.U.'s?—Yes.

24899. To whom were the I. O. U.'s made payable?—To no one.

24900. To no one?—No, it was I drew them.

24901. To whom were they directed?—Not to anyone.

24902. It was not intended to direct them to anyone?—No.

24903. Was not the whole thing of the I. O. U.'s a mere sham?—It was.

24904. How were the clerks kept alive after the 24th October, if they were paid nothing?—I don't know. I often applied myself for payment, and I couldn't get anything.

24905. They were many of them. I presume, worse off then you were?—They were in very poor circumstances.

24906. The clerks, who as a rule are not wealthy persons, how were they kept going if they were not paid by some one?—I can't say.

24907. How did you understand they were kept going?—They often asked me if they would they get payment.

24908. Did you ever hear of any small sums being advanced to them?—No.

24909. Did you ever hear of I. O. U.'s after the 24th October?—No, except in one or two instances.

24910. What were they?—Frazer was one of them. Mr. Hodson gave me a personal loan himself.

24911. Was Frazer in your office in No. 3?—He was, he was working there on the revision.

24912. Was he one of those that went from No. 3 to 47?—Yes.

24913. Did he ever come back to No. 3 afterwards—used he come over on Saturdays?—He may have.

24914. Did Mr. Hodson come back to No. 3?—He several times came back on a car.

24915. Where were these people paid—I mean those that were not freemen?—He went up into the room, and paid them there.

24916. After the 24th they no longer came to No. 3 to be paid?—No.

24917. Is that so?—No, they came over to get paid, but they couldn't get it.

24918. After that, all the clerks were paid in their several rooms—at least any that were paid?—Yes.

24919. Did you ever take part in paying any of them?—No, except I sometimes checked their payments.

24920. Their attendances?—No, the amount I sometimes checked.

24921. How was that done?—If it was £1 9*s.* or £1 10*s.* and so on. I would check the shillings, for fear they would get too much.

24922. Did you go over to 47, for that purpose?—I did. Each man gave me in an account with their own time.

24923. And was that in the attendance-book?—It was kept by Mr. Walsh, in his press.

24924. Was there an attendance-book in the other room, as well as in Mr. Walsh's?—No.

24925. Well, if the book in Mr. Walsh's room, with these statements made by the clerks themselves, were compared with the attendance-book, and if they were found to be correct, what was done?—I entered it in the paying-book.

24926. Was that the book you say you kept, with the names, the amounts, and the signatures of the clerks opposite?—Yes.

24927. Did that book include both the voters and the non-voters?—No, only the non-voters.

24928. Was there any list kept of the voters?—Yes.

24929. Where was that kept?—I generally put them down on a bit of paper, and put them inside the book.

24930. But was there a separate bit of paper for every week?—It was only for one week I did that.

24931. Where were the voters registered? Didn't they enter their attendance like the others?—I am not aware.

24932. Could one find in the attendance-book the names of the voters as well as the non-voters?—I don't know.

24933. Do you think they may have put the voters at one end of the book, and the non-voters at the other?—That may have been so.

24934. The attendance-book, you believe, might have been so kept that the voters as well as the non-voters entered their attendance?—I don't know.

24935. But do you mean to say that in that, the attendance-book, when the clerks came in, none of the voters would enter their names; that they might come in and go out when they liked; that they need not work if they didn't like?—I don't know, because I did not examine them in the first book.

24936. Well, were they entered in the first book?—I don't remember.

24937. Do you remember till when were they paid?—They were paid up to the 24th of October. I paid their I. O. U.'s.

24938. But how could you know the men who had the I. O. U.'s without a list?—Being there so long I knew them.

24939. Do you mean to say you had no list to go by but a mental list?—Yes.

24940. Who told you to pay the I. O. U.'s?—I think I suggested it to Mr. Hodson.

24941. Oh, you suggested it as a good idea?—Yes.

24942. You say that many of these clerks were very poor—you knew they had no other means of livelihood but their earnings all this time? Did you ever hear how they were kept going?—No.

24943. Did you ever hear anyone say how these people were enabled to keep body and soul together?—No; I knew they made a great number of complaints, but they never got anything.

24944. The money was not put on the table for them; or the plan adopted of putting it mysteriously on the chimney-piece?—I put it there myself, on the chimney-piece, in paying the I. O. U.'s.

24945. I dare say you did not see the people taking it up?—No.

24946. I suppose you never inquired about it afterwards?—No.

24947. How long were these creatures working for nothing?—From the 24th of October till after the election.

24948. That was very nearly a month?—Yes.

24949. Did it ever surprise you how these people managed to feed themselves upon nothing?—Well, they were not to get nothing; it was understood that they were to get payment afterwards.

24950. When were they to get it?—I heard in about a fortnight.

24951. Then that first fortnight they were getting salary?—I don't know.

24952. What did you hear?—That in about a fortnight they would get payment.

24953. For their work from the 24th October till the 18th November, the day of the election, or perhaps some day after it, did you ever hear when they were to get paid, or how?—There was no specified time mentioned.

24954. But was anything said to the effect that they would ultimately be paid?—Yes, ultimately.

24955. Did they expect to get paid?—Yes.

24956. Were you ever told by Mr. Hodson that you would never be paid?—On the morning of that day that the staff removed to 47 and 48, he said, "Consider yourselves as volunteers."

24957. Did he smile while saying that?—Yes; I understood him perfectly well.

24958. Do you suppose all the others understood him perfectly well?—I only speak for myself.

24959. You understood it was only a mere form, to get rid of the difficulty of employing voters?—I understood it so.

24960. Did you get anything between that and the election?—I did.

24961. How much?—I got £4. Well, I would not say between that and the election. It was about that time.

24962. Was it after the election?—It might.

24963. Did you get it at one payment?—I did.

24964. Was that on or before the day of the election, a very well marked day?—I don't know. It was a personal loan from Mr. Hodson.

24965. Did you ask him for it, as against what would be ultimately coming to you?—Yes.

24966. And I suppose he took your I. O. U.?—Yes.

24967. And I dare say never asked you for payment?—Not a shilling.

24968. What was done with the I. O. U.'s given by the clerks?—They were put on the file, and afterwards in the safe.

24969. And when did you see them last?—On that night.

24970. You never saw them afterwards?—No.

24971. Did you ever hear of them afterwards?—No.

24972. Who had charge of the department?—Mr. Hodson had one charge.

24973. And who had the other?—Mr. Hyndman.

24974. But once they got into the safe, you never heard of them afterwards?—No.

24975. I suppose yours might have been in the safe too?—I suppose so.

24976. When the clerks complained that they did not get paid, did you hear what answer they got?—Was it that they would have to live as well as they could till after the election, or that they would never get paid at all?—I can't remember.

24977. To whom did they complain of not getting paid?—They complained to myself.

24978. What sort of complaint did they make?—After the election they said it was very hard, coming there day after day, and not getting it.

24979. But from the 24th of October till the payment was made to you—till the day of the election were they complaining?—Yes.

24980. What did they say then?—That it was a hard case to wait till after the election-day for bread?—I don't remember.

24981. It was a hard case, was not it, to be forced to do without anything till after the day of the election?—It was very hard, the idea of keeping a number of clerks employed in this manner before the election?—It was.

24982. Who was over these clerks?—A certain number were under Mr. Hodson, and a certain number under Mr. Beatty.

24983. The clerks who were with Mr. Hodson were those who were transferred to his office?—Yes.

24984. But there was a great number of clerks altogether?—Yes.

24985. How many were there in your own department?—From 10 to 20.

24986. Were they all in one room, or in two?—We had a room that was divided, connected.

24987. You say there were from ten to twenty. Was there an account kept of the attendance?—Yes. There may have been more.

24988. There was a list of them?—Yes.

24989. Do you know what coloured book that was?—I don't know; it was kept by Mr. Hodson.

24990. Not the attendance-book; but the list from which payments were made?—Oh yes; I know the colour of that; it was red and black, varied.

24991. Was the cover paper?—Yes, it was paper.

24992. Was it marble colour?—Yes, it was.

24993. The attendance book was transferred to the other house, and the payment book was kept there?—Yes.

24994. Was that payment-book one of the ordinary books of the society?—I had to rule it, to use it. I think they had it for the purposes of the election.

24995. When did you last see that book?—I think I saw it in the second last week of November.

24996. It was there, at all events, till after the election?—It was.

24997. You are a freeman yourself, I believe?—Yes.

24998. Were you engaged in any way except in the office? Were you engaged in any canvassing, or out-door work?—No, I was not out at all.

24999. You were entirely at office work?—At office work altogether.

25000. The money applied in payment of those clerks on the 24th, where did it come from?—I think I saw them giving a cheque on Guinness's bank.

25001. It was not the money of the Registration Society?—I couldn't say.

25002. Who kept the accounts of the Registration Society?—Mr. Hodson himself.

25003. I mean, who kept the accounts of the subscriptions, and so on?—That is Mr. Lang.

25004. What is he?—A clerk—He took the subscriptions?

25005. Oh, a collector, I suppose?—Yes.

25006. But who kept the account of these, showing how much the amount received was expended?—The amount of receipts Mr. Lang kept; and Mr. Hodson the expenditure and disbursements.

25007. But this book was specially got for the purpose of paying the election expenses themselves?—Yes, the clerks' salaries.

25008. How long did you remain with Mr. Hodson? Till some time in November?—I think it was till the Monday or Tuesday following the election.

25009. Were you with Mr. Hodson when Mr. Meredith and the others moved over?—I think they moved on the Thursday or Friday after the 18th.

25010. But were you there?—I think I was in the room underneath.

25011. Where were you on the day of the election?—In 47 and 48.

25012. What were your duties that day?—Assisting in issuing the state of the poll.

25013. Was that in the front drawing-room with Mr. Harris?—I don't remember.

25014. Was there any change made in the arrangement of that house the night before the election?—No.

EIGHTEENTH DAY.

December 18.

Arthur Bloxham.

25015. You did not see any carpenter's work done?—No.

25016. Had you been over at 47 recently, before the day of the election?—I was, the week before.

25017. Do you mean a week before, or all the previous week?—A week before.

25018. What were you doing?—I was doing various things; addressing envelopes, and sending out cards.

25019. Voting cards?—Various kinds of cards.

25020. Were you in any room that had special connexion with the freemen, or was your correspondence with the voters generally?—The voters generally.

25021. What were those circulars you were sending out?—I was sending them to outvoters, the leaseholders and freeholders.

25022. I suppose you knew Mr. William Johnston and Mr. Frazer were there?—No, I was only in the front drawing-room.

25023. Were you assisted by Mr. Mortimer in any way?—No.

25024. You were under him, I suppose?—Yes; I was upstairs.

25025. Did you see Mr. Macnamara there at all?—No, I did not see him.

25026. Mr. Walsh was there?—Yes.

25027. Was he in sole charge the day of the election?—I think so.

25028. What is Mr. Walsh?—He is one of the inspectors connected with the Conservative office.

25029. You know Mr. Campbell, an inspector of the office also, chiefly connected with the freemen?—I have, for a good many years.

25030. Could you tell us where he was on the day of the election?—I could not.

25031. I suppose he was looking after his flock?—He is the father of the freemen.

25032. We are told he was called their shepherd, and I suppose he was taking good care of his sheep. Did you hear that he was down about the court-house that day?—Oh, yes; I believe he was.

25033. Did you come in contact with Mr. Foster during the time you were in the office?—No; I didn't come in contact with the gentleman to know him.

25034. Do you know Forrest?—No, except his personal appearance.

25035. You saw him coming into the office to get orders?—Yes.

25036. Did you see him frequently soliciting orders?—No.

25037. Did you ever give him orders yourself?—No.

25038. But you did see him there, from time to time?—I saw him once or twice.

25039. Do you remember ever seeing a circular, the substance of which was to ask the voters to call at No. 3, on the day after the election?—No.

25040. You never saw a circular of that kind?—No.

25041. I shall read the circular for you—"You are requested to write your name and address legibly on the enclosed card, and to send it to the person who will be appointed to receive it, on the day after the election." You never heard of that?—I heard of it, but I never saw it.

25042. Then, as I understand you, that was not one of the circulars you were sending out?—No.

25043. Did you receive any applications for employment?—Yes.

25044. Had you a list of the names of the persons wanting to be employed?—I generally took down the names of those wanting to be employed.

25045. Was that in a book?—No, on a slip of paper. I looked at the list to find if they were voters, and generally sent them over to 47 and 48, Dame-street, to Mr. Mortimer.

25046. But used they to come to you in the first instance, at No. 3?—Yes; but any that did, I sent them over.

25047. You did no more than that—sending them on to the other office?—Nothing more.

25048. Did you ever hear that there was a list of those applications for employment?—Yes, there was a book.

25049. Did you see that book?—I saw it.

25050. Where did you see it?—In Mr. Mortimer's office.

25051. In the front room upstairs?—Yes.

25052. Did you see that book with him up to the time of the election? When did you see it last?—It might have been on the 17th, and it might have been on the 16th, I don't know the day.

25053. Were all sorts of applications written in that book—if a person wanted to become a clerk, or inspector, or collector, were they all entered in one book?—Oh, yes; if any person wanted to get employment, who had a vote.

25054. The list was confined to those?—Yes.

25055. Was it Mr. Mortimer who made the entries in that book?—I saw him writing in it.

25056. Did he ever speak to you about forwarding the people to him?—I generally brought them to him.

25057. Did they generally bring a recommendation from somebody?—No; I generally looked to see if they were voters, and put down their names and addresses, and brought them over to him.

25058. Then those whose applications were received by Mr. Mortimer were not entered by him, if they were not voters?—No.

25059. I dare say there were a great number of freemen in it?—Yes.

25060. I suppose you thought it would be a good thing to get the freemen employment?—Yes; I always looked for that. That was one of the grounds of application.

25061. When you brought the man wanting employment over to Mr. Mortimer, what did Mr. Mortimer do?—Some of them did not want employment, they had animals for sale.

25062. What animals?—Canary birds, and so on; one had a greyhound.

25063. What did he want for the greyhound?—Ten guineas.

25064. Do you know who that man was?—I can't say.

25065. Was he a rated occupier or a freeman?—I don't know.

25066. Do you know anyone else who had animals to sell?—Yes; another had a lark for £5.

25067. Were these applications registered by Mr. Mortimer?—I sent them over.

25068. Well, the man that had the lark, do you know who he was—I mean, what he said he was?—I don't know.

25069. Did you take no note at the time?—I put down their names, and sent them over, if they were voters.

25070. And if they were not voters?—Then I had nothing to do with them.

25071. But these were worth sending on, I suppose—I mean, seriously, was that the meaning of it?—Yes.

25072. Did you ever hear that they went to any other office or room but Mr. Mortimer's—I mean, was there any other part of the establishment that they were to go to?—I always sent them to Mr. Mortimer.

25073. Did you ever hear of any other book kept for a similar purpose?—No.

25074. Do you remember any other application made to you to buy any commodity?—Yes, sir; a fellow said he had a lark at home.

25075. Do you know what this man was?—No.

25076. You don't know what any of these men were?—No.

25077. Did you send this man on too?—Yes.

25078. To Mr. Mortimer?—Yes; I think so.

25079. Did you ever see those persons that had the articles for sale afterwards?—No.

25080. They never came back to you to tell you about their traffic?—No.

25081. How long before the election were these peculiar cases?—It might have been the 24th, or a week previous. There was a lot of things going on.

25082. Did you know of many applications of that kind?—A great number of them.

25083. Can you tell me whether any of those applications were from freemen?—I could not.

25084. You say you generally looked at the list to see if the man that applied was a voter. Do you remember that, on any occasion, those who made these numerous applications were found on turning to the freemen's list to be voters in that capacity?—I have no recollection.

25085. You do not know whether you did find any there or not?—I don't know.

25086. Do you know were any of them freemen?—Oh, there may have been half and half of each.

25087. Well, I understand you had no outdoor work to do at all?—No.

25088. After the election was over, and when the time came that these clerks naturally expected to be paid, did you hear of their making any application?—Yes.

25089. You yourself were paid £4, either before or immediately after the election?—That was a personal loan.

25090. I understand that it was, but did you ever hear of any other money paid by Mr. Hodson to any other clerk?—No.

25091. After the election, did they complain to you about not being paid?—Yes, they made out their accounts, and they were sent in.

25092. To you, or Mr. Hodson?—To Mr. Hodson.

25093. At No 3.?—Yes.

25094. Well, when the others made out their accounts and sent them in, were they sent direct to Mr. Hodson, or did they come to you first?—They went direct to Mr. Hodson.

25095. Did you see any of those accounts from any of the clerks?—No.

25096. Did Mr. Hodson speak to you when he had got them?—No. They told me themselves that they had sent them in.

25097. Did any of them ever tell you what had been the result of sending in their accounts? Did they tell you whether they had been paid or not?—They told me they had not been paid.

25098. Did they tell you they had got a personal loan?—No.

25099. Up to the time you left—some time in November, I think you say—so far as you know, had these men been paid?—No.

25100. Were they still coming sending in their accounts, and asking for payment?—They were coming and going to one another, and asking to see if any payments were made.

25101. I suppose you said nothing about the private loan?—No.

25102. Did you ever hear from anyone that I. O. U.'s were got from the other clerks?—No.

25103. You knew Forrest by his coming now and then, and knew he was a printer, at all events?—I just saw him coming once or twice.

25104. When did you hear of that house in Capel-street?—The day of the election petition.

25105. Did you not hear of it before?—No.

25106. Did you ever hear from anyone connected with the election, that a young gentleman with a glass in his eye was busy about the court-house here?—Yes, I heard it here.

25107. Did you ever hear it before?—No.

25108. Did Mr. Campbell ever tell you there was a valuable young man here that day?—No.

25109. Did you ever hear about the railway tickets?—Not till the election petition.

25110. Well, I suppose at the election petition they were very much talked of? Were you ever speaking to Mr. Campbell about them?—No, sir.

25111. He never told you anything about it?—Oh, he was speaking of the evidence given.

25112. Well, when you did hear him speak, did you ask him about it?—I may have made a casual remark here and there.

25113. It is very likely you did. What did you say to him?—Just a casual remark I was making. I do not remember.

25114. And when you were making the casual remark, what did he say to you?—I do not recollect.

25115. Did he say it was very badly managed, or what did he say about it?—I don't know.

25116. Try and remember what he said to you. It is very natural you should speak about it—but what did he say?—He made a remark to me about the tickets here, but not outside.

25117. Did you know anything about Mr. Crosthwaite, or Mr. Wilson Johnston in the office, in No. 24?—No.

25118. Were you ever in No. 24?—I was there; we got letters addressed to No. 24 in mistake, but brought them over to No. 3.

25119. How did you know they were for No. 3?—Because they were left in mistake. The number was on them, and I went over and gave them.

25120. To whom were they addressed?—I don't remember now.

25121. Were they addressed to Mr. Wilson Johnston?—Oh, this was the previous day to the election.

25122. Did you ever hear anything about Mr. Marcus?—No; not till I heard it here.

25123. You never heard his name?—No.

25124. Nor about Marcus's office?—No.

25125. When did you hear it first?—Here, last week.

25126. I suppose you heard it the time that the election petition trial was going on?—I may have, I don't remember.

25127. Did you ever hear of any freemen having got money for their votes?—No, not till I saw it and read it in the petition.

25128. There was a good deal of conversation on this subject I suppose; did you ever hear of any of them that had been thus dealt with, or promised?—No.

25129. Did you ever hear of any of them getting money in Lombard-street, or at the Temperance Hall?—No.

25130. Did you never hear of anything of the kind till you saw it in the paper?—I was not aware of it till I saw it in the paper.

25131. Did you never hear it talked about? Because long before it got into the papers it was discussed, and everybody was talking about it. Did you not hear it before the day of the trial?—It was rumoured about.

25132. From whom did you hear the rumour?—It was spoken of by many.

25133. Did you ever speak to Campbell about it?—No.

25134. Were you ever brought to the Conservative office in Abbey-street?—No.

25135. You were not there when they were preparing for the election petition?—No.

25136. I suppose you know Mr. Fell White?—Yes.

25137. Have you known him long?—Not till that time.

25138. Till the election time?—Yes.

25139. He was very much in the offices, 47 and 48?—Yes.

25140. Did he ever come over to No. 3?—He may; I don't know.

25141. Did you see Mr. White about the time of the election petition?—No, I was not in the office at that time.

25142. I am not speaking about being in the office, particularly. Had you any conversation with Mr. White about that time?—No.

25143. Did Mr. White never ask you what you knew about this affair?—No.

25144. So he never applied to you for information?—No.

25145. Did anyone?—Not Mr. White.

25146. Oh, but did anyone?—Yes, sir. Mr. O'Shaughnessy did.

25147. How soon did you leave Dublin after the petition?—What was the first day it was heard on, sir?

25148. The 23rd of January?—That was Saturday; I left on Sunday.

25149. Next day?—Yes.

25150. Were you subpœnaed as a witness?—Yes.

25151. From whom did you receive the subpœna?—I don't know who it was.

25152. Do you know on whose behalf it was?—On behalf of Mr. Woodlock.

25153. The petitioners. Who prevailed on you to go away?—It was my mother made me go. She didn't want my name to be mixed up in it.

25154. And did you then go to England?—On Sunday, sir, the 24th of January.

25155. Mr. Tandy.—Where did you say you went to, Mr. Bloxham?—I went to the north.

25156. I did not catch what you said. Why did you go away?—My mother was anxious that I should not appear here.

25157. Does your mother live here?—She lives in Dundrum.

25158. Mr. Law.—You were living with her at that time?—No.

25159. In Dublin?—No; it was awkward for me to go out by train every day, and I lived with a sister who has a house on Rathgar-road.

25160. Mr. Tandy.—Had your mother any other reason for wishing you not to appear?—No; she did not wish to have my name mixed up in it. That was the only reason.

25161. Did any other person suggest a reason?—No.

25162. Did you ever hear that any person suggested it to your mother?—No.

25163. It was a thought that struck herself?—Yes; she did not wish to have my name mixed up in connexion with petitions.

25164. I suppose it was understood that the clerks who were voters were to be paid after the election?—Decidedly so.

25165. I would wish you to state clearly between whom was that understanding?—Those clerks that were transferred from No. 3 to No. 47. We all understood through Mr. Hodson that we would be paid.

25166. Yes; so you understood it from Mr. Hodson?—Yes. I don't know about the others.

25167. But you say that those clerks there that were transferred understood through Mr. Hodson that they would be paid after the election?—Yes.

25168. How many clerks were there transferred from the one office to the other?—I could not say unless I had the book.

25169. About how many were transferred?—I dare say between twenty and thirty.

25170. Between twenty and thirty?—I dare say there might have been.

25171. Could you tell me how many out of the twenty or thirty were voters or freemen?—I dare say about twelve or thirteen; perhaps sixteen, including myself.

25172. About sixteen freemen?—There may not have been so many.

25173. I want you to go as close to it as you can; how many freemen were there?—I will say a dozen.

25174. Then am I right in what you gave as your evidence—that you, after the clerks were transferred from No. 3 to No. 47, entered regularly in a book the names of such of them as were not voters?—Not in a book; the first week I entered them on a sheet of paper. "Volunteers," I headed them.

25175. I spoke of those that were not voters?—Oh, these were entered every Saturday night.

25176. Then those who were voters you entered upon separate sheets of paper?—The first Saturday night I did.

25177. That was the 15th?—No, Saturday would be the 17th.

25178. Mr. Law.—You mean the Saturday week before removing?—Yes; Thursday was the 15th, and Saturday the 17th. They got no payment for that, and I took down their names.

25179. Mr. Tandy.—Were they paid afterwards?—On the 24th they were by I. O. U.'s.

25180. On the 24th? Did you take down the names afterwards on sheets of paper?—No.

25181. It was useless, because they were then paid by their I. O. U.'s?—Yes.

25182. After the 24th did you, on the subsequent Saturday, take down the names at all?—I did not.

25183. Did any person take them down?—I was under the impression that they had been taken down.

25184. By whom?—I suspected by Mr. Hodson; he had a list of them himself.

25185. Mr. Law.—That was your belief?—Yes.

25186. What time did you vote on the day of the election?—About twelve o'clock in the next court to the one we are now in.

25187. Did you yourself when going to vote observe any young gentleman who was rather conspicuous with a glass in his eye?—I did not; I was intending to have gone round by Halston-street, but Mr. Pim and Sir Dominic Corrigan drove up, and I bolted out this front way.

25188. Did you know a person named Watkins at all?—Not until I saw him here.

25189. Did you ever until the election petition hear anything of him?—No; except one day when I called at number 3, Dame-street, to get on for the municipal elections.

25190. Was that after the election?—It was previous, I think.

25191. Mr. Morris.—After the 24th October, did you see any of those I. O. U.'s given?—No, not that I am aware of.

25192. Do you think there were any given after that date?—I cannot say.

25193. Have you reason to suppose that any were given after that date?—I have every reason to suppose there were not; the people were so discontented at not getting any payment.

25194. Were many applications of the kind you mentioned made to you which you referred to Mr. Mortimer?—A good number during that period.

25195. About how many?—The number varied.

25196. Were there thirty?—I dare say there were fifty.

25197. How many of these were by freemen?—I cannot form any estimate at all.

25198. You referred them all to Mr. Mortimer?—Yes.

25199. He sat in his room which was marked private?—Yes.

25200. Did people come to you in that room?—Yes, if they got past the sentinels on the stairs. It was sometimes very hard to get in.

25201. Did any of them converse with you after coming from Mr. Mortimer?—No.

25202. They went out again I presume without much delay?—They did.

25203. Do you know a person named Brown?—I do.

25204. Who is he?—He is in Mr. Hodson's office.

25205. What was he all this time?—He was acting as one of the clerks.

25206. Was he engaged in anyway at the election?—Not that I am aware of.

25207. What was he doing in Mr. Hodson's office?—I cannot exactly say.

25208. You got £4 as a personal loan?—Yes.

25209. You gave an I. O. U. for that?—Yes.

25210. Was that after the 24th?—It might have been.

25211. Have you reason to suppose any other clerks got money in the same way?—I have not.

25212. Have you reason to suppose they did not?—In all probability they did not. They were so dissatisfied, and there was so much discontent.

25213. Do you know what was the average amounts of these I. O. U.'s for the nine days?—£1 13*s.*, £1 12*s.*, and £1 18*s.*, and so on.

25214. That would be at about the rate of £1 a

week with over time?—Yes; with the over time of one shilling an hour.

25216. Do you recollect seeing Mr. Campbell the day of the election at all?—No.

25217. Mr. LAW.—How soon after the election did you see him?—I don't remember; I think the following day.

25218. Did he tell you anything then of what happened?—No.

25219. Do you remember a man named Bailey or Hopkins coming to the office with a ticket?—No.

25220. Mr. MORRIS.—How long were you away from Dublin after you left on the 24th January?—I was away until I was summoned; I had been in the north of Ireland.

25221. Mr. LAW.—How long have you been a freeman?—I was admitted that year, 1868.

25222. Was it your own idea to become a freeman, or were you asked?—I almost forget now, but I did not pay the fee.

25223. Who paid the fee for you?—Mr. Hodson paid it.

25224. Am I right in assuming then that it was at Mr. Hodson's solicitation you allowed yourself to be made a freeman?—Yes.

25225. Mr. TANDY.—Have you heard any surmise as to who the young gentleman with the glass in his eye was?—No.

25226. Or who "Mr. Marcus" was?—No.

25227. Mr. MORRIS.—It is somewhat odd that your mother should wish you to go away at that particular time?—It would appear odd. She did not understand it, and she was very anxious about it.

25228. Mr. LAW.—What was Mr. Brown's Christian name?—I don't know. He lives out by Rathmines. There were two Browns, brothers, and there was also another gentleman named Brown.

25229. The two Browns you speak of came from Rathmines?—No, but the third Mr. Brown came from Rathmines.

25230. What had been their occupation before they were taken on by Mr. Hodson?—They were only taken on for a time.

25231. Were they writing clerks?—I don't know what their occupation was previously.

25232. Did you ever hear what they were?—No.

25233. I suppose their Christian names are entered in the book?—Yes, I don't remember what the Christian name of any of the three was. One of those Mr. Browns is a young man about nineteen or twenty, tall, dark, and of sallow complexion.

25234. Were they all paid £1 a week?—Yes.

25235. Were they part of the staff that moved from No. 3, Dame-street, to Nos. 47 and 48?—Two of them did, but the third Mr. Brown came in a short time before the election to assist Mr. Hodson in No. 3.

25236. What was he doing there?—I saw him working inside.

25237. In Mr. Hodson's room or in yours?—Mr. Hodson's room.

25238. What was that third man like?—He is tall. One of the other Browns, who are brothers, is tall and dark.

25239. Was the tall man you speak of as being of sallow complexion, one of the brothers?—Yes, one of the brothers was a tall, sallow man, about five feet ten inches.

25240. Where did they come from, either of the two brothers, or the third man?—The third man lives out in Belgrave-square, or near there.

25241. Was he the man who came late into the office?—Yes.

25242. Had the other two been with you during the revision?—Yes.

25243. And they moved across from No. 3 to 47 and 48?—Yes.

25244. Were they on Mr. Hodson's staff until after the election?—I think they went up to some other room in 47, unconnected with Mr. Hodson.

25245. At all events, the two Browns who were brothers went over to 47 and 48?—Yes.

25246. Were they with the rest of the staff under Mr. Walsh?—No; they were upstairs.

25247. Did you ever hear what room they were in?—I may have seen them.

25248. Were they in the room that was occupied by Mr. Byrne at the top of the house?—I don't remember; I was only once or twice in Mr. Byrne's room.

25249. Were they non-voters?—Non-voters. Their names were entered in the books. They were paid previous to going over to 47. If they went to Mr. Byrne's room we did not pay them.

25250. But they were not voters?—Not that I am aware of.

25251. So there was nothing to prevent them receiving their salary every week?—There was not.

25252. Was the third Mr. Brown a voter?—He may have been; I don't know.

25253. Do you remember whether he was paid?—Yes, he was paid.

25254. Was his name entered in the book regularly?—Yes, but he was only there a week.

25255. Was that a week before the election?—He was working previous to the election, and was paid the Saturday after the election.

25256. The election was on the Wednesday; was he doing any work on the Thursday or Friday after the election?—He only came back for payment on Saturday.

25257. His work terminated with the election day?—He may have been kept after I left.

25258. You have stated that the tall man with the sallow complexion was one of the brothers?—He was about equal to the third Brown in height.

25259. Mr. TANDY.—He was a tall man with dark hair?—Yes.

25260. Had he whiskers?—No.

25261. About how soon before the election did he come to Mr. Hodson?—I could not say.

25262. It must have been during the week?—He was in 47 for a week previous to the election.

25263. You cannot say whether he was there an entire week before the election?—I cannot, but I should think he was a week from the payment he got on the Saturday night.

25264. Did he work with Mr. Hodson's other clerks?—I don't know; I could not say.

25265. Did you happen to be in No. 3 at all during that week?—I may have been backwards and forwards.

25266. Do you recollect seeing him working in No. 3 that week?—I cannot recollect whether he was confined to No. 3 or worked between the two places.

25267. Was he working by himself or with the other clerks in the room?—I cannot say.

25268. You stated he lived out near Rathgar?—Yes.

25269. Do you know his address?—No.

25270. You do not remember his Christian name?—No; but I have seen him in court back and forward since I came here.

25271. Does he wear a mustache?—He may have half a dozen of hairs on either side of his lip.

25272. But nothing very marked?—No.

25273. Did the tall sallow complexioned man wear a mustache?—No; he had no hair on his face.

25274. Was he younger than the other tall man?—Yes.

25275. When did you see either of those Browns last?—I saw one of them the other day in Harcourt-street.

25276. Was it one of the two brothers you saw?—It was the elder brother I saw.

Eighteenth Day.

December 18.

Arthur Bloxham.

25277. Did you stop to speak to him?—No, I was on the opposite side of the street.

25278. Have you spoken to either of the two brothers since you came to Dublin?—No.

25279. Or to the third Brown?—No, I don't speak to him. It was on his account that I left the office. I thought it was not fair that he should get the work when I was there for months before.

25280. Was he retained after you left?—I presume so.

25281. You have seen him in court you say?—I have seen him this week back.

Mr. William Robinson.

Mr. *William Robinson* recalled.

25282. Mr. Law.—Have you got your books?—I have. There are two small books which I will bring you down.

25283. You had better bring us every book you have? (*Witness left the court and on returning handed in a number of books.*)—You have all the books now.

25284. Have you any other book than those?—Except old books.

25285. What do you call old books?—Books seven or eight years old.

25286. Have you any other books containing entries within the last six or seven years?—No.

25287. You are certain of that?—I am.

25288. Or any papers containing entries of dealings with your loan office for the last seven years?—No. I am certain of that. I can show you how I have been in the habit of keeping memoranda. I have some bills that require to be noted. I will attend you anywhere and give you any assistance in examining these books.

25289. We shall first examine them ourselves?—While the books are detained I am running a risk of incurring loss.

25290. They shall be detained as short a time as possible.

William John Campbell was called; he answered, and on being tendered the book for the purpose of being sworn said, I cannot kiss the book, sir, until I know whether I will be protected. If I kiss the book I must tell the whole truth, and that I am desirous to do. If, however, I do that, I will criminate myself; and I am not aware there is any law which binds a man to criminate himself.

25291. Mr. Law.—No statement made to us, provided only it be true, can ever be used against you in any proceeding.

25292. Mr. *W. J. Campbell.*—I would wish to understand, sir, I heard you state to Beckett that he told an untruth before Judge Keogh, and that ultimately he might be prosecuted. If I state the truth, which I cannot kiss that book without doing, am I to understand I will criminate myself? I have already suffered severely and if I now kiss the book I must tell the whole truth.

25293. Mr. Law.—The Act of Parliament under which we sit provides that no statement made by any witness however much it may implicate him shall at any time be used against him in any proceeding civil or criminal, subject to this qualification, only that such statement be true.

Mr. *W. J. Campbell.*—I wish to draw your attention to the case of Mr. Stokes in Sligo, when Mr. Heron told him, notwithstanding, he would be protected. If you state I will be protected, I will give my evidence, but if sworn I will tell the truth under any circumstances. I have suffered severely since the petition.

25294. Mr. Law.—What is your difficulty?

Mr. *W. J. Campbell.*—My difficulty is the same as Mr. Stokes in Sligo.

25295. Mr. Law.—If you give your evidence truly, as I trust you will, no statement you make can be ever used against you. That is expressly provided, as I have told you, by the Act of Parliament. We cannot, of course, prevent the consequences of a person having made an untrue statement elsewhere; but if you tell the truth here, what you say can never be used against you to contradict any former statement you may have made. If the Commissioners are satisfied you give your evidence truly and candidly, they will do what they can to protect you against any consequences.

(Mr. Law hear read the provisions of the Act in reference to the protection of witnesses, who state the truth to the Commissioners).

Mr. *W. J. Campbell.*—If you protect me I will tell the truth, and if I kiss the book I will tell the truth under any circumstances, even though I were prosecuted.

25296. Mr. Law.—We shall protect you as far as we can if you give your evidence truly.

William John Campbell.

William John Campbell was then sworn and examined.

25297. Mr. Law.—You have been for some years, I believe, Mr. Campbell, acting in connexion with the Conservative Registration Society?—About ten years; ten years next February.

25298. For the last two years how have you been employed?—Principally on the freemen. Previous to that, Mr. Atkinson, who was formerly secretary—he was the man who initiated me into the mysteries of the freemen.

25299. He is now the clerk of the North Dublin Union?—He is.

25300. I believe at the time you speak of, he was the assistant-secretary of the Registration Society?—He was, and had charge of the freemen.

25301. How many years is it since Mr. Atkinson left? I believe four or five years?—No, I think it is three years next March—about three years.

25302. Was he succeeded by Mr. Hodson?—He was, but I had the sole charge of the freemen after that.

25303. We see by the evidence before Mr. Justice Keogh, that you were called inspector of the freemen?—My principal duty was to look after the freemen but I had three wards to look after besides.

25304. At all events, you were on the permanent staff?—Yes, from the commencement.

25305. I suppose when the election of 1868 was approaching you had a good deal of duty to do connected with the freemen?—Very onerous duty.

25306. I presume you had under you canvassers who went around to the different wards to look after the freemen?—No, I had not; there were lists made out for me by Mr. Williamson, and Mr. White; I did not employ them.

25307. Were they put to act under your direction?—No.

25308. When they had made their canvass they were to report to you?—Yes. It was sent to me afterwards.

25309. There was a person called Watkins examined, who said he got a list, I believe, from Mr. White to canvass the freemen of the north suburbs, and that he handed the book to you when completed; I suppose that is an instance of what you mean?—Quite so.

25310. The freemen are a large body and require no

doubt a good deal of attention. Tell us generally what your duties were in connexion with them?—My duties in connexion with the freemen were to supply their addresses—that is for the Conservatives—when they move from one place to another; and with regard to the Radicals to serve objections to them if they moved.

25311. For the purpose of registration?—And also for the purpose of endeavouring to get freemen made.

25312. I suppose from your long connexion with the Conservative Registration Society, and especially with the freemen you have a tolerably accurate knowledge of the freemen part of the constituency?—Yes.

25313. How were you employed for say a week before the last election?—There was very little to be done for about a week before the election. Everything had been very nearly completed.

25314. Do you know Mr. Foster of whom we have heard so much?—I do, perfectly well. I was grand secretary of the grand lodge of Dublin for many years, and he was a member of it, and therefore I know him.

25315. Did you know he was taking a very particular interest in this last election?—I knew he took a particular interest in the election of '65, and also in this.

25316. Now in the election of 1865, how did he interest himself? Was his attention particularly directed to the freemen or generally to the voters?—Yes, to the freemen.

25317. What did he do in the election of 1865?—Mr. Gibson and Mr. Atkinson were engaged in the office in Westmoreland-street every evening, and the morning before the election, I think it was about half-past twelve when I left the office. I said to Mr. Atkinson, "Mr. Atkinson, I mean to be in at five o'clock in the morning." At five o'clock I met Mr. Foster with a leather bag in his hand on Carlisle Bridge. When I got to the office Mr. Atkinson was not there, and afterwards Mr. Atkinson told me that he and Mr. Foster and young Mr. Purcell were up all night. Afterwards I saw that leather bag with Mr. Herbert Purcell in Halston-street.

25318. That was the election of 1865?—The election of '65.

25319. Did you speak to Mr. Foster as to what that bag contained?—I did not. I knew afterwards what it contained. Mr. Foster said, "Campbell, you are up early. I have been up myself all night with Mr. Atkinson."

25320. You say you knew afterwards what the bag contained. What did it contain?—Mr. Purcell came about nine o'clock that morning with the same leather bag to Halston-street, and I recognised it immediately. There were envelopes in it.

25321. Did you speak to Mr. Purcell?—I did Mr. Purcell was a very young man at the time, and he was engaged along with young Mr. Byrne. They were both about eighteen or nineteen years of age at the time. They were both engaged.

25322. Did you open the bag to see what was in it?—No, he opened it and gave what was in it to Mr. Atkinson. He gave a number of envelopes out of it to Mr. Atkinson, and Mr. Atkinson gave them to me and Mr. Magrath to give to other people who were to vote.

25323. Were they directed to anyone?—No, blank envelopes.

25324. Was there any mark on them outside?—No, not outside.

25325. Was there inside?—I wasn't aware at that time there was.

25326. Did you find afterwards there was?—Yes.

25327. What was it?—"Cod."

25328. What was the meaning of that?—I cannot tell you.

25329. Who was the other person?—Mr. Magrath. He is in the office still.

25330. Did you see any of those envelopes afterwards?—I saw them that day. Mr. Atkinson got them from Mr. Purcell and gave them to me to distribute. I was sent up to see that certain parties voted, and he gave me the envelopes, and I handed them to them. Previous to that he sent me to take a house for the purpose.

25331. What house?—Mr. John Powell's, of Little Denmark-street.

25332. Had you a list of the persons?—No, I knew the persons to whom I was to give the envelopes. Mr. Atkinson showed me a party, and said, "Go and see that that man votes all right, and come to me and I will give you an envelope."

25333. Had Mr. Atkinson intrusted you and Mr. Magrath with the distribution of the envelopes?—Yes; but he was sure the man had voted first.

25334. Did he give any envelopes himself to a voter? No, he gave them to Mr. Magrath and me to give to the parties when they voted. We were bound to see they had voted.

25335. What was it you said about the house?—Mr. Atkinson sent me the night before to take a house.

25336. Was any person placed in that house?—There was a man of the name of Stevenson, I think, who, I believe to be Mr. Foster, who was to call there at ten o'clock in the morning.

25337. Did you tell the persons to whom you gave the envelopes to ask for Mr. Stevenson?—Yes.

25338. Did you ever hear from any of these parties to whom envelopes were given, whether they called on Mr. Stevenson?—Yes; there was a great row in Little Denmark-street, because Mr. Stevenson did not call there. Mr. Atkinson directed me to take the house and give £5 for it for the day. I said to Mr. Powell that being a publican he would make £50 by it, as there would be fifty or sixty freemen there, that of course they would change their money and get drink.

25339. How was this row in Green-street arising from Stevenson not being there?—From the fact of these freemen going to Powell's and not finding Mr. Stevenson there, they came back to Mr. Atkinson. Mr. Atkinson thought there was something wrong, and leaving me in charge he went to Westmoreland-street to see why it was Mr. Stevenson wasn't there with the money.

25340. Were the committee-rooms in Westmorland-street?—They were the head-quarters of Sir Benjamin Guinness and Mr. Vance.

25341. Did Mr. Atkinson come back?—Yes.

25342. Did he tell you he had made any arrangement?—He said there was a row between Guinness and Vance, and that he heard Sutton say Mr. Guinness would not give sixpence if he was to be returned, and that Mr. Vance expected the expense would be divided between them, the same as it was with Sir Edward Grogan, and Mr. Tom Vance, who was to subscribe the money for the purpose, for his brother, when he found Mr. Guinness would not give any money, he would not do it.

25343. So far as you know was no money forthcoming for the payment of these parties?—It was afterwards.

25344. Tell us, if you please, when the defect was remedied, and when the money was forthcoming?—Mr. Powell was a friend of mine. Mr. Atkinson came down the night before the election and he said, "You know, Powell;" I said, "I do, he was an Orangeman himself;" and he said, "go to Powell and let him say whether we can have a drawing-room for the day." I took a car and went over and Mr. Powell referred me to his wife, Mrs. Powell. He said, I leave all these sort of things to my wife. So I arranged with Mrs. Powell; and Mrs. Powell, in the course of the day, finding fifty or sixty freemen went there, and had not seen Mr. Stevenson, thought they were going to pull down the house. They sent word to that effect to me in Green-street. I told Mr. Atkinson, and he sent me to Mr. Powell's.

25345. What evening was this?—The evening before the election; but the day of the election when fifty or sixty freemen did go to Powell's, and did not find Mr. Stevenson, they were going to pull down the house, thinking it was a humbug. Mr. Atkinson directed

me to go and order some drink and refreshments for them to keep them quiet, which I did.

25346. That was the day of the election?—The day of the election, I did do so.

25347. Was the money ultimately forthcoming?—Not that day.

25348. Was it on any subsequent day?—It was.

25349. How many days after the row?—I cannot say.

25350. Within a week?—Three or four days after.

25351. Was the money distributed then in Powell's house?—It was, by Mr. Stevenson, or whatever he was called, and Mr. Atkinson told me the day after the election to remain at the door down stairs.

25352. At Powell's?—No, sir, in Westmoreland-street, for the purpose of not allowing these freemen who were promised money, to get upstairs, and to tell them if they called in a day or two afterwards it would be all right. I remained at the door two days, and told them so, and they went down and got the money.

25353. Did you hear who provided the money ultimately?—I don't know, Mr. Atkinson will tell you that.

25354. Did you hear it was Mr. Foster who was acting under the name of Stevenson?—I cannot tell you, but from the description Mr. Powell gave me, I believe it was Mr. Foster, and taking into account the fact, of seeing the bag in his hand at five o'clock on the morning of the election.

25355. Did you hear what the freemen got on that occasion?—I could not say.

25356. Can you say, speaking in round numbers, how many envelopes were distributed on that morning?—I think, I distributed 10 or 12 myself. Mr. Atkinson handed them to me this way. When I came back I said, the man was all right. There was a Mr. William Knott, who was a Radical, but was doing business for a Conservative, and he was bringing up the Radical freemen to Mr. Atkinson, and he was very anxious to get them all polled off for Mr. Vance. There was a Mr. Byrne, a Radical, he was an attorney's clerk, and he gave me back the envelope; that was how I knew the word "cod" was in it. It is all a cod he said, and he gave back the envelope to me, and I kept it.

25357. Have you got any of these envelopes?—I have not.

25358. You say there were a great number of persons at Powell's house that day?—Mr. Powell told me his house would be wrecked unless Mr. Atkinson gave an order for drink. I gave the order, and they had some bread and cheese also. It is a matter of record; Mr. Powell had to summon Mr. Guinness and Mr. Vance afterwards, to this court, in consequence of his not having been paid the £7 10*s.*, and ultimately it was paid.

25359. Was the £7 10*s.* for the mere hire of the house?—The mere hire of the house.

25360. Was he paid for the drink?—He was paid in full after coming to this court.

25361. Was it included in the £7 10*s.*?—I think that was for the mere place.

25362. Was there a regular account furnished?—Yes.

25363. Could you form any opinion how many persons were provided with drink that day?—I could not say, I supposo Mr. Powell has the bill yet.

26364. Will you tell me what arrangements were made prior to the election of 1868?—I could not tell you about the arrangements. I know nothing about the arrangements.

25365. Were you aware on the day of the election that there was a system of giving tickets to the freemen who voted for the Conservative candidates?—I was.

25366. Who told you of that?—I think it was half-past nine before I knew of it.

25367. You had not known of the arrangement beforehand?—No, I was kept quite in the dark. The man must have been mad who gave them £5. I could have told him the first thing they would do would be to go into the first public-house with it.

25368. To get it changed?—To get it changed.

25369. You did not know of the arrangement as to the taking of 76, Capel-street?—I did not.

25370. You know Forrest?—Very well, because he is a brother Orangeman.

25371. Pray tell us how you came to know of 76, Capel-street?—Mr. Atkinson was coming out about a quarter past nine o'clock, after voting. We had a tally-room up there over the booths, and there were a number of parties there filling up tickets. I was coming out of that, and I said to him, "Have you voted?" "Yes," said he. I said "there is a number of persons annoying me, and they won't vote unless they get something." He said, "Go up to Mr. Williamson." Mr. Williamson and Mr. White were walking in the middle of Halston-street. I told Mr. Williamson what I told Mr. Atkinson. "Well," said he, "Campbell, take a pinch of snuff." So he gave me his box. I don't snuff, but I took a pinch. "Now," said he, "go back to the tally-rooms, and wait there for a few minutes; you will see me give another gentleman another pinch of snuff." So he went over to Mr. Hall, who for a time lived nearly opposite to me—he lived at that time in Seville-place, but he was formerly a member of the Inns-quay ward—he went up to Mr. Hall and gave him a pinch of snuff. He then called me over, "You see the gentleman I gave the pinch of snuff to." "Yes," I said, "I know him very well." He was dressed in a low hat and short coat, and had a white handkerchief in his breast pocket. I went to Mr. Hall, and he said, "what do you want?" I said to him, "Mr. Williamson told me it would be all right." So he brought me up and introduced me to a young gentleman with a glass to his eye.

25372. You say he introduced you to that gentleman?—He did.

25373. Did he tell you who he was?—He did not tell me who he was.

25374. How was that young gentleman dressed?—He was dressed in the same sort of coat; it was a ganzee. There were two of these; they were like brothers. I was afterwards introduced to the other; he went away.

25375. Had this young gentleman also a round hat?—A round hat.

25376. Black or white?—Black; they looked very like brothers—these two young men. I afterwards saw one of them up at the Richmond Hospital. I saw him going from one hospital to another.

25377. Of course you ascertained at some time what his name was?—I did not.

25378. Did you see him talking to Mr. Atkinson?—I did not.

25379. Did you see him speaking to Mr. Williamson?—Not to Mr. Williamson.

25380. Then it was Mr. Hall who knew him?—Mr. Williamson introduced me to Mr. Hall, and he introduced me to this young gentleman.

25381. What did Mr. Hall say when he introduced you to the young gentleman?—He said, "That is all right." The first man I brought up was a man named Robinson, and everything was all right.

25382. Did you see this young man give Robinson a ticket?—I saw him give him something, but I was not aware whether it was a ticket at the time. I was in the dark.

25383. This first transaction with Robinson was about half-past nine or ten o'clock?—Yes.

25384. What Robinson is this?—He is a freeman. I think he is a witness. I think you will see his name in the freemen list. I know he was one of the parties that was bribed in 1865, and that was the reason he came to me.

25385. Did many persons apply to you that morning?—There was a couple of hundred about the door that time.

25386. Were they all freemen?—They were all freemen.

25387. Were these two hundred about the door besieging you in the same way?—Decidedly.

25388. Asking for money?—Asking for money.

25389. You say that you were first introduced to one young man who had a resemblance to a second young man. How soon after that did the second youth appear?—I cannot tell exactly who the second was. I should say ten or twelve minutes, or a quarter of an hour; practically they were both present at the same time.

25390. I thought the second man came for money?—No; it was half an hour. The first young man went away, and then Mr. Hall introduced me to the second, and he looked very like the brother of the first.

25391. As far as you could see these two young men were in and about the same place at the same time?—Yes; except one was away at the time I was introduced to the second.

25392. You say you saw one of them at the Richmond hospital?—About the time the petition was presented I saw this young man, and had a salute from him. I was engaged in Poor Law as well as Parliamentary elections, and it was necessary for me to go up to the workhouse to get copies of the proxies made. I saw this young man with the glass in his eye going from one hospital to another, right direct to the approach to the North Dublin Union.

25393. Which of the young men?—The first man I saw.

25394. Had the second young man you were introduced to an eye-glass?—No. He looked very like the brother of the other. Sallow, and long cheeks, and a slight mustache.

25395. Both were dressed alike?—Like brothers.

25396. Were they very young?—The reason I took them to be brothers was, that one was about twenty and the other about eighteen or nineteen.

25397. What is Mr. Hall's name?—You will see his name in the North Dock ward. He was formerly in the Inns-quay ward. What struck me was his being a voter in the North Dock and a member of the committee of Inns-quay ward.

25398. Is there any ward where the poorer class of freemen are more numerous than in others?—No; but there are more poor freemen on the south side than on the north.

25399. Over about the Liberties?—Yes.

25400. About New-street?—All about there; there is a vast number in the south. I had to have an assistant for the north side, which is very small; I had to manage the south side myself, being very large.

25401. Do you know what street the Robinson lives in that you spoke of?—I really cannot tell you, unless it is some place in the Liberties.

25402. Was it Bishop-street—"Robert Robinson, 18, Bishop-street"?—I think that is it; he is a little man, with bandy legs. I knew his appearance that way, because he had been in polling here before, and he was the first that came up to me that morning, and I knew nothing about the bribery till he came.

25403. The first person you applied to was Mr. Atkinson?—No, sir; Robinson had applied to me for money, and I saw Mr. Atkinson coming up, and knowing that he had known about it on all previous elections, I spoke to him, and says he, "Go to Mr. Williamson, and it will be all right."

25404. What Mr. Atkinson do you refer to?—The clerk of the union; the gentleman who had formerly been inspector in our office, and then secretary. Then I went to Mr. Williamson, and Mr. Williamson gave me the pinch of snuff, and a very dear pinch of snuff it was to me, for I have never had a minute's peace since, night or day.

25405. Now the first transaction was somewhat after nine?—About nine or half-past nine.

25406. And I suppose the time you were introduced to the second young man would be about ten or a little after it?—About that, sir.

25407. Were many applications made to you afterwards in the course of the day?—Oh, there were numerous applications which I took no notice of.

25408. I suppose the parties very soon got into communication?—Oh, they did.

25409. From one to the other?—Yes, from one to the other.

25410. And they saw the right man to go to, and did not trouble you?—Yes, sir.

25411. Did you see them going from time to time during the day to one or other of those young men—did you see that sort of thing going on?—Oh, that was going on up to three o'clock.

25412. And did you know at any time during that day where they were to go for the purpose of payment?—Not till after this. I may tell you, sir, that this Robinson is a very stupid man, and this young man told him, I suppose, "76, Capel-street," and he came back to me, and he says, says he, "this is something like the last election; it is a humbug." "Why," says I, "what is the meaning of it?" and then he showed me a ticket, a Midland railway ticket; and said I, "Who gave it to you?" "The young man that you introduced me to." "And where did he tell you to go to?" And I think he said, 176, Capel-street; so he went into some public-house with the ticket, and he said they kicked him out, and then he came back; and I went to the young man, and I said, "This person does not know where to go to," and then for the first time I knew that 76, Capel-street was the place, and then I went back to Robinson, and told him where to go to.

25413. I suppose the applications made to you were more frequent in the morning than in the after part of the day?—More than I could attend to.

25414. Can you give us any approximate statement of the number of people that you say were clamoring for payment that morning?—I can tell you all I had to deal with myself.

25415. But can you tell us about how many people were clamoring about you at first, when you spoke to Mr. Atkinson?—Oh, I suppose there were two or three hundred.

25416. Did you go over to 76, Capel-street, that day?—Never, sir.

25417. Did you know anything of Watkins who was on guard there?—I knew Mr. Watkins for some years, but I did not know, until I heard him swearing it before Judge Keogh, that he was there at all. I knew nothing whatever of the arrangement, and I think it was a very bad arrangement, and if they wanted to unseat Sir Arthur, they could not go a better way about it.

25418. It was clumsy no doubt; but did you ever hear who the person was that gave the £5 notes in 76, Capel-street?—I do not know who it was.

25419. Did you ever hear anyone say who it was?—I heard a report.

25420. Who was it according to the report you heard?—I heard that Mr. Bradburn was one gentleman.

25421. You heard it reported?—Yes, I heard it reported; because Mr. Bradburn being very unwell with gastric fever for a fortnight before that, he was not expected to be able to attend the election at all, and he had a muffler about him two days before that, and he had a brown coat; and we all in the office came to the conclusion that Mr. Bradburn was the gentleman; and he was on the committee of the Inns-quay ward with Mr. Foster.

25422. There was another Mr. Bradburn on the Inns-quay ward committee?—He is in the Bank of Ireland; I don't know anything about him.

25423. Is he a brother of Mr. Samuel Bradburn?—Yes; I never heard anything at all about it, except that the young men in the office said that from the description given, Mr. Bradburn must be the gentleman.

25424. Did you ever hear what Forrest stated here, that there was a tall man of sallow complexion?—I know nothing at all about him.

25425. Had Mr. Bradburn attended to election business before that?—He did; and he had been for two days before in my office, with a large muffler about his throat.

25426. He was not very strong at the time?—Very weakly, because it was not expected that he would be able to attend to the election; he made himself very active, and thereby, I believe, he knocked himself up.

25427. Well, I presume you hardly left Green-street or Halston-street on that day till the election was over?—No, sir, I did not the whole day long, with the exception of going once to the European hotel for a sandwich.

25428. Was there any person assisting you?—No, sir, because I was not appointed to go to Green-street at all; to a certain extent there was no one assisting me.

25429. You were not what?—I was not actually appointed to go to Green-street at all.

25430. Had you anybody helping you to look after the freemen?—No, sir, I was left on my own resources, with the exception of going up to Mr. Williamson.

25431. Do you know who was the inspector of the booth in the Temperance Hall?—I cannot tell you.

25432. There was as I understand an office over head in that Temperance Hall—an office over where the booth was?—There was.

25433. Was Mr. Byrne in charge of it?—I heard Mr. White swear that there were no clerks there for filling up cards. That is a mistake. There were four clerks. When you entered this place in Halston-street Temperance Hall, and when you got to the landing, there were banisters, and you turned to the left, and there were four clerks there for the purpose of doing nothing but filling up cards.

25434. Voting cards?—Yes, sir. Mr. White said not, but he was mistaken; and right before you there was a door locked, and Mr. Byrne had thirty or forty men there.

25435. Within the locked door?—Yes; there were none admitted there but Mr. White, Mr. Williamson, and myself.

25436. You were in there during the day?—I was.

25437. What were the thirty or forty men doing?—Well, there were returns sent from the various inspectors to him, and he struck off all those that had voted, and he was supposed to make returns to the various committees.

25438. Was he making returns of the freemen?—Yes, sir; to the various committees, to bring up those that were unpolled.

25439. Was the door locked for the purpose of preventing disturbance?—I should say so.

25440. I may as well ask you did you understand from anything that took place that day, that any of the freemen who wanted payment went in there at all?—They went in, not there, but they went up to the ticket place. They would not be admitted into his office.

25441. They went up there to get their cards?—They went up to where they were filling up tickets—those that required them.

25442. Did you ever hear that anything took place there as to giving them any tickets?—No, sir, I did not.

25443. I wanted to clear that up in reference to the Temperance Hall?—There was nothing whatever in the shape of filling up cards—because all the cards were filled up in my department. There was nothing whatever in the way of the cards to show that a man had been bribed or otherwise; and cards were sent to every one of them.

25444. Was it freemen who had lost their cards that went up there?—Yes, or probably they pretended to lose them, and wanted to show they were anxious to vote; they all got tickets.

25445. But the issuing of railway tickets or vouchers had nothing to do with that?—Nothing whatever, sir. The vouchers had nothing whatever to do with that.

25446. Or the clerks that were on the landing?—Nothing whatever; the tickets were between the young men, Mr. Williamson and Mr. White.

25447. Whatever may have been in the minds of the voters, the clerks at the filling up of the tickets and giving out of them had nothing whatever to do with that?—Nothing whatever.

25448. These were ordinary voting cards; now did you ever hear that there was any other office for payment except 76, Capel-street?—No, sir, I did not, except what I heard at the trial of the petition.

25449. Did you know anything of the filling up of those gratuitous service papers?—Oh yes; I got some of the clerks in my department to fill them up. I do not think I filled up one myself.

25450. But they were extensively signed?—They were, sir; everyone that was employed had to sign one of them.

25451. Can you say whether the poorer classes of freemen were anxious to get an opportunity to work for nothing—whether, from anything you knew or heard, they really believed that they were not to be paid?—I cannot tell you that, sir; that was all done in the various wards and committees, because there was a list of rated occupiers and leaseholders sent to each ward, and also a list of freemen, which I made out myself and compiled, attached to that—the number of freemen that were in that ward, and those freemen were dealt with by the committee of that ward.

25452. I see the instructions given out were for certain members of the committee to take special charge of the freemen in each district?—I had nothing to do with that at all.

25453. But there was a separate list of the freemen in each ward?—Yes; sent them along with the others in a book.

25454. Did you ever hear since the election that any of those who signed the gratuitous service papers looked to be paid?—I verily believe that there is not a man who signed that paper from the top to the bottom that did not expect to be paid—from the highest to the lowest. That is my belief.

25455. The election of 1868 came on very quickly after the new franchise and the revision?—Yes.

25456. And I believe you were not able to get the printed lists in time?—I had to compile the lists—the freemen's lists—in books of wards, districts, and suburbs. I had to compile that from the court book.

25457. So we understand?—After that; after the list was published I had to go over that again, which was a very laborious work.

25458. And I believe you were occupied in that way, in making out those lists, for a considerable time before the election?—I was.

25459. You had the assistance of a staff of clerks?—I had; sometimes thirty, sometimes twelve, sometimes fifteen.

25460. What room was occupied by your clerks in that way—at 47 and 48 was not it?—Well, I was transferred from 3, Dame-street, on the 9th of October; I have a note of it.

25461. To 47 and 48?—To 47 I was transferred. I then had two offices underneath on the ground floor, and then afterwards I was transferred from that by Mr. Sutton's directions to the back drawing-room, and ultimately I had the front drawing-room.

25462. Now, whom had you as your principal assistant or clerk?—Well, I had to attend to the duty of agent for municipal business; I had for some weeks to attend to the Lord Mayor's court, and I had charge of the Rotundo, and North Dock, and Mountjoy wards, and I had to attend as the agent there; and I gave up charge to Mr. Fitzgerald in the office, thinking that he was the smartest assistant that I had; and of course I saw that everything was all right in the morning, and I came back in the evening to see how everything had progressed.

25463. About what time was it you handed it over

to Mr. Fitzgerald?—It was sometime between the 25th of October and 10th of November.

25464. You had from twelve up to thirty clerks. Were many of them freemen?—A great number.

25465. Did they all alike sign the gratuitous service papers?—I really do not know. I never got any paper signed. I think I only got one paper signed during the time.

25466. Are you aware whether your clerks got any wages at all, or anything to keep them alive?—Well, Mr. MacNeill came to me, and he wanted me to keep a book—an attendance book, and he supplied me with a book. I had not known him before that. And then Mr. Williamson and Mr. White came down, and said "Campbell, you are not to have anything to do with any person here except us; you are not to mind Mr. Sutton, Mr. Goodman, or anyone here but our selves;" and then Mr. White produced a book, and I was to keep the volunteers in one book.

25467. And the non-voters in another?—Yes, sir.

25468. The volunteers were voters?—Yes, sir; such were my instructions from Mr. White.

22469. And did you do that?—I did; the non voters when they came in we did that with; and then they came back at seven o'clock in the evening, and remained till, probably, one or two in the morning; and then the volunteers were written in by a clerk under me—not in my own handwriting. I was told not to write it in my own handwriting.

25470. Who told you that?—Mr. White.

25471. And who was the clerk under you?—Mr. Delap, a non-voter.

25472. He entered them?—At the other end of the book.

25473. Reversed the book?—Reversed the book.

25474. And he entered there the names of the volunteers?—Yes.

25475. Was there an attendance book?—There was; they expected to be paid afterwards—ultimately.

25476. Did you ever hear Mr. White or Mr. Williamson speak to any of those young men?—Mr. White and Mr. Williamson never interfered with anything in my department; they came to myself direct.

25477. Do you say that there was not one of them, freemen or otherwise, who did not expect that they were to be paid?—I verily believe that they all expected to be paid—no doubt.

25478. Was there any special rate?—I never got them to sign.

25479. But was there a regular scale of payment—were they engaged at so much?—They were engaged at a pound a week, and then they came back at seven o'clock in the evening, and earned three shillings before ten. They were able to earn a couple of pounds a week.

25480. That is a shilling for each hour extra?—Yes, sir.

25481. That was the original rate of remuneration in 3, Dame-street?—Well, some of them were new hands. Well, it was, certainly.

25482. When a new hand came in was there anything said to him about the rate of remuneration?—That lay with Mr. Hodson. He was sent in to me without my making any agreement with him.

25483. When the new hands came they went to Mr. Hodson?—Yes; I never employed any myself; they were always sent to me.

25484. Did you ever hear whether any of that numerous staff of yours applied for payment afterwards?—Oh, yes; they got money on I. O. U.s I know that Mr. Fitzgerald got money himself, because he told me so.

25485. That was the way it was done?—Yes; it was done on I. O. U.s

25486. I suppose there were many of those?—Well, they could not exist without it; that is the fact.

25487. I suppose many of them had no other way of living?—None, sir.

25488. Did you understand that it was done in that way, money being given to them on I. O. U.s?—I did; I heard that Mr. Hodson was giving money on I. O. U.s, and the clerks under myself used to go over to 3, Dame-street, for the purpose of getting money on I. O. U.s

25489. You say that there were many of those young men who had no means of subsistence except what they were earning?—They could not do it.

25490. You had a considerable staff under you; do you know was there any considerable number of clerks employed in any other room in 47, Dame-street?—Yes; there was the next drawing-room to mine, under the superintendence of Mr. Hodson and Mr. Walsh, and that was carried out exactly on the same system as mine.

25491. I. O. U.s, and soforth?—I believe so; I heard it stated; that is all. Mr. Hodson had the superintendence of that room, and Mr. Walsh was under him. Mr. Hodson was generally running about from one place to another; but that was his principal room.

25492. Was there another room higher up in which there were clerks?—I do not know anything about that, because I had nothing to do except with my own room.

25493. Did you ever hear that the thirty men employed at the Temperance Hall on the day of the election had anything to do with other work than making up returns?—Oh, they were checking off the lists according as Mr. Byrne called them out.

25494. Did you ever hear since the election or at any time, that there was any arrangement for personation?—I am not aware that there was any arrangement.

25495. Did you ever hear that anything of the kind took place?—Oh, yes; it did, sir.

25496. Did you hear where it was attempted or where it was done?—It was done in Green-street.

25497. Had any of the persons employed at the Temperance Hall, as you heard, anything to do with that?—Oh, yes.

25498. Now just tell us, if you please, what it was you heard about that?—I know that there was some personation during that day, and that some of the young men under the charge of Mr. Byrne personated

25499. Personated freemen?—Yes, sir; some in the country who were not able to come up, or something like that.

25500. Do you mean some of the thirty clerks who were in the locked room that you speak of, under Mr. Byrne?—Yes, sir.

25501. They went over to vote and went back again?—Went over to vote and went back again, and resumed their work.

25502. How did you become aware of that—did you see them going to vote?—Well, the fact of it is, that I was the party that brought them away.

25503. Did that take place in many instances?—Well, I have a list of them, sir.

25504. Have you it here?—No, sir; I have not it here; I have a list of the number that were personated that day.

25505. Will you be good enough to bring it to us on Monday morning?—I will bring it to you on Monday.

25506. By whose directions was that done?—By Mr. White's directions.

25507. Mr. White, I believe was very active about the court-house that day?—No, sir; Mr. Williamson and Mr. White walked up and down the middle of the street, and they didn't speak to many parties; but young Mr. White ran from Mr. Williamson and Mr. White to those young men that had the tickets; they were in communication.

25508. You speak of young Mr. Thomas Fell White?—Mr. White's son.

25509. There was a number of young men actively employed that day?—I know only about the two

having tickets—I know nothing about the others—the two I was introduced to by Mr. Hall.

25510. You say young Mr. White kept up a communication with them?—Yes, every second minute running from one to the other. Mr. Williamson and Mr. White remained in the street to see how those young men acted—had their eye upon them the whole time.

25511. On the two young men with the glasses?—I was only introduced to two, but there were more of them.

25512. Do I understand you to say that you saw young Mr. White going backwards and forwards between his father or Mr. Williamson and them?—Oh, every five minutes.

25513. Carrying communications? Carrying communications of some kind—I do not know what it was. There was communication between the parties; that is all.

25514. I suppose you never saw any list of the persons to whom tickets were given that day?—No, sir; I only remember the names that I had to do with myself, I think I could mention their names. I think it is only ten or twelve.

25515. Can you give us those names?—Probably it would be better to make a list of them.

25516. If you please?—I think there are only ten or twelve.

25517. I suppose that you saw one of them?—That was the man that gave me the ticket.

25518. What kind of a ticket was that?—It was a blue ticket; a Midland railway ticket.

25519. And Robinson's was a Midland railway ticket?—They were all Midland railway tickets. I only saw Robinson's and his; because Bailey showed it to me and I showed it to my wife, and I was asking her about it the other day, and she said it was a blue ticket; and Mr. Williamson told me to get it from Bailey, to get it from him and burn it—which I did.

25520. Mr. Williamson told you to get that ticket?—I was at the brewery compiling the books, after the voting, under the superintendence of Mr. Bradburn. Bailey was hunting for me in the office, and could not find me, because I was up in the brewery; and he came to my house and told me that he had a ticket, and I told Mr. Williamson, and he said, "that will play the deuce with us, Campbell, if you don't get it, and you are the best man to get it from him;" and he told me to get it from him and burn it, and I did so.

25521. By Mr. Williamson's directions?—By Mr. Williamson's directions.

25522. Had you ever any conversation after this day of the election, with Mr. Foster?—No, sir, never.

25523. You knew that he left the country soon afterwards?—I did not know that he left the country, really, sir, till the trial.

25524. Did you hear his name mentioned by Mr. White or Mr. Williamson in connexion with what had taken place?—No; except just that I think it was about half-past one o'clock on the day of the election, I was in the passage between Green-street and Halston-street, and Mr. Foster came up with a young man, not the young man with the spyglass, and Mr. Foster came up and "Campbell," says he, "where can I find Mr. Williamson and Mr. White?" "They are there," says I, "in the street;" and so I brought him up and showed them to him; and Mr. Williamson, Mr. White, and he went into the tally-rooms where Mr. Byrne was; the three of them went together.

25525. Mr. MORRIS.—That was after he had been talking to the second young man?—Oh, yes; I was introduced to the second young man about eleven o'clock, and this was about half-past one.

25526. Mr. LAW.—Did you happen to see Forrest in the course of that morning?—I did, sir.

25527. When did you see him first?—I think I saw Forrest about nine o'clock or half-past eight. Forrest was there in fact the whole day or nearly; he was walking up and down in about the same direction as the young men were.

25528. Did you see him speaking to them at all?—No, sir; not to my knowledge.

25529. What was he doing, walking up and down; was he speaking to anybody?—Well, sir, I did not see him doing anything particular, himself and his brother; his brother is my bootmaker and I know them very well.

25530. You recollect that he spent a great part of the day there?—He did, sir.

25531. Do you recollect any person asking him for the loan of his car to send people down to Abbey-street?—I don't know anything about that. I didn't know he had a car.

25532. It appears that he engaged a car for the whole day?—I didn't know anything about that.

25533. Do you know anything about a friend of his, Mr. Donaldson?—No, sir.

25534. Do you know Mr. Nolan?—Oh, I know Dan Nolan very well.

25535. He was an inspector?—He was an inspector in the booth I polled in myself.

25536. In this building?—Yes; in this building.

25537. Do you happen to know who was inspector of the booth where Butler and Bailey polled?—I cannot tell you, sir; but the books will show that, because they are all indorsed on the back.

25538. Now, where in Halston-street was this young man with the glass in his eye when you saw him first?—There is a parapet wall from the court-house, and those two young men, and several others—but I only knew two that had tickets—walked from that to the gate.

25539. In which direction as you go from Halston-street?—On the right hand.

25540. Along the large gates?—They kept themselves from that to the corner of the gate; and then Mr. Hall, that introduced them to me, kept himself on the other side of the gate, from that down to the tally-rooms; and then Mr. Williamson and Mr. White were walking up and down and watching what was going on.

25541. And I suppose Mr. Williamson knew Mr. Hall, and Mr. White knew him?—All I can tell you is the manner in which I was introduced to Mr. Hall by Mr. Williamson.

25542. Did Mr. White know him?—I cannot tell you that, sir.

25543. You did not see him speaking to him?—I did not see him speaking to him at all.

25544. You did see Mr. White or Mr. Williamson actually speaking to these young men?—No, sir, certainly not; except White's son going from them to the others.

25545. I do not know whether you were connected with the Conservative Registration Society at the time of the election of 1859?—No, sir, I was not. I entered there in February or March, 1860, immediately after 1859.

25546. How long were you a freeman yourself?—I think I was made in 1861. Mr. Atkinson came to me and said that if I was to remain there I should become a freeman.

25547. Asked you to become a freeman?—Yes, sir.

25548. And I suppose even paid your admission?—Yes, sir; even although I was not entitled to it.

25549. You were not entitled to be made a freeman?—No, sir.

25550. How then was that managed?—Mr. Atkinson said, "Campbell, if you are to remain here you will have to be a freeman." I said, "I am not entitled to it; my people are all from the north of Ireland." "Oh," said he, "I have your grandfather's name down here." So he brought me over and showed me a name, and said, "That is your grandfather;" and Mr. Judkin Butler said it was; and so they brought me before the Lord Mayor; and Mr. Atkinson said, "You need not be annoyed, because I am made the same way myself, and I am as much entitled

to it as you are." There are hundreds of freemen made that way.

25551. And I suppose they paid the fees?—Oh, yes, they paid.

25552. That is what is termed admission by grandbirth?—Yes, sir.

25553. Do you know anything of these matters in previous years?—No, sir; I know nothing at all about anything before that. I was then in the *Daily Express*.

25554. Mr. TANDY.—Was that Mr. Henry George Hall?—Yes; he was a tenant of Mr. Norwood's, in 2, Nelson-street, and I lived nearly opposite to him.

25555. Do you know any connexion or friend of his?—I do not, sir; I know that he lives with his mother and sister now in Seville-place.

25556. Have you seen him lately?—I saw him I think in the month of September with his mother and sister in Grafton-street. I think he is a medical student, but he is rather old for that; he is a man coming up, at least in appearance, to thirty years of age, with his whiskers shaved off here.

25557. Do his mother and sister live in Seville-place yet?—I should think so.

25558. When did you last see him?—I think it was in the month of September, when I gave up business in the Conservative Registration Office.

25559. I think you said Mr. Atkinson was in Halston-street that day?—I only saw Mr. Atkinson twice—about half-past nine and four. I said to him, "There is a lot of freemen here; what is to be done with them?" And said he, "Go up to Mr. Williamson." And so I did go up to Mr. Williamson. And he afterwards came up about four, and said he, "Is that all right?" And I said, "Everything is all right."

25560. Did you see Mr. Atkinson having any communication with the young men?—Certainly not.

25561. Do you remember the names of any of the persons who personated?—I have a list of all—of all the parties that did.

25562. That did the personation?—Well, I know some names—a man of the name of Ryder, a young man of the name of Reilly, a man of the name of Delap, a man of the name of Saunders. Mr. Williamson gave me £1 to give those men drink afterwards in the evening, and Mr. Byrne gave me £1 in the morning. Mr. Ryder personated three or four, and Mr. Reilly personated four or five.

25563. You will be good enough to give us the list?—I will have it ready.

25564. Mr. LAW.—We shall have a good deal more to ask you. We have no reason to be dissatisfied with your candour up to the present?—I intend to tell the truth. All I can tell this commission is that I never had a moment's peace since I was before Judge Keogh; and I can explain that too.

25565. It just occurs to us that if you wish to give any explanation as to what you stated before Judge Keogh it is better to allow you to give it now?—I will give it now if you wish, lest you might think if I did not give it till Monday, I considered it. Well, when the petition was presented, Mr. Goodman, who is our honorary secretary, called to Mr. Hodson, and stated that he wanted to see me particularly. I was at that time up in Mr. Atkinson's printing-office, comparing the lists of votes that I had compiled under the superintendence of Mr. Bradburn. I went to Mr. Goodman's and he was not at home, and I met him under the Post Office, and he said, "Campbell, there is a petition presented, this is a bad job; what are you going to do?" And I said, "I don't know what I am going to do." "Do you think," says he, "it would be well for you to go away till it would blow over?" "Certainly, sir," said I, "I would rather go away, because if I have to go on the table I would only have to play the deuce with you all." He asked me over to his office (this was under the Post Office), and I went over to his office; he brought me upstairs to his private office, and I told him about Bailey's ticket, "and that is a thing," says I, "I cannot get out of at all." "Well, now," said he, "Campbell, we are all in the same boat, and surely you know nothing about it." With that Mr. Herbert Purcell came in, and Mr. Goodman says, "You were telling me Campbell knew all about bribery and I find he knows nothing about it." Mr. Purcell said, "Oh, I am very glad to hear it." I said nothing more, but went away; I heard after that that there were three or four parties in the office, and also in my private house trying to serve me with a subpœna from Mr. Fitzgerald. I went to Mr. Williamson, and Mr. Williamson said, "Campbell, keep out of the way till we see what can be done." I kept out of the way and the clerks in the office stated that I was gone, so that Mr. Fitzgerald had some little difficulty, which I suppose he will prove, in serving me. Then I ultimately went to Mr. Williamson and he said, "I am after being served myself and," he says "you may as well be served and it will be all right;" and so then I got served. Mr. Goodman afterwards, I think, in about a week or ten days previous to the election petition came up to Mr. Atkinson's office where I was comparing with the printer this poll book. Mr. Atkinson's foreman was with me, he or one of them called me out to the back room where there was a blind man working a machine by hand in place of by machinery. He said, "Campbell, I want to speak to you privately;" and we had to go out of that, and I told Jerry, Mr. Atkinson's man, to go up stairs; he locked me up in the office, or at least shut the door, and he said, "Campbell, we are all in the same way; you know, of course, nothing about bribery" (and I was never told a single word about the bill of particulars nor a ha'porth); he said, "I want you to go to Mr. Williamson's office to-morrow at three o'clock; you know nothing about bribery good or bad." So says I to Mr. Goodman, "I do know, because you bribed many men that day through Boyle the banker (and I have letters of it, gentlemen, that I will produce to you), "and I do not know that I can." "Oh," said he, "we will all have to do it, and I don't see why you should not do it." I went up to Mr. Williamson's office, and Mr. Bradburn was present, and Mr. Williamson was present, and Mr. Sutton was present, and Mr. Byrne was present, and Mr. White was present; in fact there was a whole roomful; and I was put down in the centre of the table. Mr. Williamson sat on one side of me, and took down my evidence; and Mr. Goodman sat the other side—leading questions—all leading questions—and I said, of course (I was told what to say—I was put up to say it) that I knew nothing about it, and they put down which I suppose they will produce to you, a lot of things that I knew nothing about bribery, and they shook hands with me, and I went away, and that is the whole secret. And I may state also that the day before I went up before Judge Keogh I was mad. I drank fifteen glasses of brandy that day. I can prove it. All I can tell you is this, gentlemen, Mr. Hodson was sent and another man of the name of Mooney, which he gave me his address to keep me sitting up—I was asleep that time, and I was put upon the table, and as long as I live I will never forgive Mr. Williamson or Mr. Goodman for doing it, and I will never have a moment's peace for what those gentlemen did to me; and I am paid my salary still up to the present, although doing nothing for them. It is disgraceful the way I was treated by those gentlemen—I do not say the Conservatives are all the same—but those gentlemen——

25566. Mr. LAW.—You will be here on Monday morning?—I will, sir, it is enough to set me mad.

NINETEENTH DAY.

December 20.

NINETEENTH DAY.

MONDAY, DECEMBER 20, 1869.

William Robinson recalled, and further examined.

William Robinson.

25567. Mr. LAW.—Have you got no other books than what has been produced by you on Saturday?—No.

25568. Have you got any other lists or documents of any kind?—I have not. I gave you every single ha'porth I have. You haven't asked me anything about a man named Cramer; if you do ask me, I will be prepared to answer you.

25569. Not at present. What book does this (*an index*) belong to?—It is an index I drew myself. It is in reference to No. 5 ledger.

25570. Where is No. 5 ledger?—You have it there.

25571. Show it to us?—Allow me to look at the ledger—(*Ledger handed to witness*). Give me the first name in the index?

25572. Mary Adams, No. 8026?—Here it is.

25573. Is that the book it refers to?—Yes. I happened to hit on the very name you wanted

25574. Is there no number in that book, have not you numbered it?—No; I had the numbers in ink, but it is worn off.

25575. Have you an index to the other ledgers?—No.

25576. How does it happen that you made out only the one index?—I didn't require it.

(*The witness was informed by Mr. Law that his books may be required by the Commissioners again, but that for the present he might take them away.—He then withdrew.*)

William John Campbell further examined.

William John Campbell.

25577. Mr. LAW.—Have you got the lists you spoke of on Saturday?—Yes. I may state that that is what kept me away this morning. That is a list of the parties personated on that day, taken by myself. (*List handed in.*)

25578. These two sheets?—Yes.

25579. Are these the names of the persons who were personated?—Yes.

25580. This number refers to the number on the roll?—Yes, on the roll.

25581. What is the red ink mark?—That was done when I was in Guinness's brewery. I checked it off with the poll book, so as to get them paid hereafter.

25582. Was there anyone with you when you were doing it?—Yes, there were three—Golden, Walshe, and M'Grath. Here is a list of the parties who did personate. (*List handed in.*)

25583. Yes.—Reilly, Ryder, Delap, Fanning, George Thompson, Saunderson, shoemaker, ditto, son?—Yes.

25584. Seven persons?—Yes.

25585. Were these persons clerks under Mr. Byrne on that day?—No, I think not. I think only two or three of them.

25586. What is the list in the front of the paper?—That is a list I made out, for I wish the public to understand it. It is a list of the money I received on the day of the election; the number of persons I got to vote for a bribe. It has been circulated that I made a great deal of money on that day, and I wish the public to understand how it is.

25587. We shall take the matter step by step. The first name I see is Robinson, £2 10*s*.?—Yes.

25588. Is that the name of a voter?—Yes. He is a freeman. There is a tick marked opposite his name, to show that he was examined before Judge Keogh.

25589. You made that list out recently?—Yes, this morning. I have them all in my mind.

25590. York is another voter?—Yes.

25591. What is York's Christian name?—It is on the list. He lives in Wellington-street.

25592. There are the two Allisons, brothers?—Yes.

25593. Where do they live?—At that time they lived in Fairview; they live on the North-strand now.

25594. There is no sum put opposite their names?—No. I put what is there for my own information, and to set myself right with the public.

25595. Did you give £2 10*s*. to Robinson?—Yes. He brought back £5 in an envelope. I kept the £5 note, and gave him £2 10*s*. York gave me £1 himself. He changed a five pound note at Findlater's, and gave me £1.

25596. Did the Allisons show you that they got money?—They told me they got it.

25597. Who were the Wilsons, father and son?—One of them gave me £2. The father gave me nothing. I think they live in Mecklenburgh-street.

25598. Did you understand from the son, when he gave you the £2, that he was at Capel-street?—He did. They brought back envelopes, the same as Robinson.

25599. What was Elias Dawson in your office?—He was formely an inspector. He lives in Seaview-avenue.

25600. Who is M'Dowell?—A cabinet-maker in Henry-street. He gave me £2 after the election.

25601. There was a person examined before Judge Keogh at the trial of the petition, who was brought out of hospital on the day of the election to vote?—Yes.

25602. Who was he?—A man named Butler. He was an old man.

25603. Is he the same person that was examined before us?—He is not.

25604. Had you any conversation with the old man when he was brought out of the hospital to vote?—Not at the time. He was afterwards brought by York. York told me about his voting; he was brought back to me, and I gave him a ticket.

25605. I see you here put down as received, I suppose from Mr. Byrne £1, and another £1 from Mr. Williamson?—Yes; that made altogether £9 10*s*, all the money I received on that day. If you allow me to make one observation—I am sorry to have kept you waiting this morning, as regards that list of parties who were personated. I may observe that on the morning this Commission was opened, I was to have gone to New York. I was to have left this by the half-past six o'clock train to Kingstown for Holyhead to London. I was up all night on Sunday, expecting a certain person to make arrangements with me. I packed up all day on Sunday, and I gave that list to my wife; she put it by. I was to meet a person in London. I didn't know what might become of it, and I thought it would be better in her possession. I was looking for it this morning; she couldn't lay her hand on it, being knocked about—that was what kept me.

25606. We wish to have one matter more distinctly stated—you said on Saturday——?—The statement I made is not correctly reported in the *Irish Times*.

25607. We have nothing to do with that. You told us that Mr. Goodman addressed you, and said, "Campbell, you know nothing of bribery, good or bad? Oh, I said to Mr. Goodman I do know of it, because you bribed many men that day through Mr. Boyle the banker. I have a list that I will produce to you"

—did you state that?—Yes; I didn't say "bribed," I said he guaranteed Mr. Boyle, and Mr. Boyle guaranteed these men.

25608. Is what I have just read an accurate report of what you stated?—Yes; I have the letter.

25609. Show me the documents you refer to?—Allow me to state how the circumstance occurred. I think it was after one o'clock on the day of election when Mr. Goodman came up to me. I met him in the passage, between Halston-street, and Green-street. Mr. Goodman put his hand on my shoulder—he was smoking a cigar at the time, and he asked me "How are the freemen going on?" I said they couldn't be going on better than they were. He said then "Plunkett's numbers are decreasing, if there are any freemen hanging back, get them immediately." When Mr. Goodman was speaking to me, Mr. Parker, a friend of mine, and a brother Orangeman, beckoned to me that he wanted to speak to me. I said to Mr. Goodman, "I beg your pardon, I see Mr. Parker wants to see me." I went up to Mr. Parker, and he said to me, "There are twenty men, freemen, in a certain room in Dublin, they will not vote unless they get £5 each, or a guarantee for it." I then went back to Mr. Goodman, told him what Mr. Parker said; Mr. Goodman said "Go back to Mr. Parker and guarantee the money; it will be all right." Mr. Parker said he would come over with young Mr. Boyle, the banker—Mr. Boyle, I may observe, had charge of the cars on that occasion; that arrangement was all made in the County Office, No. 24, Dame-street. Mr. Boyle was introduced to me by Mr. Parker. Mr. Parker said it was a pity that these men should be holding back. I went up to Mr. Goodman, and I introduced Mr. Boyle to him. While Mr. Goodman and Mr. Boyle were talking, Mr. Parker and I were talking also. Mr. Boyle came over to us from Mr. Goodman, and he said "That's all right, Mr. Goodman has guaranteed the money, and it will be all right." Mr. Boyle then went off with Mr. Parker, for the purpose of getting the men polled. The day after the election—either the day after, or the second day after the election, I got these two letters—one is addressed by Mr. Parker to Mr. Boyle, giving the names of the parties he guaranteed. Mr. Boyle, Mr. Parker told me, came afterwards to his place of business at Waterhouse's in Dame-street, next door to the County Office—Waterhouse's, the jeweller; and he handed back the letter that was addressed to him. He said we can do nothing for a fortnight or so. Mr. Parker, having these men whom he guaranteed, annoying him for money, wrote to me the letter which you see is addressed to me, giving me the names of the parties, also enclosing the letter which Mr. Boyle brought back. These are the letters. (*Letters handed in.*) I may observe that Mr. Parker asked me afterwards did I destroy the letters.

25610. This is the letter you say that Mr. Parker enclosed to you as having been returned by Mr. Boyle to him?—Yes.

Mr. LAW read this letter, which is as follows:—

"DEAR SIR,—Attached you have a list of the parties I went for yesterday evening after seeing you. Where shall I apply for same?

"Yours respectfully,

"J. PARKER.

"J. Boyle, esq."

On the first page of the list is the following:

"Guaranteed and brought to the poll by Joseph Parker:
"—— Fitzpatrick, Nassau-street.
"—— Walker, cutler, do.
"French, 24, Lincoln-place.
"J. Browne, Clanbrazil-street.
"—— Fitzgerald, Bishop-street.
"William Lynn, Commons-street.
"James Lynn, do.
"Wm. Moy, Monks-court, S. Great George's-street.
"A. Moy, Hackett-court.
"J. C. Batt, 3, Camden-street.
"R. Morris, Aungier-street.
"£40 and £15."

25611. That is eleven altogether?—Yes. He wanted £10 for himself.

25612. Is this the letter you received from Mr. Parker?—They were both enclosed.

Mr. LAW read the following letter:—

"DEAR CAMPBELL,—The following are the men I want you to stand to—freemen:

"—— Fitzgerald, Bishop-street.
"James Lynn, Commons-street.
"William Lynn, do.
"William Moy, Monks-court, South Great George's street.
"A. Moy, Hackett's-court, and
"J. C. Batt, 3, Camden-street.

"I may be able to settle with them cheap, but promised what you mention. The enclosed list were my lot; but I would not give the others a damned rap. Settle this and oblige

"Yours faithfully and

Witness.—"Fraternally." He was a brother Orangeman.

Mr. LAW.—Yes, "fraternally,

"JOSEPH PARKER,
"O. L., 1855."

25613. I suppose "O. L." means Orange Lodge and the number means the number of the lodge?—Yes. Mr. Parker was an Orangeman, he was a brother Orangeman.

Mr. Law continues the reading of the letter:—

"With your sanction, and guaranteed by Mr. Boyle, I got them with the understanding they would get £5 each. I think I ought get £10 myself."

Witness.—I may state also, that I had another batch of letters in my desk, and before I resumed business the desk was broken; and the letters were taken away.

25614. Mr. MORRIS.—Have you the envelopes of the letters you handed in?—I have not, I tore them up.

25615. Mr. LAW.—Were they destroyed?—Yes, at the time. It is by accident I have these letters. I put them in an office coat, and about a couple of months ago I got them there.

25616. I understood you to say that you had other letters connected with the election that have disappeared?—Yes. I had a tin box in my department in 47 and 48, Dame-street, and being so well known by freemen, there were a good many in England, Belfast, and other places, wrote to me saying that if their expenses were paid they would come and vote. These letters I put in the box. During the trial of the petition Mr. White asked me had I any documents in the box. I said I had. He told me to take them out of the box. It was the time that Mr. Johnson was examined about his tin box, and they thought that my tin box would be produced as well as his. I took the letters out of the box and I put them in a private drawer in No. 3, Dame-street. After the petition Mr. Hodson told me that it would be well not to do any more parliamentary business. I didn't go to the office then except for my salary. He told me afterwards, in June, that Mr. Goodman wished me to resume business and to take out the claims. I then resumed my business, and on going into the office to resume business, I found that the drawer was smashed open and the lock lying there in it. I went to Mr. Hodson and called his attention to it. He got the lock repaired and settled. I then complained to him that the letters and other documents were taken out of my private drawer.

25617. Were those letters and documents locked up in the drawer when you left the place in the earlier part of the year?—Yes, and the attendance book that was on the top of them also disappeared.

25618. I must ask you, did you take them out of the drawer yourself?—They were put in the drawer when I took them out of the tin box.

25619. Were those letters and documents in the drawer when you left the place in the earlier part of

the year?—Yes, and I expected to see them there when I went back in June—three or four months had passed.

25620. Were they gone in the interval?—The lock was lying actually in the drawer forced open.

25621. Did you ever see any of these letters or documents again?—I did not.

25622. Did you make any inquiry about them?—I asked Mr. Hodson about them, and he asked the office-keeper, Fanning, about them; he said he knew nothing of it. Mr. Hodson then sent for a locksmith and got on a lock.

25623. Did Mr. Hodson say he knew anything about these documents?—He didn't say. He asked Fanning in my presence how it was that the drawer was smashed open.

25624. Do you know a freeman named William Beckett?—I know him by appearance.

25625. Had you any conversation with him as to his answering for himself and others—had he any number of freemen, do you know, under his charge and influence?—I don't recollect to see him on the day of the election at all.

25626. Prior to the election had he ever represented to you or to anyone else that he had a number of freemen under his influence?—No.

25627. Who canvassed Liffey-street and that part of the town?—Each ward was made out by Mr. Byrne and Mr. Lawlor in street lists, and the names alphabetically. I made out the freemen, and there was attached to it a list of freemen in street order. That was sent to the various committees; at least there was a club in each ward, and they looked after the freemen.

25628. What ward is Liffey-street in?—The North City ward. Mr. Tickell and Mr. Erson belong to that club.

25629. Great Strand-street is, I suppose, in the same ward?—Yes, in the same ward.

25630. And Jervis-street and all that district?—Yes.

25631. After the transaction we have been speaking of—the conversation between Mr. Boyle, Mr. Goodman, Mr. Parker, and yourself—was there any subsequent meeting of a similar kind that you are aware of?—No, there was only the one.

25632. Can you mention anyone else as having a number of freemen under their influence on the day of the election?—No, nor would I have done that but for Mr. Parker coming to me. I knew nothing of it until Mr. Parker told me the circumstances.

25633. Were many applications made to you in the after part of the day—say after one o'clock—by freemen to get them anything for their votes?—Yes, there were; there were several applications.

25634. Do you remember the names of any of the applicants?—A man named Wolfe, I think, was one. He voted early in the day, before I knew anything of bribery. I said to him that if he wrote to me it would be all right. He did write afterwards to me. That is one of the letters that disappeared.

25635. Who is Wolfe—where does he live?—He is a porter, I think, in the railway clearance house. Mr. Eykelbosch is the head manager in Gardiner-street.

25636. Do you recollect whether you received any applications after the day of the election from freemen to try and get them remuneration?—Numerous applications.

25637. Were these applications verbal or by letter?—Some were by letter—a great many were verbal—to No. 3, Dame-street.

25638. Of course, you had a list of freemen for your own use?—Yes; that disappeared also.

25639. I see by the report of your evidence before Judge Keogh that you referred to that list as being locked up in your box?—Yes.

25640. Was it locked up in your box at that time?—It was.

25641. Did that box contain the list which, with the other papers, were put into the drawer?—I didn't take that list out of the box; I left it in the box. The tin box, I may observe, was also smashed open.

25642. When you took the papers and letters out of the box and put them in the drawer, did you leave that list in the box?—Yes, I attached no importance to it.

25643. Did you lock up the box?—Yes.

25644. And retain the key?—Yes.

25645. As well as the key of the drawer?—Yes.

25646. Did you find the box open when you came back to business in June?—Yes, hanging open.

25647. The list was then gone?—It was.

25648. Had that list any marks which would, if forthcoming, enable you to give more precise evidence now?—The only thing in that list was, Mr. White had a list, a bound list, when they came from the Clerk of the Peace, I had another. Any letters coming from the country from out-voters that were living outside the city at a distance I put opposite their names where they resided. Then some letters would come to the head of the department, and Mr. White brought some clerk in his department to put down on his list the addresses. That list was sent to me in the morning, and I put my additions to it after. I took from Mr. White's list any additions he had, and he took from mine any additions that I had.

25649. Would Mr. White's list and yours correspond then?—Yes.

25650. Would the additions and the list, if forthcoming, enable you to speak of the freemen more precisely?—It would show where they were living.

25651. Would it show what freemen expected money?—It wouldn't show the money they were to get. The letters would show that.

25652. Do you know of any list of freemen who wrote in that way for their expenses?—No, I had nothing to do with that, because Mr. White told me that any letters I would get to bring them, or send a memorandum of them to Mr. Johnson's private office—that's where the telegrams were managed.

25653. Do you speak now of Mr. William Johnston, 47, Dame-street, or of Mr. Wilson Johnson?—I know nothing of the other Johnson at all.

25654. Which is the Mr. Johnston that Mr. White told you to send the letters to?—The Mr. Johnston, the attorney in Palace-street.

25655. He that was upstairs?—He that was upstairs, above me. I sent a great many letters to him; some were written from parties to me.

25656. Did you transmit any letters to Mr. Johnston in this way?—I sent a great many. For instance, I got a letter from Dr. Murray, of Belfast; he used attend my wife and family. I brought letters of that description to Mr. Johnston, and I left a memorandum of where they were to be got.

25657. Do you mean that Dr. Murray wrote for his expenses before he voted?—He wrote, saying that if he could get two or three professional visits in Dublin, he would come up.

25658. That is, to call on the people in Dublin?—Yes; he called on me afterwards, and he said he was sent over to 24, and got his expenses.

25659. Dr. Murray voted as a freeman?—Yes, he is a freeman, although he lives in Belfast.

25660. Can you call to mind the names of any applicants who wrote in this way for their expenses?—Messrs. Wharton—the father and two sons, tailors. Young Wharton came to me and told me that he would be in London on the day of the election, and that, if his expenses were not paid, he would not vote. I told that to Mr. White, and he sent to ask me for his address. I got the address, took it and gave it to Mr. Johnson. Mr. Wharton afterwards told me that he never went to London at all, and that he got his expenses.

25661. Was it that the son was going to London, you were told?—Yes, the young man, the youngest of them.

25662. Was it the young man or the father told you that his expenses were paid?—The young man himself.

25663. Did the father and the other son vote also?—Yes, they did.

25664. They did not ask for any expenses?—Not that I am aware of, because they lived in Wicklow-street.

25665. Can you remember anyone else at this moment that you heard or know of, who wrote for their expenses in this way?—There was a man named Wisdom; he was personated; he didn't come. I had a couple of dozen of letters from freemen living away. I can't really remember their names. If I had the list I could tell you the names.

25666. Mr. MORRIS.—You think you had two dozen of letters?—Yes.

25667. Mr. LAW.—Probably you would remember some of the names, if you had a list?—If I had my list; if I had either the list I had myself, or Mr. White's list, I could tell you the names. I think a man named Philipps, of Newry, was one.

25668. Mr. MORRIS.—Do you mean that you had twenty-four letters, or applications for expenses?—They were all letters, because the parties lived away.

25669. Mr. TANDY.—Did Dr. Murray or young Mr. Wharton tell you from whom they got their expenses?—Dr. Murray told me that he was brought over to 24, Dame-street; he didn't tell me from whom he got his expenses.

25670. Mr. MORRIS.—Was Mr. Wharton also at 24, Dame-street?—He didn't tell me where he was; he only told me that he got his expenses.

25671. Mr. LAW.—Who is the Magrath you spoke of on Saturday?—He was for seven or eight years engaged as an inspector; he used come in on the 1st May, and in October he is dismissed as well as the rest. He has recently become more permanent; he is now permanent in the office.

25672. I presume that he was not then permanently employed?—No.

25673. Do you know William Magrath, a freeman, connected with any of the offices?—I think he has a brother named William, but he is not connected with the office.

25674. There are several Magraths on the list, do you know a Magrath who, himself and his three sons, are freemen?—That is the man—his father does business in the courts—there are three sons, Christopher, Robert C., and I think William.

25675. Do you know that Magrath's application was for employment—I mean the Magrath who has an office in the courts?—I don't know.

25676. Do you know Thomas Usher, a freeman?—I don't think he is a freeman; he is a rated occupier; he was a lodger inspector in the north city ward; but he is not a freeman.

25677. Do you know a man named Yeates?—There is a Yeates, a freeman; but I don't know anything about him.

25678. Do you know Robert Johnson, a freeman?—I can't say I do.

25679. Of Greek-street?—I do not.

25680. I think you told us on Saturday that you, as you expressed it, were initiated into the business of the freeman by Mr. Atkinson?—Yes; the clerk of the union.

25681. I believe Mr. Atkinson was your predecessor?—I knew him four or five years before I went to the Registration Office. He was an orangeman, and I was another.

25682. How many years have you been connected with the Registration Office?—I think I went there in the latter end of February, or the early part of March, 1860.

25683. Was Mr. Atkinson then connected with the office?—He had been an inspector, and he was at that time assistant secretary.

25684. The post Mr. Hodson has now?—The post Mr. Hodson has now.

25685. Do you know about how many years Mr. Atkinson had been then connected with the office before that?—I do not, but he got a testimonial when he left the office; it was then stated that he was fourteen years in the office, he is now about two years and a half out of it.

25686. You had no connexion with the Registration Office in 1859?—Not at all. 1860 was the first year I was connected with it.

25687. Was it part of your duty, before the last election, to go round the different districts to where freemen were to be found, and canvass them?—No. I never canvassed them for their votes; but it was part of my duty, when the Radicals sent in objections to see what was the meaning of the objection, to find out where the parties lived previously; to inspect the Radicals; to make objections to the Radical claims, and to sustain the others.

25688. When the election came were you expected to look after the freemen?—Yes.

25689. When the election came you had to look after them?—I had to look after none but the freemen.

25690. You have been for some years, I presume, connected with the admission of freemen to the freedom of the city?—Yes.

25691. I suppose your office brought up a certain number of freemen every year, and got them passed—is that so?—Yes. If there was a Conservative lord mayor there would be a great many freemen brought up; if there was a Radical lord mayor, very few would be brought up.

25692. We have from the town clerk the number of admissions for several years; and find that in one year there were as many as 540 admitted?—I think that that was the year I was admitted, before Alderman Atkinson—about 1861.

25693. It is 1861; that was the year after you came into office?—Yes. Alderman Atkinson's brother was admitted the same time.

25694. Five hundred and twenty freemen were admitted that year?—Yes.

25695. I presume the greater number of those admitted were admitted at the instance of the Conservatives, from your office?—I really can't tell, but I should think so.

25696. Do you know how the money was paid for their admission?—I know that the money didn't come out of the subscriptions. Mr. Atkinson will be here, and he will tell you all about it. He kept a book independent of the other. The money came altogether from another quarter. He had to produce that book for a number of the parties that were paid for, Mr. Hodson having the same kind of book.

25697. The applicants for admission do not usually pay the money for admission themselves?—Some of them do.

25698. Was there a fund for the special purpose of paying for the admission of those who would not pay themselves?—I can't say that there was a fund for the purpose, for after the 1865 election there was no fund, for Mr. Vance thought he was badly treated, after paying for the admission of freemen, when they went and voted against him, when they got £3 from Mr. Pim.

25699. In 1865, 129 freemen were admitted, did you pay anything for them?—No. That was always done by the assistant secretary. I filled up the beseeches. We had a set of books exactly the same as the Town Clerk's, so that when anyone came to the office and sought his freedom, we could see all about his claim, and all about it. That book is written up from the Town Clerk's book every year.

25700. I believe that for some years there were a good many admitted, who claimed by grand-birth?—Yes, but ultimately the Radical Lord Mayors wouldn't allow that.

25701. When was it stopped?—It was stopped after Alderman Barrington was Lord Mayor.

25702. That was quite recently?—Yes.

25703. In 1868, 146 were admitted—I suppose you filled up the beseeches for a great number of them?—Yes, for a great number I did.

25704. Can you say whether there was, generally speaking, a greater number of admissions on the Conservative than on the other side?—There is no question about it, that the majority were Conservatives.

25705. Was it the duty of anybody in the office to look out for persons qualified, and to get them to come and claim the freedom of the city for themselves?—No, we kept a book in the office, and anyone coming to say that he was entitled to the freedom, his name was entered, and when there was an admission court, we sent out circulars to the parties.

25706. There was no going round and looking for persons who had a right to the freedom?—At one time there were circulars sent to all freemen, asking for information as to what parties were entitled. That has not been done lately. It was done when Mr. Barker was in the office.

25707. Up to what year was that done?—It was done for the '65 election, when Mr. Atkinson was secretary.

25708. Was it done on more than one occasion?—It was done two or three years—it was not done since Mr. Atkinson left the office. It was not done for the '68 election.

25709. It was, I suppose, to induce the freemen to use their influence to gather in claimants?—I don't say exactly to gather in, but to come to the office and give information—such, for instance, as I know such and such a man's son is entitled.

25710. These circulars were, I suppose, followed up by some one coming and giving information?—Yes.

25711. When information was given that A.B. was entitled to be admitted as a freeman, was there any communication then made to him?—There was a circular sent to the party to say that the Lord Mayor would sit on such a day, to come in time, and to give the particulars of his claim.

25712. For the admission of freemen by service, they must actually serve for seven years, after the execution of their indentures?—Yes, if there was only a day's difference, they wouldn't be admitted.

25713. From the date of the indentures?—Yes.

25714. Do you know whether the indentures always represented the time at which service began?—Very seldom they do. If a boy goes to a master to serve his time, he is generally taken on trial, and his master generally allows that to him; but very seldom you will find that the indentures are correct.

25715. Do you know that of your own knowledge?—I know it as a fact. I had hundreds of them.

25716. It is the practice, then, that a young man intending to become an apprentice, will go to a master for some time on probation?—Yes, for a week, or a couple of weeks, or perhaps, for a couple of months.

25717. For some little period at all events?—Yes.

25718. And if it is arranged ultimately that he shall serve his time, the interval of probation is counted to him in estimating his period of service?—It is allowed for, generally speaking.

25719. Are the indentures executed until after the period of trial is passed?—Not until after it. The indentures should be executed on the very day they bear date, in order to get the freedom.

25720. I presume that in all such cases the indentures are dated as if the day on which the trial service first began?—Yes.

25721. You remember the time at which preparations were being made for the defence of Sir Arthur Guinness's seat, against the petition?—I remember it.

25722. The petition was filed on the 15th December, I presume the preparations began immediately?—I can't tell you when the preparations began, I know nothing of it.

25723. Did you hear or know of Watkins, or any other witnesses having called at Mr. Williamson's office?—No.

25724. Did you ever see any witnesses brought there for the purpose of giving evidence?—No.

25725. Can you give us as nearly as you can, the date at which you had the first conversation with Mr. Williamson after the day of the election—after the 18th November?—The first conversation?

25726. Yes, at the time you first spoke on the subject of the city election?—I was acting for the county election, too.

25727. I suppose you didn't see Mr. Williamson then until after the county election was over?—I wasn't paid for what I had done for the county election. I met Mr. Williamson and Mr. White, the parties who employed me for the county. Mr. Parkinson was the person who brought me in. I knew him for a long time, and he said he didn't employ me. I went over to Mr. Williamson, and I asked him for a letter, saying that he and Mr. White had employed me, and that he knew that I had done my duty at Kilmainham. That was the first time Mr. Williamson said, "Campbell, I want you to give me back the pound I gave you."

25728. The county election was on Saturday, and the city on Wednesday; would it be the next week you went to Mr. Williamson?—It might be a week or a fortnight. I was not in a hurry to go for the money, and when I did go, Mr. Parkinson said he didn't employ me.

25729. That would be, at all events, some time before the end of December?—I can't say, I think it was in December. I was very busy with municipal business—the municipal elections came off on the 25th November. I think it was in December I went to Mr. Williamson.

25730. Was it before the petition was filed?—It was before Christmas.

25731. The petition was filed on the 15th December. What was exactly the conversation you had with Mr. Williamson?—He wrote me a very nice letter, saying, that I had been very active, and all that sort of thing. He then said to me, "Campbell, I think the best thing you can do—there is a petition presented, is to give me back the pound I gave you, and I will give it to you back after the petition." I said, "I can't do that, for I have not got it."

25732. What pound was that?—The pound he gave me to get refreshments for those who were personating on the day of the election.

25733. Did you speak of having personated?—No; it was Mr. Williamson introduced the subject.

25734. Did he mention anything about personation?—No, he never said a word about it—he was very cautious about it. He said to me, "Campbell, you had better give me back the pound."

25735. Did he ever give you any other pound?—He did not, only the one.

25736. You did not give it back to him?—No.

25737. Did anything further take place on that occasion in reference to the city election?—Nothing further.

25738. When did you next see Mr. Williamson after that conversation?—After that conversation the first time was—I had been at Mr. Atkinson's printing-office one day, comparing with the foreman proof sheets of a poll book I compiled under the superintendence of Mr. Bradburn. It was about that time, I heard when I came back to the office—I used go back to the office on Sundays. I was there on one Sunday, because Mr. Bradburn was anxious to have this book compiled complete, and I generally came to the office in the evenings after being at Mr. Atkinson's. I heard from one of the clerks that a man from Mr. Fitzgerald was there two or three times that day, for the purpose of subpœnaing me. When I heard that, I went to Mr. Williamson.

25739. This was after the presentation of the petition?—It must be, because a man came from Mr. Fitzgerald to subpœna me.

25740. Has Mr. Atkinson a printing-office?—At that time it was his brother's. His brother is since dead, and he now is a partner in the business with the widow—that is Mr. Atkinson of the North Union; he prints for the Conservatives.

25741. Where is the office?—78, Grafton-street, I think; it is in Grafton-street, at all events.

25742. Having on that occasion heard that a man

from Mr. Fitzgerald was looking for you to subpœna you, did you go Mr. Williamson?—I did, to tell him of it.

25743. Was that the occasion on which, as you told us on Saturday, it was suggested that it would be better for you to leave the country?—No. Mr. Williamson never suggested it—it was Mr. Goodman suggested it on that day I met him in Sackville-street.

25744. Before this conversation with Mr. Williamson, that you were speaking of, had you any talk with Mr. Goodman?—I told you on Saturday that Mr. Goodman left word for me—I was in Mr. Atkinson's office at the time—with Mr. Hodson, to say that he wanted me particularly. I went over to Mr. Goodman's office, and he wasn't there. On my way back to Mr. Atkinson's, I met Mr. Goodman at this side of the Post Office. He said to me, "Campbell, this is a bad job; there is a petition presented; what are you going to do?" I said, "I wouldn't wish to go on the table, because Bailey has given me his ticket, and you know very well that I know something, and it wouldn't answer me to do so." He then asked me over to his office.

25745. And then the conversation took place with Mr. Goodman which you detailed on Saturday?—Yes; it took place as I told you, and Mr. Herbert Purcell coming in.

25746. Did you after that see Mr. Williamson in relation to the same matter?—I never saw him in relation to that matter at all until I went over and told him that there was a party looking for me with a subpœna.

25747. When did you have the conversation with Mr. Williamson in reference to Bailey's ticket?—That was before I saw Mr. Goodman. That was when I was up in the brewery before I went to Mr. Atkinson's.

25748. Then the conversations would be in this order—first, the conversation at which Mr. Williamson asked you to give back the pound?—Yes, that was the first.

25749. The second would be about Bailey's ticket?—Yes. I was at Guinness's brewery then compiling the poll book.

25750. How long would that second conversation be after the first when he spoke to you about the pound?—He first spoke about the pound.

25751. Would it be on the same day?—No. It was some time after. I was up in Guinness's brewery, and Bailey couldn't see me in the office, and he came to my own house looking for me.

25752. How long after the first conversation was that—would it be a week or ten days?—I can't say.

25753. It was at all events before the day on which the third conversation took place?—It was before I saw Mr. Goodman. I told him I had the ticket.

25754. Had you got Bailey's ticket at the time you saw Mr. Goodman?—I had not; I burned it.

25755. Had you got it from Bailey previously?—I had. Mr. Williamson told me to get it, "For," he said, "if Fitzgerald gets it it will play the deuce with us." I got it and burned it.

25756. Had you any conversation with Mr. Fell White on the subject?—No.

25757. Then anything that passed was between you, Mr. Goodman, and Mr. Williamson?—Decidedly.

25758. What was the meeting you spoke of on Saturday at which your evidence was taken down?—Mr. Goodman came to me in Mr. Atkinson's office. Mr. Atkinson's foreman was comparing some of the proofs with me. Mr. Goodman came in and said to me, "Campbell, I want to speak you." I brought him into a back room where the machinery was.

25759. We have that already—about what time was that?—It wouldn't, I think, be more than four or five days before the petition. I wish to state that Mr. Williamson had every opportunity of taking down the best of my evidence previously, but Mr. Goodman was sent to arrange with me first before I was brought there. I wish to state that, and that is what I feel so very sorely.

25760. Was not your evidence taken down until the four or five days before the petition?—It was not, until Mr. Goodman came to me, four or five days before the petition. Mr. Williamson saw me several times previously, and he never asked me for my evidence.

25761. During the ten years you were connected with the Registration Society, and taking an interest in the elections, you acquired, I suppose, considerable knowledge of the general character of the poorer class of the freemen?—I did.

25762. Were there ever any discussions in the office when an election was approaching of the accessibility of the freemen to bribery?—I never heard any discussion; but it was understood, of course, the freemen would not vote without it. That was always the impression, at least on my mind, and I think with everyone else.

25763. That being so, was there ever any discussion as to how the matter was to be arranged?—No.

25764. You told us on Saturday of the delay in paying in 1865, and you mentioned the cause of it?—Yes.

25765. Had the question been discussed at that time either in the Registration Office or in the office of the candidates?—I knew nothing about that until Mr. Atkinson came down the night before the election and told me to take the house. In fact, Mr. Atkinson had charge of the freemen, and I was his assistant up to the time he left.

25766. As the assistant of Mr. Atkinson did you hear anything as to the way the thing was to be managed?—Only what I told you—that I was sent to take the house. The next morning I met Mr. Foster at five o'clock. It was Mr. Atkinson directed me to take the house.

25767. Was there anyone present?—No person was present when he did so.

25768. The £7 10*s.*, or whatever the sum was, that was paid under the pressure of an action?—It is matter of public record. Mr. Vance and Mr. Guinness were both processed for it, and Mrs. Powell was here to prove her case. Ultimately Mr. Atkinson gave me the money to settle.

25769. The case did not come on for hearing?—No; it was settled.

25770. Who gave you the money?—Mr. Atkinson first sent me to Mr. Thomas Vance.

25771. To get the money?—Yes, to Bridge-street. He said he would have to see Mr. Atkinson about it; that he would not give it to me.

25772. Did you understand from Mr. Atkinson where the money did come from?—No, sir; I did not.

25773. Are you aware of any other acts of bribery in 1865, except what you have spoken of with respect to the envelopes?—No other acts of bribery to my knowledge by the Conservatives except what happened there.

25774. Did you hear of any act of bribery on the other side?—I did.

25775. Give us the names of any persons?—Well, Mr. Bailey plumped for Mr. Pim that time, although I heard him the other day say he always voted for the Conservatives. He told me Mr. Vance would have been returned if he gave money, that it was going on the other side. That is what I understood.

25776. Can you give us the names of any persons on the other side concerned in bribery?—I cannot state except I give the names of freemen, a great number of them who always voted for the Conservatives voted for Pim, and I heard it was in consequence of their being bribed.

25777. Did you hear who was the person who had charge of the arrangements?—Except on my own side I know nothing.

25778. Did you hear the name of any person connected with the payment of freemen on the Liberal side?—I did not, except that it was done, and that was the reason given for Mr. Vance being turned out. He was very much annoyed after paying for the ad-

NINETEENTH DAY.

December 20.

William John Campbell.

mission of freemen, and then their turning round on him.

25779. The money forthcoming to pay for the admission of freemen was supplied by the candidates?—That was my impression, because Mr. Atkinson got the money and had to keep an account of it.

25780. Now, as to the election of 1868, did you hear of any money having been spent by the Liberal candidates on bribery or of any freemen receiving bribes on that side?—I know nothing about the Liberal candidates; I know nothing about their working.

25781. Did you hear of any freemen having received bribes from the Liberals in 1868?—I heard they were offered it.

25782. Were the names of any persons mentioned in connexion with the offer?—Well, there was a man who supplies papers to our office, his name is Matthews, a freeman; he came into the office and said he was offered £111 to vote for Mr. Pim and Sir Dominic Corrigan.

25783. Where does he live?—You will find his name on the list; he is an old freeman.

25784. Is he a stationer or what?—No, he supplies the office with newspapers; he carries them about.

25785. Are there any societies amongst the freemen now; there used to be a Ross-lane society that figured largely in the inquiry of 1857?—That must have been in the old time.

25786. Was there a society called the Protestant Freeman Fellowship Society?—I know nothing about that either.

25787. Do you know Mr. Robinson?—I never saw Mr. Robinson to my knowledge till the petition.

25788. You did not come in contact with him during the election?—I did not.

25789. Did you hear prior to the petition of any arrangement having been made in Cherry and Shields'—in the committee-room there the night before the election?—Not a word till I heard it afterwards, before Judge Keogh.

25790. He mentioned a Mr. Tickle, a member of the North City Ward?—Yes.

25791. What is he?—He supplied furniture to the various committee-rooms—he is a very active man.

25792. He is not a freeman?—No, his father was—I think he is—I am not sure; his father lives at the corner here—a timber merchant.

25793. Did you hear of a number of freemen having been got together by anybody in Cherry and Shields'?—I never heard of it till Mr. Robinson was examined.

25794. Did you know Mr. Copland who was examined before Judge Keogh?—No. The only Mr. Copland I have knowledge of is Mr. Copland of the Royal Bank.

25795. Did you hear of any collection of freemen within a few days before the election?—I did not except meetings. There was a meeting held at the Metropolitan Hall, and there was a meeting held in the Liberties. That was a public meeting.

25796. Was it confined to freemen?—It was at least understood so.

25797. Who were at the meeting in the Liberty?—Sir Arthur Guinness addressed them, and Mr. Plunkett, and Mr. Goodman. It was a public meeting.

25798. Where in the Liberty was it held?—I think it was in a school-house near a church—I remember being there.

25799. Was it the school-house of St. Patrick's?—Some where up there.

25800. The other meeting was in the Metropolitan Hall?—Yes, one was as public as the other.

25801. Although no one was excluded were they intended chiefly for freemen?—I understood so.

25802. Were any circulars sent out or advertisements published for the meetings?—There may have been a public advertisement, I cannot say.

25803. You mentioned you knew Mr. Forrest and his brother—where does the brother live?—In Fleet-street, he is a lodger—not a freeman.

25804. Did you see him the day of the election?—He was with his brother nearly all day—in fact the brother came to me the night before the election with Mr. Forrest the printer, and asked me to get him employed the day of the election—so I went to Mr. Sutton and got one of those gratuitous voting papers, I brought it down and he signed it, and he was there all day.

25805. I suppose there was considerable anxiety on the part of many people to get an opportunity of signing those gratuitous papers?—I cannot answer that.

25806. Did you know of any people using some little interest to get appointed in that way?—There were numerous applications—in fact there had to be a couple of porters got, and barricades put up on the stairs to keep people who were applying from getting upstairs.

25807. They were so anxious to work for nothing?—I don't know that that was the case. They may have come as at former elections, knowing nothing about these papers.

25808. Were these papers largely signed during the early part of the canvassing?—I think the only paper I got signed was by Forrest. I know nothing about them. I don't think I signed myself. I certainly got only one signed, I think.

25809. When Forrest the printer applied to get his brother appointed—did you understand he was asking for an appointment in a ward?—I cannot say what Mr. Forrest's ideas were—he asked me to get him employed for the day. I went up to Mr. Sutton, got the form, and brought it down, and he signed it.

25810. Did the brother ever ask you for remuneration?—Not to me.

25811. Did he ever tell you he asked anybody?—I never heard.

25812. When he signed the paper and was so employed what was he set to do?—I cannot tell you—he was with his brother all day walking up and down Green-street.

25813. Was he an Inspector?—He was not, nor a tally-clerk—he was assisting his brother, I suppose.

25814. Your remembrance is the brother was there, the greater part of the day?—Every time I turned round I saw the brother there.

25815. Was he near the booth in which Nolan was Inspector?—No, he was generally opposite the tally-rooms—the Temperance hotel.

25816. Was he near to Mr. Hall who was walking up and down there?—Adjacent to him—quite near to him.

25817. He must have seen him?—He should have seen him no doubt.

25818. I forget whether I asked you on Saturday when you last saw Mr. Hall?—I met him, and I think his mother and sister, in Grafton-street, sometime in October. I have not seen him since.

25819. What day was it you last saw the young man with the glass in his eye?—Shortly before the petition—because Mr. Atkinson and I had a chat about the petition coming on.

25820. Sometime in the early part of January?—It must have been, for I was going up for the purpose of getting one of the clerks to write out the list of proxy papers for me, for the purpose of having them inspected.

25821. When did you first hear of those gratuitous service papers?—I think it was after I was transferred from No. 3 to 47, Dame-street. I was transferred on the 9th of October from No. 3 to 47 and 48.

25822. Mr. TANDY.—You say it was the general impression the freemen would not vote without money?—I may say so. Not all the freemen—some of them.

25823. What number of freemen, according to your experience, could you say were thus accessible?—I might put them into two classes—about 500. There are about 200 freemen would not vote at all without money, and about 300 would probably remain back if they did not get money. They would not like to vote against the Conservatives.

25824. About 200 would be open to bribery from either side?—Or more—about that.

25825. And 300 would hold back if not paid, though they would not vote on the other side?—That is what I calculate.

25826. Did you see this young gentleman with the glass in his eye since the election?—Only the once since the election. He was going from one hospital to another right across the street with two or three others.

25827. On the day of the election did you see him inHalston-street from eight o'clock in the morning?—I did not pay any particular attention to him till I was introduced to him.

25828. Who introduced you to him?—Mr. Hall.

25829. Tell me exactly what took place between you and Mr. Hall and the young gentleman when you were introduced?—I went up to Mr. Hall and he asked me what I wanted. I told him Mr. Williamson sent me to him. He brought me up to the young gentleman; he nodded and said, "All right." The young gentleman asked me what I wanted. I said there were some freemen hanging back and I wanted something for them, and he said "All right, I understand," and when they voted he put something into their hands.

25830. About how many freemen did that occur with?—I have given a list—about twelve.

25831. Did you see any other person act in a similar manner?—I did not.

25832. Did you see that young gentleman in conversation or in company with any other freemen that day except those he brought up?—I did not.

25833. Did there appear to be any other persons employed in a manner similar to that in which that young gentleman was employed?—There was another young man. That young man with the glass in his eye went away. I asked Mr. Hall about it and he said, "All right," and he brought me up and introduced me to another who looked like a brother He was dressed in the same way.

25834. To Mr. MORRIS.—One was about twenty years of age, and the other about seventeen or eighteen, they were like brothers.

25835. Mr. TANDY.—Did you see anyone else dealing with the freemen in the same manner that morning?—I did not see any except the two.

25836. What was it passed between you and Mr. Williamson?—I will tell you: there was a number of freemen opposite the tally-rooms, they were annoying me, saying was there anything going—the way they usually speak. I met Mr. Atkinson coming out from voting. I told Mr. Atkinson, being associated with him for some years. I made free with him to say, what was to be done with these fellows? He said to go to Mr. Williamson. Mr. Williamson and Mr. White were walking up and down the centre of the street. I went over to him, told him what I wanted. He asked me to take a pinch of snuff. I said I didn't snuff. He said no matter, take a pinch. I did so and dropped it. He said, you will see me give a pinch to another gentleman, and do you go to him. In about ten minutes after, Mr. Williamson went up to Mr. Hall and gave him a pinch of snuff; then after that, I went to Mr. Williamson, and he gave me another pinch, and said, do you see that gentleman I gave the pinch to. I do, said I. Well, said he, go to him and it will be all right.

25837. About what hour was that?—A little after nine o'clock.

25838. Was Mr. White with Mr. Williamson when this occurence took place?—No; whenever I went to speak to Mr. Williamson Mr. White went away, and whenever I went to speak to Mr. White Mr. Williamson went away.

25839. I think you said you had no conversation that day with Mr. White as to the young gentleman with the glass?—I had not.

25840. Or in reference to Mr. Hall?—No.

25841. Or in reference to freemen?—In reference to the personation business I had.

25842. Not in reference to the freemen requiring money?—Nothing whatever.

25843. You say you introduced about twelve freemen to this young gentleman with the glass in his eye?—Yes.

25844. What time of the day did he go away?—I suppose about an hour or so after I was introduced to him.

25845. He was succeeded by another young gentleman of similar appearance? I was introduced to another young gentleman who looked to be his brother. Did you introduce any more freemen to that young gentleman?—I did

25846. How many?—There might have been, I suppose, about eight out of the twelve I introduced to the youngest of the two.

25847. Do I understand you to say there were only twelve freemen introduced by you to either of the gentlemen?—Between both.

25848. That would be about four to the gentleman with the glass on his eye, and eight to the other?—I think the latter gentleman came with me oftener than the first—that is my impression. I cannot exactly state.

25849. Do you know the Christian name of Matthews whom you mentioned?—I think Samuel Matthews—is a freeman; he lives, I think, in Meath-street, or in the Liberties.

25850. There are three or four Matthews on the list?—He is very well known. I really cannot say what is his Christian name.

25851. There is Thomas William Matthews, 67, Manor-street?—That is not him.

25852. There is a Matthews at 4, Redmond's-hill?—That is not him.

25853. And a Matthews in Ship-street?—That is not him.

25854. And a Mr. Matthews in Kenilworth House, Rathgar?—No, that is not him.

25855. You mentioned a Mr. Wolfe, who is a porter in a clearance house, you say?—Yes. Mr. Wolfe came up to me and wanted to get something. I think it was before I was introduced to that young man. I said it would be all right. Afterwards I put him down for being working at the election—something like that—that it would be all right; he wrote me a letter after asking to get him paid.

25856. What is his occupation?—He is housekeeper and porter in a railway clearance office in Gardiner-street at the corner of Talbot-street. Mr. Eykelbosch is the manager.

25857. You say that Dr. Murray, of Belfast, voted as a freeman?—Yes.

25858. And that he applied before the election for his expenses or some remuneration?—He applied in this way—he wrote me a letter stating if he could get a few professional, I think, engagements to call on a few people. I understood what he meant. In the month of August, when I was taking out the claims, he came up to the office and paid me a visit, when he came up to Dublin. I asked him was that all right, and he said it was—that he went over to 24 and got his expenses.

25859. Did he ever tell you from whom he got them?—He did not.

25860. But that he got them from No. 24?—Yes.

25861. Did young Mr. Wharton tell you where he got his expenses?—No; only just laughed, and said it was all right, because I don't think he went to London at all.

25862. You were inspector of freemen—was that your peculiar office, or are there other inspectors?—Yes, there are inspectors for wards. I had to inspect three wards and the freemen besides.

25863. There are inspectors for different classes of voters?—No, the ward inspectors inspect the rated occupiers and householders, and the freemen are a separate body altogether.

NINETEENTH DAY.

December 20.

William John Campbell.

25864. Who was your assistant in 1868?—A man named William Cooper; he is in the office still; he lives in No. 19, Lower Rutland-street.

25865. Had you any other assistant except Mr. Cooper at that time?—No.

25866. Now, from what you observed on the day of the election, do you consider that you were the means of introducing the freemen to the persons who had the tickets to give?—I was the means of introducing the twelve I gave you a list of.

25867. But have you got any reason to know whether those young gentlemen had any other person except you through whose assistance they might know the parties to whom they were to give the tickets?—I cannot tell that, except from what I heard Beckett and someone else swearing. I know nothing about that. I knew nothing whatever about bribery till Mr. Williamson at half-past nine o'clock told me.

25868. You knew distinctly that day that the house to which the parties were to go to be paid was 76, Capel-street?—I did not till after Mr. Robinson came back to me. I may observe, he is a very stupid old man; he misunderstood the young man and went to some further house, I think 176, Capel-street; he naturally came to me about it, and I went to the young man and said Mr. Robinson had made a mistake; and then for the first time I heard of 76, Capel-street. That was the first case I brought up that day. Of course the man came back to me when he could not find the house.

25869. Then, of course, this answer given by you before Judge Keogh is not correct. You were asked "Did you ever send any voter to 76, Capel-street"? And you answered—"I say on my solemn oath, I did not, nor was I aware that 76, Capel-street was in existence that day, or at least that such a thing was going on; I swear that positively?—That is untrue.

25870. You are asked on the day of the election, "Had you any knowledge whatever that any voter was paid at 76, Capel-street"? and your answer was, "I had not the slightest idea or the remotest idea of it." Is that true?—That is not true.

25871. You were also asked, "Are you aware that it was sworn here that you went to a freeman and asked him what he would give you if you could get him £5, and that you sent him to a person, and that you brought him back part of the money"? Your answer to that is, "Certainly not." That is not true either.

25872. You are asked then, "On your solemn oath, did anything of that kind occur"? and your answer is, "On my solemn oath, as I hope to approach heaven, if it were my dying moment, it never occurred—never"?—That is what is sticking in me up to the present moment. That is the answer has never given me a moment's peace; the longest day I live I shall remember that; it's a heavy judgment on me, that answer. I think I stated also on Saturday night that I was in such a state, and I can prove it, at least, I believe so, that I did not know actually what I was stating.

25873. You certainly did say that, and if you wish to say anything more about it you may?—Those gentlemen who were sent over to sit by my side, and keep me there as a prisoner—one at each side of me, Mr. Hodson and Mr. Mooney—Mr. Mooney told me he was sent over by one of the solicitors for the purpose.

25874. Mr. LAW.—What is his Christian name?—He is there (*pointing to the county jury box*). He gave me his card and address, and said he was sent over by one of the solicitors for the purpose.

25875. Mr. MORRIS.—Just one or two questions—I think you said, referring to 1865, that you saw Mr. Foster with a leathern bag, and a number of envelopes in it?—About five o'clock in the morning. I didn't say a number of envelopes, because I did not know what was in it.

25876. But you saw a number of envelopes taken out that day?—I did, when Mr. Herbert Purcell brought it down.

25877. And all the letters had "cod" inside?—I cannot say all, but the one I saw had. Mr. Brereton told me that a Mr. Ward, of the valuation office, went home—he was out all day away from his business. When he went home, he produced this letter to his wife, and when she opened it and saw "cod" in it, she pitched into him.

25878. On your oath, can you form any opinion as to the number of envelopes there was?—The bag full. I suppose there were about 400 or 500 envelopes.

25879. Do you take upon you to swear there was something like that number?—There must have been, because Mr. Purcell put down his hand into the bag—a bag like this (*taking up a courier bag*), but something larger—and took out envelopes, and gave them to Mr. Atkinson, and Mr. Atkinson gave them to Mr. Magrath and to me.

25880. You would swear there were 400 or 500?—There should be from the manner they were taken up.

25881. How many did you keep?—I really cannot say.

25882. I think you said on Saturday something like twelve or fourteen?—There may have been something about that.

25883. Did you distribute all these to freemen?—There was nothing else but freemen in Green-street. This was in Halston-street.

25884. The next place you went to was Powell's public-house?—A grocer's shop and public-house.

25885. About how many freemen do you think were present there?—I suppose sixteen or seventeen. Powell sent for me to say his house was going to be wrecked.

25886. I think you said on Saturday that Mr. Atkinson sent you down there?—Powell sent for me, I told Mr. Atkinson, and Mr. Atkinson told me to go.

25887. Can you form any opinion how many freemen were at Powell's that day?—There may have been fifteen or twenty. Mr. Powell can tell you better because he charged for the refreshments they got.

25888. On this morning of the 1868 election you were up very early?—I was up a little before eight o'clock.

25889. You said the freemen were clamouring for money—can you take on yourself to say about how many were there at the time?—A large number—some very respectable men too.

25890. Were they all clamouring for money?—They were.

25891. How can you take on yourself to say that—because recollect you speak of a body of men?—I undertake to say it by knowing it—by their coming to ask me. Numbers of freemen came to me I had nothing to do with.

25892. On that morning of the 18th, about how many were clamouring?—A large number, I would not like to say the number.

25893. Would you say there were 100?—I would not say exactly there were 100. There was a large number of men.

25894. This clamouring was quite open and public?—Public enough.

25895. Did all the decent-looking men present seem to consent to it?—I don't say they came to me before others, but they asked me was there anything going—could anything be done for them.

25896. Did that occur in a great number of cases?—I would not like to say the number at all. It is hard to mention. There was a great number of people there that day, and there was a good deal of excitement.

25897. Give me the name of anyone who asked you for money that morning—can you give any name?—There was Carpenter, was one, told me he would not vote unless he got it.

25898. Where does he live?—He lived, I think, at that time in Irishtown.

25899. Any others?—Wolfe, that I mentioned before.

25900. Any more?—I really cannot charge my memory; it is likely though I did not know their names they knew me perfectly, being so long connected with the freemen. They came up to me and assumed, I suppose, that I knew them.

25901. Did you see them making applications to anybody else?—I did not mind that.

25902. I understood you to say on Saturday you went to Mr. Atkinson?—I don't think I could say that; if I did it was wrong. I met Mr. Atkinson casually, and knowing him so long, I said, "There is a lot of fellows here want money, and I want to know what is to be done." And he said, "Go to Mr. Williamson."

25903. You said the two young gentlemen appeared to you to be brothers?—They did; they were dressed alike.

25904. You said they appeared to be from seventeen to twenty years of age?—Yes.

25905. Have you heard from anyone that they were brothers?—No, but I took them to be so. They were both sallow and had no whiskers; very slight; rather fairish or yellow hair. You would not observe had they mustaches unless you looked.

25906. You said you saw no one handing these tickets or engaged in this way with the freemen, handing them tickets, except these two gentlemen?—I did not.

25907. I think you said you received frequent applications by letter after the election? Those letters have disappeared?—Yes.

25908. These were the letters which disappeared from the box?—Not from the box but from the drawer.

25909. Will you swear positively that box was locked?—I positively say I had the key in my pocket. I positively say I brought Mr. Hodson and Mr. Lang, the collector, to show them the state the box was in. I made a very serious complaint of it, and that there were documents taken from it. That was in June. Mr. Hodson came to me and told me the best thing I could do was to resign. I said I would not resign, therefore I have been paid ever since.

25910. Will you take on yourself to swear that box was locked?—I take on myself to swear that box was locked; the key was in my pocket. When I went to it the lock was wrenched off and lying in the box.

25911. Did you take any memorandum of the papers that were in that box?—I did not.

25912. Amongst those papers were a considerable number of applications?—Dr. Murray's letter and several others.

25913. And Wharton's?—No. Wharton never wrote.

25914. Can you give me exactly a list of the gentlemen present at the scene in Mr. Williamson's office before the election petition?—I can. There was Mr. Williamson sat at one side of the table, it was a temporary table near the second door of the temporary office. Mr. Goodman at the other end. Opposite to that at the large desk was Mr. Sutton and young Mr. Byrne. At the chimney-piece were standing Mr. Bradburn and Mr. White. I often thought since they were brought there for the purpose of seeing how well I was made up to answer these questions. Mr. Williamson had plenty of opportunities to ask me for my evidence before that.

25915. That makes seven people?—Yes.

25916. Can you state the name or names of any person or persons from whom you derived your suspicion or opinion that Mr. Bradburn was the person at 76, Capel-street?—It is generally talked of. It is only surmise. I never said Mr. Bradburn was there.

25917. You certainly did not, but it was general surmise?—Yes; the reason of that was that Mr. Bradburn had been very active in the election—he got a gastric fever—two days before the election he came to my office and had this muffler about him.

25918. Give me the name of any person from whom you heard that?—It was the general talk of the office. I may mention Mr. Walsh's name, and Mr. Fanning's name. Mr. Hodson will give you a list of the clerks. It was a surmise, and it was the muffler brought it up.

25919. You are quite certain it was a Midland Railway ticket?—I was certain it was. I was not aware, and I asked my wife, and she said it was a Mullingar return ticket with a nick on it—a blue ticket. Mr. Hodson reminded me the other day that I showed him that ticket. The reason I showed it was, that after getting instructions to burn it—poor Bailey worked hard that day—I wanted to get some money for him, and I asked Mr. Hodson for 10*s.* and Mr. Hodson reminded me that I showed it to him—he could not tell what sort of ticket it was.

25920. Mr. LAW. — You mentioned that some people wished to get something at the election, and what you did was to put down the names of such people as working at the election?—Yes; Wolfe.

25921. I believe that was not at all an unusual mode of giving remuneration, to put down a man's name as having done some work?—Yes. I saw Mr. Atkinson doing it in 1865. It was the best way to get them to vote. Whether they got it afterwards was another thing.

25922. Did you know anything of the private circular, a copy of which was produced at the trial—it was sent to voters, and referring to a former communication requested the voter to sign his name on the enclosed card?—I firmly believed that private circular was sent out by the Radicals, until I heard Mr. Forrest swearing it was printed by him.

25923. For Mr. Foster?—Yes. And I will tell you why I believed it. Mr. White called me one Saturday and said, "Campbell, do you see that circular?" I said, I do. He said, "That circular has been sent out by the Radicals. I want you to devote to-morrow, Sunday, going round to see if any of the freemen have got them, and tell me what you think about them." I devoted the day to that purpose, and any freemen I called on said they had not received the circular. They were brought into the office afterwards, and I really thought from what Mr. White stated to me that they were sent round by the other party.

25924. Mr. Forrest swore he printed them for Mr. Foster?—I heard him swear that before Judge Keogh, and I really was surprised, because from what Mr. White stated, I believed they were sent out by the other party.

25925. You mentioned Dr. Murray as having told you he was paid his travelling expenses at No. 24?—Yes.

25926. Did you hear from him or anybody else, who paid him there?—I did not ask him.

25927. Did you hear, at any time, who was the person who represented Wilson Johnson, or who was supposed to be in that office?—I did not.

25928. You heard Mr. Davenport Crosthwaite mentioned at the trial?—I never saw him to my belief, till I saw him in this court, to the best of my knowledge, when this commission commenced.

25929. When I asked you about apprentices' indentures, I understood you to say, that as between masters and apprentices the period of probation was always counted?—I did not say always. I said generally.

25930. When freemen came to be admitted, had the indentures been executed?—The indentures should be produced to someone in the office before the claim would be sent in.

25931. Were they ever produced in an incomplete state, such as dates not filled in?—Oh, yes, the majority of them were incomplete.

25932. Was the date in any instance inserted in your office?—Yes, numerous indentures were altered in that way, to make the dates correspond between the top and bottom of the indenture.

25933. Did you know of any indenture being antedated more than a year?—No, generally two or three months, and probably two or three days, to make it correspond with the commencement of the indenture.

25934. Did you ever hear it stated who supplied these young gentlemen with the tickets?—Never.

NINETEENTH DAY.

December 20.

William John Campbell.

25935. Even a surmise?—Not even a surmise; I don't know.

25936. You mentioned some time ago the name Brereton?—I met him the other day. I was telling him—we were generally talking about my evidence, because I told him I would have to tell the truth.

25937. What Brereton is he?—He was an inspector in our office. He is now with Mr. Gerrard, an inspector in the county of occupiers and leaseholders. He was formerly an inspector in our office.

25938. Of rated occupiers?—Yes.

25939. Where does he live?—Nearly off Heytesbury-street; the Long-lane, I think it was called, opposite an hospital there.

25940. I see in this list Henry Murray, M.D., he is put down as of Ball's-bridge; does he reside there?—He is married to Mr. Rynd's sister, and that is where Mr. Rynd lives. When they go away they generally give a residence here when they intend to keep on the list.

25941. He does not reside there?—No. A great many do not reside, but they give a town address to keep on the list.

25942. To your knowledge is that done by a great many?—A good number.

25943. That is one case at all events?—No doubt about it.

25944. Mr. TANDY.—You were asked before Judge Keogh whether you saw a Midland Railway ticket on the day of the election, and you said you did not?—Yes, that was untrue also.

25945. You said that about the beginning of this inquiry you contemplated going to America?—I will tell you. I was anxious to get away out of this country. I called on Mr. Goodman, and Mr. Goodman put me off from time to time. At the time the offices were removed from No. 3, Dame-street, to 21, Bachelor's-walk, I was not removed along with the rest of the clerks. I was a little annoyed at not being transferred with the rest. Two or three clerks assisted me in one of the rooms in No. 3, Dame-street. On the last day for serving claims, the 4th of August, I went over in the evening before to Mr. Hodson. I said I had been badly treated, and that I would not remain any longer in No. 3, Dame-street, and to tell Mr. Goodman so. That was on the 3rd of August. On the 6th of August Mr. Hodson called to my house, and left a message for me with my wife, that Mr. Goodman wanted to see me privately at his own office. I went up to Mr. Goodman's office. He said, "How is this, Campbell; you won't go on?" "Well, Mr. Goodman," said I, "from the manner in which I have been treated, and all that, I really think if I am not recognised ostensibly by the Conservatives I will not work any more for them." He said that was very foolish. "Another thing," said I, "there is the commission going to come on, and the fact is, if I am called up I must tell the truth, for I never had a moment's peace since the petition." He said again, "That is foolish. We are all in the same way. Another thing," said he, "the commissioners will not believe you if you tell a contrary statement." "I cannot help that," said I, "I must clear my own conscience. I desire it for that purpose, and no other." "What do you want to do?" said he. I said, "I wish to leave the country, if possible, so as not to be here, if possible, during the commission." He said, "Campbell, I am going to the country. You will receive your salary, and wait till I come back to see what is to be done." I waited and after getting the summons from this commission I went to Mr. Goodman and showed him the summons, and he said, "Campbell, nothing can be done." I left him that evening very much depressed. I knew the position I was in. I knew I could not conscientiously come up here and state anything that was not the fact. I felt what I had done. Previous to leaving, Mr. Goodman told me he had it from good authority that if I only waited till after the commission there was an office vacant for me of £300 a year, and there was no necessity to remain I said there was no necessity, for that if Sir Arthur Guinness was to make me a partner in the brewery nothing would induce me to go up on the table and repeat what I shrink from with horror. In the evening when I went home there was a letter for me from Mr. Byrne of Lombard-street, which I can produce. When I received the letter from Mr. Byrne I told my wife, "Well, now, there is something in this," because he was not in the habit of writing to me. It was to go see him. I went to Mr. Byrne, "Campbell," says he, "sit down," this was in the back parlour. He said, "Campbell, the municipal business has gone on very badly at this revision, we have lost considerably, and we wish to form an office for municipal purposes independent of the Parliamentary Registry Office—you being an active man and knowing that business so well we wish to put you at the head of that department. Some gentlemen have subscribed £200, and that will be your yearly salary." "Mr. Byrne," said I, "that may be, but the Conservatives will never have anything to do with me after this commission, if I remain here, because I must tell the truth. Under these circumstances what you state will be impracticable, the only thing you can do is to get me away." "Campbell," said he, "you have been badly treated, I take compassion on you. It will be an awful thing for you to go up and state contrary to what you stated before. I think I would be justified in giving you that £200 to go out of the country." I said it would be of no use to me, and that if I had means of my own I would not ask it. Nor would I, perhaps, be on this table if I had means. I said I would take £300. He said, "Campbell, I will see about it." I went to Mr. Byrne in two or three days after and he said the thing was in negotiation. "You must be aware," said he, "there must be subscriptions by the various parties who will be implicated." He told me to call again the next evening, Thursday evening. I went again, and he said, "The thing is very nearly complete—the £300 will be all right." He asked me to sit down; he gave me an envelope, and told me to write my name on that. I wrote my name, "William John Campbell, Bayview-avenue." He then said, "A messenger you never saw before will call on you with this envelope; there will be £100 in it. That is the guarantee to you. You will proceed at once to London—write to me in your wife's name, what is her name? Beasely, said I. I put down the name of Mrs. Beasely—he made me direct another envelope, Mrs. Beasely. When you get to London write to me, and a person will call on you. You will have to start for New York at once." "When?" said I. "You cannot go," said he, "sooner than Monday morning, that will be the opening of the commission." I had an old lady lodging with me; my wife gave her notice to quit. I was all day packing trunks and tearing up papers. We sat up till one o'clock on Sunday night thinking the messenger would come with the £100, but he did not come. I went to Mr. Byrne on Monday morning, before this commission sat He said, "Campbell, they did not do what I wanted them to do, and" he said, "they are great fools, and I wash my hands of them."

25946. Mr. MORRIS.—You would have gone if you got the £300?—I would have gone if I had money of my own—if I had anything at all to take me away I would have gone. It must be a hardship to me after being associated with the Conservatives for ten years, giving them my most active service, as they admit, and afterwards come round here, which I must do according to my conscience, and tell everything I know, and implicate gentlemen I have a very great respect for. That is my case.

25947. Mr. LAW.—Those papers you were occupied on Sunday night in destroying—what were they?—Nothing but circulars, old lists, and circulars with my own name attached, for municipal poor law elections.

25948. Had they any connexion with the matter we are inquiring about at present?—None whatever.

25949. There were not amongst the papers you so destroyed any letters or papers you had left in the

drawer?—No; because if they were I would produce them here. I may mention that when I found I was not brought up, I went to Mr. Byrne and said, "I will take the £200 you offered. I will go off at once, and in place of bringing my wife with me, she can go to her married sister until after her confinement; I will send for her after." I never heard from Mr. Byrne since.

25950. Have you got Mr. Byrne's letter?—I have.

25951. You will be good enough to give it to us?—Yes; after speaking to Mr. Byrne I received Mr. Byrne's letter that night when I went home.

25952. Mr. LAW.—That will do for the present?—I may observe that Mr. Hodson, when I was applying for my salary said he heard I was to go on Saturday night. I heard I was to go on Monday morning.

25953. Mr. MORRIS.—Is your salary entered in any book?—Yes, every week we have to put our initials opposite to it.

25954. Mr. LAW.—Have you received your salary every week?—Yes, every week except last week.

25955. Mr. TANDY.—Why did they dispense with your service on the registry?—Mr. Hodson told me they had taken counsel's advice, and counsel's advice was, that I could not work as an agent for the Conservatives in consequence of being returned as a briber by Mr. Justice Keogh. Notwithstanding that I was brought in after, and I left of my own accord.

25956. Mr. LAW.—You have been paid regularly every week till Saturday week?—Yes, every week.

25957. Mr. MORRIS.—And that is entered in a book?—It is; my name is next Mr. Hodson's.

Mr. *William Joseph G. White* sworn and examined.

Mr. William Joseph G. White.

25958. Mr. LAW.—You are Mr. Fell White's son?—Yes.

25959. Are you his eldest son?—Yes.

25960. Are you a student in Trinity College?—I am.

25961. I believe you were occupied a day or two—at all events one day at the last election, in November, 1868?—I was.

25962. May I ask you were you employed more than the one day?—I was.

25963. How many days?—I was employed about a week or a fortnight previous to the election as a canvasser.

25964. Were you canvassing a particular ward or a particular class of voters?—I was canvassing in a particular ward a particular class of voters.

25965. What voters were you canvassing?—The voters that had votes out of landed property.

25966. And what was the ward?—The Inns-quay ward.

25967. Were you occupied on the day of the election, about Green-street?—No, I was carrying the poll between Green-street and the central office in Dame-street.

25968. That is the poll running?—The poll running.

25969. Were there many gentlemen employed in that way on that day?—Only one.

25970. Who was the other?—Mr. Williamson's son. He and I carried the poll.

25971. There were a number of young men employed on that day, chiefly collected by you? You gave their names to your father?—Yes, there were young men whom I was acquainted with employed on the day of the election.

25972. Students, I believe?—Students, or schoolfellows, or men that I knew.

25973. Men you knew?—Young men younger or older than myself, as the case may be.

25974. How many?—Between thirty-five and forty.

25975. What were these young men doing?—They were divided into two portions. One to attend at the back part in Halston-street, and they were subdivided into three divisions. One to stay at the Court-house, and one batch to stop at the end of Halston-street, and the other at the other end. One to stay down in Capel-street, and the other at the top of Green-street.

25976. Your father and Mr. Williamson were about here nearly the whole day?—I should say they were.

25977. Were they chiefly in Halston-street?—I was not with them at all that day. I met with them.

25978. You were running the poll?—Every second hour I took the poll.

25979. Were you running with the returns from this court-house to the central office?—From our rooms in the Temperance Hall to the central rooms.

25980. I believe the clerks in the tally-room in the Temperance Hall were employed making up the returns from time to time?—I saw them in their list. I was not allowed to go in, so I do not know what they were at.

25981. Was it not from that room in the Temperance Hall, as it is called, you said you got the returns?—It was from my father or Mr. Williamson, as the case might be, that I got the returns.

25982. About how many times did you go across to Dame-street in the course of the day?—I think I went every second hour. Eight I think the poll commenced at, then I went at ten, at twelve, and at two.

25983. Ten, twelve, two, and four?—I don't think I had occasion to go at four.

25984. You had occasion to go only three times?—I may have done more.

25985. However, you saw your father and Mr. Williamson during the course of the day?—I decidedly did.

25986. Have you got a list of the young men that you collected for your father?—I had a list for some time after the election, but I don't know what became of it.

25987. Where had you it?—I had it in the pocket of my coat.

25988. Did you not give the list to your father?—I did until he copied it into some other book.

25989. Did you see him copy it into a book?—I don't think I did. I tell you how it was. I think I had that list merely as a check to see that the fellows came down to Green-street on the day of the polling, to see that they worked, to check them and tell him there was a certain number missing, and the moment that was done I destroyed the list.

25990. There must have been some list kept for the purpose of paying them afterwards?—Decidedly there was.

25991. I dare say you afterwards heard there were a few names added to these you supplied yourself?—I believe a few gentlemen came to the rooms in Dame-street, and Mr. Julian put them on the list on personal recommendation.

25992. Perhaps from recollection you can give us the names of some of the young men of your own immediate acquaintance?—I can give a good deal of them.

25993. Give them to us as well as you recollect?—There was a fellow of the name of Spencer.

25994. What was he? Is he in Trinity College?—He was a Trinity College student. He was then in Trinity College.

25995. Give us his Christian name?—Edward Spencer of Frederick-street. He is a son of Mr. Spencer, the land agent. Then there was Mr. Dobbs. He is a son of Arthur Alexander Dobbs, at least A. M. Dobbs; Arthur Macauley Dobbs, I think they call him, of the top of Blessington-street. There were the two Mr. Connors. They are the sons of the Curator of the Medical School.

25996. Where?—In college.

25997. What are their Christian names?—Leslie, Montgomery, and Willis. (The Secretary here handed a list to the Chief Commissioner).

25998. *Witness.*—Is that the list of names?—If it is I may be able to tell you.

25999. Mr. Law—(handing list to witness)—Is that a list of the names? Is that in your handwriting?—It is not.

26000. Does that appear like it, on looking over the list?—Yes, I don't know some of the names here. Sharpe I may know by appearance; Cockburn I don't know; Meehan I don't know.

26001. You recognise the other names as the young men you selected; just look over it?—I don't know what that last name is on that list.

26002. Do you recognise the names of the Maffetts?—They are sons of William H. Maffett; he lives in South Frederick-street; one of them is a school-fellow of mine.

26003. Henry M'Farlane—do you remember his name?—I know the Mr. M'Farlanes. They are the sons of Mr. M'Farlane, a justice of the peace of the county of Dublin, and a grand juror, but I am not quite sure whether he was employed.

26004. I see A. Dobbs, whose name you have mentioned?—Yes.

26005. Do you see the names of the two curators' sons, Connors?—Yes.

26006. Leslie Connor is one?—Yes.

26007. And Willis Connor?—Yes.

26008. Are they Trinity College students?—They are Trinity College students. They were not then.

26009. What were they doing at that time?—I believe they were grinding for their examination.

26010. Edward Soulsby—is that one? Do you remember that name?—I don't remember that name.

26011. C. M'Carthy.—Do you recollect Charles M'Carthy?—I do, that is the big fellow that runs the races in college (a laugh); I know him.

26012 Was it you put him in?—I remember him being put in.

26013. Who put him in?—He came in along with our fellows, and his name was put in, I think, at Mr. Julian's suggestion; I am not sure.

26014. You supplied your father with the names of young friends of your own, that you knew, and I suppose that went into the office, and some were added by Mr. Julian and others who suggested them?—Exactly.

26015. You were present when that took place?—I was.

26016. How many days was that before the election?—It was the day previous to the election.

26017. I see C. Isdell and F. Isdell—two brothers, I suppose?—They are sons of Dr. Isdell of Hardwick-place.

26018. What were they?—N. Isdell is a medical student.

26019. Fitzgerald?—He was a schoolfellow of mine.

26020. Is he a medical student?—He is not a medical student.

26021. Who do you say is a medical student? Is it C. Isdell?—I don't know whether there is a C. Isdell. It must be Vandeleur. There is James, Fitzgerald, Vandeleur, and Halsted. That is all I know.

26022. How many were employed on that day?—I don't know whether James Isdell had gone away to Australia at that time or not.

26023. Was Vandeleur employed that day?—He was.

26024. Was his brother Fitzgerald?—His brother Fitzgerald was.

26025. At all events there were two of them?—Yes.

26026. Were they two of the young men you yourself supplied the names of?—Yes.

26027. Where is Vandeleur staying?—I could not tell you; sometime ago I think he was at the hospital in the Phœnix Park—Stevens' Hospital.

26028. Were there a good many medical students amongst the number?—Not more medical students than any others.

26029. But there were several medical students amongst them?—There were some.

26030. What were the names of any of the other medical students, do you remember?—There was a man named Grant. I think he's a medical student. If you give me the list I think I will show you. [*List handed to witness.*]

26031. That name there is intended for Spencer?—Yes, Edward Spencer.

26032. Tell us any of the medical students?—Grant is the only man I see in the first page.

26033. Are there not names on the back of that?—Atkinson. I don't know whether it is John or William Atkinson, but I think either of them.

26034. Are there two of them?—There are two of them here. I don't know which of them it is.

26035. There is one of them?—Yes. C. M'Carthy is a medical student, but I did not put him in the list. There is a Mr. Good here.

26036. What is his other name?—There is an Edward Good here. I know there is a Good a medical student. I think this is the man, Edward Good. I don't know who put his name down.

26037. Are those the only names you recognise as being medical students?—There was Willis Connor. He is a medical student.

26038. What hospital was he attached to?—I don't know whether he is in any hospital. I have not spoken to him lately, but I have seen him.

26039. Is there a Mr. Johnson there, a medical student?—C. R. Johnson.

26040. Do you know him?—I know a C. Johnson; he is a son of Dr. Johnson of the Lying-in-Hospital.

26041. Is he a medical student? Is his name there, "C. R. Johnson," with "son of a freeman" written opposite it?—I don't know whether Dr. Johnson is a freeman or not.

26042. When you were not running with the poll, as it is called, you were chiefly occupied in Halston-street or Green-street?—Until I went with the two o'clock poll. When I looked after the persons whom I was employed to canvass previous to the election, and saw that they all voted in the way they promised to do, which they did at eight o'clock in the morning—they had all voted so early. I had no trouble then; and, with the exception of running with the poll, I was about the court the whole day up to 4 o'clock, when I went home.

26043. I suppose you saw your father and Mr. Williamson here the whole day?—I did.

26044. Do you know Mr. Hall who was in Halston-street that morning?—I would not have known him except that he came to the same church. I would not have known him then only that his sister went to the same school as mine.

26045. You came to know his appearance in that way?—I came to know his appearance.

26046. Did you know him to speak to him?—No.

26047. I suppose you saw him that morning?—I did not. I did not see him in Halston-street or any other street that morning to the best of my recollection.

26048. Which of the young men you knew were occupied out of doors. One detachment you say was in the court, another at the door, and the other in the street?—No; they were outside the court-house.

26049. Well, take the Halston-street division. Of the Halston-street division some were in the street, and some were inside in the court-house?—They might have been inside in the course of their employment, but otherwise they had no reason to be there.

26050. Perhaps I misunderstood you. I thought they were divided into two lots—one in Halston-street, another in Green-street?—Yes.

26051. And that each of these divisions was subdivided into three?—Yes.

26052. When they were subdivided into three, did you assign to each subdivision what they were to do?

—I don't know exactly whether you are acquainted with the locality.

26053. Mr. LAW.—I am, perfectly.

26054. *Witness.*—Do you know where the Temperance Hall is?

26055. Mr. LAW.—I do.

26056. *Witness.*—There were two or three of those fellows put up there to watch the people who came from towards the markets, and they were asked were they voters, and then they were brought to the different booths, and the moment they polled them they were to go back to the same place again to repeat the process.

26057. Mr. LAW.—These young men kept along this side of the street opposite the Temperance Hall—these two or three you speak of?—They might not have come up here at all; they might have taken a short cut, and come to the opposite side.

26058. I gather from you that what took place was this—two or three were occupied watching the voters about the Temperance Hall?—Yes, they might have brought them into the Temperance Hall.

26059. I am not speaking of what they might have done. Do you mean that some of the Halston-street brigade were watching the voters at the Temperance Hall, and were, as I understand you, chiefly posted opposite the Temperance Hall?—No, I don't think you understand me. A person that was stationed in Capel-street might bring a voter from Capel-street to the Temperance Hall, and a person stationed in the Temperance Hall might bring them to the other side.

26060. When you say Capel-street you mean Green-street?—Capel-street and Green-street.

26061. Was there a booth in Capel-street?—Some place about the fruit market there was two or three stationed.

26062. What were they doing?—They were to meet the voters and bring them to the right place.

26063. Had they to do with any other class of voters besides freemen?—There was no other class but freemen.

26064. You say there were two or three stationed in Capel-street to watch the voters?—They were stationed at the corner of Capel-street and the other street.

26065. Is the other street the one that runs into Halston-street from Capel-street?—It runs into Halston-street, but passes by the old prison. It is a continuation of Britain-street.

26066. It comes under the prison?—Yes.

26067. Were they stationed at the junction of that cross-street and Capel-street?—Yes.

26068. Could you tell us who was stationed there?—I could not. I was there part of the time. When I saw there was more than was necessary stationed at the court-house I would send them off.

26069. Were there some others stationed opposite the Temperance Hall?—I would not say they were exactly opposite the Temperance Hall or in that direction.

26070. Were they at the opposite side of the street within the range of the Temperance Hall?—I think they were at the corner of Halston-street, where it goes into King-street.

26071. That is very near the Temperance Hall.

26072. How many were there—about?—Two or three.

26073. Will you tell us who they were?—I could not say. I was there myself part of the day.

26074. Do you remember the name of any of those three young men that you recollect taking a voter to his booth to vote, from having been stationed opposite the Temperance Hall?—I remember nearly the whole of them, and different times meeting them with voters whom they were bringing to their booths; but there is only one instance in which I remember particularly a voter being brought, and that was the case of Mr. Isdall when he polled Mr. Plunkett and Sir Arthur Guinness. He was the person that met them and polled them.

26075. Which of them did that?—Mr. Isdell. I recollect he was bragging to me of having done so.

26076. What sort of a gentleman is he? Is he fair, or dark, or short, or tall?—He is about the middle stature.

26077. What is his complexion?—I think it is rather fair.

26078. Is he fair haired or dark haired?—He is not dark haired. He has fair hair.

26079. Has he light hair?—He is not exactly light haired.

26080. Is it as dark as your own?—I don't think it is.

26081. Is it what is commonly called fair hair?—I suppose it is fair hair.

26082. Does he wear whiskers?—He is old enough to have them.

26083. Does he wear them?—I could not tell you. I have not seen the man for a long time.

26084. Were you familiar with him then?—I was, and am still when I meet him. I meet him generally in the street, and he has his hat on.

26085. But he does not cover his whiskers?—I don't think he has much whisker, if he has any at all.

26086. Does he wear mustaches?—No, he has no mustache.

26087. Does he wear an eye glass?—He does not.

26088. He did not wear an eye glass at that time?—He did not, to my knowledge.

26089. Who was the young gentleman with the eye glass that you carried messages from your father to?—I carried no messages except to the people in Dame-street.

26090. Do you recollect in the course of the forenoon that day carrying messages between your father or Mr. Williamson and a young man who wore an eye glass, on that day at all events, and was walking up and down outside the court-house?—I did not carry any message to any person in Green-street or Halston-street from my father or any person else.

26091. Do you remember going backwards and forwards between either your father or Mr. Williamson and any young man?—I did not go backwards and forwards.

26092. Did you not leave your father or Mr. Wilkinson and go across and speak to any young man that day? Were you not talking all day to the other fellows when you met them?—To be sure I was talk-to them—decidedly, whenever I was not engaged. I did not go near my father or Mr. Williamson that day except at the appointed hour—I mean to carry the poll, because they were very bothered.

26093. Who were?—My father and Mr. Williamson; and they were very sharp too.

26094. How were they bothered?—Having got such a weighty transaction on their shoulders.

26095. What were they doing?—They were busy.

26096. Of course they were. What were they busy doing?—Superintending all the booths, and everything else.

26097. What do you include under "everything else"? Does it include the young men?—They might have been included. I don't know it of my own knowledge.

26098. Do you believe from anything you heard that they were?—I don't believe they were, for the young men were instructed the day before as to what they were to do.

26099. Who instructed them?—My father and Mr. Williamson. My father instructed myself, and I instructed them.

26100. Who instructed you?—My father and Mr. Williamson.

26101. Where was that?—Here.

26102. In the court-house?—In the court-house, after having come from 47, Dame-street.

26103. Was there anybody with you when they had you up here to be instructed, or was it a private lesson?—The thirty-five or forty fellows that were employed for the day of the election, came down here the day

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previous to the election, and were shown the different booths in which the freemen were to vote.

26104. Is that the instruction you speak of as receiving yourself—did you receive that in common with the whole body of thirty-five, or did you receive a private lesson yourself, as you say, that afterwards you gave a lesson to the others?—I did. I first of all came down here along with the rest, and when I saw what they were to do, I picked it up faster than they did, and I told them—some of them. Some of them picked it up before me.

26105. Did you receive any instruction from your father and Mr. Williamson, or either of them, when the others were not present?—I did. We all came down together; some of them may have been down before the others, but all managed to get here together, and they were all shown what they had to do.

26106. Which of those young men was walking about that day with the glass in his eye?—None of them to my knowledge. I don't think there was any of them that required the use of a glass.

26107. Which of them had a glass?—None of them that I remember. I don't think I ever saw a glass with any of the gentlemen. I mean any that I put on my list.

26108. Did you see a railway ticket with any of them?—No.

26109. When did you first hear that any of these young gentlemen dealt in railway tickets?—At the election petition. The time of the trial before Judge Keogh, I heard a young man had given a ticket.

26110. What young man did you hear gave a ticket?—The young man who wore a glass in his eye.

26111. Who did you hear he was?—I did not hear who he was.

26112. Do you mean to say you did not form a shrewd suspicion of who that young man was?—I did not.

26113. It was none of the young men you yourself collected?—I did not say that.

26114. Were you present when it was sworn that the list was increased by some few names which were put by Mr. Julian in the office?—I was present.

26115. If it was one of the body of young men we have been speaking of that gave the tickets, can you say it was neither one of your friends, nor done in your presence?—They don't swear it was any of these young gentlemen that were on my list.

26116. I believe the witnesses swore it was a young man with a glass in his eye?—They don't swear the name is on that list.

26117. Do you mean you never heard of the use of the tickets at all until it was sworn at the trial before Judge Keogh?—I did not.

26118. You did not?—I did not. It was in Mr. Heron's opening address I heard something about that.

26119. Did your father never speak to you when he discovered what had taken place?—Never; and if he did I would have considered it secret, because I am bound by my indentures not to disclose anything that he considered secret.

26120. Mr. TANDY.—Are you acting on that principle?—I am not, for I have nothing to conceal.

26121. Mr. LAW.—As I understand you, your father never asked a question about these tickets, or who could be the young man that distributed them? Never.

26122. Did he tell you that he ascertained from the lips of men themselves that they got tickets from some young man?—Never.

26123. He never told you that?—Never mentioned it, nor told me about it.

26124. How long were you collecting the names of those young people?—He told me when he commenced to be engaged on this thing; I think it was about a fortnight before I gave him the list.

26125. A fortnight before?—Before I gave in the list of names, that it was likely he would require a list of young men for the purpose.

26126. You got a fortnight's notice that he would require a list of young men?—I did.

26127. Was it only the day before you actually delivered in the list of the thirty-five or forty, and that the rest were made up in the office?—I believe I was told to get them all down in the office the day before, and I don't think I gave him the list at all. I did not give in my list at all. I think the names were taken down.

26128. I suppose you were employed before the election canvassing?—Yes, canvassing before.

26129. For a fortnight?—For a fortnight.

26130. May I ask what remuneration did you get?—I got four guineas for canvassing, and two guineas for poll running—that was six guineas for the city of Dublin election.

26131. That was all you received?—That was all.

26132. Did you see Mr. Foster at all in the month of November prior to the election?—I may have seen him, but I don't remember seeing him.

26133. Prior to the election?—Yes; I do not.

26134. How long before did you see him?—I may have seen him going in. He generally came home at four o'clock, and I was generally engaged in the college at that hour, and did not see him.

26135. Did you see him in your father's house in the month of November prior to the election?—I am certain I did not.

26136. Or any of his family?—I won't say that, because his sisters may have been in visiting my aunts.

26137. I am talking of yourself?—I did not to my remembrance.

26138. I understand you to say you did not speak to Mr. Foster in November prior to the election?—I did not.

26139. Had you any communication with him in any other way?—No communication in any other way.

26140. Did you know Mr. Foster was taking an interest in the election?—An interest in the election? I did not know he had an interest in the election.

26141. And you did not ask whether he had or whether he had not an interest in it?—Nor ask whether he had or had not an interest in the election.

26142. You did not know he was anxious for the return of Sir Arthur Guinness?—I suppose he was.

26143. Do you know that from anything that passed?—Not from anything that passed.

26144. Mere speculation?—Yes.

26145. Did you take part in the election of 1865?—I believe I came down here to look at it, but I wasn't paid anything at all. I was very small at that time. I have grown up big latterly.

26146. You know the office Mr. Williamson and your father had in Abbey-street for the purposes of the petition?—Yes.

26147. You have been often in there?—I have not. I have been there three or four times on the subject of the election petition, and once or twice previous to that, bringing up papers from our own office.

26148. Where is your own office?—One, Upper Ormond-quay.

26149. But were you not in Williamson's or your father's office in Abbey-street when they were preparing for the election petition?—I think I was there once or twice in the course of business.

26150. What were you doing there?—I was there on the office business.

26151. What work were you put to when you were there?—I put to?

26152. In your father and Mr. Williamson's office?—In Mr. Williamson's office in Abbey-street I never did any work, nor for any election petition.

26153. What brought you there?—I explained before I went on the office business.

26154. I want to know what you mean by office business?—Clients coming up from the country. I would bring up what I got, and then go back again.

26155. Did you never go there on any message connected with the election petition?—I did not, except it may have been a message from my father to Mr. Wilkinson, saying he would be there in the course of half an hour, or anything that way.

26156. Were you sent with any other message than that?—I was sent with messages from the court-house to the rooms in Abbey-street.

26157. Do you remember what messages you were sent upon at that time?—I think he sent for some tin box or other.

26158. Did you hear the inquiries made for tin boxes that were missing?—I did. I heard it here in the court-house, but not till then.

26159. Were any of the witnesses examined in your own office on the quay?—None of them to my knowledge. I don't think it is likely that they would have been.

26160. How long is it since you have been apprenticed to your father?—Since Whit-Monday last, but I have been acting for him ever since I passed my examination—October twelvemonths.

26161. Are you out of college?—No. I am only going through it.

26162. But you are only apprenticed since last Whit-Monday?—Yes, that is all.

26163. Did you ever hear it remarked that there was bribery at the last election?—I did not hear it remarked that there was bribery at the last election.

26164. Did you hear a rumour that there had been bribery at the last election?—I heard a statement that there was bribery at the last election.

26165. But do I understand you to say that, until you heard that statement, you had not heard even a word of rumour that there had been bribery?—I did.

26166. That is all I want. I do not see how you can be ashamed of it. But when did you first hear anybody say that there had been bribery?—Well, I heard it on the night of the polling, and I read in the account of it in the journals that Pim was so close to Guinness, Guinness must have come out very heavy with the money.

26167. And when did you hear after the election that there had been bribery on the other side?—I heard it only from mere hearsay. I heard it from no authoritative person.

26168. What authority did you hear it from?—I heard no person say that Guinness bribed.

26169. When did you hear it? Did not you say after the election that it was said by some people there had been bribery on the part of the Conservatives?—I did not; I never heard it then.

26170. When did you hear it?—I heard it here in court.

26171. We are perfectly aware you heard in court that there was an election, and that there had been bribery, but did you hear it before?—I believe that I heard it before.

26172. If you do, when do you believe you did hear it?—Oh, I have no recollection.

26173. Did you hear it a day or two after the election?—I told you I did not hear of any bribery by Sir Arthur Guinness till the petition was lodged, and then I heard that there was bribery to be proved against Sir Arthur Guinness or his agents.

26174. When did you hear any mention of Mr. Foster's name made by anybody?—I think it was here, at the petition. I do not know what witness it was that first mentioned it.

26175. Do you mean to say the judge was sitting when you heard it?—The judge was sitting.

26176. And did not you hear Mr. Foster's name mentioned by anyone as engaged in bribery till the name was mentioned in court?—No.

26177. When did you first hear of the young gentleman with the glass on his eye?—Here in the court-house.

26178. Did that strike you as strange?—Well, when I heard he had a white hat it struck me as strange.

26179. Why a white hat?—Because a white hat in the middle of winter is a very remarkable thing to wear.

26180. Well, putting the white hat and the eye glass together, it struck you as remarkable?—Well, that did not strike me as remarkable, because most young men have eye glasses now whether they want them or not.

26181. Did you think you made inquiries as to who such a person could be?—I made no inquiries.

26182. Did you think it would be better for you not?—Because I was not told to do so, or asked to do so, and I heard there were lots of other people doing so.

26183. And I suppose you thought it better to let them complete their inquiries without your help?—I did.

26184. You were on the defensive, and thought you would let them find it out?—Oh, yes, I let them find it out. I wasn't employed to find it out.

26185. It is said that these young gentlemen, occupied in this way, were very much like the class of young men that you collected together, and one would think that you yourself would feel interested in ascertaining that it was not one of your friends that was engaged in this way. Did you ever ask any of the young gentlemen who were engaged with yourself whether they had been employed in this way?—No, I did not, because I knew they were not, by seeing them on the day of the election, and seeing them doing their business.

26186. Did you watch them every one? You certainly must have been an excellent general if you did?—I did not watch them every one, but I saw them all on the day of the election doing their duty.

26187. Were you certain, when you were not watching them, that they were not doing something they ought not to have done?—I certainly know that they were there the whole day, working, and acting as they ought to have done. But early in the day they had done the heaviest part of their work, for all the freemen voters came up early in the day.

26188. But many of them may have been then away?—Yes.

26189. You are very intimate, you say, with these young fellows; school-fellows and college-fellows, you say, and friends of your own?—Only from week to week.

26190. And do you mean to say that since the trial none of your young friends were speaking to you about what had taken place?—I never had the slightest suspicion that any of them would be capable of acting in that manner.

26191. We want to know something about these two young men?—What two young men?

26192. The two young men who were seen giving tickets to voters?—I never saw them giving tickets to voters, and I don't know who they were.

26193. There, now, don't be in such a hurry. Well, these friends of yours who were all so busy, whom you have been in the habit of meeting from day to day?—Some of them I did not see since.

26194. Did you ever converse with your friends, and ask them whether they knew anything of what took place on the day of the election?—I never conversed with them as to whether they handed railway tickets.

26195. Did you ever converse with them as to what had taken place; that some young men, very much like the class which you gathered together, had been seen pacing about here on the day of the election?—I don't know, sir, how you want me to answer.

26196. You know that one or two young men, of the like class as you collected together, were said to be pacing about this courthouse that day, giving tickets to voters?—Yes, I heard that.

26197. We shall call that "that subject." Did you ever speak on that subject to your young friends, whom you were in the habit of meeting?—I may have done so.

26198. That is no answer?—I will not swear that I did.

26199. Do you believe that you did?—I can't say.

26200. I do not want to hurry you; but just think

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over the probabilities of the case?—Well, I think it is more than probable I did. I will not say positively that I did not; but I may have hinted it.

26201. Do not you think it would be to the last degree improbable that you did not speak of it? Do you believe yourself that you did?—Well, I did not speak of handing railway tickets.

26202. Did you not speak to any of these young friends of yours about this subject?—I don't think I did speak to any one of them about handing railway tickets.

26203. Did you speak to any of your young friends since the trial by the judge, about what had been done, by the one young man, or two young men, giving railway tickets to voters?—I think I remember mentioning to Mr. Spencer that they wanted to make out that it was one of our fellows that handed the railway tickets. I remember it now.

26204. You have no doubt about it now?—I have no doubt about it?—a considerable doubt about it.

26205. And you have a doubt about Mr. Spencer?—I have a doubt; but I think if I spoke to any person, it was to him.

26206. Are you very intimate with him?—Yes, he entered college at the same time with me. He was in the same class, and in the same school.

26207. He was your school-fellow, and class-fellow in college?—Yes.

26208. Well, it would be likely that you should mention it to him?—Yes.

26209. Did you mention it to any of the others that were school-fellows of your own?—I don't think I did mention it to any of the others.

26210. What did he answer you when you mentioned it?—I don't think he said anything.

26211. Did he appear frightened?—No, I don't think he did.

56212. Did you ever mention it to Mr. Isdell?—I am not so intimate with Isdall.

26213. Did you see him here that day?—I told you that I saw him polling Sir Arthur Guinness and the Hon. Mr. Plunkett.

26214. Did you see him doing anything else?—I did not. I have no recollection.

26215. Do you remember seeing Mr. Connor here that day?—I remember seeing one of the Mr. Connors.

26216. Which of them?—Mr. Leslie Connor.

26217. What was he doing?—I think he was sitting on the steps, smoking.

26218. I suppose that made an impression on you?—It did; because I thought he ought to be doing something else.

26219. That was late in the day?—It was late in the day.

26220. Do you recollect seeing him in Halston-street that morning?—He was at the court-house, or I would not have seen him there.

26221. But I ask do you recollect seeing him in Halston-street?—No, I cannot.

26222. Did you see Mr. Foster there during the course of the day?—No, I can't recollect.

26223. Do you recollect seeing Mr. Hodson there that day?—I have no recollection of seeing Mr. Hodson.

26224. Had you any idea, on the day of the election, that there was anything queer going on with the freemen?—No idea whatever.

26225. You had no idea of the house in Capel-street?—No; no idea, till I heard it sworn here in court.

26226. Did you never hear any rumour of the matter before you heard it sworn?—No; I never heard any rumour about 76, Capel-street, or any other place where there was bribery going on.

26227. You never heard a rumour of anything going on there, or that any freemen had got anything for their votes?—No.

26228. You know Mr. Bradburne, I suppose?—That is Mr. Stephen Bradburne?

26229. Mr. Samuel Tudor Bradburne?—I know him by appearance.

26230. How long have you known him by appearance?—Well, I should say he has been living up in our neighbourhood for a number of years.

26231. And I suppose your acquaintance with him goes back a number of years?—Yes; I have been living up here eight or nine years. I saw him when sent on a message to him, but I never spoke to him.

26232. Your father knows him?—Yes.

26233. Well, when you say you were sent on a message to him, when did that occur?—I don't know.

26234. Was it at the election you saw him?—No; it was at the election petition. I never had anything to do with him before that.

26235. Were you ever sent to him of a message before the time of the election petition?—I may have been sent *for* him, but I never had any message to give *to* him.

26236. When were you sent to him?—I was down there—I think it was on the 26th of October, I passed the preliminary examination of the attorneys' apprentices. Well, I think I was then off and on in 47 and 48, Dame-street.

26237. You were in your own office then, in Ormond-quay?—Yes.

26238. Until the fortnight before the election, and then you came up to Dame-street?—Yes; I was not employed till the fortnight before the election, and during that period—the fortnight before the election—I think it is likely that I may have been sent for Mr. Blackburne to some room in the house, to bring him into some other room.

26239. The fortnight before the election?—Yes.

26240. I suppose you were a fortnight, on and off, in your own office, and then you were out canvassing—how long before the petition were you sent for Mr. Blackburne?—That is only a supposed case.

26241. Do you mean to say that this is only imagination; that you may have been sent or not?—I don't know.

26242. You might as well tell us that you did not do so?—I have no recollection of having done so at all, sir.

26243. Do you remember having ever been sent for Mr. Blackburne?—I would not like to swear that I was.

26244. Do not waste our time telling us what you may have done, or what you may not have done—were you sent for Mr. Blackburne?—I would not like to swear it.

26245. Did you see Mr. Blackburne during the fortnight before the election?—I don't remember that I did.

26246. Do you know Mr. Crosthwaite?—I know Mr. Crosthwaite's appearance since this inquiry has commenced.

26247. You did not know his appearance before?—I did not. I was in the Halston-street court-house the other day, when a gentleman stepped into the court, brushed against me, and begged my pardon in the most polite manner, and I asked the gentleman next me who that was. He asked me, in surprise, didn't I know who it was, and then he told me it was Mr. Davenport Crosthwaite.

26248. That is the first time you knew him by sight?—That is the first time.

26249. I suppose you know Mr. Parkinson's office, in 24, Dame-street?—That is the County Registration Office.

26250. Yes; were you ever in that office?—The day of the previous county election was the first time I went in.

26251. That was in 1865?—In 1865.

26252. You are familiar with that house since? Were you in that house at the time of the last election?—I was in two days before the election.

26253. What were you doing?—I was trying to get employment for a friend of mine, James Shannon.

26254. What sort of employment did you want to

get him?—He wanted an appointment, and I did not think I could get him on my list. He was too small.

26255. Did you get this small gentleman on your list afterwards?—I did.

26256. Did you get him on the county—on both?—I don't think I got him on the county. He was on the county before.

26257. Were you upstairs in Mr. Parkinson's office that day?—No.

26258. Were you in the office known as Mr. Wilson Johnson's?—I never was in the office of Mr. Wilson Johnson.

26259. I am sure you were not, nor anybody else. But were you ever up in the room known as his?—I never was.

26260. Were you upstairs, sir, beyond Mr. Parkinson's and Mr. Gerrard's rooms?—I was up there, after the county election, running the poll for the county.

26261. Up at the top of the house?—Yes, the top of the house.

26262. Above Mr. Parkinson's and Mr. Gerrard's offices?—Mr. Parkinson's and Mr. Gerrard's offices are, I understand, on the second floor.

26263. Did you ever see the posters of "Mr. Johnston's office" on the wall, as you were going up?—I did not remark. It was for the members of the Conservative Committee that I brought up the poll for the county.

26264. To whom were you to return the poll when you did go up there?—Mr. Harris, as well as I remember.

26265. That is he of Messrs. Ferrier and Pollock's?—I don't know; he is an old gentleman with a white tie, or cravat.

26266. Who was the other gentleman?—I think it was Mr. Price.

26267. Is that gentleman connected with the County Registration Office?—I don't know.

26268. What were they doing there?—They took the list from me, and from them I brought back word to the Kilmainham division, how the other divisions were getting on.

26269. This was on the Friday?—Saturday, I think.

26270. Saturday, was it? I am told the county election was on the Friday?—Well, I think it was on Saturday, sir, for I missed my catechetical lecture, and that was on Saturday.

26271. A very good mark. Well, you think it was on the Saturday?—I think it was on the Saturday.

26272. The first you saw were Mr. Harris and Mr. Price; and whom else did you see?—Well, there were the clerks, all checking the returns.

26273. There were Mr. Price's and Mr. Harris's rooms, and then the Registration Office—how many rooms were there?—I think there were four rooms employed in making out these returns, and the top room was the fifth room, as well as I can remember.

26274. Did you see posters upon the walls that day pointing to Mr. Johnson's office?—No; I suppose they were taken down.

26275. Can you swear that they were not there?—I cannot.

26276. Can you swear that you did not see them on the Friday, that is, the day between the day of the city election, and the day of the county election?—I was employed for the county that day, upon business, and I had been down in Halston-street and Green-street.

26277. Did you collect a body of young friends on that occasion also?—Yes, to bring in voters to the different booths in Kilmainham.

26278. Did you use the same list for both purposes?—I did not.

26279. Substantially?—No, the county did not require so many as the city.

26280. Were the persons you employed for the county upon the list for the city, or were they a new set?—I think there were some of them new, and some were on the other list.

26281. Were the majority of those employed for the county previously employed for the city election?—The best of the others were employed for the county.

26282. Were they picked men?—They were. I did not take any list of them as I had not time. I told them to come down to the office, 24, Dame-street, and I would try and get them employment.

26283. About how many did you select?—About fifteen or twenty.

36284. Were any of the gentlemen whose names you have mentioned—Mr. Isdell, Mr. Atkinson, or Mr. M'Carthy amongst them?—Mr. M'Carthy was not.

26285. Where was he?—I think he was in Kingstown because he is well known down there. I think he was there.

16286. You say there was only one day between the county election and the city election. Is that right?—Yes, I think so.

26287. I may tell you that the election for the city was on a Wednesday?—Then there were two days of difference.

26288. The city election was on Wednesday, the 18th?—I did not know that it was. I think it was on a Thursday.

26289. We may take it now as pretty certain that it occurred on a Wednesday, everybody else having sworn that it did take place on that day, and as the poll books show that it did?—Well, the county election was on a Saturday.

26290. Well, we shall take that for granted too. Have you seen Mr. Spencer frequently since the city election?—Very frequently, but I have not seen him latterly.

26291. What has become of him latterly?—He is not attending lectures and I am.

26292. He is in Dublin I suppose?—He is either in Dublin or the county of Dublin.

26293. Have you seen Mr. Isdell lately?—I have not seen him lately. He is studying I think to get a cizarship.

26294. What is the other about?—I think he is going in for his medical degree. He has either just passed his examination, or is going to pass it.

26295. Do you see Grant occasionally?—He passed his degree examination the other day, and I saw him after.

26296. Is he a medical student also?—He is, and he got his medical degree at the same time with the other.

26297. Do you recollect the circumstance of some of those young gentlemen going off to an hospital to bring down an old freeman named Butler to vote?—No.

26298. I refer to a man who had a broken leg?—I don't think that that was their duty.

26299. I ask you do you remember the circumstance? I do not.

26300. Do you know Forrest, the printer?—No.

26301. Do you remember seeing any old voter that day in Green-street upon crutches—I believe he had met with some accident? Do you remember seeing such a person driven up in a cab, and taken out by anyone?—No; I don't remember.

26302. Were you occupied that day in seeing any freemen to their booths?—I was. I think I saw as many as any other person.

26303. About how many did you see to their booths? Did you see 100 or 200, or more?—No; I don't think it is likely I saw so many. I might have seen eighty or ninety. I think that was as much as I could do, because it was tedious in getting them through the passages, as they were so much crowded.

26304. You did not look after a particular booth or letter?—Nobody did that. All had the whole place to look after, but they were placed at certain points to bring the voters in.

26305. Who placed the young gentlemen at the particular places?—I could not tell. They were placed in different positions.

NINETEENTH DAY.

December 20.

Mr. William Joseph G. White.

26306. Was it your father, or Mr. Williamson, or who was it that placed the young men?—I could not tell. I think the numbers were divided generally into twenty-five for Green-street, or about that number, and about ten for Halston-street. There were more for Green-street than for Halston-street.

26307. Supposing that there were ten in Halston-street and more in Green-street, who placed them there? I think they were arranged the day before. I think it was Mr. Williamson or my father who arranged it.

26308. Was that part of the instruction that you have described as given to the class in Green-street on the day before?—Yes; the arrangement about the two main divisions was part of the instruction the day before, and I think that the sub-divisions was an after thought on the day of the election, according as the demand for men came.

26309. Who was it that made the arrangements? Was it your father, or Mr. Williamson, or yourself? Was it you that directed certain young men in the sub-divisions to stay at certain places?—I did that at some time or other.

26310. Who did you place at the upper end of Halston-street?—I could not tell, because I might have placed ten different parties at different times of the day, according as I saw a vacancy.

26311. Now in the morning when the young men were first placed by you, who did you put at the top of Halston-street?—The only recollection I have of placing anyone was with regard to the Pursers who were sent down to the end of Little Britain-street and Capel-street.

26312. To the corner, was it?—Yes; that is the only place I remember any being placed.

26313. Do you recollect in the morning, before the confusion began—so that you could have no difficulty in remembering the circumstance, who you placed at the upper end of Halston-street?—I have no recollection.

26314. Do you remember that you did place any young man anywhere except at the corner of Britain-street and Capel-street?—I remember having placed young fellows at different places, but I do not remember their names.

26315. By whose direction did you do that?—I think I did it on my own responsibility.

26316. Was the distribution of the forces your own arrangement?—Yes, I think so.

26317. You had no instructions from your father or Mr. Williamson?—No; they may have done the same themselves.

26318. You need not say what they may have done. Did they make arrangements?—I think that they placed the two divisions, one in Halston-street and the other in Green-street, but I don't recollect.

26319. Was it arranged what number should go to Halston-street, and what number to Green-street?—Yes.

26320. Was that done here?—Yes; it was done in the court-house.

26321. By your father?—Yes; by my father and Mr. Williamson.

26322. Did Mr. Williamson come down to the court-house?—Yes, and I think Mr. Julian and Mr. Sutton came. I think the four solicitors came down. I think every person who was in the office came down. —(I mean the solicitors, but not the officials in the office.) For instance, the expense agents did not come down.

26323. But the four solicitors came down?—The four solicitors came down.

26324. Were the names on the list divided so as that the young men would have their instructions as to where they were to go on the next morning?—No; I think they picked out the men who were to be placed in Halston-street, and those who were to be in Green-street.

26325. Did they take them bodily and place them in Halston-street?—Yes, I think so.

26326. And they put the others here?—They left one division here on this side, and took the others to the other street.

26327. Was there any note made by you or your father, or by Mr. Williamson, or by anybody else, of the young men who were to be in Halston-street?—No. It was not much harm if they made a mistake if they did their business.

26328. Was there not an object in dividing them?—Only for the division of labour.

26329. Well, that is very important too?—It is.

26330. Is it your recollection that beyond that division of the young men into two bodies, your father and Mr. Williamson did not take any part in the distribution of the young men on the day of the election?—I don't think they did take any part in the distribution of the young men on the day of election.

26331. Then it was altogether your doing?—I think it was.

26332. Do you mean to say then that you cannot recollect what young men you put at the top of Halston-street?—I do not.

26333. Do you remember putting any young men at the top of Halston-street during the day?—I could not tell the names of them.

26334. It is difficult to believe that a young gentleman of your intelligence could not recollect such a matter as that?—This was a year ago.

26335. No matter for that?—And on the day after the election I don't think I could have told you the names of any party that I had sent to any place. It is now more than a year since the election.

26336. We are quite aware of that fact. Do you not recollect the name of any young men whom you placed at the top of Halston-street on that day?—No, I do not.

26337. Nor in any particular place?—No, I do not.

26338. You recollect sending down the two men whom you have spoken of to the corner of Britain-street and Capel-street?—I do. I remember that. They went off entirely then, and that is the reason I remember the circumstance.

26339. Did you never see them again?—No. That is the reason that it is fixed on my mind.

26340. How soon did you know of their departure?—They may not have gone off altogether, but I did not see them afterwards.

26341. Then it is because you did not see them afterwards that the circumstance fixes itself upon your recollection?—Yes.

26342. Do not you think that you would have been more likely to recollect the man whom you put in his proper place, and whom you afterwards saw there during the day?—He might not have gone back to that place again. I told him to go, but I was only one of themselves, and they might not have minded me. If I had seen those men in other places I should say that I would have remembered their faces.

26343. Can you give the name of anybody whom you saw that day, say between the steps of the court-house in Halston-street and North King-street?—Do you mean from the corner to the steps?

26344. Yes, in Halston-street from opposite the Temperance Hall to the corner of the street. Can you tell the name of anybody whom you saw there?—Well, I saw a good many whose names I could not tell. I think I saw Willis Connor.

26345. Tell the name of anybody else?—I think I saw the two Mr. Maffetts, who were placed there, and one of the Messrs. Forde. I don't know whether the other Forde was there or not. I think Arthur Dobbs was there, but I will not swear to any of these.

26346. We are perfectly aware of that. You are only stating to the best of your recollection?—Yes. They can tell where they were placed themselves.

26347. Tell us the name of anybody you saw at the left of the court-house in Halston-street. As I understand you the two Maffetts, and Forde and Dobbs were to the right of the court-house when you go out at Halston-street?—I think I saw them at different times during the day in Halston-street and in Green-

street, because their duty brought them from Green-street to Halston-street, and *vice versa*.

26348. Do you know the names of any of the young men whom you saw to the left of the court-house in Halston-street?—There was a great pass-way there, and two gates were thrown open. On the day of the election there was a short cut from Halston-street to Green-street, and I think the voters went that way.

26349. As you go out of the court-house from Halston-street and turn to the left, you go along a little bit of railing and then come to a blank wall?—If I turn to the left when going out at Halston-street I would go towards the old prison.

26350. Suppose you walk out of the court-house into Halston-street and turn to your left along the pavement, and then take twenty yards from the court-house steps, how many young men were stationed there on the day of the election?—I don't think they were placed there at all.

26351. Did you see them anywhere along that side of the street, between the court-house steps and the corner?—You point to a different direction now?

26352. Yes, to a different direction from the one you have described?—I did not.

26353. As I understand you, the two Maffetts, and Forde, and the other men were seen between the court-house steps and North King-street?—Yes.

26354. That is towards the right?—Yes.

26355. Suppose that you had turned to the left would you have seen others?—It was arranged where they were to go.

26356. That may be. If you recollect that you did not see them that is an answer?—My recollection is I did not see them.

26357. Did you see any young men in Green-street whose names you can specify? I do not ask about placing them, but do you remember seeing them?—I remember seeing Gough in Halston-street. That is an additional name to the others.

26358. Where did you see him?—On the steps.

26359. As you turn to the right?—Yes.

26360. On the same side with Dobbs and the others?—Yes. I think I saw a young man named Knox in Green-street.

26361. Suppose you were going out of the court-house into Green-street which side was he on? Would it be the left or the right?—He was between the railings and the court-house. Parties generally came up on cars to that spot.

26362. Do you mean the railings in front of the court-house?—Yes, in front.

26363. Immediately in front?—In the closed in place.

26364. Did you see anybody else there that you remember?—I think I saw M'Carthy there.

26365. Did you see either of the Messrs. Malley, or O'Malley there?—I remember seeing Abraham Malley, the son of Mr. Malley. I saw him on the Halston-street side, now I remember that you mention the name.

26366. Was it up to the right towards the Temperance Hall?—No, it was on the steps, neither towards the right nor the left.

26367. Do you remember seeing anybody else in Green-street except Mr. Knox or Mr. M'Carthy? Did you not see Charles Malley of the Midland line there?—I think he was on the Halston-street side also. There were a less useful class of fellows in the Halston-street side.

26368. Were the Green-street men stronger?—Yes. I think Mr. Grant was on the Green-street side.

26369. Where was he? Was he between the railings when you saw him?—I think he was in front of the railings, about the front of the court-house, between the police station and the court-house.

26370. Who else were there?—I saw one or two of the young fellows who went about with my father the whole day, for fear he would be mobbed.

26371. Who were the body-guard?—A body-guard of the Goodes, and one or two others.

26372. What is Goode?—He is a very strong fellow. He won the prize for throwing the weight in college.

26373. How many more were there with Goode?—I think he was the only one who was constantly with my father.

26374. Well, he was constantly with him?—He was following him.

26375. There was a considerable crowd there too, I suppose?—Yes, there was a good deal of elbow work to be done.

26376. Was there anybody else about the place except your own young men?—Yes, there were some gentlemen who had come down and were polled, who asked would they be of any service.

26377. Were they freemen themselves?—Yes, they were freemen who were polled. They saw the lists posted outside on the court-house pillars.

26378. The lists of what?—Of the different booths and of the numbers. If they got a voter they might bring him in.

26379. There were a considerable number of volunteers then jostling about all day?—There were.

26380. You say that Goode was the only man constantly with your father?—That is the only one I remember.

26381. But I suppose there were others from time to time also?—I could not tell.

26382. You said so at first, but you did not give the names. Is it your recollection that there were generally two or three others attending your father?—Yes, I think so, and also Mr. Williamson.

26383. Who had Mr. Williamson with him?—I don't remember.

26384. Had he a stout fellow too?—I think he had.

26385. Who do you think he was?—I don't remember.

26386. Would you know his name if the list were read out?—No; I know nearly all who are on the list.

26387. Who was it that employed Goode for the purpose of attending your father?—I had Goode's name on my list.

26388. Then you had put Goode on your original list?—Yes, I think my father selected him at my recommendation.

26389. To protect him from robbery?—From worse.

26390. What do you mean by worse?—Assault.

26391. You said he was to protect him from being robbed?—No, I said it was from being mobbed.

26392. It reached this certainly as robbed?—Well, they generally mob a person when they are going to rob him.

26393. Then the expression robbery was present to your mind?—I was anxious for my father's safety.

26394. Well, we may put it mobbed or robbed. Had your father much cash about him that day?—I don't think he had any. He had his watch.

26395. And it was to protect his watch that Goode was selected?—No, nothing of the kind.

26396. What then?—To protect his body.

26397. Was there a great collection of political opponents in Green-street that day?—Towards the end of the day there were. There were female opponents who were worse than the males.

26398. Was Goode upon duty all day?—I think he was.

26399. Was he in the morning?—Yes.

26400. Your father was here in Green-street at eight o'clock?—Before eight.

26401. At what hour?—Between half-past seven and eight.

26402. Was the selection of Goode made on the day before, when you were getting the instructions in the court-house?—I had mentioned to my father that he was a good strong fellow.

26403. When did you mention that to him?—I think on the day before.

26404. Was Goode selected on the day before?—I think he may have been picked out by my father about

NINETEENTH DAY.

December 20.

Mr. William Joseph G. White.

ten or eleven o'clock. He knew him by appearance when I pointed him out.

26405. Was he to keep people off him?—Yes, to keep people off him, or keep people out of his way, and sometimes to go before him and sometimes after him.

26406. Did you see many of the voters that day clustering about your father? I suppose he was an object of interest?—He was not.

26407. Not at all?—Not that I saw.

26408. Did any of the voters speak to you?—Decidedly they did, and I spoke to several of them, but it was when I was bringing them to their booths that I spoke to them, either in getting their names first or the numbers on their cards.

26409. Did any of them intimate to you that he hoped he would be remembered?—No.

26410. Nor nothing of that kind occurred?—No.

26411. They were all perfectly pure?—No, there was great hesitation about being polled. I came across some impure.

26412. Were they hanging back?—No, not hanging back, but there was hesitation whether they would poll or not.

26413. That is what I call hanging back, but perhaps it is a wrong expression. Were they apparently unwilling to go up to the poll?—Towards the end of the day they were, because of the intimidation, but in the early part of the day they were not. They might be hanging back ten minutes or so.

26414. Take it at ten or twenty minutes, but when you said they were hanging back and hesitating, what did you mean?—I meant that they delayed to vote. Some of them hung back with the object of having their relations to come and vote with them. For instance, a son would wait on his father to come and vote, because all the freemen wish to go and poll in a body.

26415. Did not you mean to intimate that they were hesitating because they wanted to be tempted on?—I did not.

26416. Did you understand from any freeman that he would naturally expect something?—I did not.

26417. When you said they hesitated, were they simply waiting for their friends?—Yes; waiting for their friends.

26418. Is it possible that you would call that hesitation?—I would, decidedly.

26419. And you meant nothing more than that?—Nothing more than that.

26420. You said they were not all pure in connexion with that statement?—I did not swear that.

26421. Would you mean that a man was impure because he was waiting for his friends?—I would not.

26422. Then that was not what you meant when you alluded to their hesitation? What did you mean?—I did not say I meant anything.

26423. You said they were not all pure—that you came across some who were impure?—I did not say they were not pure. I might have considered they were not.

26424. It was sworn by you, and is no doubt on the shorthand writer's notes?—Let him read his notes.

26425. Did you say when I asked if you came across any that were not pure that you did?—There were some of them very dirty.

26426. Mr. MORRIS.—That is no answer at all?—Well, there were some very dirty.

26427. Mr. LAW.—It is a pity to see an intelligent young man like you not giving his evidence fairly. It may be done in the hurry of the moment, but you should think before you answer. What did you mean when you said they were hanging back?—I should say there were some hanging back to be bribed.

26428. Of course. We understand it perfectly well. Do not think because you chose an ambiguous expression that we did not understand the real meaning. Did you observe that in many instances?—Not in many instances. In very few.

26429. Did you observe it with any person whom you were bringing to the poll?—I think there was one instance of a man that hesitated for money.

26430. For money actually?—He did not say that.

26431. What did he say or do?—He showed that he had his ticket, but he remained where he was.

26432. Did you ask him to move?—I did ask him. He did not say anything, but stayed there.

26433. Who was this man?—He was an old man, and he voted in this court-house.

26434. Who is he?—He voted in this court, and that will be some index to his name.

26435. What booth did he vote in?—In this court-house.

26436. There were a great number of booths here?—He voted in this court-house.

26437. Do not you know his name?—I do not.

26438. Did you tell your father about this man?—I did not. It was not worth my while.

26439. But did you not tell him?—I did not.

26440. Did you mention it to anybody before?—I did not mention it to any person.

26441. With the exception of this man who would not stir was there any other instance of hanging back?—I will tell you where I met this man first. There is a dressing-room close by here, and he was standing at the door, and I asked him was he a freeman, and he said he was. He showed me his card, but he said nothing until he voted.

26442. How long was it from that until he voted?—About eight or ten minutes.

26443. Did you get him to vote?—I did.

26444. What did he say during the ten minutes?—He said nothing, only that he had not voted.

26445. Did he look beseechingly at you?—No, he looked quite indifferent.

26446. Quite indifferent?—Yes, to show he would go and vote for anybody.

26447. You knew what he was at well enough?—I imagined what he was at.

26448. Was not his name on the card?—Yes, his name was on the card.

26449. Could you not tell now what it was?—No. I looked at the first letter of the name, and that was an index to me that his booth was in this court.

26450. Then you did notice one instance of hanging back?—That was the only instance in which there was a hesitation for what I considered was not waiting for friends. I met several instances of a hesitation in going to vote, but the parties were waiting until their friends would come up.

26451. I understood you to say you met several cases of parties who were not pure?—I did not say that.

26452. That is I think what you said originally?—Well, there may have been some who were not pure, but their cases do not remain fixed in my mind.

26453. Did this particular case you have mentioned make an impression on your mind?—It did.

26454. Did you not take the trouble of looking what his name was?—I looked at his name first, and then referred to my list, and I found that his booth was in this court-house. When he let me see the card, he pulled it back again. They were all careful about them.

26455. Did you not make a note of his name?—No.

26456. Did you put a mark on your list?—I had no list with the names on it. I had only the initial letters, but the booths were numbered from 1 to 70, and so on. A certain number would be polled in this court, and that would be from A to C. In the other court-house the letters might be from C to D.

26457. About what hour in the day was this exceptional instance discovered? When did you find this man hanging back?—It was early in the day, because there was a great deal of business going on at the time.

26458. About what time?—It was about half-past nine.

26459. Did he poll within ten minutes, or a quarter of an hour from the time you saw him?—He did.

26460. You brought him in yourself?—Yes.

26461. How did you get him in?—I shoved him in.

26462. Did you tell him to go in, and it would be all right with him?—I did not.

26463. He seems to have been very easily got in then?—He was an old man, and he was very easily shoved in.

26464. Did you put him in against his will?—I don't know. The inspector asked his name, and I suppose he gave it to him.

26465. Did you wait to see if he voted the right way?—No; I went away when he told his name.

26466. Did he shout out his name?—No; he gave it to the inspector.

26467. Did you not wait to see if he voted the right way?—I did not, because I thought he would vote for us.

26468. Did you know he was going to vote for you?—No.

26469. Did you think it?—I was nearly sure he would.

26470. When you gave him the push in you went away?—I had a very good push from the door to the inside of the court.

26471. Was he struggling with you?—No; he seemed very willing to go, but that was after some time.

26472. You must have administered some stimulant to him to get him to go?—No.

26473. Were you ten minutes struggling with him? Not more than half a minute from the time he showed an inclination to go.

26474. What was the first indication of a willingness to go?—A step forward I suppose.

26475. Had you been with him ten minutes before that?—I was with him eight or ten minutes. The time may have appeared longer than it was.

26476. And you swear that he did not say a word?—He said nothing but show me the card.

26477. For the whole ten minutes did he say nothing?—Except when he came in he gave his name.

26478. For the rest of the ten minutes were you talking to him?—I was, decidedly.

26479. What were you telling him?—I was asking him to come in.

26480. You did not say "Come in, come in" for the whole of the ten minutes?—I told him that he should come in.

26481. You did not leave him?—No; I did not.

26482. You did not quit him at all? How did you prevail upon him at last to vote?—He showed symptoms of going in, and I followed up those symptoms, and shoved him in.

26483. What were you saying for the whole of the ten minutes?—I could not say what I was saying or doing. I did not mention anything like that it would be better for him to vote.

26484. What were you saying to him for the ten minutes?—I was persuading him to come in.

26485. Tell us what you were saying to him?—I don't know.

26486. You know very well what your topics of persuasion were?—I do not. I had no topics of persuasion.

26487. Were you trying to coax him in before you shoved him in?—I first tried gentle means.

26488. Now what were the gentle means?—I asked him first to come in, and then when he showed the slightest symptoms of going I shoved him in.

26489. Did you say he would confer a great favour on yourself?—He did not know me.

26490. When you requested him as a favour to come in and vote, what grounds did you put forward? He might have said "I don't know you," perhaps?—He was a freeman, and I considered it part of my duty to poll him. That is the whole of it now.

26491. We want to know the gentle means you took to persuade him?—I asked him to come in.

26492. You said more surely than merely ask him to "Come in"?—He would not tell me anything. He showed me his card. It is very hard to speak to a person when he says nothing to you.

26493. We can understand the difficulty of the position when he would not say a word to you, and only showed his card?—He had it in his pocket, and showed it to me from his pocket, but held it there.

26494. Did he wink at you?—No.

26495. Did he put the card back in his pocket when he showed it to you?—He did.

26496. And he stayed where he was?—Yes, and I stayed with him.

26497. Was it then you were using gentler means?—Persuasive means.

26498. How did you try to persuade him?—I wanted him to come in.

26499. He did not know you, and you had no right, as a favour to you, to ask him to come in?—He saw me with a card in my hand, and he saw the register of freemen likewise.

26500. Did you exhort him on broad political grounds to come in?—I did not.

26501. What grounds did you take then to persuade him?—He was a freeman, and he showed me the ticket with the names of the persons for whom he intended to vote on it.

26502. When he showed a queer reluctance to go on, how did you endeavour to move him before you took to pushing him?—I showed him the way to go.

26503. That was not persuasion?—It was a kind of persuasion, for he might have gone in and voted for the other side. I might have got him in to see the place he was to vote.

26504. Cannot you tell what you said?—I could not. It would be impossible for me to say, for I polled about eighty people that day.

26505. But this was a remarkable thing, because this was the only instance of impurity that you said you saw that day?—I did not say he was impure, but his thoughts were impure.

26506. No doubt it naturally impressed you as a curious instance of freeman depravity?—I may as well tell you that I met two others over in Halston-street, and I think they had voted. They said they would not vote at all, and walked away.

26507. Do not you know that whatever they said or did was to induce you to give them money?—I suppose if I had been giving money I would have given it to them.

26508. Is not that what you mean by representing that these men would be coming up to you and walking away again—that they wanted to be paid?—When I found that they had voted I left them there.

26509. I am not inquiring into your conduct, but was not the impression produced upon you by these men when they came up and walked away that they wanted to get money?—Well, I think they were fooling me; I think they voted for the opposite side to us.

26510. And what did they come to you for?—Wasting my time.

26511. Why did they come to you?—To waste my time and delay me.

26512. Did they say that they wanted to vote?—They did not.

26513. Did they show you a ticket?—They did.

26514. I thought you said that they told you they had voted?—I found that out.

26515. Did they show you a ticket with "Guinness and Plunkett?"—They did.

26516. When these men came up to you and showed you this ticket and walked away again, was the impression left on your mind that they wanted to be paid for their vote?—The impression left on my mind was that they wanted to be paid for their vote; but when I found out that they had voted for the opposite side——

26517. You came to a different conclusion?—I came to a different conclusion.

26518. You thought, then, that they wanted to be paid for having voted?—That they wanted to be paid

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for having voted; and the conclusion I came to was that they were trying to idle my time, and they succeeded.

26519. Did you know a man named Bloxham, who was an officer in the Registration Office?—I may know him by appearance, but I have no recollection of him.

26520. A tall man?—Is he in court?

[*Arthur Bloxham* was called and came forward, and the witness having looked at him said]—

26521. No, I have no recollection of that man's appearance.

26522. Did you see that man?—I do see him.

26523. But did you see him on the day of the election?—No, I did not.

26524. Were you speaking to him?—I was not.

26525. Were you speaking to him on any occasion about any difficulty you had in getting the freemen to come up?—No, sir.

26526. You never mentioned anything of the kind to him?—No, sir, I never spoke to that man in my life, to the best of my recollection.

26527. Now, with the exception of this stiff old man in the court-house, and the two men in Halston-street, were there any other cases?—Well, there was another instance in which a man ran away and brought me into a public-house and wanted me to drink something, but I left him there, and I afterwards found out that he was not a freeman.

26528. He was not a freeman?—He is a factor up here.

26529. Are those the only instances where you were led to believe by anything that passed, either word or act, that freemen were expecting money for their votes?—Yes.

26530. Those three cases?—There were two cases that were regular schemes to idle my time and to idle other fellows, because there were three or four after one man trying to get him to vote and he was not a freeman.

26531. Then, if we exclude those two men in Halston-street, who you think after all wanted to idle your time, the old man is the only instance of impurity?—Yes, I know that he voted for Guinness and Plunkett. I waited at the door to hear him vote. I said that I went away, but I waited at the door.

26532. Did you hear from any of your young friends who were engaged in bringing in freemen to the poll that they found any similar cases of reluctance?—No, on the contrary, I met no reluctance, and they said that they were a great deal better than the county.

26533. Then any that you spoke to appeared to have brought up their voters with more facility than you did; they did not meet with the old man that stayed ten minutes with you?—It is more than probable that if they had met with him they would have left him.

26534. Do you think you would remember the name of that sturdy old man if you saw it?—No, sir, I would not; I can tell you that he polled in this court, and that would be an index to two letters.

26535. Do you know at what hour he polled?—I told you, sir, it was about half past nine to the best of my recollection.

26536. Now, you told us that you were talking to those young men who were occupied on the county and that they all agreed that the people here polled better than the county?—They polled more willingly than the people in the (*answer unfinished*).

26537. Did any of them ever say that they heard any reason why they polled very willingly?—No, the people here were of a class lower, I think, than the county people and the county people were more independent.

26538. Sturdier fellows?—No, they seemed to think that they could do it themselves and the consequence was that they generally got lost.

26539. But these people were more helplesss and more willing to ——?—Yes, to put themselves under our protection, and they had not got such a great opinion of themselves.

26540. They were easier managed?—They were easier managed.

26541. Except that old fellow at the dressing-room door?—Well, I managed him.

26542. Mr. TANDY.—Now, you told us of two men whose movements appeared rather suspicious in Halston-street?—Yes.

26543. They walked away from you when you used to go up to them. Is that what they did?—Yes.

26544. You afterwards ascertained that they had voted?—I did.

26545. Did they say anything to you that made you believe that they wanted money?—No, but their actions led me to suspect that they did want money till I found out after several attempts—I suppose about five minutes I tried to poll them, and then I went up to the Temperance Hall—there were rooms over there—and they told me that they had voted and voted for Pim and Corrigan, at least one of them; and then I was led to suspect that the other was a chum of his.

26546. You did not know till you went up to the Temperance Hall that the other had voted?—I did not know that they had voted; they led me to suspect that they had not voted because they showed me a card of Guinness and Plunkett—a blue card.

26547. You brought up a good many people yourself to poll that day?—I did.

26548. And you were busy also as a runner?—During the intervals I was busy.

26549. Now you were occupied with those two employments that day; did you at all in the course of the day, when you were not able to go up to the polling booth with any voter, refer him to any other young man to bring him in?—I do not understand you.

26550. Did you at any time refer any of the persons coming to the poll to any other young man to bring him in?—I might have referred him if I met two voters and brought them both in to the door of the court-house from Little Britain-street; I might hand one of them over to one of the fellows that were doing nothing on the steps of the court-house, and poll the other myself.

26551. Do you recollect handing over any voters that way?—I recollect having done so.

26552. Can you recollect any person to whom you handed them over?—Oh I could not.

26553. Now try and recollect; you have told us those who were in Halston-street; can you recollect the names of any of those to whom you handed them over?—It might have been a Green-street person, and that was not my street.

26554. I am talking about the Halston-street entrance; did you hand over any of the voters to any of the other young men in Halston-street?—In Halston-street, to the best of my remembrance, I did not.

26555. Will you swear you did not?—I won't swear that I did not.

26556. Are you not quite certain that you did?—I am not quite certain that I did.

26557. Which do you believe—that you did or did not?—Well, there is a greater probability of my having handed them over in Green-street than in Halston-street.

26558. I am not asking you that; do you believe that you handed over any in Halston-street?—Well, I do not believe I did.

26559. Did you see Campbell at all that day in Halston-street?—I did not see him in Halston-street; but I saw him in the passage I was telling you about.

26560. What passage?—Between Halston-street and Green-street.

26561. And you did not see him in Halston-street at all that day?—I did not see him in Halston-street; it was in the passage between Halston-street and Green-street that I saw him twice, at different periods.

26562. Did you not see him in the entrance of the court-house, in Halston-street, on the day of the election?—Not to my remembrance.

26563. Because he was there all day?—Not that I know.

26564. You do not know?—No; I only saw him twice.

26565. That day?—He was in the passage between Halston-street and Green-street, and it was through that passage that we used generally bring voters to the Temperance Hall.

26566. And was it in that passage that you saw Campbell upon both occasions on that day?—It was, sir.

26567. And you have no recollection of having seen him at any place else that day?—I have no recollection of having seen him at any place else that day.

26568. Either Halston-street or Green-street?—Either Halston-street or Green-street.

26569. Was not this his proper place?—I do not know.

26570. Where would his business have naturally brought him to?—I do not know that he had any business; I knew his appearance from going out with him to Finglas one night—drove out with him.

26571. Did you not know his appearance perfectly?—I did, from that circumstance.

26572. Did you not know perfectly well he was employed about the election?—Yes; I did not know his appearance, or that he was employed about the election, until I drove out with him that time to Finglas, to Tolka-bridge.

26573. When was that?—That was the day before the nomination; I think it was on Sunday evening.

26574. Where was it you drove out on that occasion?—It was out to a gentleman's house, next to Mr. Bailey's.

26575. Was it about the election?—Well, I believe something about the nomination.

26576. Mr. MORRIS.—Was that Dr. Duncan's house?—Oh no, sir; it is at the opposite side of the bridge. There are two Mr. Baileys there, the old gentleman and the son.

26577. Mr. TANDY.—You know Mr. James Isdell?—Yes.

26578. Was he employed at the election?—Yes, for a short time, or, very likely at that time, I think, he was going to Australia.

26579. Do you recollect whether he had gone to Australia at that time or not?—I do not.

26580. What is your belief: was he employed at the election or not?—I think he was not employed at the election; I think he was away before the election.

26581. Did any of the young men that were on your list, or on the list of young men to your knowledge or belief, attend the Richmond hospital?—I do not know, sir—no.

26582. Did you ever hear?—It was Stevens's hospital I think I mentioned.

26583. Did you ever hear that any of those gentlemen attended the Richmond?—No, sir.

26584. Never?—I did not.

26585. Do you know where the Richmond hospital is?—I do.

26586. Did you ever hear whether any of the young gentlemen, medical students employed in Green-street or Halston-street that day, attended the Richmond hospital?—I do not know; I never heard.

26587. Did you ever hear?—No, sir.

26588. What became of the list of young gentlemen that you had?—Well, I kept it in my pocket till I thought they were all paid; I asked them whenever I met them had they been paid, and according as they said they had, I scratched them off my list; and when no one remained that had not been paid, I destroyed the list or lost it—used it as waste paper.

26589. How soon after the election was it that you used it as waste paper?—Well, I should say it was not till about a month after the election or three weeks, because they were a long while getting paid off.

26590. How long was it before the hearing of the election petition?—Oh, I have no idea.

26391. About how long before?—Oh, I have no idea.

26592. You recollect the time of the election petition?—Well; the election petition was about a week after the election.

26593. I mean the hearing of it?—Oh, it was decidedly long before the hearing of the petition.

26594. You know Mr. Hall, do you not?—By appearance.

26595. Did you ever speak to him?—I did not.

26596. In your life?—In my life.

26597. Do you know where he lives?—I knew where he did live.

26598. Where was that?—It was in a house next to the house that was burned in Nelson-street.

26599. Did you ever know Mr. Hall that lives in Seville-place?—I never knew Mr. Hall that lives in Seville-place.

26600. It is the same man I believe—now, what was the Christian name of the man that you are speaking of?—I do not know his Christian name.

26601. You never heard?—I believe I read it in the paper this morning, but I do not remember the name now. It was Henry—Henry or George.

26602. Was it you that selected the medical students yourself?—I did not select medical students; they were not medical students. There were some medical students, but by no means the greater part of them.

26603. Did you select them yourself—was it from your own knowledge, or where did you get the means for selecting them?—Merely from my own knowledge, and some were recommended. I had a large list of nearly seventy, and I picked out those.

26604. Did you see Mr. Foster at the time of the hearing of the election petition before Judge Keogh?—I did not see Mr. Foster.

26605. Did you hear that he was in town about that time?—I heard since that he was in town.

26606. When did you first hear it?—Since this inquiry commenced.

26607. Not till then?—Not till then.

26608. Never heard it?—Never heard it.

26609. Can you tell me whether that is an accurate copy, so far as you know, of your list?—I do not think it is. There is only one Mr. Connor mentioned there, and I think there were two.

26610. Will you just look at that and tell me, if you please, are all the young men that were upon your list upon that list? (*List handed to witness.*)—There is a C. Isdall here that I never heard of.

26611. Read that over and tell me were there any young men upon your list whose names do not appear there?—Well, there is V. Isdell, I suppose C. is meant for that.

26612. Just read the rest?—But I do not know Mr. Cockburn at all.

26613. I am not asking you that, but just read the list and tell me, upon your oath, whether there were any young men upon the list which you had whose names do not appear upon that list?—Willis Connor's name is not down here. He is a brother of Mr. Connor.

26614. Are there any other names?—There are some names here that I never heard of before.

26615. I am not asking you that?—There is my own name put down here, and I was not a special tally agent.

26616. I am not asking you that either—upon your oath, were there any names upon your list that do not appear upon that list?—I do not know that there were.

26617. Will you swear that there were not, with the exception of Willis Connor?—My original list was very much changed the day I brought it down there, because some of the fellows that I had on the list did not attend, and there was consequently a large number of them struck out, so that I would not swear that; one of those fellows that I had on that list may have escaped being on this list.

26618. On your oath did any of the young men whose names were down upon your list, and which list you have destroyed?—I did not destroy it; I may have lost it.

26619. Did any of the young men whose names

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were down on that list attend at Halston-street or Green-street on the day of the election, whose names do not appear upon that in your hand?—There is a man that I mentioned to you before, Mr. Gough. I do not see his name down in this list.

26620. There is Gough, and there is Willis Connor?—Yes.

26621. Are there any more?—I think there were two Mr. Goodes; there is only one of them down here.

26622. Are there any more?—I am not sure about that though.

26623. Are there any more?—There was a J. Forde. There is a G. Forde here; they are both brothers. I do not know whether Mr. Stevenson's brother was on the list or not.

26624. Those are the only ones whose names you do not see there, whom you recollect as being on your own list?—Yes, sir; there is Charley Malley. I think he was down on that list.

26625. And he is not there?—And he is not here.

26626. Are there any more?—Oh yes, there are; there are two Mr. Mahons.

26627. They were down on your list?—They were down on my list, and were down here on the day.

26628. What are they?—They were those tally agents.

26629. Were they medical students?—No.

26630. Neither of them?—Neither of them.

26631. Now, do you recollect any more?—Well, I do not think I can see any more. The Mahons just entered my head. Oh yes, here is B. Mahon, and that is the man I was talking about, but I think he had a brother, and I do not see his name. I think there was an F. Ferguson on my list; there is a J. B. Ferguson. I think there was an F. Ferguson.

26632. Mr. LAW.—Was he a medical student?—No; he is in the civil service.

26633. Mr. TANDY.—You were frequently in Halston-street and Green-street; now, did you remark any person with a glass in his eye walking as it were upon a kind of beat between Halston-street court-house door, and either the market or top end of Halston-street?—I did not.

26634. You did not?—No.

26635. Was there any person particularly selected as one to whom a person wanting to vote would be referred that day?—Wanting to vote?

26636. Or saying that he wanted to vote?—And that had not got their cards?

26637. I do not know about that?—If they lost their card they could get a copy of it from the Temperance Hall.

26638. You understand very well what I mean; if there was a gentleman who was rather reluctant, like your friend that you pushed, and if he said that he wanted to vote—a person of that class—was there any person to whom he would be referred?—No, sir, not to my knowledge.

26639. Not to your knowledge?—Not to my knowledge.

26640. Did you ever hear of any sign of recognition, or any token in the way of taking a pinch of snuff or offering a pinch of snuff that day?—No, sir.

26641. You never heard of that in your life?—Well, I read it in the newspaper this morning; and I was most surprised, because Mr. Williamson generally takes a pinch of snuff from my father, but I do not think I ever saw him carry snuff himself.

26642. Do you swear positively that you did not see Mr. Hall that day?—I did not see him that day

26643. Why is it that you have such a distinct recollection that you did not see him that day?—I may have seen him.

26644. Are you certain you did not see him in Halston-street that day?—I may have seen him, but I am certain I never spoke to him.

26645. I am not asking you whether you spoke to him or not, but will you swear that you did not see him in Halston-street or Green-street that day?—I will swear that I did not see him. I may have passed him by, but I did not recognise him.

56646. You did not know him, and therefore you never recognised him, but did you see him that day in Halston-street or Green-street—Mr. Hall?—There were some people that told me that they saw me very busy, and that I looked at them and never knew them.

26647. Have you the slightest recollection of seeing him?—I have not the slightest recollection of having seen the Hall I mean in Capel-street that day.

26648. What Hall do you mean?—The Hall that used to go to the same church that I did.

26649. Do you recollect having seen anyone called Hall, either in Halston-street or Green-street that day?—No.

26650. Mr. MORRIS.—Just one or two questions; Mr. Sutton, Mr. Julian, Mr. White, and Mr. Williamson came down, as I understand, the day before the election, to arrange the parts of those young gentlemen—did they not?—To show them their business for the next day.

26651. Now had they any list then?—They had a list; as you mention that to me I think they had taken down a list of the fellows that answered to their names in the committee-rooms.

26652. They had a list before then; did that contain the names of all the young men that were selected for that purpose?—They answered to their names in Dame-street.

26653. Where is that list?—That is their list and it is not mine.

26654. Where is it?—I do not know.

26655. You do not know where it is?—No, sir.

26656. Was it in a book or was it on paper?—It was a book I think; they did not take it from my list; they took it from the list of men that answered their names.

26657. I understand perfectly well; they had a list of those young men that answered to their names. Now what I want to ask you is this. Can you recollect whether on the next morning, that is the morning of the election, you saw all the young men there that were included in that list?—In this list? (*referring to list in his hand*).

26658. No, in the list that Mr. Sutton, Mr. Julian, Mr. White, and Mr. Williamson settled the night before?—I cannot recollect that. There was one fellow's name on that list that I did not see, and I caused his name to be scratched off. I believe he was rather afraid of coming down.

26659. What was his name?—I think it is Hamilton.

26660. How many names were there in Mr. Sutton's and Mr. Julian's list that was prepared the night before?—I should say between thirty-five and forty.

26661. Did you see all those thirty-five or forty the next day, the day of the election?—On the morning of the election about half-past seven I came down here outside, and I saw them all there on the opposite side of Halston-street, or rather I recognized only one as being absent. We adopted a safer course in the county and called the names; but we did not call the names in the city.

26662. Were you on speaking terms with those thirty-five or forty gentlemen?—I was on speaking terms with the majority of them.

26663. Can you undertake to say that you saw all those young men whose names were entered in Mr. Sutton's and Mr. Julian's lists the night before—can you say that you saw them all or had an opportunity of seeing them all next day?—I certainly had lots of opportunities of seeing them.

26664. Did you see them all?—With the exception of the one that I did not see. I do not think I saw any others (*sic.*)

26665. How many gentlemen were brothers on that list—that was finally settled by Mr. Julian and Mr. Sutton?—I think there were the two Maddens, and the two Goodes, and the two Connors.

26666. And the Isdells?—And the two Isdells.

26667. And none of those are medical students?—

Isdell was a medical student. And there was another man Mr. Law asked me about; he was a medical student—C. Ball.

26668. Mr. LAW.—What is his name—Charles?—Charles Ball; he was a medical student.

26669. Who is he?—He was a son of the late Robert Ball.

26670. Mr. MORRIS.—Now can you undertake to say, Mr. White, if any of those young gentlemen whom you saw in the morning wore a glass in his eye—can you undertake to say if any of those young gentlemen or many of them, or two or three of them wore glasses in their eyes?—I do not remember having seen any with a glass in his eye.

26671. Can you undertake to swear that none of them wore a glass in his eye?—I would undertake to swear that none of them had a glass in his eye that was on my list.

26672. Positively?—I would.

26673. Now may I ask you this; you had a great deal to do throughout the day; were you in conversation with anyone with a glass in his eye that day?—I was not.

26674. Will you take on yourself to swear that?—I would.

26675. Now recollect?—With a glass in his eye?

26676. Yes?—With spectacles on, I might.

26677. I am not asking about that; you understand perfectly well?—Yes; I do understand what you mean. I would take on myself to swear that I did not speak to any person with a glass in his eye.

26678. You take on yourself that?—Yes.

26679. Now, if it was sworn positively that you had been seen in conversation with a young man with a glass in his eye, would that be true or false?—It would be false.

26680. You positively swear that?—I do, sir.

26681. When did you hear first about the young man being seen with the glass in his eye?—Well, I do not remember. I have no recollection, I think, except this inquiry first. I did not hear it mentioned that day at the petition.

26682. You did not?—No.

26683. When did you first hear of the railway tickets?—In Mr. Heron's statement.

26684. Positively, that was the first?—That was the first time.

26685. Now were not you frequently in your office, and did not you hear all about this before the trial?—There was no kind of election petition business done in our office, No. 13, Upper Ormond-quay.

26686. It was done entirely in Abbey-street?—In Abbey-street—yes.

26687. And you positively swear that you heard nothing about this transaction before the trial?—Yes.

26688. Did you see the bill of particulars before the trial?—I did not. I saw no document at all; the only document I saw when I was one night in the election petition rooms in Abbey-street, and I saw the briefs. I saw the parchment on the back of the briefs being filled up.

26689. It is rather a strong thing to say that you will take on youself to positively swear that you spoke to no one with a glass in his eye that day?—I will swear it.

26690. You will swear it?—I will.

26691. You distinctly abide by that?—Yes.

26692. Mr. LAW.—I thought you were of opinion that most young men wore them?—They do not require them, sir.

26693. I thought you said that most young men did wear glasses? That was your observation?—Most young men wear glasses, but they do not require them.

26694. Does that enable you to say that possibly one of those young men that you spoke to that day had a glass?—If a man wore a glass in his eye in Grafton-street, it would be a different thing from wearing it in the middle of a mob in Green-street.

26695. I thought there was not a mob there?—A mob that day! then you were not there.

26696. But it is your opinion that most young men wear glasses?—I said that many young men wear glasses?—I said that many young men wear glasses and do not require them.

26697. But most young men you said?—Well, most young men at the present day wear glasses and they do not require them.

26698. Then if most young men wear glasses in the present day, was it so in the year 1868?—They were not so common then, in 1868, as they are now. They are getting worse every day.

26699. And that is the way you account for it, when you state that most young men wear glasses in the present day, you mean in the present year, not last year? Now, Mr. White, do not let yourself be led into a thing of this kind. When you answered me some time ago, in answer to another question, did you not say that most young men wear glasses?—Well, if there was an election last November, I think it would be more probable that I should have spoken to a person with a glass in his eye than this election.

26700. You told this gentleman (Mr. Morris) that you positively did not on that day speak to anyone with a glass in his eye?—Well, I did not.

26701. Did you see any person called Hall—whether your Mr. Hall or any other Hall—employed a day or two afterwards at the county election?—I do not remember.

26702. Now, I take it to be your own man. Did you see any Mr. Hall, that you recognised as the Mr. Hall you had seen before, employed on the county election?—I have no recollection.

26703. Did you see the man that used to live in Nelson-street?—I think he came out and voted in the county.

26704. Did you see him on that day in the county—at Kilmainham?—At Kilmainham—I did see him in Kilmainham that day.

26705. That is the man we are asking about, whether you saw him in church or not is not material. Did you see that man whom you saw at Kilmainham the day of the county election, here on the day of the city election?—No, sir.

26706. Will you swear that?—I will swear.

26707. I suppose you were very much up and down Halston-street in the course of the day, and if he had been there two or three hours walking up and down you could hardly avoid seeing him?—Oh, I think it is very probable that I might not have seen him, because there was a very great crowd, especially in Halston-street.

26708. Not all day?—The whole day.

26709. Was there a crowd there at nine in the morning?—No, sir, but from twelve out.

26710. But I am not talking of from twelve?—But I was not in Halston-street at that time? I was more in Capel-street and Britain-street and Green-street.

26711. Were you back and forwards in Halston-street?—I was; I handed over all the men that were to go to the Halston-street side to fellows that were at the door, and went back again.

26712. Did you hear of any other young men being employed in or about election work, besides the young men that were upon your list?—Yes; there were young men on the opposite side engaged similarly, towards the close of the day.

26713. But did you hear of any other young men that were not appointed or written on your list, being employed that day?—On our side?

26714. On your side I am speaking of?—Well, I did not.

26715. You did not?—I did not; except the clerks in their booths, and the clerks that were as agents upon the top of the Temperance Hall. I saw them through a glass window. There were twenty-five or thirty of them there.

26716. Do I understand you to say, that you did not hear of any young men being employed for the

NINETEENTH DAY.

December 20.

Mr. William Joseph G. White.

purpose of tally agency or otherwise, except those men that were on your list as employed, or in the Temperance Hall. Did you hear of any other young men being employed about there except your friends?—I did not.

26717. Can you give us a list at your leisure of all the young men that you had on your list, and that were employed here that day?—Without the aid of this paper, sir? (*Referring to the list in his hand.*)

26718. Without the aid of that paper?—Well, I shall be able to give you a good number of them, but I shall not be able to give you an entire list of them.

26719. Be good enough to give us the names of as many as you can, by to-morrow morning?—Very well, sir.

[*William John Campbell* was here recalled and confronted with the witness.]

26720. Mr. LAW (to *Campbell*).—Is this the young Mr. White that you say you saw on the morning of the election going back and forwards between his father and Mr. Williamson on the one side, and one or other of these young men on the other?—In the morning, and during the day.

26721. Is he the same?—He is the very same. I know him very well, because the night before the nomination I went out to Mr. Tickell's of Finglas in a cab, for a purpose. Mr. White sent me out for—and he came along with me.

26722. There is no doubt that is the gentleman?—Oh, I have no doubt about him at all. That is the gentleman.

26723. Did you see him speaking to the gentleman with the glass in his eye?—Yes, and several other young gentlemen round about; and he went to the young gentleman from his father, and back again to the father and Mr. Williamson, because they remained altogether in the centre of the street.

26724. (*To witness*).—Now, Mr. White, does that recall it to your recollection?—No, sir, it does not.

26725. You are still certain that you did not speak to this man with the glass in his eye?—I am now more certain, since he has said that I was sent from my father to the man with the glass in his eye.

[*William J. Campbell.*—I did not say that he was sent. I said he went from one to the other; that he had communication.]

26726. Mr. LAW (*to witness*).—Are you still certain that you did not speak to any young gentleman that day with a glass in his eye?—I am.

26727. Or a glass hanging down, that was not at that moment in his eye?—He might have had a glass underneath his coat.

26728. I am not speaking of underneath his coat?—I did not see any glass or any sign of a glass.

26729. You did not speak to any gentleman with a glass, whether he had it in his eye or not; is that your evidence?—It is.

26730. Mr. TANDY (*to William J. Campbell*).—Can you give any other description of the gentleman with the glass in his eye, to endeavour to bring it to Mr. White's recollection?—*William J. Campbell.*—The first was as tall as Mr. White is—Mr. White has grown very much since—and the other was the size Mr. White was at that time, and he was slight, with fairish hair, a great deal fairer than Mr. White's, and I thought them brothers. I never saw them before or since, except once, in the passage going up to the North Dublin Union.

26731. Mr. TANDY.—Do you know anything of the list that Mr. White has spoken of, that was made of those young men told off for special duty?—*William J. Campbell.*—I know nothing about it, except that on the 2nd of January last I went into the office, and Mr. Hodson said Mr. White and Mr. Williamson had been there in the top room, where the books were put, and that he found afterwards a lot of burned papers, and that he considered they were after burning them themselves.

26732. Mr. TANDY.—You never saw a book containing a list of those young men?—*William J. Campbell.*—Oh, I knew nothing at all about it.

Mr. TANDY (*to witness*).—Now, Mr. White, you have heard the evidence given by Mr. Campbell, and do you believe that that evidence is not true with reference to your speaking to a young gentleman such as he has described, with a glass in his eye, and corresponding with the other descriptions he has given; do you state now upon your oath, that the statement made by Mr. Campbell is not true?—I do.

26733. Mr. MORRIS.—Had any young man of that description a communication with you?—No.

[*William J. Campbell.*—I can only state gentlemen, that I have told the truth; it would not be my interest to do otherwise.]

26734. Mr. LAW (*to witness*).—Be good enough, Mr. White, to give us that list as perfect as you can to-morrow?—I shall, sir, as perfect as I can. Can I go and find out from the different fellows.

TWENTIETH DAY.

December 21.

Mrs. Susan Caroline Hall.

TWENTIETH DAY.

TUESDAY, DECEMBER 21, 1869.

Mrs. *Susan Caroline Hall* sworn and examined.

26735. Mr. LAW.—Where do you live?—In No. 12, Seville-place.

26736. Of whom does your family consist?—I have a great many children.

26737. You have a son and daughter who live with you?—My son does not live with me, but my daughter does.

26738. What is your daughter's name?—Caroline.

26739. What is the name of your son?—Henry George Hall.

26740. Where does he live?—That is more than I can tell—he is not at home at present.

26741. How long is it since he left home?—The latter end of September, but my memory is very defective, and has been so for years. I think it was in the latter end of September.

26742. Where did he go to?—To London.

26743. I presume you have heard from him frequently?—I have heard from him, but not lately.

26744. When did you hear last?—I think it is within the month.

26745. Do you mean that it was in September?—I cannot say whether it was December or September—it is about a month.

26746. Are you certain he left home so far back as September?—I am perfectly certain of that.

26747. Why did he leave home?—Upon professional business.

26748. What is his profession?—A surgeon—a medical man.

26749. Has he got any appointment?—Not to my knowledge.

26750. Is he looking for any?—No.

26751. Why did he go?—To pass an examination, and he did pass.

26752. In what school of medicine?—He went to pass an examination for the Indian medical service.

26753. Where was that examination held?—Indeed I cannot tell.

26754. But you heard from him that he had passed the examination?—I did.

26755. When was that?—I think it must have been in August.

26756. That would be before he left home?—He returned after that, and remained for a short time, and went away again—perhaps three weeks.

26757. When he left you in September, for what purpose did he go to London?—He was going, I suppose, to get into some establishment, what shall I call it? to be made proficient in his business.

26758. Was he going to attend any of the hospitals?—He was going to attend hospital.

26759. What hospital is he attending?—He was then attending no hospital, when I heard from him, what he did not say.

26760. When did you hear?—His last letter was dated "London"—that was about three weeks ago or a month.

26761. Do I understand you to say that in writing to you he did not give you any address but "London?"—He did not.

26762. Did you not think that strange?—He told me not to write to him till I should hear from him again.

26763. Was he in the habit of giving you a vague address of that kind—did he ever do that before?—He did it before upon one occasion—I cannot say upon what occasion, and I reprimanded him.

26764. Have you written to him since you had that letter?—No, I have not.

26765. Did he give you any direction as to where letters might be sent to him?—He did not, but he said he might be going to the south of England.

26766. Has he any relatives there?—No, but acquaintances—medical acquaintances.

26767. You do not know them yourself, but you heard him speak of them?—I think he knows a Doctor Pound.

26768. Where does he reside?—I really do not know, but he lives in England some place.

26769. Did you not hear from your son where Dr. Pound resided?—No; I don't know, and I have not asked it.

26770. Did you ask him?—I never did. I might have asked Dr. Pound if I wished.

26771. Has he any relatives in London?—He has a cousin, but he does not know him—he never spoke to him.

26772. What is his name?—His name is Fry.

26773. When your son went before to London where did he stay?—I think he stopped at Charing-cross hotel; really I cannot tell, but so far as I know it was there he stopped.

26774. How many letters had you from him since he went away in September?—I cannot say.

26775. Four or five?—Perhaps I have had three.

26776. And I suppose he has written also to his sister?—That I cannot say. They, any of my sons, are not in the habit of corresponding with anyone but myself. I daresay she may have had one or two letters from him.

26777. At all events you have had letters from him?—I have had.

26778. Have you any of those letters?—I have not, they are perfect nuisances, and we destroyed them. They used to lie upon the dressing-table for a day or two, then I threw them away—sometimes I used to burn them.

26779. When did you last destroy a letter of your son's?—I cannot tell.

26780. Did you destroy a letter within the last week?—I did not. Upon Sunday I was writing, and every useless paper I tore up.

26781. Did you within this last week destroy a letter written by your son?—It is probable that I did.

26782. Do you know you did?—I think I did.

26783. Do not you know you did?—I think I did.

26784. Was that upon Sunday?—Yes.

26785. Did you destroy any letter of his yesterday?—Not to my knowledge.

26786. But upon Sunday you did?—Yes, I think I did, together with many others.

26787. You said it was in connexion with the Indian medical service, that your son went to London?—He is not yet connected.

26788. But it was for that he went to pass an examination in August?—Yes.

26789. Where was it he passed an examination, in what establishment?—I cannot tell you, I don't recollect.

26790. In what public place was the examination held? Do you know whether the place was called Netley?—Yes.

26791. Did you understand that to be the place?—He said he was sent to Netley after he passed his examination.

26792. Did he come home after he passed his examination?—He went to Netley.

26793. That was in August?—Yes, and in the latter end of September he went away—he went to London in August, passed an examination, came home, remained sometime at home, and went away in September and remained away—he went to London first, and stopped there for a day or two.

26794. When he went to London and wrote home to you, where was he?—I don't know his address in London, but I think he stopped at Charing-cross Hotel.

26795. When he wrote the first letter from London, from where did he write it?—I cannot tell but it was from London, some place.

26796. Did you not write to him—and if so where did you direct the letter?—I may solemnly swear I cannot recollect; my memory is very bad, and for years. What occurred yesterday morning, unless brought to my recollection, I would not remember to-day.

26797. But you remember his going to London, going also to Netley, and remaining there for some time?—I don't know whether he has been remaining there ever since he went over last, but he was there.

26798. How many letters did you write to him since September?—I cannot tell.

26799. When last?—Between three weeks and a month.

26800. Where did you direct that letter?—To London, to the Charing-cross Hotel.

26801. Had he any friends staying at that hotel?—Not that I am aware of.

26802. Have you received a telegram within the last three or four days?—No.

26803. Did you ever hear of any telegram being sent over?—Indeed I did not.

26804. How did you occupy yourself on Sunday—was it in destroying those letters?—Writing to the landlord, remitting him money, and on going through the desks and looking, I found a great many letters; I found many useless letters, and I threw them by. Sitting at the table, I threw them in the fire, as they were occupying the place, as I met them.

26805. When did you first hear of your son's name being mentioned before us?—I never heard it from anyone, but I saw it in the paper.

26806. When did you see it?—That I cannot tell.

26807. Upon Saturday evening?—No, I did not get the paper upon that evening.

26808. Did you not see it in the papers on that evening?—No, I did not.

26809. Did anyone tell you?—Not a human being

26810. Before you destroyed the letters?—Not a letter.

26811. It is extraordinary that you should destroy those letters after your son's name was mentioned. When did you see the paper?—I think yesterday morning.

26812. Will you swear you did not hear your son's name mentioned in connexion with this inquiry till yesterday morning?—I cannot say.

26813. Did you hear of any inquiry being made about your son before you destroyed the letters?—No, I think seeing his name in the papers was the first way I heard of it.

26814. Did you hear of any inquiry about your son upon Saturday evening?—No.

26815. Did your daughter tell you?—My daughter? No.

26816. Did your servant?—No. There was a paper served some time ago, which I did not send to my son.

26817. Why not?—Because I did not know his address, and as he was not here I thought it was not of any consequence.

26818. That is a misapprehension, because although he may be absent from his home, it is good service there, and he incurs a heavy penalty if he does not obey the summons?—It was my fault.

26819. You call it his home?—It is not his home in future.

26820. He was served with the summons about the 2nd of December? How long had he left home at that time?—You can know if you refer to what I said before.

26821. Are you perfectly certain that your son left home in September?—I am.

26822. You can trust your memory for that purpose?—I think I can.

26823. If you can trust your memory so far as to be perfectly certain he left home in September, do you mean to say that you cannot state to what place you directed the letters to him, that you wrote to him since September?—I directed some to London.

26824. To London simply?—Yes, to the charing-cross Hotel, and some I directed to Netley.

26825. Did you understand that he was staying at Netley?—Yes, he was at Netley for some time.

26826. When you addressed letters to him to London, you put nothing on them but Henry George Hall, Esq., London?—Yes, I put Charing-cross Hotel.

26827. You began by telling us that you directed some letters to him to London, did you direct all the letters you wrote to him to London, to the Charing-cross Hotel?—I only directed one there.

26828. Why did you direct that one to the Charing-cross Hotel?—I didn't know his address. I thought he might be stopping there, as he was stopping there on a previous occasion.

26829. Did not he write three or four letters to you since he went to London?—He did since he went to Netley.

26830. Did he write any to you from London?—He did, one.

26831. Where did he date that from?—From London.

26832. Only—did he put no one address on the letter?—No, only London.

26833. Can you form any belief as to why your son keeps his precise address concealed?—I can't say.

26834. I do not ask you to say positively. What is your belief as to why he does so?—Perhaps it may be forgetfulness.

26835. Do not say it is forgetfulness. Do you believe it was forgetfulness?—I can't say.

26836. To the best of your belief, what is the reason why your son keeps his precise address concealed?—I can't say; he didn't inform me. I can't say what is his reason; he didn't inform me.

26837. What is your belief as to why your son keeps his precise address concealed?—He doesn't keep his address concealed when he writes from London.

26838. Do you think London is a sufficient address?—Yes, when he told me not to write until I'd hear from him again.

26839. Why did he tell you not to write until you heard from him again?—I can't say.

26840. When did he tell you that?—In his last letter.

26841. How long ago is it?—Three weeks.

26842. That was after the receipt by you of the summons served at his house on the 2nd of December—we are now at the 21st?—I can't say it was exactly three weeks ago; it might be three weeks or a month ago.

26843. Do you wish to push it back a bit?—No.

26844. Do you believe your son is keeping his precise address concealed because he does not want to be served with our summons?—I don't believe he is keeping his address concealed.

26845. Suppose it is concealed—I call it such—do you believe that he does not want to be served with our summons?—I shouldn't be surprised if he didn't wish———

26846. Do you believe that he does not want to be served with a summons?—I can't say I believe anything about it.

26847. Have you other sons resident in Ireland?—No.

26848. Where are they resident?—They are in India and Australia.

26849. You have a daughter living with you?—Yes.

26850. What other members of your family reside in Ireland?—Another daughter. She is married.

26851. Where does she reside?—In the vicinity of Dublin.

26852. What is her name?—Sarah Louisa Johnson.

26853. What is her husband's name?—I think it is Eustace.

26854. You think. Do not you know your son-in-law's name?—That's it.

26855. What is his precise address?—Rathmines.

26856. Where in Rathmines?—I think it is Benna Villa.

26857. I suppose you sometimes visit your daughter and son-in-law? Where is it in Rathmines?—Benna Villa, just beyond the bridge.

26858. You know all Rathmines is beyond the bridge?—I can't give you any other explanation.

26859. Is it far beyond the bridge?—It is.

26860. Is your son-in-law's house on a terrace?—It is not.

26861. Is it a detached house?—It is not; there are two or three cottages, and it is one of them.

26862. At which side of the road is it as you go over the bridge?—It is on the left side of the road.

26863. When did you see Mrs. Johnson last?—I saw her yesterday.

26864. Did she tell you that she had heard from her brother?—She didn't, to my knowledge. She doesn't correspond with him.

26865. Did she tell you that she heard from him?—She didn't. I don't think she did.

26866. Did she say her husband heard from your son?—No. My son is a very bad correspondent; he writes very seldom.

26867. It seems he does not want to have a letter written to him either?—He has something else to do.

26868. What is he doing?—Studying his profession.

26869. Do you know has he attached himself to any medical school, or does he attend any hospital?—He was in the hospital at Netley.

26870. You had letters from him from Netley?—Yes. He had inflammation of the lungs, he said, and he wrote to me to say that he thought he would be able to get leave of absence for a week, for the sake of change of air. That was all the answer I got until I got the letter from London.

26871. Do you know was your son attending the lectures of any eminent medical man or surgeon?—It isn't more than six weeks ago since he wrote for money to me to pay for lectures.

26872. Did he, when he wrote to you for money to pay for the lectures, mention the name of the eminent man who was giving them?—He did not, indeed, nor the subject of the lectures.

26873. Was it any considerable sum he wrote for—I do not wish to pry into your private affairs—was it for £30 or £40 he wrote?—I am not so rich as that. I have sent him £20—in or about £20.

26874. Did you on that occasion send him in or about £20?—Not at all.

26875. How much did you send him?—I sent him

not more than £6 or £7. I sent him £6 on one occasion since he left home, and some more on another occasion. He told me he wanted to pay for lectures, and I sent him £7.

26876. When you sent the £7, was that the last you sent?—I think £3 was the last I sent him. I sent the £7 previously—some time.

26877. How did you remit the £7 to him; was it by a Post Office order?—By a letter of credit.

26878. On what bank was the letter of credit?—The Royal Bank.

26879. The letter of credit would then be, I suppose, on the London and Westminster Bank?—I can't tell.

26880. Where did you address that letter of credit?—To Netley.

26881. When you were remitting the £3, how did you send it?—I sent it to the same place.

26882. Did you send anything to your son within the last three weeks?—I did not.

26883. Did you send any money to your son except to Netley?—I did not.

26884. Did you send any to him to the Charing-cross Hotel?—No.

26885. How did you remit the £3 to him?—By a letter of credit.

26886. In the same way as you remitted the £7?—Yes, through the Royal Bank.

26887. How long do you say your son was with you when he was here last?—I don't recollect; it wouldn't be very long.

26888. Would it be a fortnight or three weeks?—Probably a fortnight; when he left in September, and came home in August he couldn't be much longer here.

26889. He might be a month—if he came home early in August, he would have a longer time than a fortnight?—He didn't come home early in August.

26890. Did you ever hear him speak of the probability of this Commission sitting?—Not a word. He gave no communication or information about the election or the Commission.

26891. Did you ever hear him speak of the election?—I never heard him speak of it in any particular manner, except in general terms.

26892. Did he ever speak to you about what took place at the election?—Never, except that the members were returned.

26893. Did he happen to mention to you that he was about this court-house on the day of the election?—Yes, he told me he was up to give his vote.

26894. Is your son a freeman?—No, he is a householder; he and I pay the rent jointly.

26895. The house you occupy is the house out of which he votes?—Yes.

26896. I believe you formerly resided in Nelson-street?—Yes.

26897. Is it for the purpose of voting that he pays the taxes jointly with you?—We pay the rent, but no taxes; the taxes are included in the rent.

26898. Do you know was your son here at the last revision of the list of voters—you know there is an annual revision of the lists of voters?—I don't understand anything about it.

26899. Was he in Dublin last September?—He was.

26900. Did he ever tell you that he was up here in Green-street on the day of the election?—Not particularly.

26901. Did he in general tell you that he was up here in Green-street on the day of the election?—I didn't know where the election took place—whether it took place in Green-street, or in Sackville-street, or where it took place I didn't know.

26902. Did you know that your son was at the election?—I did.

26903. Was he away from home the whole day?—Not quite.

26904. I do not mean that he was away from six o'clock in the morning until twelve at night, but was he away from seven or eight in the morning?—No.

26905. He was away, I suppose, from breakfast to dinner hour?—Yes, about that.

26906. Was he attending any hospital in Dublin at the time of the election?—I couldn't tell you. I think not; he wasn't a medical student then.

26907. When did he first begin to look after the medical profession?—About four years ago.

26908. As he began his medical studies four years ago, I presume he was continuing them a year ago?—I believe they aren't considered medical students after they take out their degrees.

26909. When did he take out his degree in Dublin?—I can't tell you.

26910. Did he take out any degree in Dublin?—He took out a physician's degree in Dublin.

26911. What time was that, do you recollect?—I couldn't tell you when it was.

26912. Was it last year, or the year before, or the year before that again?—I couldn't tell.

26913. Where did he take out his physician's degree?—I think at the Queen's University—is that in Dublin?

26914. It is, so far as it is anywhere—can you tell what year it was that your son took out his physician's degree—was it last year, or was it the year before?—I can't tell you. I dare say it may be last year. I don't recollect.

26915. Surely you can tell within twelve months when your son completed an important part of his education—were there fees paid when he took out his physician's degree?—Yes, there were two fees paid.

26916. Who paid the fees?—I gave him the money to pay them.

26917. Do not you recollect from the circumstance of giving him the money to pay the fees, what time it was that he took out his degree?—It may be twelve months ago.

26918. It may or it may be forty years ago for all I know, do you believe it was twelve months ago?—You know this is near the end of the year, and I can't say whether it was in the early part, or late in the year before.

26919. Degrees in the Queen's University are conferred generally some time in the autumn of each year?—No, perhaps it wasn't a degree he took out; he is a physician.

26920. You mentioned the Queen's University?—Isn't that in Kildare-street?

26921. No, that is the College of Physicians?—That's the place, not the Queen's University. You see I totally forgot all about it.

26922. You now do remember that it was the place in Kildare-street he took out his degree?—Yes, he told me so.

26923. What fees did he pay?—I can't tell you about the fees.

26924. What was he doing at the time of the election in 1868, was he attending any medical classes at the time—or had he completed his medical course in Dublin?—As far as I recollect, he was preparing for his examination in London.

26925. You think it will be some time after that that he got his degree in the College of Physicians?—It was before that, as well as I recollect.

26926. About the time of the election he was, you say, preparing for his examination in London?—It was after the election, I think.

26927. About the time of the election what was he doing—was he reading or studying?—He was reading.

26928. For what was he reading—was it for his examination in the College of Physicians?—It was not.

26929. What was it for—did he pass any examination in the College of Surgeons?—Perhaps, it was for his examination in the College of Physicians.

26930. Do you recollect that he was reading or studying at that time?—I do recollect that he was studying; he used be up very early in his room studying.

26931. Can you tell whether he was studying for

Mrs. Susan Caroline Hall.

his examination, in the College of Physicians?—I couldn't tell; it may be for his examination in London, which took place afterwards.

26932. You know that was more than a year after. Did he pass any examination in the College of Surgeons?—He is a surgeon, but it was in London he took out his degree.

26933. In what school in London did he take his degree?—I couldn't tell you. I believe there is only one school in it. I don't know.

26934. Did he attend any surgical hospital?—I don't know. I am very ignorant of these things.

26935. Did he attend any hospital in Dublin while he was here?—He did.

26936. What hospital in Dublin did he attend?—He attended the Baggot-street hospital. He then was in the College of Physicians for a length of time, and he went to London then and took out his surgeon's degrees.

26937. Do you know did he ever attend Richmond hospital while he was in Dublin?—No; he attended no hospital but the City of Dublin hospital. Yes; he attended the Mater Misericordiæ hospital also.

26938. Where was your son in the month of January, 1869? Was he at home at that time?—Part of that month he was at home, and part of it away.

26939. Where did he go to when he went away?—He went to Southampton.

26940. About what time was it that he went away? Was it in the early part of January?—It was the latter part of January.

26941. How long did he remain away at that time?—Not long.

26942. Why did he go away at that time?—He went to see his sister away who was going to India.

26943. How long was he away on that occasion?—He was only about a week away.

26944. Was he back before the end of the first week in February?—No. She sailed on the 6th February, and he did not come back for a day or two after.

26945. Your memory is not, after all, so bad as you think. You say his sister sailed on the 6th February?—Yes.

26946. How long had he been away at that time; about how long? Was he then ten days or a fortnight away?—No; he went away with his other sister, and they were away only a week.

26947. Did her sisters go with her as far as Southampton to see her off?—One of them went to Southampton with my son.

26948. Is that the lady here?—Yes.

26949. I presume your son was not here any time during the trial of the election petition before Judge Keogh?—I couldn't tell you. I never recollect a thing about it. I wasn't interested about it, and I don't recollect anything about it.

26950. Suppose anything serious happened to him, have you no means of communicating with your son at present?—I don't know. I have not.

26951. Suppose it was a matter of serious consequence to you, do you tell us that you have no means, directly or indirectly, of finding out where your son is?—Not directly, except I was to write to Netley, or London, to the Charing-cross Hotel.

26952. Did he tell you to address letters to him to the Charing-cross Hotel?—No, he did not.

26953. Do you know anybody there that would take charge of letters for him?—No. He never told me to direct letters for him to the Charing-cross Hotel. I did it of my own accord.

26954. Did any answers come to you from the Charing-cross Hotel?—No; I never received any answers to any letters I directed there.

26955. When did you direct the last letter you wrote to him to the Charing-cross Hotel?—Yesterday, I think.

26956. Did you, in that letter you wrote yesterday, tell him that you were served with a summons to appear before us here to give evidence?—No, I didn't tell him of it.

26957. Did you understand that his name was mentioned here?—I did.

26958. Did you mention in that letter anything about what took place here on Saturday?—I did not.

26959. Did you speak of Campbell who gave evidence here on Saturday?—No; I did not.

26960. You say you read the paper yesterday, and you knew that your son's name was mentioned in connexion with this inquiry—you say you wrote to him yesterday?—Yes, but I didn't know whether he would get the letter or not. It was addressed to a place that I didn't know he was at or not.

26961. When you were addressing the letter, as a forlorn hope, you addressed it to Charing-cross Hotel?—Yes.

26962. Did you address it to anyone's care there?—No.

26963. What did you write to him about?—I wrote to know why he didn't write to me.

26964. Did you enclose anything in the letter to him?—I did not.

26965. Did you forward any document to him?—I did not. I wrote only on half a sheet of paper.

26966. Did you forward the summons to him?—No, I have it in my pocket.

26967. That is your own summons?—Yes, and his too.

26968. Why did you not forward the summons to him?—Because I didn't know it was necessary to send it to him.

26969. If you will not take our advice, you had better get advice from some other source—we can only tell you that your son incurs a very serious responsibility in not obeying our summons, and attending here to give evidence?—I never wrote to him to say that he was.

26970. We understand it very well—you will be very ill-advised indeed, and he too, if he does not come here in obedience to the summons that has been served on him?—I have had no advice at all.

26971. You will be ill-advised if you persist in acting thus?—I don't know with whom to advise.

26972. That is his home, it is out of that house he claims to be a registered voter in Dublin—it was his abode when he was last in this country; and the circumstances and the time he chose for going away are, to say the least ——?—He couldn't choose any other time—the examination was going on, and he was ordered away.

26973. Who ordered him away?—The Government did—the military authorities ordered him away.

26974. It is all the more important that he should come here, as he is looking for a Government appointment, and the sooner he comes over here and obeys the lawful summons the better?—He is looking for a medical appointment in the Indian medical service.

26975. Mr. MORRIS.—Did you forward any tradesmen's bills to your son since he left home?—I did, but it is some time since.

26976. When was it you forwarded to him these bills?—I can't tell.

26977. Was it a month or six weeks ago?—Perhaps it was.

26978. What tradesmen's bills were there?—There was a tailor.

26979. What was his name?—I think it was Johnson.

26980. Where does he live?—He lives in —— I forget, but I will think of it immediately—he is a military tailor.

26981. Mr. LAW.—Dawson-street, is it?—Yes.

26982. Mr. MORRIS.—Where did you forward these bills to?—I forwarded them to Netley.

26983. Mr. TANDY.—About how old is your son?—He is twenty-six or twenty-seven, I suppose. I haven't the registry of his birth with me.

26984. When did you receive the summons yourself to attend at this court?—Yesterday morning. I came here yesterday and spent the whole day here.

26985. We heard you were ill and couldn't attend?

—So I was, and I got out of my sick bed to come here. I sat in the gallery or stood in it the whole day.

26986. Mr. LAW.—The only intimation we got was that you couldn't come?—When I found that I was required I did come.

26987. Was it after you left this court yesterday that you wrote to your son?—No, it was before it.

26988. Did you tell him in that letter that you were coming up here?—I did not.

26989. What was this half sheet of paper about?—It was to say that I wondered that he didn't write to me, to write to me without delay and to tell me where to address a letter to him.

26990. Did you say you were coming here?—I did not.

26991. Do not you know where to write to him?—I don't. I wished to hear from him and to communicate with him.

26992. Mr. TANDY.—When your son left home in September do you think he had any intention of coming back again?—Yes, he had.

26993. He did not leave permanently?—He did intend to come back again.

26994. Had you any reason to suppose that he would return shortly when he left home in September?—No.

26995. Had he left many things in your house after him which, if he were going away permanently he would have removed?—He did not. He brought everything he could bring with him. He brought his books and everything belonging to him, with the exception of some old cast clothes that he would never wear again.

26996. Have you any reason for supposing that he will return soon?—Not soon.

26997. How soon do you expect, or do you think it likely that he will return?—Perhaps in February.

26998. Not before it?—No.

26999. Why do you expect that he will return in February?—I believe the term they are obliged to spend away is four or five months; they are obliged to spend that time in Netley, except in case of sickness. I think there is an excuse then for them, and they get leave.

27000. Where is Netley, do you know?—I don't know I am sure.

27001. When you wrote to your son to Netley did you say only Netley?—Netley, Southampton.

27002. As far as you know, do you believe he is at Netley pursuing his studies at present?—He may be; he may have returned if he got leave of absence.

27003. Do you believe, to the best of your belief, that he is at Netley at present, pursuing his studies?—I think it is very probable he is.

27004. If you think it is very probable that he is at Netley at present pursuing his studies, why did you write yesterday a letter to him directed to the Charing-cross Hotel, London?—Because his last letter to me was from London. I didn't know whether he returned to Netley or not, and I thought I would get a letter from him sooner by writing to London to him.

27005. I thought you told me that they were required to spend four or five months in Netley?—I also told you that in case of sickness that would be an excuse and that they would get leave of absence.

27006. Have you any reason for supposing that he was ill?—Yes. Very ill. He told me so in his letter.

27007. How long ago is that?—Not more than three weeks ago, or a month.

27008. Did he mention that he was ill in his last letter?—No, he didn't.

27009. How was it you knew he was ill?—He said so in the letter before the last.

27010. How long before you received the last letter, did you get the other in which he spoke of being ill?—Perhaps it was three weeks before it.

27011. That would be six weeks ago?—Yes. He said he was ill with inflammation of the lungs.

27012. In any of the letters he ever wrote to you, did he refer to this inquiry before us?—I don't recollect.

27013. Try and recollect if he ever referred in any of his letters to this inquiry, or to anything connected with the last city election?—In one of his letters he said he thought it was likely that there would be a commission sitting in Dublin.

27014. What did he say in reference to the commission?—Nothing more.

27015. Do you recollect whether it was in the letter he wrote three weeks ago from London he referred to it?—I think not. It was before it.

27016. Did he say anything as to whether the fact of that commission would have any effect on his remaining away for some time?—He did not.

27017. Was the letter in which he made that allusion to the commission one of those you destroyed on Sunday last?—I shouldn't wonder if it was.

27018. Mr. LAW.—How many letters did you destroy on Sunday?—Three or four, I think. I can't tell indeed, because there were other useless papers destroyed also at the time.

27019. Were there any other papers of your son's, that you destroyed at the time?—No.

27020. Were the other papers that you destroyed, letters?—Yes, and private bills of my own, and things of that kind.

27021. You will consult your son's interest if you seek some advice as to his obeying our summons. You may rest satisfied that this inquiry will not terminate until he is examined; if necessary, we shall adjourn it until he attends. It will be our duty to adjourn it until all the means at our disposal for enforcing his attendance are exhausted?—It will be a very expensive job to bring him over.

27022. He is summoned regularly according to the Act of Parliament, and it is his business to attend here. I may tell you what perhaps you did not know before; that if he comes over and gives his evidence candidly and truthfully, whatever disclosures he may make, should he make any, cannot be used against him?—I don't know that he has any disclosures to make.

27023. It is quite clear to us that he is remaining away because of this commission?—He is obliged to remain away.

27024. Mr. MORRIS.—Was it by the advice or suggestion of anyone, that you burned these letters on Sunday?—I solemnly declare that it was not.

27025. Was there anything in them in reference to this inquiry, or to the election?—No; there was nothing in them except family affairs.

27026. Are you acquainted with Mr. White, or with Mr. Williamson?—I am not.

27027. Or with Mr. Goodman?—I think I would know Mr. Goodman if I saw him in the street.

27028. When did you last see Mr. Goodman?—It may be six months ago, I saw him in Sackville-street. I never see him, and I question would I know him exactly, I think I would.

27029. Did you ever speak to him?—I never opened my lips to him.

27030. Mr. LAW.—It will be our duty if your son does not attend here in obedience to our summons, to have proceedings taken in one of the superior courts to enforce his attendance here. It is a very disagreeable matter, and we don't desire to take such steps, but witnesses must attend to give their evidence. It is very ill advised for him, when looking for a Government appointment, to disregard the summons?—He is not advised at all.

TWENTIETH DAY.

December 21.

Miss Caroline Hall.

Miss *Caroline Hall* sworn and examined.

27031. Mr. LAW.—Your brother and you, and I believe your mother, have lived together for many years?—We have.

27032. Can you tell us with more particularity the exact time when your brother left this country last?—Sometime in September, I can't say exactly the day.

27033. You remember it was in September?—I am almost certain it was.

27034. Do you remember before he went away on that occasion, having any conversation with him as to the necessity of his going away?—Yes.

27035. What did he say?—He said that he was going from London to Netley.

27036. Did he say he was going to Netley to attend to his medical pursuits?—He did.

27037. Did he say he must go in September?—Yes; I think it was in September.

27038. Could it be in October?—No; it was not.

27039. Do you recollect whether any of the commissions which have been held in Sligo, Cashel, and other places, were then pending?—I don't know. I never interested myself in them in any way.

27040. Did you ever hear your brother speak of them?—No.

27041. Did you ever hear him speak of the probability, or the possibility of a commission sitting in Dublin?—At the time of the election petition I heard him say that there was a probability of a commission sitting in Dublin.

27042. You accompanied your brother, I believe, to Southampton, to see your sister away?—Yes, last spring.

27043. Your sister left Southampton for India on the 6th February?—She did.

27044. When did you and your brother leave Dublin for Southampton?—I think we left in or about the 3rd of the month.

27045. Were you only three days away from the time you left Dublin until your sister went off?—That's all.

27046. Was your brother here in Dublin at the time of the trial of the election petition?—He was, I think.

27047. Was he here at the beginning of it?—He was here at the latter end of it, to the best of my belief.

27048. I suppose he used come to the court here to listen to it?—I never heard him say he did.

27049. Did you ever hear him speak of the probability of this Commission sitting?—At the time of this trial I heard him say there was a probability.

27050. That was, I presume, after he saw the Judge's decision?—I can't say whether it was or not.

27051. Was it during the trial or after it that you heard him speak of the probability of this Commission sitting?—I can't say.

27052. Did you ever hear him speak on the same subject afterwards?—I don't remember.

27053. Did you never hear him discuss, or speak of the chances of this Commission sitting—say in August or September?—I don't remember.

27054. Have not you some recollection of his discussing and speaking of the matter?—No.

27055. Do you know Mr. Foster?—No. I do not.

27056. I suppose you know the person I refer to?—From the papers; it is the same person I suppose.

27057. He was not an acquaintance of yours?—No. I never spoke to him.

27058. Do you remember what hospital your brother was attending when he was in Dublin?—The City of Dublin Hospital.

27059. The hospital in Baggot-street?—Yes; he attended the Mater Misericordiæ Hospital also.

27060. How long was he attending those hospitals before he went away?—I can't say.

27061. About how long—was he twelve months?—Yes, he was some years—three or four years, I think.

27062. Do you remember when it was that he took his degree—was it last year or the year before?—I won't be positive, but I think it was last year.

27063. Was it in the spring or the winter of last year?—I don't know. I can't say.

27064. Was it before the election—the election was in November, was it before that that he took his degree?—I don't know. I don't remember—you mean his medical degree?

27065. Yes?—I think it was some time in the latter end of the summer or harvest—I can't say positively.

27066. Do you recollect that your brother took much interest in the election?—He used not speak very much of it—when, I don't know the name for them—the persons came to solicit his vote he made a remark about it.

27067. When did you hear from your brother last?—Yesterday morning.

27068. You heard from him yesterday morning?—Yes.

27069. Have you got the letter with you?—No, I destroyed it.

27070. At what time did you receive it?—By the morning post.

27071. At what time did you receive our summons?—Some time in the morning.

27072. You got it very early, I believe?—Yes, I did.

27073. About breakfast time?—I think so.

27074. Had not you received our summons before you destroyed your brother's letter?—I won't say that. Yes I had received the summons.

27075. Before you destroyed the letter?—Yes.

27076. I believe it so happened that the summons server and the postman were at the door about the same time?—That may be; I can't say; I know it was in the press——

27077. You heard of some inquiries that were made the night before about your brother?—No; I never heard of any inquiries having being made until I saw it in the paper.

27078. Having received our summons, which required you to produce all letters, papers, and documents, tell me why did you destroy your brother's letter?—There was nothing in it relative to——

27079. That's a matter we should decide ourselves. We cannot take anyone's word for that. If we did, I fear we should have very few letters or documents forthcoming?—I destroy all his letters.

27080. Did not you know that you would be asked for that letter here?—No, I did not.

27081. Did you think you would be asked for it?—No, I never keep letters.

27082. What did your brother write about in that letter?—It was altogether——

27083. Private?—It was.

27084. Did he ask any questions or make any allusions to the pendency of this Commission?—No.

27085. Or the election?—No.

27086. Or the inquiry?—No.

27087. Did he say where he was going?—Not yesterday.

27088. Where did he date his letter of yesterday from?—There was no date to it.

27089. By date I do not mean day of the month or year, but the place from which the letter was addressed?—It wasn't addressed from any place. There were two post-marks on it—the packet was one, the other, I think, was London, but I couldn't find it out well.

27090. Mr. MORRIS.—Have you the envelope in which that letter was?—No.

27091. Did you destroy it also?—I did not; I threw it about the place.

27092. Mr. LAW.—Did you answer your brother's letter?—I did not.

27093. I suppose you gave or read that letter to your mother?—I think I read it to her.

27094. Was your mother anxious to hear from your brother?—Yes.

27095. When did you get a letter from him before that?—I can't say.

27096. Did you within the last week?—I did not.

27097. Had you received a letter from him within a fortnight before that?—Perhaps I had.

27098. The last letter your mother received from him was three weeks ago, did not you receive a letter from him after that?—I did.

27099. Where was that letter addressed from?—It wasn't addressed from any place.

27100. He gave you no address?—No.

27101. We have now three or four letters received from him within the last three or four weeks, did you hear from him before that?—No.

27102. Has he not been writing to you or to your mother once a week for the last three weeks?—I don't say that.

27103. Did not you get a letter from him yesterday?—Yes.

27104. Did not you get another from him the week previous?—Yes.

27105. And did not your mother get a letter from him three weeks ago?—I think my mother is wrong there. I think it is a month since she got a letter from my brother.

27106. How many letters have you written to your brother within the last month?—I don't think I wrote more than one letter to him.

27107. When was it you wrote it?—That is three weeks ago or a fortnight, I can't say which.

27108. Your mother says that he is a bad correspondent?—I am worse.

27109. How did you address that letter to him?—I addressed it to Netley.

27110. Why do you believe your brother is dealing in that peculiar fashion about his address?—I have no idea. I may form an opinion since I read the paper.

27111. What then is your opinion as to his reason?—My opinion is, that he doesn't wish to be disturbed in his business. I don't believe he has any objection to come over.

27112. Well, then, if he has no objection to come over, as you believe, the sooner he comes here the better for himself; he has nothing to fear from coming over and giving his evidence truly?—My belief is he doesn't fear anything.

27113. That is another matter. Is your brother very studious?—He is most studious.

27114. I dare say a week's holidays at Christmas, especially at home, would not do him any harm?—I think he has got some holidays, but I am not certain.

27115. How do you know that he has got holidays?—Because when he was ill he wrote to say that he would get some leave; that was very shortly after he went away.

27116. When you saw the summons served at his house, did not you send it on?—No.

27117. Did you write to him that the summons was there for him?—No.

27118. Did you write to him since the summons was served for him?—Yes, I did.

27119. Do you mean to say that you wrote and did not tell him that there was a summons left for him?—I did not.

27120. And why did you not?—I didn't think that there was any interest attached to it. I didn't think it was of any importance.

27121. You knew very well the inquiry was one of some importance, and when you saw the summons come, you should have attended to it. All I can say is that if your brother or yourself think, he will escape giving his evidence, it will prove a great mistake. He will only subject himself by remaining away, to very inconvenient consequences, and perhaps to certain loss in the end.

27122. Mr. TANDY.—In the letter you received from your brother yesterday, did he say anything about his being ill?—No.

27123. Mr. LAW.—Do you know of any other person having received a letter from him within the last month?—No.

27124. Did you hear of anyone having received a letter from him within the last month?—No.

27125. Did you hear of anyone writing to him?—No.

27126. Did you hear of anybody telegraphing to him?—No.

27127. Did you hear of his sending a telegram to anyone?—No.

27128. If he has nothing whatever to tell, he should be here as soon as possible?—I don't know whether he has or not.

27129. He may rest satisfied that he will be here, either with his will or against it?—I would be very glad to see him.

27130. The proper way is to send on the summons to him, and if we find it necessary, we shall adjourn this inquiry for his attendance. If you think he is going to escape being examined, put that out of your head altogether. He is bound to attend here in obedience to our summons like every other person properly summoned, and, though it may be very inconvenient to him, he must come. How would you address a letter to him?—To Netley.

27131. You think that that is a surer find than any other?—Yes.

27132. Did you ever hear him speak of Charing Cross hotel?—I heard he stopped there.

27133. Is that the reason your mother addressed the letter she wrote yesterday, to Charing Cross hotel?—Yes.

27134. Did you ever address letters for him to Charing Cross hotel?—Never.

27135. Did you ever address letters for him to any other place but Netley?—I addressed letters to another place for him.

27136. What place was that?—To Bloomsbury-square.

27137. To whose care?—To no one's care. I forget the number of the house—but it is not within the last twelve months.

27138. Did you ever address letters for him to any other place but Netley within twelve months?—No.

27139. Mr. MORRIS.—Is it to the Post Office, Netley, you address your letters?—To Netley, Southampton.

27140. Mr. LAW.—Did you put nothing on the letter but Henry George Hall, esq., Netley, Southampton?—Nothing more.

27141. Did you address the letter for him to anyone's care?—No.

27142. Is he well known there?—He was stopping at Netley.

27143. At the hospital?—Yes.

27144. Is he a resident pupil there?—He was. I can't say whether he is now or not.

27145. When was he a resident pupil there?—Two months ago.

27146. Was he a resident pupil a month ago, as far as you know?—He had a certain time to put in.

27147. Was he a resident pupil a month ago?—I think he was.

27148. Was he within ten days?—He should be in it if he didn't get leave of absence.

27149. Did you hear within six weeks that he had got leave?—I didn't hear whether he had or not.

27150. The letter you received yesterday from him was there London on it?—No.

27151. Have you got the envelope of it at home?—I don't know, it may be in the place.

27152. It would have been much better for you to have brought at least the envelope with you—whether you acted innocently or not, you must know that you might be subjected to grave consequences for destroying that letter after you received our summons; it is an obvious attempt to conceal his residence. If that envelope is forthcoming be good enough to let us see it?—I will.

TWENTIETH DAY

December 21.

Miss Caroline Hall.

27153. Did he say in that letter where he was?—No.

27154. Do you believe from its contents or tenor that he was in London?—There was nothing in the letter to make me believe that he was.

27155. Are you able to form any opinion as to where he was when he wrote that letter?—No, I am not.

27156. Then there was nothing in the letter from which you would be led to say that he must be in London or Netley?—No, there was no allusion to where he was.

27157. Did he tell your mother that the reason he didn't write to her was that he didn't want his address to be known?—He wrote some time ago to my mother and said—his letter came from London—that he would write again in a few days.

27158. Do you know that he told your mother not to write to him?—I don't know whether he said, "don't write to me," or not; but she couldn't write as she didn't know where he was.

27159. Mr. TANDY.—In the letter you received from him yesterday, did he allude to what he was doing, or to what was occupying his time?—No.

27160. Mr. LAW.—Was that letter written entirely to know what you were doing?—He only said he was very well, and he expressed some wonder that he hadn't heard from India.

27161. And not from Ireland?—No.

27162. Was the whole letter about not hearing from India?—It was a very short letter.

27163. Mr. MORRIS.—Have you answered that letter?—I have not.

27164. Do you intend to answer it?—I do not.

27165. Mr. LAW.—If this Commission terminated, you would answer it?—I may write before that.

27166. Mr. TANDY.—Have you any reason for believing that it is his intention to leave England, or go away where he will not be found?—I haven't the least idea that he will do any such thing.

27167. Mr. LAW.—I suppose you are aware of the way in which he has been spoken of here, from the report in the papers?—I haven't read it all.

27168. Did you read the part referring to your brother?—I did.

27169. You saw that he was sworn to have been engaged in giving tickets to men for the purpose of being bribed—are you aware of that?—I didn't know that.

27170. That is, perhaps, a little more distinct than what was stated here, but it is what the evidence comes to. It was stated that he introduced voters to two young men that were engaged in delivering tickets?—I saw that in the paper.

27171. It is not putting it too strongly to say, that as these two young men were engaged in bribery, and your brother appears to have acted in concert with them, it is highly probable he was aware of bribery going on; and, being aware of that, and waiting as he is for a Government appointment, do you think it wise for him to keep away?—I do not.

(The witness withdrew.)

Joseph Parker.

Joseph Parker sworn and examined.

27172. Mr. LAW.—What is your occupation?—A jeweller's assistant.

27173. What establishment are you engaged in?—Messrs. Waterhouse and Co.'s.

27174. Are you a voter for the city of Dublin?—I am.

27175. What are you?—A freeman.

27176. How long have you been so?—Six years.

27177. Do you remember the last election for the city, in November, '68?—I do.

27178. I suppose you came here to register your vote that day?—I did.

27179. What time was that? Early in the day?—Do you mean the last election, or the one prior to it?

27180. The last election?—A little before one o'clock.

27181. Between twelve and one?—Yes, between twelve and one.

27182. Do you recollect seeing Campbell, or Mr. White, or both?—I saw Mr. Campbell after I had voted.

27183. Where did you see him?—I seen him in the passage here.

27184. In the Court-house?—No, in the passage along here outside.

27185. In Halston-street or Green-street?—I cannot say; it is an avenue as you go outside. I saw him passing by there. I am not certain if there was anybody with him at the time.

27186. What passed between you and him when you met him?—When I met him he seemed to be in a hurry; but I told him I heard that a lot of men were going to keep back till about three, to see if they would get anything for their votes. He said he would see me again, and went away from me.

27187. When had you heard there were these voters keeping back?—I heard it from several; but the principal party I heard it from was George William Barnwell, 46, Bishop-street.

27188. Was he one of the voters hanging back?—No, he had voted.

27189. Did he tell you of any others that were hanging back?—He gave me some names.

27190. Do you know how many names there were?—All the number of names was, I think, somewhere about five or six.

27191. Well, did you tell Mr. Campbell that there were, as you had heard, or as you knew, a number of these voters, freemen, that were holding back, and that would not vote unless they were paid?—I did.

27192. Do you know how much they were expecting for their votes?—I don't know; but I may have mentioned to Mr. Campbell that some of them would not vote for less than £5.

27193. Was this entirely between you and Mr. Campbell?—Yes.

27194. Was there nobody else by at the time?—No, Mr. Barnwell was about, near me.

27195. Had you heard it from him shortly before?—I met him outside.

27196. But, I mean, was it here you heard it from him—not anywhere else, than about the Court-house?—About the Court-house.

27197. He gave you the names of five or six?—He did.

27198. Did he tell you how many there were undecided?—He told me of those five or six, and of others that he wanted.

27199. Did he tell you there were about twenty people?—Well, Mr. Barnwell stated twenty people; but I don't think I mentioned any names to Mr. Campbell.

27200. Did you understand there were about twenty people undecided?—That is what I understood from Mr. Barnwell.

27201. Barnwell was, like yourself, a freeman, and had voted?—Yes.

27202. When did you see Campbell next—about one o'clock, I suppose?—Yes, about one o'clock, with Mr. Boyle.

27203. After speaking to Campbell, and telling him what you had heard, and what you understood, where did you go then? Did you go off to see anybody? You mentioned Mr. Boyle's name; did you go see him?—I think I went to Bishop-street, to Barnwell's house.

27204. And did you announce it to him?—No, he was not in Bishop-street at that time. He left me after I had that conversation with Mr. Campbell.

27205. And then did you go yourself to his house, to see him?—I went to his place to see him.

27206. Did you find him there; or, if not, did you find any other freemen there?—No, he was out; I saw his family.

27207. You did not see any freemen?—I did not.

27208. After you left his house, did you go to Mr. Boyle?—I went down to Dame-street, and Mr. Boyle was not there.

27209. That is, at the committee-rooms?—Yes, opposite to where I am doing business.

27210. That is 47 and 48, Dame-street, now pulled down?—Yes.

27211. Well, you went to see Mr. Boyle—the young gentleman named Mr. Richard Boyle?—Yes; I don't know his Christian name.

27212. Did you find him there?—No.

27213. Did you go anywhere else then to look for him?—No; not anywhere in particular. I called there again.

27214. Did you see Mr. Boyle the second time?—Yes, I went the second time to 47, Dame-street, and I met Mr. Boyle in the street. I told Mr. Boyle about this lot of men that Barnwell said were holding back, and that if they did not get something up to half-past three, they would not vote at all. So Mr. Boyle got on a car, and came up here to the court-house with me, and it was in the same passage I met Mr. Campbell again, and I called Mr. Campbell aside, and told him about it again, and he brought Mr. Boyle up to Mr. Goodman, and they spoke together. This is as well as I can recollect. And when Mr. Boyle came back to me, he said, "It will be all right; get your men up."

27215. I suppose during this interview you were speaking to Campbell, while Mr. Goodman and Mr. Boyle were talking together?—I was only standing by. I did not hear their conversation.

27216. You did not hear what passed between Mr. Goodman and Mr. Boyle?—No.

27217. But when Mr. Boyle came back, he said, "It will be all right; get your men up"?—Yes.

27218. Were these the very words that passed?—I can't recollect the very words.

27219. But the substance of them was, that it would be all right, and to get the men up?—Yes; but I didn't consider it precise enough to tell my friend to act on it.

27220. Mr. Barnwell you mean?—Yes, Barnwell. I simply told Barnwell what I was told myself.

27221. Did you see Barnwell?—I did not see Barnwell that evening. I must have ——

27222. Well, you did not act upon it?—I did not.

27223. Did these men come forward and vote?—No; only one of them.

27224. Did you afterwards ascertain that some of them had voted?—None that had voted up to that time.

27225. Did you address a letter to Mr. Boyle subsequently?—I did.

27226. This is your letter, I believe?—

"DEAR SIR—Attached you have a list of the parties I went for yesterday evening, after seeing you; where shall I apply for same?

"Yours respectfully,

"J. PARKER."

—Yes, that is my writing.

27227. And then, on the first fly sheet, which appears to be from your place of business, there is,—

"Guaranteed and brought up to poll by Joseph Parker:—Fitzpatrick, Nassau-street; Walker, cutler, ditto; French, 24, Lincoln-place; J. Brown, 24, Clanbrassil-street; Fitzgerald, Bishop-street; William Lynn, Camden-street; James Lynn, ditto; William Moy, Monks'-court, Great George's-street; A. Moy, Hackett-court; J. C. Batt, 3, Camden-street; R. Morris, Aungier-street; £40 and £15"?

Those are some of the names that Barnwell gave me.

27228. Were those the parties whom you understood to have been induced to vote in that way, or to have asked for money for their votes?—Those parties, all whose names are there, as far as I recollect, had voted before I saw Mr. Campbell. That was only a piece of humbug that took place between a young friend and myself, after the whole thing had passed, and it was my young friend that induced me to write it, and see what Mr. Boyle would say. It was only a humbug.

27229. There was nothing in that but to see what Mr. Boyle would say?—No.

27230. Who was the young friend?—Mr. Waterhouse's son. We had a great laugh about it in the shop.

27231. Well, when you came back from this interview with Mr. Boyle and Mr. Goodman in Green-street or Halston-street, and when you say that Mr. Boyle told you "it would be all right, and to bring your men up," what took place? You reported this to your friend Barnwell?—No; I went to look for him, but I did not see him afterwards.

27232. How did this matter arise between you and young Mr. Waterhouse?—Well, we did business in the same place, and he knew that I had taken rather an interest in the election.

27233. Did he know that you were trying to get Mr. Boyle to guarantee bribes to these men? I don't say any particular men, but any number of men—any voters?—He knew that Mr. Boyle told me after the interview in Halston-street—in the courtway here—that any number of men that I could get up it would be all right.

27234. Do you mean that Mr. Boyle said that after you had told him there were a number of men wanting £5 apiece?—Yes.

27235. And when he said, "All right," and told you to "bring up your men," you understood what the meaning was?—I didn't know what he meant.

27236. Did you understand it as an answer to your application, saying that these men would not come up unless they were paid? When Mr. Boyle said, "Bring them up, it will be all right," what did you understand by that?—Well, I could not understand any more than that.

27237. You think it is not intelligible?—I think it is not intelligible. I did not know of any bribing.

27238. I did not ask you if you knew there was bribing; but when Mr. Boyle told you, after you had said that these men would not vote unless they were paid, to bring them up and it would be all right, what did you understand? What did you think he meant by saying "It's all right?—I don't think Mr. Boyle thought——

27239. I am not asking what *he* thought, but what *you* thought. You had sought Mr. Boyle twice to get an answer to your question, and you brought him at last to Mr. Goodman; and after a conversation with him Mr. Boyle said, "Bring your men up, its all right." What did you understand by that?—I understood that if I brought the men up it would be "all right;" that they would expect to get something from me.

27240. Is not that plain; as plain as the words, "I will pay so many men"? Well, now, tell me did you go back for Barnwell?—I did not; it was too late.

27241. What o'clock was this?—This occurred at four o'clock.

27242. Were their votes given at that time?—I was told they were.

27243. It was for that reason that you did not try to get the men brought up?—Well, I didn't see Barnwell.

27244. Did you go back for him?—I don't think I did, as well as I can recollect. Barnwell was not about the court.

27245. Well, your evidence is, that as you did not see him about the court, you did not take any more trouble about the matter?—I went down to one of the people that Barnwell mentioned—a cutler in Nassau-street.

27246. What is his name?—Walker.

27247. Did you see him?—No; he was out and I was told that Walker had voted at that time.

27248. Did you go to anyone else?—I got the name of some friend of his down in Lincoln-place.

27249. I suppose that is French?—Yes.

27250. Did you go to him?—I saw him.

27251. Well?—There was some agent of his in the shop.

27252. Did you speak to him?—He wanted to know would I buy a picture for £5. I said I would not, I had no authority.

27253. Can you tell us what the picture was?—I don't know.

27254. Well, I suppose you knew that meant bribery?—It meant bribery.

27255. Did you go to any of the others?—After that I went to some one in connexion with Brown's coach factory.

27256. What is his name?—I don't know; I think it is not in the list.

27257. Is he a freeman?—No, I think he is a householder, and many of those others are householders too; French is, and Walker is.

27258. Did you go to Brown in Clanbrassil-street?—I did not.

27259. Did you get the names of any other freemen from Mr. Barnwell that would be unpolled?—You have the names there of three, I think—May, and two others.

27260. Did you go to see May?—I did not.

27261. When did you tell this to young Mr. Waterhouse?—The evening of the election.

27262. You told him, I suppose, everything that passed?—Yes.

27263. And do you mean to say that you and he then concocted this letter?—Yes.

27264. When?—You will see that by the date.

27265. The date of the letter beginning with the words "Attached is the names of several parties," &c., is the next day, if that is true?—Oh, that is true.

27266. Well, then, it is the next day—do you mean to say that was only a joke, for there seems to be nothing very facetious about it?—Every young man in the establishment can corroborate it.

27267. Mr. LAW read from the witness to Campbell the following letter:—

"25, Dame-streeet, Dublin, , 186 .

"DEAR CAMPBELL,—The following are the men I want you to stand to,—Freemen—Fitzgerald, Bishop-street; James Lynn, Camden-street; William Lynn, do.; William May, Monk's-court, South George's-street; A. May, Hackett's-court; and J. C. Batt, 3, Camden-street. I may be able to settle with them cheap, but promised what you mention. The enclosed were my lot; but I would not give the others a damned rap. Settle these and oblige

"Yours faithfully and fraternally,

"JOSEPH PARKER.

"With your sanction, and guaranteed by Mr. Boyle, I got them with the understanding that they would have £5 each."

Is that true?—It was not guaranteed.

27268. Is that true?—It is not true.

27269. "I think I ought to get £10 myself." That was another joke?—Yes.

27270. When was this written?—That was written a little afterwards.

27271. A few days afterwards?—Well, I don't know.

27272. Did you enclose this letter that Mr. Boyle left for you—did you enclose it in your letter to Mr. Campbell?—Mr. Boyle never communicated with me.

27273. I did not ask you that—did he return this to you?—He did not.

27274. You never had this since you sent it to Mr. Boyle?—Not that letter.

27275. Then you did send it to Mr. Boyle?—I did.

27276. Did he ever speak to you afterwards?—He called in on me a day afterwards.

27277. Mr. Boyle came in, you say, afterwards. What did he say?—He told me to wait for a fortnight, and I said, "Oh, it is all right, the damned scoundrels, they don't deserve anything." We had a laugh after that.

27278. You and young Mr. Waterhouse?—Yes.

27279. Mr. Boyle said to "wait for a fortnight?"—Yes, to wait for a fortnight.

27280. Mr. Boyle came in and produced the letter, and I suppose the subject was introduced in that way?—He did not produce the letter.

27281. How did he allude to the subject at all?—He said he had received my letter, and "to wait for about a fortnight." I said, "Oh, it's all right," and used some such expression as, "they don't deserve to get a rap."

27282. You said that to Mr. Boyle?—I said that to Mr. Boyle?

27283. Mr. Waterhouse and you laughed then—after Mr. Boyle was gone?—We all laughed.

27284. Really, did you take it as a joke?—We did.

27285. Did Mr. Boyle laugh at it?—No.

27286. Then he must have been serious, when he said to wait for a fortnight, and then the money would be all right. Is not that what he meant? [*No answer.*]

27287. I say is not that the meaning of what Mr. Boyle said? Mr. Boyle was serious in that, so far as you could see?—So far as I could see, he was.

27288. Did Mr. Boyle not leave you that letter?—He did not.

27289. And did you not enclose that letter to Mr. Campbell?—I did not.

27290. Then the last person you sent this to was Mr. Boyle?—I did not see this since I put it into the envelope for Mr. Boyle.

27291. But you alluded to it in this?—I did.

27292. Did you write another letter to Mr. Boyle?—I did not.

27293. Then it must have been this letter you spoke of here?—Yes.

27294. Forty pounds and fifteen pounds, what is the meaning of that calculation?—Well, now if you allow me to read it.

27295. What is the £40 with the two strokes under it?—That is £5 apiece.

27296. That is £5 apiece?—Yes.

27297. What is the meaning of the two strokes under the £40; £5 apiece for eleven would be just £55; £40 and £15 would be £55; but why did you put down £40 underscored and then £15? What is the reason of the distinction there—maybe the £15 was for the three fellows that are ticked off—is that so—eight freemen and three householders?—Three freemen.

27298. Oh no, there are eight freemen here?—Are there?

27299. And I suppose the men with a tick opposite them are householders?—I really cannot explain that.

27300. What did you mean by putting the two strokes so emphatically under the £40?—I have a habit of putting strokes that way.

27301. You did not do it when you came to the £15, yet the habit would be stronger then?—I really cannot explain that.

27302. You cannot give any explanation of that?—No, sir.

27303. You say French of Lincoln-place is a householder?—I believe him to be a householder.

27304. Who is Brown of Clanbrassil-street—what is he?—I do not know. French and Brown are Barnwell's lot.

27305. Or Morris of Aungier-street—was he one of Barnwell's lot?—I do not know him at all. He must have been one of Barnwell's lot.

27306. Are Barnwell's lot those then that are ticked off? Do they belong to the men that Barnwell gave you, and did you mean that the £15 was a separate fund for those—you know we have eleven names there to get £5 apiece; but why do you divide the £55?—Upon my word, sir, I could not tell you. Both these letters are perfectly chaffs.

27307. Chaffs?—All nonsense.

27308. But Mr. Boyle did not seem to think it

nonsense. Now, was this application which you made to Campbell for £10 for yourself, nonsense?—It was perfect nonsense, and that was more of Mr. William Waterhouse's.

27309. "With your sanction, and guaranteed by Mr. Boyle, I got them on the understanding that they should get £5 each"; did you get them with the understanding that they should have £5 each?—I did not.

27310. What did you mean by "guaranteed by Mr. Boyle"—when Mr. Boyle, in answer to your repeated statement, "these men won't vote without money—at least £5"—told you, "bring them up, it will be all right"; did you understand by that, that he guaranteed that they should get it?—I believe that he guaranteed.

27311. Any man in his senses would; and is not this then true—"with your sanction, and guaranteed by Mr. Boyle, I got them on the understanding that they should have £5"?—Oh, not a bit.

27312. It is not true, and you did not get them?—I did not get them.

27313. "And I think I ought to get £10 for myself"?—I wrote that.

27314. What did you mean by that—for your "trouble"?—No; I think it was a chaff.

27315. Are you in the habit of writing those chaffing letters, asking for money to pay voters, and asking for money for yourself for your trouble—it is a dangerous subject to chaff about?—Well, it has turned out so.

27316. Did you ever tell Campbell that it was only chaff?—I did not.

27317. When did you first discover that it was only chaff?—When I wrote the letter.

27318. You wrote a letter to Mr. Boyle—that was only chaff?—Certainly.

27319. And when Mr. Boyle came to speak to you about it seriously, you did not tell him it was all chaff?—No, sir; I did not tell him, but we laughed at it afterwards—after he left the shop.

27320. But then he took it as serious, and others may take it as serious too, Mr. Parker; whom did you vote for at the election of 1865?—I voted on the Conservative side.

27321. I suppose you had not been admitted long before as a freeman?—I was admitted in 1862.

27322. Who asked you to become a freeman?—It was voluntary on my own part.

27323. Did you pay for your own admission?—I did.

27324. Well, we have got one man at all events who says he paid for himself; were you occupied at all in the election of 1865?—I was not.

27325. In bringing up voters?—No, sir.

27326. You never took any interest in the bringing up of voters before?—I did not.

27327. I understand you voted here about one o'clock?—I voted before one, before I saw Mr. Campbell or anybody.

27328. Now when you were speaking to Mr. Campbell and telling him that Barnwell announced that he had a number of men who were willing to vote if they would only be paid. I presume your communication with Campbell was not chaff; it was serious, was not it?—It was.

27329. And when you went twice to look for Mr. Boyle, you were still in earnest?—I was.

27330. And I presume you were in earnest up to the time Mr. Boyle told you it would be all right, and when you were looking for one of the men in Lincoln-place, you were still serious?—I was simply looking for them to tell them what I was told myself.

27331. The chaff in fact was confined to you and Mr. Waterhouse?—It was simply in the shop.

27332. Were you on any of the committees during the last election?—On none of them.

27333. You did not undertake any duty of canvassing anybody?—I did not.

27334. You did not take any interest in the last election—I mean other than an interest on political grounds?—None whatever.

27335. Are there any other freemen at Mr. Waterhouse's establishment?—No, sir.

27336. Young Mr. Waterhouse is a freemen, is not he?—He is not, sir.

27337. How did you and he come to discuss this matter?—We were both behind the counter, and we used to speak to each other occasionally; I told him exactly how the thing passed off.

27338. Did Barnwell ever come to you to ask you to give him any of this money?—Barnwell himself did not.

27339. Did he send anybody?—He asked me at one time I met him in the street was there any money for May, and I said there was no money going.

27340. At what time did that conversation take place?—Oh, it was sometime after.

27341. About how long?—I dare say it might be three or four weeks.

27342. Was it after the petition had been presented?—I could not tell you.

27343. Or after there was a rumour that a petition was going to be presented—I suppose you heard people in Dublin talking about it?—I did, but I do not recollect whether it was before or after that.

27344. When Mr. Boyle told you that it would be all right in a fortnight, did you tell that to Barnwell?—I could not recollect that I saw Barnwell in a fortnight.

27345. But did you tell anybody connected with the matter, of Mr. Boyle's answer that it would be all right in a fortnight if you would only wait—did you report that to anyone?—The moment Mr. Boyle left the shop I told it out to everybody in the shop.

27346. I am not talking of the shop, but to any one interested in the matter?—Any of those on the list?

27347. Or any person connected with the freemen, or interested in their welfare—that it would be all right in a fortnight; that Mr. Boyle said "Wait for a fortnight?"—I do not remember that; I could not tell.

27348. Did any of your lot come to you to make inquries?—No; they never came after, but I met some of them after.

27349. Which of them did you first meet?—I cannot exactly say which I first met.

27350. Well, whom did you meet?—I met Batt.

27351. Of Camden-street; what did he say to you?—He told me that if I did not get him some money I might look out for myself—something that way—just passing.

27352. Chaff, I suppose?—Well, I dare say.

27353. Was he in earnest about getting money?—I could not tell you.

27354. What do you think?—I did not promise him money.

27355. Do you think he was in earnest when he asked you for money?—I know he was in want of money.

27356. He was not merely joking like you and young Mr. Waterhouse?—I do not think he was.

27357. Whom did you meet besides Batt?—Well, I do not think I spoke to any of the others afterwards.

27358. Did you speak to them before—I want to know did any of them except Batt make any application to you, direct or indirect, to try and get this money that they certainly thought they were going to get?—Well, I think Batt is the only one, as well as I can recollect.

27359. Between the time when you saw Campbell here on the first occasion, when you told him what Barnwell had said to you, and the time you saw Mr. Boyle here, when you brought him on a car to see up Mr. Goodman, had you seen Barnwell in the interval?—I had.

27360. Where did you see Barnwell in the interval?—I saw him outside the court-house.

27361. When you were going away from here, did you tell him that you were going to look for Mr. Boyle?—Well, I might; I do not recollect.

TWENTIETH DAY.

December 21.

Joseph Parker.

27362. Did not you tell him that you were going off on an excursion to look for Mr. Boyle?—I did not go off on an excursion to look for Mr. Boyle. I believe he told me to see Mr. Boyle himself.

27363. Who did?—Barnwell.

27364. And I suppose you said you would try?—Yes.

27365. And I dare say after that you left him, and those people came up to vote, and he told them all would be right?—Not to my knowledge.

27366. But you were not here. Did not you go when Barnwell said that you could do as he asked, and go and look for Mr. Boyle?—Well, if I told him I would go and look for Mr. Boyle.

27367. Did you intimate to him that you would go for Mr. Boyle, as he asked you?—Well, I should say again in answer to that, that I did.

27368. You did not see Barnwell after that?—No; after that he was gone.

27369. I suppose that these people had voted before you came back?—All those men on that list had voted before I saw Campbell at all the first time.

27370. Now, who were the men that Barnwell gave you?—I am not correct in saying that all on that list voted. There were some of Barnwell's men that I do not now whether they voted at all or not.

27371. Was Fitzgerald one of those Barnwell reported to you in the first instance as hanging back — Fitzgerald of Bishop-street?—Fitzgerald—I did not see him at all. I do not know who he is He must have been one of Barnwell's.

27372. "The following are the men I want you to stand to (freemen)?"—Those are my words.

27373. "Fitzgerald, Bishop-street." Where did you get this name?—From Barnwell.

27374. And Lynn I suppose is another?—He is a plate-polisher in the shop. He is a householder.

27375. Were they both on Barnwell's list?—No, he was on mine. Lynn I brought up myself.

27376. And is that the reason you wanted to get him £5?—Lynn voted at nine o'clock in the morning.

27377. And did not you think that he ought to get £5, as well as another?—I had not the slightest idea of him getting money, or any of them.

27378. And what did you mean when you applied to Mr. Boyle?—I knew that plenty would come up and vote if they got money.

27379. Was not that the whole meaning of it; to give an assurance to these people that they should receive money?—That is what they wanted.

27380. And that is what you wanted to get for them?—Exactly.

27381. Was William Moy one of those on Barnwell's list?—He was.

27382. And there is another, A. Moy; was he one?—Yes, he was one.

27383. And Batt?—No; Batt I don't think was one of them.

27384. Was Batt a man you brought up yourself?—Batt, I think I met in the street, coming up to vote.

27385. Was he a man that you brought up yourself like Lynn?—Batt had voted independent of me altogether.

27386. Why did you ask Campbell to stand to him particularly?—Because Batt was chaffing at one time about it.

27387. Asking about money, I suppose?—Yes.

27388. You said it was not chaff when he applied to you afterwards, it was very serious?—Well, of course if it was going he would be very glad to get it.

27389. You made a selection of all the men you wanted Campbell to stand to; you classed them as freemen; Fitzgerald, the two Lynns?—The Lynns were not freemen.

27390. Why did you class them so in your letter; read it?—(*Letter handed to witness*)—It seems a very loose style of correspondence?—It is a loose thing altogether.

27391. Do you see you call them freemen there?—I do, sir.

27392. Did you know they were not freemen?—I did.

27393. Did you ever apply to Campbell after you gave him this letter, on the subject?—I did.

27394. What did you tell him?—I asked him did he get the list; he said he did; and says he, "We cannot do anything at present."

27395. Did you ask him what could be done eventually for these people?—No, I did not.

27396. When you asked him "Did you get my list?" what did you mean to convey to him?—Had he got that list which you have before you, or had he acted on it.

27397. Did it not mean "have you got the list, and is there to be any money forthcoming;" was that what you went to inquire of him?—Well I suppose that was about the size of it.

27398. It was not mere curiosity about the paper; did not you ask him whether the money would be forthcoming?—I did not.

27399. I do not mean those words but whatever you said to him was not that the nature of your inquiry to which he answered "nothing can be done now?"—The nature of my inquiry was, had any of those parties received money.

27400. And he told you they had not, and that nothing could be done for the present; was not that it?—Yes.

27401. Why did he say that nothing could be done for the present—was it because there was a petition?—He might have said it; I took no interest in it at all.

27402. You seem to have taken a good deal of interest in running about, and in what you call having a chaff about the matter; you have not only conversations with Mr. Boyle and Mr. Waterhouse, but you go to Campbell and ask him is there money forthcoming?—I did not go to Campbell; I simply met him in the street.

27403. Did you stop him?—He might have stopped me or I stopped him.

27404. That may make a difference in your view, but none whatever in ours. Did any other freemen apply to you except Batt?—No.

27405. Did you speak to Campbell upon the subject more than once after you had written that letter?—I might have, two or three times perhaps.

27406. Did you two or three times?—I daresay I did. Any time I met Campbell I always said "Well, did you settle with those fellows yet?"

27407. Up to what time did your conversations with Campbell upon this subject, whatever their number was, continue—did you ever ask him were they settled with, after the petition was disposed of?—I did not.

27408. Was it all before the election petition was disposed of—you remember the trial before Judge Keogh which everybody heard of?—Yes.

27409. Did you ever ask him or speak to him on the subject after that?—Well, I really could not tell you.

27410. Will you swear that you did not?—I would not swear that I did not and I would not swear that I did.

27411. But you say any time you met him after you gave him this list you were always asking him if these people had been settled with; is that so?—That is so.

27412. How long is it since you last mentioned it to him?—The very last time, I think, I met Mr. Campbell, I think I still mentioned it.

27413. When was that?—Perhaps a month ago, or perhaps three weeks.

27414. What did he say to you the last time—I suppose you recollect that?—His answer was always about the same thing.

27415. What was that?—Could not do anything.

27416. Did you ever apply to Mr. Boyle after the time he came into the shop?—Not since that day.

27417. Did you ever send any of the people to him?—No.

27418. Mr. TANDY.—Were you and Mr. Boyle very

intimate?—Never saw him before the evening before the election, to my knowledge.

27419. Now where did you see him that evening before the election?—Sitting in the shop in Dame-street, just speaking to Mr. Waterhouse.

27420. Had you any conversation with him then in reference to the election?—Somebody called me up and asked me whom I would vote for, and I said I would do as I always did.

27421. Had you any conversation with Mr. Boyle in the shop the night before the election?—No, sir, except that.

27422. Did you speak to Mr. Boyle at all?—No, sir; I just came up speaking to Mr. Waterhouse, and I just stood beside him.

27423. Now look at your letter, "guaranteed and brought up to poll"?—Yes.

27424. You wrote that to Mr. Boyle?—I did, sir.

27425. You were not intimate with Mr. Boyle at that time?—At the time I wrote this letter?

27426. Yes?—I was not intimate; I was never intimate with Mr. Boyle.

27427. What did you mean to convey to Mr. Boyle by those words?—Well, I think it speaks for itself, but it was intended in jest.

27428. To a gentleman with whom you had no intercourse till two days before?—Certainly, sir; in the way it was done.

27429. What did you intend, when you wrote that letter, to convey to Mr. Boyle by the words "guaranteed and brought up to poll by Joseph Parker"?—I deny the veracity of that letter altogether.

27430. What, sir?—I deny that remark altogether. They were not guaranteed.

27431. Is that your writing?—It is, sir.

27432. What did you intend to convey to Mr. Boyle by that?—What I say.

27433. Did you intend to convey to him that the names there written were the names of persons for payment of bribes to whom he had guaranteed, and that you had brought up those persons to poll upon his guarantee—did you intend to convey that to Mr. Boyle?—He did not guarantee at all.

27434. Did you intend to convey that to Mr. Boyle when you wrote that letter?—Certainly.

27435. Is that true or false?—It is true.

27436. How do you mean it is true?—It is true I wrote that letter to see if Mr. Boyle intended what exactly he had given me to understand.

27437. What would you have done with the money if Mr. Boyle had given it?—I wouldn't have received the money at all.

27438. You would not?—No, sir.

27439. Did you ever tell Mr. Boyle that this was all chaff?—I only saw Mr. Boyle the one time, so I never told it until this morning here.

27440. You wrote this the day after the election?—So it would appear from the letter.

27441. What conversation had you with Mr. Boyle when you met him at 47, Dame-street, before you went up on the second occasion to the election?—I cannot recollect the words.

27442. Well, the purport?—I told him the number of parties that I heard were lying back for bribes to vote.

27443. How many did you tell him?—Well, I could not tell you exactly, sir; it was something under twenty I should say.

27444. Tell us what passed?—And he said that he did not know that anything could be done, and to come up to Green-street with him; and we got on a car and came up to Green-street.

27445. Did he tell you anything more than that?—Not that I recollect, sir.

27446. Did he tell you that he should make inquiries when he came to Green-street?—That is what we came to Green-street for.

27447. Did he tell you from whom he intended to make those inquiries—did he say it was from Mr. Goodman?—I think Mr. Goodman to the best of my recollection.

27448. He told you that?—To the best of my recollection that was the gentleman that he named.

27449. Were you intimate with Mr. Campbell before you wrote that letter?—I know Mr. Campbell for some years, ten or eleven years.

27450. You were intimate with him?—Never very intimate with him.

27451. You stated in your letter after giving the names of the persons, "I may be able to settle with them cheap"?—Yes, sir.

27452. "I may be able to settle with them cheap, but promised what you mention"; what did you mean by that?—Is that the wording of it?

27453. What did you mean by that?—I did not promise anything, sir.

27454. What did you mean by writing that to Mr. Campbell? (*letter handed to witness.*) (*Witness reads.*) "I got them on the understanding that they should have £5 each." I say that letter is untrue altogether.

27455. Read two or three lines before it at the beginning of the letter?—(*Reads.*) "I may be able to settle with them cheap but promised what you mention."

27456. What did you intend to convey to Campbell by that?—Well, I suppose I meant that they understood that they would get £5 each.

27457. What did you mean by saying, "I may be able to settle with them cheap"?—That was another suggestion of Mr. Waterhouse—young Mr. Waterhouse.

27458. What did you intend to convey to Campbell by those words?—That he should pay those men £5 each. The letter speaks for itself I should say.

27459. What did you mean by saying that you might be able to settle with them cheap?—That was only just a suggestion of my own.

27460. Mr. LAW.—I thought it was Mr. Waterhouse's suggestion?—Well, we read over both those letters and we concocted the two of them.

27461. Did you ever tell Campbell from that day to this that the letter was only chaff?—I did not.

27462. How soon after the election was this letter written?—Well, I really could not tell you.

27463. About how soon?—I should say it would be about the day that Mr. Boyle called on me—or about that time.

27464. That was about two or three days after the election?—It might have been about that. I really have no recollection of what time I wrote them.

27465. Upon your oath was it two days after the last city election, in November, 1868, that you wrote this letter?—I could not tell you.

27466. Was it a week after?—I could not tell you.

27467. Was it a month?—Well, I am sure it was within a month; I could go that far.

27468. Was it last November?—I do not know, sir.

27469. Is it a letter conversant with matters about the last election?—It is.

27470. Just tell me what is the meaning of "O. L. 1855?"—That means Orange Lodge 1855.

27471. What was the meaning of you indicating that to Campbell?—The way that Campbell would know who I was.

27472. What is the meaning of that 1855?—The same as 440 Masonic Lodge.

27473. And was it in order that your identification might be perfect that you put "O. L. 1855?"—I did.

27474. What is the meaning of this: "With your sanction and guaranteed by Mr. Boyle, I got them on the understanding that they should get £5 each?"—I suppose that they should get £5 each.

27475. What did you intend to convey to Mr. Campbell by that?—Read it again, please.

27476. "With your sanction and guaranteed by Mr. Boyle, I got them on the understanding that they should get £5 each." What did you intend to convey to Mr. Campbell by that?—Well, Mr. Campbell in his conversation with me told me that all would be right.

27477. Yes?—And I suppose that those men were to be paid according to Mr. Campbell's arrangement by telling me that all would be right.

TWENTIETH DAY.

December 21.

Joseph Parker.

27478. What did you mean by the expression "I got them on the understanding," did not you mean to convey to Campbell that you brought them up to vote, and got them to vote on the understanding that they were to get £5?—I did, to Mr. Campbell.

27479. And that was a perfect falsehood?—And that was a perfect falsehood.

27480. Mr. MORRIS.—Tell me, Mr. Parker, you first stated to Campbell, on the morning of the election, that there was a certain number of men that wanted money?—That would not vote except they got money.

27481. And you stated at that time that they were to be guaranteed by Mr. Boyle, did you not?—Not at that time.

27482. When was it—within a few minutes afterwards?—Put the question again—

27483. You met Goodman on the morning of the election, and you said, "there are a certain number of men who will not vote without money"?—Yes.

27484. Then Mr. Goodman, as I understand, referred you to Mr. Boyle?—Mr. Goodman did not; I was not speaking to Mr. Goodman at all.

27485. You went to Mr. Goodman?—I did not speak to Mr. Goodman at all.

27486. Did you make use of the word "guarantee," or to that effect, to Mr. Boyle, that time?—I did not speak to Mr. Boyle at that time. It was down in Dame-street that I had seen Mr. Campbell the first time.

27487. Do you ever keep a rough draft of any of your letters?—I do not.

27488. You never did anything of that kind with these letters?—I did not.

27489. Mr. LAW.—Do you swear that?—I do.

27490. How did you select those names in the list you sent to Mr. Boyle?—Most of them are Barnwell's names; there are only about three of my names.

27491. Then are those three marked with a cross, or tick, yours—French, Brown, and Morris?—I will see the list if you like (*list handed to witness*).

27492. You see the three names marked there with a tick, are these three names yours?—The question is, who put those marks there. I would not swear they are my marks.

27493. Do you swear they are not?—I do not swear they are not, and I would not swear that they are. The handwriting is mine.

27494. The figures £40 and £15 at the foot are yours?—They are mine.

27495. Do you not think that those figures have any mysterious connexion with the three names ticked off?—I really cannot explain that.

27496. Do you not believe that you put the ticks opposite those names yourself?—Well, I have no recollection of doing it.

27497. Do you think that those ticks were put there by yourself before you sent the letter?—Well, there are two of them here that are like my ticks, but I could not swear to them. That third one there I do not recognise.

27498. Then these three ticks are your own men, not Barnwell's?—Those are Barnwell's, all.

27499. Which?—French, Brown, and Morris.

27500. Are any of the others on Barnwell's list?—Fitzgerald, Bishop-street; Walker, and Fitzpatrick.

27501. Did Barnwell give you a written list?—I think he gave me a written list of three only.

27502. What did you do with that?—I do not know.

27503. You must give us some explanation of it; where did you get all the names that are in that letter?—I got those from Barnwell.

27504. The whole of them?—No, not the whole of them.

27505. Where did you get the rest?—I got them from Barnwell.

27506. Did you get all the names on that list from Barnwell?—I did not, sir.

27507. Where did you get those which you did not get from him?—Well, Lynn is a plate-polisher in our place.

27508. And having a friendly feeling for him, you put him on the list—is that so?—Well, that was the reason.

27509. Did you not want to give him a £5 note, if it was going?—No, sir; I would not have given any of them money if it was going.

27510. You would not have given any of them money?—None of these.

27511. And what was the meaning of the whole proceeding on the day of the election?—Several of those men had voted before I saw Mr. Campbell at all.

27512. What did you mean by putting Lynn's name into that list at all?—Just to make up a list to send in.

27513. Where was Fitzgerald—was he on Barnwell's list?—He was.

27514. I suppose he was in earnest about getting a £5 note, as far as you knew?—As far as I knew he was.

27515. And would you have objected to giving him £5?—I would not have objected to anybody.

27516. You would only have acted as a go-between to the gentlemen who should arrange the matter, but not have handed the cash over?—No, sir.

27517. And would you have taken the £10 if it was given to yourself?—No, sir.

27518. And that was the reason why you asked for it?—I told you the reason I asked for it, because it was a joke of Mr. Waterhouse's.

27519. And was it for the same reason you asked Campbell every time you met him from that day to this, was the money forthcoming?—Oh that was just a passing remark.

27520. Are both those Lynns in your shop?—No, only one of them.

27521. Where did you get the brother?—The brother is in Mr. Johnson's, in Suffolk-street.

27522. I suppose you put him in, being a brother of the other?—Well, I brought both those Lynns up.

27523. You brought both the Lynns and Batt?—I did not bring up Batt.

27524. Whom did you bring up besides the Lynns?—The Lynns are the only ones.

27525. Did you see Batt on the day of the election at all?—I did; I saw him in Aungier-street.

27526. Did you see him up here at all on that day?—I did.

27527. Which of the brothers is in your shop?—William Lynn is with us.

27528. The other is with Mr. Johnson; what are they—are they freemen?—No, householders.

27529. Had you a lodger upon your list at all?—Well, I do not know whether they were lodgers or householders.

27530. They are not freemen?—Neither of the Lynns is a freeman.

27531. You are sure of that?—I am certain of that; and Fitzgerald is a shopkeeper, and Walker is a shopkeeper, and French is a shopkeeper, and Brown is a shopkeeper.

27532. Was it because you met Batt in the street, as he was going to vote, that you put him on the list the next day?—It was.

27533. He had not voted at the time?—No, he had not; at least he had not voted with me.

27534. Did you gather from him that he had voted, or whether he was going to vote?—Well, I really could not tell you.

27535. When did he ask you about getting money?—In the afternoon.

27536. Upon the day of the election?—The same day of the election.

27537. Was it after the election was over?—Well I could not tell you. I think I met him during the day.

27538. Did you say you met him more than once?—Yes, I think I said I met him in George's-street, and afterwards here.

27539. Would you have given him £5?—I would not have given anyone £5.

27540. If you had seen Mr. Boyle paying the men, would you have interfered to prevent such an enormity?—Well, I do not know whether I would or not; I do not think I would.

27541. What do you think we are to believe about your proceedings on the day of the election, coming up here with Mr. Boyle to get those men a guarantee—do you think we can believe that, although you were so hurried and anxious about getting the money, you would not give it to them?—I do not know what you think.

27542. Why would not you give the money?—Because I would not pay any man for his vote; if others wished to do it, of course I could not prevent them.

27543. Why did you go up for Mr. Boyle that day?—To know if they would be paid for their votes.

27544. And to arrange to bring up the man to give the guarantee, and to act as a go-between between Mr. Boyle and Mr. Goodman on the one side, and Mr. Barnwell and his freemen on the other?—I suppose so. I did not know that Mr. Barnwell's men were freemen.

27545. Did you write to Mr. Campbell that they were freemen?—Yes.

27546. Were they voters?—Voters.

27547. You called them freemen in your list; is that true?—It is a mistake.

27548. Mr. TANDY.—Did you see any young man with a glass in his eye in the neighbourhood of this court-house?—I did not take any notice of him.

27549. Will you swear you did not see him to your recollection?—Well, to my recollection I did not see him.

27550. Did you introduce any freeman to any person in this court-house that day?—I did not.

27551. Do you know Mr. Hall?—I do not.

27552. Of Seville-place?—I do not.

27553. Is young Mr. Waterhouse a freeman?—No, sir.

27554. Did you see him in the neighbourhood of this court-house that day?—I did not.

27555. Is he a voter?—He is not; he is only just of age.

Richard Warneford Boyle, esq., sworn and examined.

Richard Warneford Boyle, esq.

27556. Mr. LAW.—Do you recollect the day of the last Dublin election?—I do.

27557. Do you recollect the last witness Parker meeting you somewhere in the committee-rooms in Dame-street?—No, sir, it was at his own door; we were next door—the Independent Car Committee.

27558. In the county rooms?—Yes, in the county rooms.

27559. At all events you remember meeting him some time, I suppose about one or two o'clock?—I do; well, as to the hour I could not say.

27560. At all events before the election was over?—Oh, yes.

27561. Did he then mention to you the fact of any freemen who were hanging back?—He told me there were voters hanging back.

27562. Did he say what class of voters they were?—No, he did not.

27563. Did he intimate to you that they were hanging back from an expectation or hope of having anything paid to them or secured to them for their votes?—Yes, he gave me to understand that.

27564. Did he ask you to interfere in anyway for the purpose?—He asked me would I first of all give him cars to bring them up. I said yes. He subsequently asked me would I pay them; I said I would willingly if I could legally.

27565. Did anything further pass? I believe you then came up with him to Green-street?—Mr. Parker was going up to Green-street, and I got on the car, because I could not go into the election offices on the Conservative side in consequence of being connected with the car committee, at least the legal advice that we had was, that we were not to go to those committee-rooms directly or indirectly. I came up to ascertain the state of the poll, and the general way the election was going on.

27566. And do you remember whether Parker had told you at this time when you met him, that he had voted himself?—He did not mention that.

27567. But you remember that you came up and that you had a conversation with some one—you did see Mr. Goodman when you came?—Oh, I do not remember, but from what he stated I believe I did. I do not remember seeing Goodman.

27568. Did you come here?—I did, and I very likely did see Goodman.

27569. Do you remember seeing any person when you came up here?—I saw somebody who satisfied me as to the way the election was going on. Whoever it was I have been trying to remember ever since I read the newspaper this morning, because I saw that before I got your subpœna; and after I had done that—I was smoking a cigar—and I remember that I could not have got away from this court-house at all if it had not been for some common woman of the town who clutched at my cigar, and she said, "All right, I will fight your way out for you," and so she did, and I got down to Charles-street.

27570. What time was that—two or three o'clock?—About that.

27571. The poll would close at five—this was about two or three?—Yes, I dare say it was.

27572. Was it in the court-house you met this person whoever he was?—No, it must have been in the part that I came into on the other side.

27573. You mean Green-street?—Halston-street it is, I think Halston-street. I did not come into the court-house at all; I recollect I was too busy with the cars.

27574. Do you mean that it was in Halston-street you met the person?—I met a gentleman, but I cannot say whether it was Mr. White or Mr. Goodman.

27575. But some person in authority?—Somebody or other that I knew was connected with the election, and could give me any necessary information.

27576. Was it inside the court-house or outside?—Oh, outside. I was not inside the court-house at all.

27577. Do you remember seeing Parker near you at the time?—I do not remember seeing Mr. Parker here. We parted; we did not bring the car up here; we stopped in one of the by-streets and we jumped off, and I do not remember seeing Mr. Parker after that, good, bad, or indifferent.

27578. Do you recollect speaking to anyone that day as to the circumstance of those voters hanging back, and being willing to come forward if they were paid?—I do not, and I was much surprised to read it in this morning's paper.

27579. You do not remember that circumstance at all?—Not at all. It would have struck me if I made use of the observation which I was reported to have used:—"It is all right, bring up your men," it certainly would have struck me.

27580. And Parker has repeated that just now?—I was not in court at the time.

27581. He states that when he came up with you here you spoke to Mr. Goodman, and——?—I may have spoken to Mr. Goodman, but I do not remember.

27582. He says that you spoke to Mr. Goodman and that after speaking to Mr. Goodman you turned round to him—he says he was a little distance away from you, not close enough to hear your conversation with Mr. Goodman—and that you said, "It will be all right, bring up your men"?—Well, I believe Mr.

TWENTIETH DAY.

December 21.

Richard Warneford Boyle, esq.

Parker is quite mistaken. I should remember that, if I had said it, and I do not remember a single word.

27583. I do not think he means that you used those very words?—Not even the intent, because I am not going for the words. I do not remember having made use of such an expression, or anything to that effect.

27584. You remember that you and he came down on a car here?—Yes.

27585. Did he tell you in Dame-street that there were voters hanging back and expecting money?—Oh, I think it was some time before I came here that Mr. Parker told me that. I think he had been in and out of the county offices in the morning, as well as I can burden my mind. I am not positive; but I think so.

27586. But he did come up to the court-house with you?—He did.

27587. What was the meaning of coming up with you?—Well, he had asked me for cars, and as well as I know he came upon the same sort of business as I came myself, to inquire about the election, or to see after those men that they got cars. I did not know that they were freemen, but I now conclude, by looking back to it, that they must have been freemen. I heard Mr. Parker saying since I came into court that those were not freemen on his list.

27588. On the list that he sent to you he says there were one or two that were not freemen, but the others were?—I thought he said they were not.

27589. You understood, at all events, that his driving up here with you had some relation to those voters that were hanging back?—Oh, yes; but I thought he wanted to inquire about the election as much as I did, because he was running about that day. I had seen him very often, because he was next door.

27590. Do you remember seeing him in the shop the evening before?—Probably, I have no recollection. I might, for I went into Mr. Waterhouse's on my way to the car committee, which met the day before. I went in there and asked Mr. Waterhouse how he would vote, and I think he gave me the answer, "I don't care to vote at all, it would too much interfere with my business to make flesh of one and fowl of another."

27591. Do you remember whether you asked anyone in his establishment?—I asked the question whether there were any of his people who would vote, and I think Mr. Waterhouse mentioned two people in his house, and I think they both stated they would vote for the Conservatives. I think one of them was Parker, and I don't remember the other at all. That was all I knew of Parker. At all events, if I saw him that night I had not any conversation with him; but I saw him next day going into Mr. Waterhouse's, and I knew him as one of his assistants.

27592. Do you recollect whether it was Mr. Goodman you spoke to here to-day?—No, I tried to do so, but I cannot recollect whether it was he or not.

27593. At all events you spoke to someone?—I did; to somebody or other who would be able to give me information about how the election was going. It was well in the day when I asked that question.

27594. Do you recollect that you spoke to some person in authority as to those voters that were hanging back—do you recollect that circumstance?—I do not believe that I ever did; if I did I should remember it.

27595. You do not believe it?—No; positively not, because it is a circumstance I should remember.

27596. Parker had asked you in Dame-street about those men?—He had; and I told him I would willingly spend £20, if I could legally, for the sake of the election, but that I could promise him nothing.

27597. Do you recollect receiving this letter from him?—I remember Mr. Campbell the next morning coming into the office and giving me a letter; I tore it open and handed it back to him, and said "I cannot do anything; everybody says I should be wrong in paying anything for anybody."

27598. Who brought this letter to you?—I think Mr. Campbell did.

27599. Are you certain of that?—No; I think it was Mr. Campbell—is that addressed to me?

27600. Yes?—Well, I think there was a letter brought to me by Mr. Campbell.

27601. (*Reads*)—

"DEAR SIR,—Attached you have a list of the parties I went to yesterday evening after seeing you; where shall I apply for same?

"Yours respectfully,

"J. PARKER.

"—— Boyle, esq."

Then again, "guaranteed and brought to poll by Joseph Parker," with a list of the names. Just look at that? (*Letter handed to witness*)—No; I should not remember it, because I see so many letters perpetually.

27602. You would not remember it?—I should not remember it a bit.

27603. Do you remember getting it?—I gave it back to Campbell; I would have nothing in the world to say to it, for every side said that I should be perfectly wrong, and that, in fact, I should be liable to the law. I told him that I would have nothing in the world to say to it.

27604. Did you call within a day or two, at all events, after you saw this letter which was handed to you—did you call at Waterhouse's and speak to Parker?—I think not.

27605. I do not know whether you were here listening to what Mr. Parker swore. He stated, as I understood him, that you came to Waterhouse's, and said you had received his letter, and that nothing could be done for a fortnight?—Well, I certainly never told anybody that nothing could be done for a fortnight. I told anybody I did have any communication with, I could not do anything. I did not remember about any person coming to me, and it was only after reading the evidence this morning I remembered a person coming to me. It was some days after the election, and I told whoever did come, I could not have anything to say to it at all.

27606. It was the bearer of the letter you said that to, you think, whoever that was?—Yes.

27607. Can you undertake to say Parker is not stating the truth when he says you mentioned to him, on the only occasion you spoke to him on the matter or he to you, that nothing could be done for a fortnight, or at present?—I don't mean to say he would not tell the truth, but I say he is mistaken as to the conversation we had. I had a conversation with Mr. Parker, I believe in the street, and I believe it was exactly to the same effect as the answer I gave to the letter he sent.

27608. When you had the conversation you had with him in the street, how did it begin? Did he address you on the subject?—I really don't know whether he did or not.

27609. How did it arise?—I may have stopped to speak to him, to condole with him as to the way the election had gone, both the candidates being personal friends of mine, but I distinctly said I could not have anything to do with it, as I was told by all sides it was perfectly illegal for me even independently to bribe.

27610. Did you say to him nothing could be done at present?—No; I don't think it likely I could say that.

27611. Your recollection is, Mr. Boyle, that you not only did not mention a fortnight, but that you did not intimate that anything could be done at any time?—No; for it was the general impression on my mind after learning what had been said by the people in the Commercial Buildings about bribery, that no one dare bribe at any time, or in any way. There were a great many barristers there, and they were talking about a great many things.

27612. Are you positive you never said it?—I am. To the best of my knowledge and belief I did not say it, or anything approaching to it.

27613. You knew pretty well who the gentlemen were that were conducting the election on behalf of Sir Arthur Guinness and Mr. Plunkett?—I did generally —Mr. Julian, Mr. Sutton, Mr. Williamson, and Mr. White. I did not know Mr. Goodman was, though I knew he was very much in and out. I thought they were the four gentlemen for the two candidates.

27614. Do you know Campbell's appearance at all? —I knew him in the Registration Office.

27615. I mean by sight?—I knew him by appearance.

27616. Do you know whether you spoke to him on the day you came with Parker?—I don't recollect opening my lips to Mr. Campbell.

27617. Can you now recollect who the person was you spoke to here?—One of the heads of departments. It might be Goodman, White, or Williamson. I would not have known anyone there unless I spoke to them.

27618. Do you say it was either Goodman, White, or Williamson you spoke to?—I should say it was. I don't know which of them it was, but that is my belief. I would have spoken to one of the heads of departments; so as to get at the truth.

27619. Do you recollect whether you spoke to Mr. Parker at all after speaking of bribery with him?—I don't recollect ever speaking to Mr. Parker, or that I saw Mr. Parker afterwards.

27620. Were there a great number of people about? —A great number—lots of people. The place was thronged.

27621. That was the time you had a difficulty in getting away?—The only time I was there at all.

27622. Did you find a car afterwards?—No, I think somebody walked back with me.

27623. Did Parker walk back with you?—Certainly not.

27624. Your recollection is you did not see Parker at all afterwards?—My recollection is I did not see Parker at all, good, bad, or indifferent.

27625. You recollect receiving a letter?—I recollect somebody calling.

27626. Could it be Mr. Parker?—No; I think it was Mr. Campbell.

27627. Do you know young Mr. Waterhouse?—No, not even by sight.

27628. I believe Parker said he sent the letter to you?—I did not know who came, but it was sent by some hand.

27629. It might not be Mr. Campbell you know? —I know somebody did call, and from reading Mr. Campbell's evidence; I think he stated he brought it to me. I think so, and that's what makes me think it was him. I am now taking it from the morning papers. I know the letter came by hand, and whoever brought it got it back.

27630. Here is what Mr. Campbell said, "Mr. Boyle was introduced to me by Mr. Parker. Mr. Parker said it was a pity that men should be holding back. I went up to Mr. Goodman and introduced Mr. Boyle to him. While Mr. Goodman and Mr. Boyle were talking, Mr. Parker and I were talking also. Mr. Boyle came over to us from Mr. Goodman. He said, that is all right, Mr. Goodman has guaranteed the money, and it will be all right. Mr. Boyle then went off with Mr. Parker, for the purpose of getting the men polled, and the day after the election, either the day after or the second day after the election, I got these two letters. One is addressed to Mr. Boyle by Mr. Parker, giving the names of the parties he guaranteed. Mr. Boyle and Mr. Parker came back afterwards. Mr. Parker told me to come to his private place of business, at Waterhouse's in Dame-street, next door to the county-office. He brought the letter that was addressed to me, and said we can do nothing for a fortnight or so. Mr. Parker having men whom he guaranteed, annoying him for money, wrote to me the letter which you see is addressed to me, giving me the names of the parties, already enclosing the letter which Mr. Boyle brought back." That is Campbell's account. Parker's is substantially the same. He represents you as saying to him, "That it will be all right, bring up the men." What I think is, that Mr. Parker may be extremely sanguine, and might have thought that; or maybe he understood a great deal more than I said or meant to convey. I certainly did not wish to convey that. Of course I meant to convey I would not do more than the law would admit of. Unless the law admitted of it I would not give anything, but if the law allowed it, I would not mind spending £20.

27631. When you came up here whoever you saw, probably Mr. Goodman, to whom you were introduced? —I did not require to be introduced to Mr. Goodman, for I knew him when he was at the Registration Office for a long time.

27632. Whoever it was, did you speak to them on the subject which Mr. Parker mentioned?—No, I would remember that.

27633. Is it possible you would have said to Parker that "It is all right," or anything of that kind?—I could not help remembering it. Unless I am a fool I could not help remembering it.

27634. Did Parker speak to you on the subject of the letter?—No, except the time I mentioned, when we met in the street close to his own door.

27635. Tell us what passed?—I cannot recollect it. He said, "Is there anything going to be done for them?" I said, "Nothing at all; nothing can be done for them, good, bad, or indifferent."

27636. I suppose you did not understand Mr. Parker's subsequent application to you was only in the way of funning?—No, I did not. I did not know Mr. Parker until this last election. I don't know that he ever polled these men.

27637. He says now he did not?—Oh, he did not.

(*The shorthand writer here read portion of Parker's evidence.*)

Mr. TANDY.—Do you remember any occurrence of that kind at all?—I do not.

27638. Will you undertake to say no such occurrence did take place?—To the best of my memory it never did occur. I don't remember being in the court-house at all, except the time I voted. That mentions I was in the court-house. I don't remember being in the court-house, except the time I voted.

27639. The important point is you went up to Mr. Goodman?—I don't remember Mr. Goodman. Whoever it was it was one of the persons who must know about the election. That was all I can remember.

27640. At all events the important point of it was, whoever that gentleman was, when you returned from the conversation with him you said to Parker, "get the men up, and it will be all right?"—All I can say is to the best of my knowledge and belief I never uttered these words.

27641. Or any words to that effect?—Or any words to that effect.

27642. Will you go farther than to state to the best of your knowledge and belief you did not utter them? —To the best of my knowledge and belief.

27643. Will you state positively you did not utter them?—I will state positively as far as my memory goes.

27644. You cannot go farther than that?—I am on my oath to state the whole facts as I believe them to be true.

27645. Yes, but Mr. Parker states very positively that you did make use of this expression?—I have a great regard for Mr. Parker's word, but I cannot recall to my mind that I ever did make use or intend to make use of these words.

(*The shorthand writer at the request of Commissioner Tandy read portion of Mr. Parker's evidence.*)

27646. Do you recollect anything of that kind occurring?—No, I do not recollect meeting Mr. Parker in the street. I recollect telling him it would be perfectly illegal. He made some observation now that I recollect it very like that, "that these scoundrels don't deserve anything."

TWENTIETH DAY.

December 21.

Richard Warneford Boyle, esq.

27647. But do you recollect as is stated by Mr. Parker, that you said to him he should wait for a fortnight?—I don't believe I ever said, "wait for a fortnight."

27648. Or any words to that effect?—Or any words to that effect. Mr. Parker must have been mistaken as to the whole tenor of the conversation.

27649. Mr. MORRIS.—In the first conversation with Mr. Parker you said you would be very glad or willing they should get something if you could legally do it?—I could not give them anything because I thought legally I could not.

27650. You thought that legally you could not?—Yes.

27651. Now supposing it were said or understood that you had given them a guarantee, or that a guarantee had been given, would you consider that legal?—Certainly not, I call that the same as paying, I cannot see the difference between promising to pay £50 and paying it.

27652. It is not promising, it is only promising if another fails, but at all events you distinctly say there was nothing whatever as to guaranteeing or paying came across your mind?—Decidedly not.

27653. The strong impression on your mind is that you did not see Mr. Parker that day after?—I don't think that after we separated in the crowd I ever saw him that day.

27654. Mr. LAW.—You were here for only a very short time?—I only just came in before the last witness went down.

27655. I mean the day of the election—you were not long in the court-house that day?—I don't think I was five minutes, very likely altogether. I got out of the crowd as quickly as I could, and I could not get back by Carlisle-bridge, for they were pelting people going that way.

27656. When did you first hear the rumour of any bribery having taken place at the last election?—Oh at the petition.

27657. Did you not hear it before that?—I heard it when I saw that Mr. O'Shaughnessy and Mr. Woodlock applied for a petition against Sir Arthur Guinness.

27658. That was the filing of the petition which took place on the 15th of December—had you not heard it before that?—I don't believe I had.

27659. Did you know anything of Mr. Foster?—Never saw him but once, and I never spoke to him.

27660. Where was it you saw him?—I saw him coming out of Dame-street.

27661. Out of the offices?—I believe out of the offices—at all events he was passing by the house.

27662. When you were up here on the day of the election—did you notice any young man with a glass in his eye?—Oh, I never saw one. Moreover the crowd was so great I could not see.

27663. Did you ever hear a speculation as to who he was?—Never. I never heard of a young man with a glass in his eye till you sat here.

27664. It was mentioned before the judge?—I never sat in the court during the petition but once, and it was on a Saturday afternoon.

27665. I understand you to say you did not know that young man?—Not the slightest, I did not know of him till the evidence here.

27666. Were you referred to or consulted in the preparation for the election?—Not the slightest in any way.

27667. Did you hear of any sum of money having been got out of your bank at the time of the election?—If you look to the indexes of all our ledgers—and you can have them at any moment—you can judge from the character of the names. We are not so fond of parting with money without knowing why. I am quite sure Sir Arthur Guinness knows no more about corruption than I know.

27668. Had you anything to do with the election of 1865?—Not a single thing, except making an inquiry at the office how it was going. It was only after the new bill came out two or three of us met, and agreed to have an independent car committee, and that is the way I got to have anything at all to say to this one.

James Saunders.

James Saunders sworn and examined.

27669. Mr. LAW.—Where do you live?—90, Chatham-street.

27670. Are you a voter?—I am.

27671. A freeman?—Yes.

27672. What is your trade?—Boot-maker.

27673. Have you been for many years a freeman?—Yes.

27674. Ten years?—Twenty years.

27675. You were not a freeman in the time of the old corporation?—I don't know. I think it was in forty-seven I was admitted.

27676. Did you vote at the last election of sixty-eight?—I did.

27677. Do you recollect on that day seeing, or being told, of any young gentleman that was remarkable by having a glass in his eye, giving tickets?—I saw a young man there with a spyglass.

27678. Where was he when you saw him?—He was, I believe, in the court-yard.

27679. Was that at the Green-street or the Halston-street side?—The Halston-street side.

27680. Was he near the steps of the court-house?—It was inside in the gateway he was.

27681. Did anybody call your attention to him on that day?—No.

27682. Did any voter or other person mention to you that day, that this young gentleman or any person else was giving tickets?—No.

27683. Did you hear of any money going that day?—Yes, there was a man told me there was money going.

27684. Who was that man?—His name is Thompson.

27685. Is it the Thompson who was examined here; George Thompson?—I believe it was a low-sized man.

27686. Is it George Thompson who was examined here the other day?—Yes, that was the man. I did not see him examined here.

27687. Is he a writing clerk?—He is.

27688. Is it the man do you know, who had been in Mr. Sterling's employment?—I don't know.

27689. What did he tell you?—He told me there was money going, and he introduced me to a young man.

27690. Was that the young gentleman I have been asking about, that had the glass, or another?—Another.

27691. Will you just tell us what passed when he introduced you to this young gentleman?—He asked me to go in and vote; oh, no, said I, I am not prepared to go yet, I am rather busy. I was working hard for Sir Arthur Guinness.

27692. You were bringing up voters I suppose?—Yes.

27693. Did he say it would be all right, or anything of that sort?—He asked me to go in to vote, and that all would be right afterwards.

27694. Did you see any other person speaking to that young gentleman in the course of the day?—I did not mind.

27695. Did you see others going up to him in the same way?—No, I did not stop.

27696. Do you see Thompson in the court-house now (*here a man stood up in the gallery*) Is that the man?—No, that is not him.

27697. Do you know two Thompsons, brothers?—No, I only know the one.

27698. Do you know what the Christian name of

your friend was?—I do know two Thompsons. That is a brother of his.

27699. Is it Watkins' son-in-law you know?—I don't know Watkins.

27700. Do not you know Watkins of Finglas?—No.

27701. Is the brother of that Thompson you know a married or a single man?—A married man.

27702. Was it he that told you?—It was.

27703. About what hour of the day was that?—It was about twelve o'clock in the day.

27704. And he brought you up to the young gentleman who was outside?—Yes.

27705. Where was the young gentleman when Thompson introduced you to him?—He was walking up and down outside the gate of the court-yard.

27706. Suppose you went out of the Court into Halston-street—was he walking at the left hand side or the right hand side?—At the right hand side, up towards North King-street.

27707. By the rails or the gate?—By the gate.

27708. Nearly opposite the Temperance Hall?—Yes.

27709. Did you see him there more than the once?—I saw him through the day.

27710. Now, did you know him?—I never saw the man before to my knowledge.

27711. Did you ever see him since?—I saw him once since.

27712. Where did you see him?—I saw him going down Grafton-street about a week after the election.

27713. He was quite a young man?—A young man.

27714. You told him you were not in any hurry to vote? At twelve o'clock had you any number of friends with you that you were bringing up to the poll?—Not at that time.

27715. Were you employed as polling clerk?—No.

27716. Had you any employment that day to bring up voters?—I was working at the election from the time it commenced, and made myself generally useful in the way of bringing up voters.

27717. Who was it sanctioned your working in this way at the last election? Did you apply to Mr. White or anybody?—No, I did not.

27718. You did it of your own accord?—Yes, as a volunteer.

27719. Had you been in the habit of doing that at previous elections?—Never did it before.

27720. I thought you said you had been always in the habit of doing it?—I have been always working at every election.

27721. We shall take the election of 1865. Did you work at that election?—I did.

27722. In what way?—I was clerk in the office in Westmoreland-street.

27723. Preparing with Mr. Gibson and Mr. Atkinson for the election?—Yes.

27724. I suppose there were a great number of clerks there also along with you?—I suppose from fifteen to twenty.

27725. Were you paid a weekly salary?—Yes.

27726. What was your salary a week?—£1 5*s.* a week, and one shilling an hour for overtime.

27727. Were you paid in the ordinary way that persons are paid when they are taken that way?—I was paid every week.

27728. Did they take anything from you?—They stopped some of the overtime until the election was over.

27729. Did they take any acknowledgment from you? Did they take I. O. U's from you?—No.

27730. Did they pay you regularly?—What election do you mean?

27731. 1865 I am talking of?—No, there was no I. O. U's. There was no necessity for it.

27732. They paid in the ordinary way?—Yes, one 25*s.* a week.

27733. And overtime besides?—Yes.

27734. Until the day of the election?—Yes.

27735. Were there more of the clerks in the room freemen besides yourself?—I don't know whether they were freemen or not, but there were a great many clerks there.

27736. Were you employed at all prior to this election?—No, I was not employed. I became a volunteer. I volunteered my services.

27737. Were you employed previous to the last election in the revision at all?—I was.

27738. That was in 3, Dame-street?—It was.

27739. I suppose there was a large body of you there?—There was a good number.

27740. Were there many freemen amongst the clerks?—I could not say.

27741. How were you paid?—I was paid at the rate of £1 a week, and a shilling an hour additional for overtime.

27742. Were you paid as you had been paid in 1865, without any difficulty or peculiar arrangement?—Oh, yes, paid every Saturday.

27743. Did they take I. O. U's from you then?—No, not during the revision.

27744. When the revision was over, did you move across to 47, Dame-street, along with the rest?—I did.

27745. When you went across did they starve you or give you any payment?—They gave me no payment at all. I got £3 on an I. O. U.

27746. Have they ever sued you for that £3 yet?—They did not.

27747. You would be rather surprised if they did. Would you not?—I suppose they did not intend to sue me.

27748. Did they make you sign any of the gratuitous service papers?—No.

27749. The gratuitous papers were not printed at that time, I believe; they were not invented at that time?—No.

27750. The newest device in your time was the I. O. U's?—Yes.

27751. Did they pay you the whole £3 at once?—They did not.

27752. Was the I. O. U. for £3?—£1 each.

27753. Each I. O. U. for each pound?—The whole I. O. U. for each pound.

27754. Was it Mr. Hodson gave it to you?—Mr. Hodson gave it twice, and I think Mr. Bloxham once.

27755. And was that what the other clerks had?—I don't know anything except about myself.

27756. Were you called in together or called separately?—Separately into the room.

27757. Did you see what Mr. Bloxham or Mr. Hodson did with the security when he got it?—The I. O. U.'s.

27758. Yes?—They put them on the file.

27759. Do you know what became of them all?—I do not.

27760. Do you think they have got them still?—I cannot tell.

27761. That was after you moved across to 47, Dame-street?—Yes.

27762. Were the payments made in 47, or did every man come over to No. 3?—The payments were made in 3, Dame-street.

27763. Did you come across one by one and get paid?—Each separate.

27764. What day of the week were you paid?—Saturday.

27765. Who wrote the I. O. U's. for you? Was each man to write his own I. O. U.?—Generally.

27766. They had no printed forms of I. O. U.'s?—No, not at all.

27767. Was the I. O. U. addressed to anyone?—It was not addressed to anyone in particular.

27768. It was addressed to the file in fact. Did you not think it was great nonsense trying to throw dust in the eyes of people?—I did not mind about it, so I got the money.

27769. Then I suppose you remained working? There was a good deal of hard clerk work to be done at 47 up to the time of the election?—I was not a clerk in 47.

TWENTIETH DAY.

December 21.

James Saunders.

27770. What were you doing there?—I was I believe for the first week or a fortnight placed as a guard over the door to prevent a rush of people coming up.

27771. To watch the door?—Yes.

27772. Not to let people in abruptly on them?—Yes.

27773. Was that in the room on the first floor?—No, it was on the second floor.

27774. Do you mean the floor over the hall?—Over the drawing-room.

27775. Who occupied that room?—That was specially for the candidates.

27776. Were you in charge of the door when the candidates were not inside?—Yes.

27777. Could you not lock the door?—No, for when parties came up inquiring for them I referred them to other gentlemen that were in the house.

27778. If any man came up at that time and wanted to sell a lark or a parrot, where did you send him to?—I think I would be inclined to give him a kick in the behind and send him about his business.

27779. There were no such applications made to you?—No.

27780. Tell me, when Thompson told you there was money going the day of the election, did you convey that information to anybody else? Did you tell it to any of the men who were about coming up to vote?—I did not, not a word.

27781. Did you not intimate to any of those you were so bringing up what you had heard from Thompson?—I did not bring up many.

27782. I think you said your business was bringing up voters?—There was only one man I spoke to. He said, there were men hanging back and would not vote unless they got money.

27783. What did you do with him?—I told him I did not think there was any money going at all. "However," I said, "I will see." I went up to this young man and told him, and he asked me where they were. I told him they were down below here.

27784. Down below where?—I believe in Little Britain-street at the time, at the corner of a lane. He told me to go down and he would be after me. So I went down and waited for some time, and he did not come, so I went away.

27785. Where were those men that were in Little Britain-street, were they in a house or what?—About the street.

27786. Who did you hear was the leader of them?—There was only one man I spoke to.

27787. What was his name?—Hassett—Joseph Hassett.

27788. Did he say how many wanted money?—He did not say.

27789. He intimated there was a number of them?—He said there was a lot.

27790. Then you mentioned it to this young gentleman, he promised to come down, and as far as you saw did not? He did not follow you down to Britain-street?—He did not.

27791. Did you see Hassett when you expected this young man to come down? Did you see Hassett when you went back to Britain-street?—Yes.

27792. Did you tell him the young man was coming?—Yes.

27793. Did you wait?—I left him there and I went away. It lasted some time and he had not come, and I came back.

27794. I presume this was after you were introduced to this young gentleman by Thompson?—Yes.

27795. You did not know him before? Did you know before Thompson spoke how that young gentleman was engaged?—I did not.

27796. Did you know Mr. Foster?—I didn't.

27797. You did not know him at all?—I did not.

27798. Did you know Mr. Hall?—I did not.

27799. And as I gather, you did not know this young gentleman, was his name given to you?—I heard afterwards his name was Mr. Boyle.

27800. He told you his name was Mr. Boyle?—He did not tell me that the young man was there was Mr. Boyle.

27801. What was it you heard?—Well, when I found he was not coming down I went over to 47, Dame-street to see if I would know any person there to tell about these people who were hanging back, and the first man I saw was Mr. Bloxham.

27802. In 47, Dame-street?—Yes.

27803. About what time was it that you got to Dame-street? Was it about two o'clock?—No, it was not so late as that.

27804. About one o'clock?—Between one and two.

27805. You saw Bloxham, and told him that these people were hanging back, what did he tell you to do then?—He told me to go over to Mr. Boyle.

27806. To where?—24 Dame-street. I met this same young man on the lobby with some young man, the young man that I had spoken to previously. I asked him could I speak to Mr. Boyle. He asked me what I wanted. I told him Mr. Bloxham sent me over, that a lot of men were waiting yonder and would not vote, and that I wanted to see to get some consideration for them. He said, "Go and I will be over after you."

27807. Go over to where?—To Green-street.

27808. Did you leave him then?—I left him then, and came back and found that the men were gone.

27809. Hassett's party were gone?—Yes.

27810. Did you see the young gentleman you had the conversation with at 24, Dame-street, afterwards in Green-street or here about the court-house?—I did not see him after that.

27811. Were there any other persons who spoke of getting something for their vote that day besides Hassett and his lot? Did any of the men you brought up to the places they ought to poll, tell you they expected anything?—No, the men I brought up did not say they expected anything.

27812. Did they intimate they would like it?—They did not.

27813. Did any men except Hassett's lot?—The parties I brought up were highly respectable.

27814. How were you engaged here on the day of the election, the greater part of the day? What time did you come here?—In the morning. I started at half-past seven.

27815. For Green-street?—No, I took a cab and went to the mens' houses and routed the voters out of their beds.

27816. And brought a car full of men?—No, I hurried them.

27817. Who supplied you with the car?—No one supplied me with a car. It was a cab I had. It was lying opposite 47, Dame-street. I took the cab on my own responsibility. I don't know who paid for it. I did not pay for it.

27818. You thought the cab belonged to the office and you drove off?—I did not care who it belonged to. I fancied it at all events.

27819. Did you bring a cab full of voters to the court-house, Green-street?—No, they were electors, not freemen.

27820. What time did you get to Green-street first that day?—I think about eleven o'clock. On my coming from Island-bridge I called on a man in High-street. I called on two. There was one voter coming back after voting. He is a doctor. I called on another and I brought him.

27821. A freeman?—Yes, that was about nine o'clock.

27822. What was his name?—Laffen.

27823. That was in High-street?—Yes.

27824. What is he?—He is in the leather trade; he is a leather cutter; he has a leather shop there.

17825. Do you remember seeing the young man you were afterwards introduced to, or anybody like him, in Halston-street when you were here at nine o'clock?—No, I did not go round to Halston-street. I was in Green-street.

27826. Are you sure Laffen was the man's name?—Yes.

27827. You went away and were occupied afterwards with other voters?—Yes.

27828. Did you bring voters from some other place in the city?—No, I was principally looking after the freemen after nine.

27829. May we take it, that from nine o'clock you were chiefly engaged looking after the freemen one way or the other?—Yes.

27830. When you brought Laffen at nine, did you remain in or about Green-street the remainder of the day?—No.

27831. You went out for others?—Went for others.

27832. Who was the next man you went to?—I could not tell you. I had the freeman list in my pocket.

27833. Was that a list of the whole of the freemen of Dublin?—No, the wards I canvassed.

27834. You had a list for canvassing before that?—Yes.

27835. Where did you get the list?—I got it at 47, Dame-street.

27836. They had given you a list for canvassing. Was that a list on a card or a printed list?—A printed list.

27837. The names were printed?—The names of the freemen in each ward were contained in this list.

27838. Were the lists you got for canvassing lists of all the districts of the city or of a particular ward?—A particular ward.

27839. What ward?—Usher's-quay, I think, had the Liberties.

27840. It was not the South City Ward?—No.

27841. Usher's-quay Ward you had. How many names were there on that list?—I could not tell you.

27842. Forty or fifty?—I can bring it to you.

27843. This list you had got some little time before the election?—Yes.

27844. About a fortnight or so?—Yes.

27845. You had been engaged canvassing them before the election?—I had.

27846. And I presume you had marked off the persons you would look after?—I had.

27847. In the course of your canvass, I suppose many of them said they would be glad to vote for you?—Yes.

27848. Did any of them intimate to you that they would be glad to vote, but that they would like some kindness to be shown to them if they did vote?—The majority of the people living about the Liberties look for remuneration for their votes, and intimated the same to me.

27849. They were very willing to vote in the way you asked them, but they expected some kindness would be shown to them in return?—Yes.

27850. As long as you know the district is not that pretty much the way this class of voters were willing to act?—Yes, with that class of voters it is.

27851. Upon the list you had you marked each voter as you called on him?—generally.

27852. Will you be good enough to-morrow morning to give us the list?—I will.

27853. You were not, I suppose, all day going round bringing these people in—sending them in?—I was always about watching through the booths.

27854. Did you bring any of these freemen in a cab or car, except the one man you speak of?—That was the only one I brought.

27855. You only went to others?—I went to several other parties, and they had gone.

27856. About how many hours in the course of the day, between eight, when it began, and five when it closed, did you spend here? Did you spend half your time here?—I suppose three or four hours at least. I dare say I spent three hours about here.

27857. What were you doing the greater part of the time?—I was looking after voters.

27858. Were you bringing up voters to the poll?—Yes.

27859. While you were here with the exception of Hassett's lot, did you hear from any of the voters you were dealing with that day that they hoped they would be remembered, when all was over?—No, the parties I brought up were very respectable gentlemen.

27860. Did you hear expressions by any freemen that day that they hoped they would be remembered hereafter?—I was speaking to a great many poor voters, and a great number of them were anxious to see the face of Her Majesty's picture.

27861. I suppose the truth is a great number of them that day, though they did not speak of the money were looking for something or hoping something would come?—I dare say they were.

27862. Did they express themselves so to you?—Some of them did express themselves to me.

27863. Had you anything to do with the polling booths that were at the Temperance Hall?—There were some booths there.

27864. I fancy the letter T. or something would be over there. Did you poll any voters there?—I did.

27865. By-the-by did you see Mr. Williamson and Mr. White that day?—I did. I believe they spent the greater part of the day in walking about and seeing everything was all right. I saw Mr. Williamson but I did not Mr. White, in the Temperance Hall.

27866. Where was Mr. Williamson when you saw him?—He was in the office over in the Temperance Hall.

27867. Was he in the office with Mr. Byrne?—I did not see Mr. Byrne at all.

27868. Did you know there was a room over the place where the booths were, where there was a number of clerks?—That is the room I allude to where Mr. Williamson was.

27869. That was the one where the door was chiefly kept locked during the day?—I don't know. It was not locked when I was in there.

27870. I believe the arrangement in the Temperance Hall was that there was one place at the top of the lobby where there were three or four clerks filling tickets for persons who had lost theirs?—Yes.

27871. It was in that room you saw Mr. Williamson?—The first room as you go upstairs.

27872. Did you know what sort of work was going on in the room where Mr. Williamson was?—I did not.

27873. Was it there the clerks were filling the tickets. Was that the class of clerks that were in the room Mr. Williamson was in?—I am not aware.

27874. Did you not see Mr. Byrne there that day?—No.

27875. How many clerks were there with Mr. Williamson?—I think there were three or four.

27876. Now I speak of another room in which there appears to have been a great number of clerks—twenty or thirty?—It would not contain more than four or five.

27877. Are there not two rooms?—It is one room with a little partition running across to divide them—to make them separate.

27878. Was not there a large room used for the purpose of social gatherings?—I wasn't in that room.

27879. It was a room where friendly societies meet?—I don't know.

27880. When you went up to the Temperance Hall and saw Mr. Williamson what were you doing then?—I went uptairs—I went up along with Mr. Campbell.

27881. To Mr. Williamson?—Yes.

27882. What did you go up to him about?—Campbell asked me to go up with him. He wanted to say a word to me, and I went up with him.

27883. Did you see Mr. Williamson when you went up with Campbell?—Yes.

27884. Will you tell us what passed?—He asked one of the clerks to fill a card, and he gave it to me; "go," said he, "and poll that man."

27885. Who did he say this to?—To me. "Go and poll that man," said he, so I went and polled him.

TWENTIETH DAY.

December 21.

James Saunders.

27886. Was this one of the clerks you took?—No.

27887. Did you take a clerk over with you?—No, I did not.

27888. It was for a voter that he wanted the card filled?—Yes.

27889. Who was that man?—His name was M'Guiggan.

27890. What was he—was he a freeman?—No, I don't think he is a freeman; at least I never knew him to be a freeman.

27891. Where did you find him?—He was in Halston-street. He was along with Mr. Campbell at the time.

27892. Was he in the street as a leader?—He was not.

27893. Did you bring him up with you—did you hear Campbell tell him to come up?—He was along with Campbell. Campbell brought him up, and he asked me to go up also.

27894. Was the card filled and handed to this man, and did you go in and poll him?—Yes.

27895. What did you poll him as?—As a freeman.

27896. Did he give his own name?—I don't know what name was on the card. I don't think he did.

27897. Was Mr. Williamson there all this time?—He was.

27898. What instructions were given to the clerk to fill up the card do you remember?—Mr. Campbell it was that told one of the clerks to fill up a card. I believe he had a list of freemen, and he told one of the clerks to fill up a card for that man.

27899. To fill up a card—you did not understand it was M'Guiggan's own name was put in the card?—It was not.

27900. Can you tell us the name of the man that was on it?—I cannot.

27901. Do you recollect what was the letter you brought him to—was it B, or what was it—did you poll him in the Temperance Hall, or in the Court-house?—I polled him several times.

27902. You polled the same man several times?—Several times.

27903. And was he each time brought back to the clerk in the room in which Mr. Williamson was, to have his card filled up?—He was.

27904. Mr. MORRIS.—Are you quite sure of that?—I am.

27905. Mr. LAW.—Was Mr. Williamson there all the time?—He was.

27906. Did Mr. Williamson make any observation about it?—Not that I heard.

27907. Can you tell us the name of the clerk who filled up the card?—I did not know any of them.

27908. How many clerks were there—were there three or four?—Three or four.

27909. The Commissioners do not know the arrangement of the room—it was a small room I think you say?—A small room.

27910. There was a table in it for the clerks to write at?—Yes.

27911. Where was Mr. Williamson?—He was at the head of the table, and used to be standing.

27912. And the clerks were sitting at the table?—Yes.

27913. How far was Mr. Williamson from where you and Campbell, and M'Guiggan were?—He was at the very head.

27914. Was he as far as I am from you?—Not quite so far.

27915. As far as that red book is now?—Yes, about that distance.

27916. About a yard and a half?—About that distance. It was a small table.

27917. And when Campbell and you brought up M'Guiggan to have this operation performed on him, was it done in a whisper, or was it done openly?—It was done openly.

27918. Do you mean that Mr. Williamson could hear what was going on if he was not deaf?—I don't know that Mr. Williamson knew what was going on.

27919. If he was listening could he have known?—He was not applied to, I know, but it was done in his presence.

27920. It was Mr. Campbell told the clerk to fill up the card? Did he whisper to the clerk or speak out?—He did not whisper. He said, "Fill a card for this man in the name of ——

27921. He said, "Fill a card for that man," and you took M'Guiggan out to personate him?—Yes.

27922. You brought M'Guiggan back, and Campbell said, "Fill a card for this man" again?—Yes.

27923. How often did M'Guiggan act in that capacity that day—as a representative man?—I could not say how many times.

27924. Half a dozen times at least?—He acknowledged to me himself he acted nine times.

27925. Was M'Guiggan produced each time to have his card filled?—He was.

27926. Did he get any refreshment after having gone through this process?—Yes, after the poll was closed Mr. Campbell kindly brought him and four or five of us and gave us a glass of grog each at Findlater's.

27927. Were there any other gentlemen who were employed in the same way?—There was a man of the name of Ryder.

27928. Where was Ryder?—He was acting in the very same way.

27929. Where was he got? Was he found in the court?—He was along with Campbell too.

27930. Did you see Campbell find him, or did he appear to be attached to Campbell all day?—I don't know that.

27931. You do not know where he was found for the purpose?—At the time I saw Campbell these men were about the Temperance Hall.

27932. The staff was pretty well collected about the Temperance Hall that time?—Yes.

27933. How often did you put Ryder through this operation?—I could not tell how many times, but he acknowledges he personated six times.

27934. And was he brought back each time to have the card filled at the table you speak of?—Yes; Campbell went up and gave him the card.

27935. Did you always go up with Campbell?—Not at all times.

27936. Any time you did go did you find Mr. Williamson in the room?—I did.

27937. What is Ryder's name?—I don't know.

27938. Do you know what M'Guiggan's name is?—I believe it is Alexander.

27939. What is he?—I don't think he is any particular occupation.

27940. Where do you say he lives?—In D'Olier-street.

27941. What part of it?—I don't know his number.

27942. How do you know he lives there? Is he a servant, or what is he? Is he a householder?—No. I believe his father is a caretaker of some house in it.

27943. I am told that his local habitation is in the house of the Irish Church Missions. Is that so, do you know?—I don't know. I suppose it is some empty house his father takes care of.

27944. Is he a young man?—A young man.

27945. What age is he?—I dare say twenty-five or twenty-six.

27946. He is past twenty-one?—Yes.

27947. Do you know what Ryder is?—I believe he is a clerk.

27948. A writing clerk?—Yes.

27949. Was there anybody else that was employed in that way that day.

27950. Was there not another?—I do not know his name.

27951. Do you remember a man named Delap?—Yes, Delap.

27952. Was he a man that personated some voters?—Yes, he personated three or four.

27953. Did you go with Delap up stairs on any of the occasions?—Yes.

27954. On these occasions was Mr. Williamson present?—Yes, Williamson was there until the poll closed.

27955. Was the name of the voters whom those men purported to represent, given to the clerk secretly, to fill up the cards?—It was thrown down before him on the table where he was writing.

27956. And he filled it up?—Yes.

27957. You say Ryder is a writing clerk?—I am not sure.

27958. Do you know whether he has been employed on any occasion in any of the Conservative offices?—No. I believe he was employed on the revision.

27959. In number three?—Yes.

27960. Under Mr. Hodson?—Yes.

27961. Has he been employed under Mr. Hodson since the last election? Was he employed, for instance, at the last revision, October, 1869?—Not to my knowledge.

27962. Was he employed under Mr. Hodson upon the revision in 1868?—Yes.

27963. He was one of the persons you saw there at the same time as yourself?—Yes.

27964. Was M'Guiggan one of them too?—He was.

27965. Where did Delap come from?—He is a clerk. He was engaged during the time of the election on the revision also.

27966. He was on the staff along with M'Guiggan and Ryder?—Yes.

27967. Was there anybody else that you recollect that acted in the same way?—There was a man whose name I don't know.

27968. Did you hear what his name was since?—I saw in the paper his name was Reilly.

27969. Was he one of the clerks that was employed on the revision?—I did not know him.

27970. Did you see any of the Thompsons engaged in that sort of work?—Yes, this Thompson I speak of, he was engaged.

27971. Was that James Henry?—No.

27972. His married brother?—Yes.

27973. He was engaged in Dame-street as a clerk?—Yes.

27974. Did you see him about the Temperance Hall?—Yes.

27975. He was the person who told you the money was going?—Yes.

27976. Did he take any part in the personation?—No.

27977. Did his brother George?—No.

27978. About how many persons were personated altogether?—There was nine times, according to Mr. M'Guiggan, that he personated for himself, and there was six for another. I dare say, eighteen to twenty at all events.

27979. Was this done at any particular period of the day?—The latter part of the day. It was towards the evening.

27980. Now, were there no inquiries made?—No.

27981. Were there no inquiries made in the different booths you went to with M'Guiggan—I suppose you never went to the one booth twice?—I cannot say whether I did or not.

27982. At all events no inquiry was made as to those eighteen or twenty cases of personation?—No; no inquiry.

27983. You ran your man through at once I suppose?—Yes.

27984. It was about twelve o'clock when James Henry Thompson introduced you to the young man who was walking up and down outside the Temperance Hall? Did he tell you that young gentleman had anything to do with the giving of money, or the distribution of tickets, or vouchers for money?—Yes; he said, come up and I will introduce you to him, I met him at the door of the Temperance Hall, and he said come over and I will introduce you to this fellow, I believe he will stand £5."

27985. What did he say when he brought you over to this young man?—He said, "This is a friend; he is a freeman who has not voted yet."

27986. What did the young gentleman say to you?—He asked me to go in and vote, and I said I was too busy.

27987. Did you speak to that young gentleman afterwards?—I did.

27988. Did you bring up another freemen to him?—I did not.

27989. Was the next time you spoke to him when you mentioned Hasset's lot of freemen?—Yes; I next spoke to him in 24, Dame-street.

27990. Where did you see him then?—On the stairs.

27991. How was he dressed?—He wore a pea jacket, and rather a light trowsers—a dark pea jacket.

27992. Was it to him you applied when Mr. Bloxham sent you over? You told him you wanted to see Mr. Boyle?—Yes.

27993. Did he tell you who he was?—He did not.

27994. Did you ever see him after that day?—No.

27995. Did you ever see him since that day?—I saw him over in Grafton-street, a week after the election, never since.

27996. What sort of a looking gentleman was he?—I would take him to be about twenty-four or twenty-five years of age.

27997. What was his complexion?—Dark complexion, and dark moustache.

27998. Had he a beard?—Yes; a dark beard, and moustache.

27999. I am speaking of the gentleman you saw opposite the Temperance Hall?—Yes.

28000. What colour would you say his hair was?—Black.

28001. You said the first time you saw him was about twelve o'clock?—Yes.

28002. How long was he walking up and down opposite this place before he disappeared?—A couple of hours at all events.

28003. About two o'clock you found him in 24, Dame-street?—Yes; about two o'clock.

28004. Had you seen him recently in Halston-street before you found him in 24, Dame-street?—I did not think he had time to get to Dame-street.

28005. Are you certain that he was the same person?—Quite certain.

28006. Had you any conversation with him about getting anything for yourself, except what you told us—just tell us what passed?—After Thompson introduced me to him, he asked me to go in to vote, and he said it would be all right afterwards. I said I had no time to vote yet as I was busy.

28007. You were not busy at that time, twelve o'clock, with M'Guiggan?—No; that was about three o'clock.

28008. What were you doing from twelve to three o'clock?—I went to look after other voters I had on my list. There was one voter I was looking after that I thought was inclined to vote for Pim and Corrigan, and I was watching him to bring him up for Guinness and Plunkett.

28009. Who was he?—My brother-in-law, Robert Elwood.

28010. Did he vote?—He did.

28011. Which way?—For Pim and Corrigan. I could not get to see him.

28012. Did ever anything take place between you and that young gentleman after twelve o'clock, as to getting a ticket for yourself?—No.

28013. Did you see any railway tickets with anybody that day?—No, I did not.

28014. Did James Henry Thompson tell you that he knew money was going?—No.

28015. Did he intimate to you he got any himself?—He did not.

28016. Do you recollect Mr. Williamson giving money that day to anyone, for the purpose of treating?

TWENTIETH DAY.
December 21.

James Saunders.

—After the poll was closed Mr. Campbell got £1 from him. I wanted a little refreshment, and asked Mr. Campbell for the loan of half-a-crown, and he went to Mr. Williamson and got £1, and gave me the half-crown.

28017. Was it then he gave you the refreshment?—Yes, after the poll was closed.

28018. Did M'Guiggan go also to get refreshment?—Yes, and Delap, Reilly, and Ryder.

28019. They complained, I suppose, of being very thirsty after voting so frequently?—I suppose they were.

28020. Did any party go with you on that occasion to get refreshment, who had not been engaged in the personation. Those men you have named were all engaged in it. Was there anyone of the refreshment party who had not been engaged in it?—Yes, two sons of mine joined me. They voted along with myself at four o'clock.

28021. You were so busy you were not able to vote until the last?—No, not until the last minute.

28022. Were they the only persons on the refreshment party, who had not been engaged in the personation?—The only persons.

28023. They had not taken any part in the personation?—No.

28024. Did you hear either of them speak of having had any conversation with this young gentleman, who has been so often referred to?—I did not.

28025. Did you ever receive anything yourself?—I did not; not a shilling.

28026. When you got a card or list of freemen in the Usher's-quay ward to canvass, you did not sign one of those gratuitous service-papers—did you ever get any gratuity for the trouble you had in canvassing?—I did not, not a farthing, but a fortnight or three weeks before that I got £1 each week.

28027. That was £3 which you got after the revision?—Yes, as a loan, I gave an I O U for it.

28028. What were the services for which you were paid the £3; was it for clerk's work in the office or for canvassing through town?—That was before I went out on the canvass. I was on the candidate's door.

28029. After you went out on the canvass, did you ever get anything?—Not a shilling.

28030. Not even a loan?—No.

28031. Did you think you would when the whole thing was over—that you would have some acknowledgement made to you?—I expected I would have got something.

28032. Did you ever apply for anything?— did not.

28033. You will bring us that list in the morning?—Yes.

28034. Mr. TANDY.—You saw the young gentleman with the glass in his eye that day in Halston-street?—I did. He was there almost the entire day.

28035. Did you see any freemen in his company?—No. He was walking up and down to and fro; I did not wait any time to recognise anyone.

28036. That was not the young man you saw afterwards?—No; he was another young man.

28037. Did you ever see that young gentleman with the glass in his eye afterwards?—Not to my knowledge.

28038. Did you ever see him before that?—I did not.

28039. Did you ever hear from any person who he was?—No.

28040. Did you ever hear who the other young man was you had the conversation with?—I did not.

28041. Would you know the young gentleman again to whom you were introduced by Thompson?—I dare say I would.

28042. What did Hasset say to you when he came to tell you about the lot of voters he had?—He asked me was there anything going, and said there were a lot of voters who would not stir without it, and I said I don't know, but I will see.

28043. Was this after Thompson had introduced you to the young gentleman?—Yes.

28044. Then you went to the young gentleman to get him to come down to those people?—Yes; and I waited for some time, and he did not come. I went over then to 47 Dame-street about those people who were holding back.

28045. Did you see anyone there but Mr. Bloxham?—No.

28046. Mr. Hodson was not there?—No.

28047. Mr. MORRIS.—When M'Guiggan, Ryder, and those other people got the cards filled up, did Mr. Williamson see them filled?—I cannot say; I don't know that he was engaged in that work at all, but he was present.

28048. M'Guiggan was there and took the cards?—He was.

28049. Mr. Williamson knew Mr. M'Guiggan perfectly well?—I believe he did.

28050. Can you give us the names of any voters you did personate?—I can. (*The witness here identifies James Henry Thompson as the person to whom he referred in the course of his evidence*).

28051. That is the man to whom you referred?—Yes.

James Henry Thompson.

James Henry Thompson sworn and examined.

28052. Mr. LAW.—What is your occupation?—I do business for solicitors making searches.

28053. You are not in any permanent employment?—No.

28054. Have you been at any time in any permanent employment as a writing clerk?—I was engaged on the revision in the Conservative office.

28055. How long were you there?—I think six months.

28056. When did your engagement there terminate?—I think the day after the election.

28057. You have not been engaged in the office since that time?—No.

28058. Your father also is a searcher?—Yes; he does some business for a gentleman named Mathers, that is all he does.

28059. Had you been engaged in the Registry Office up to November, 1868?—Yes.

28060. Was your brother George employed there?—He was in No. 3 a few days before the election, I was not there.

28061. Did you move with the staff from No. 3 to 47 and 48, Dame-street?—Yes.

28062. You were then, in fact, with Saunders, M'Guiggan, Delap, and the rest of them?—Yes; I know them all.

28063. Were you in any employment the day of the election?—I went to 47 and 48, Dame-street, early in the morning.

28064. What hour did you go there?—Ten o'clock, and my name is signed in the book.

28065. What time did you vote that day?—I was not a voter.

28066. Your father voted early?—I don't know that.

28067. You saw the last witness, Saunders?—Yes; I came into court as he was getting off the table.

28068. Did you see him on the day of the election about the Temperance Hall in Halston-street?—I do not recollect seeing him.

28069. Were you one of the clerks employed that day in the Temperance Hall?—No.

28070. What were you doing up here?—I was supposed to be in 47 and 48, Dame-street. I worked for a short time in the morning, and then I asked Mr. Walsh, the head of the room, for an hour to go out, and for curiosity I came up here to see the fun. When

coming up to the corner of Halston-street, I met my brother George, and he showed me an envelope which he had in his hand. He told me he got a ticket from some man in the street, who told him to go with it to Capel-street. He told me he went there and got this envelope, and that he had come back to look for the man he got it from.

28071. Got what from?—The man from whom he got the ticket. There was no direction on the envelope, and I think I told him to open it, to see what was in it.

28072. A very wise advice, did he do so?—He did.

28073. Did he first put it up to the light to see what was in it?—No; he opened it.

28074. Did you sit long in consultation as to whether you would open it?—No; not a second.

28075. He said you spent an hour over it?—No, that is a mistake.

28076. What o'clock was this?—About eleven o'clock, I think.

28077. Did he tell you how long he had it?—I think he said he was going about for a long time, looking for the man who gave him the ticket.

28078. Did he say he could not find the man who had given him the ticket?—He said he could not.

28079. Did you say to him, come along and we'll search for him?—No.

28080. You thought the best thing was to see what was in it?—Yes; at first I thought it was a humbug or sham.

28081. Did he open it in the street?—Yes.

28082. And, to the amazement of all concerned, there was a £5 note in it?—To the amazement of us, at all events.

28083. You naturally went then and had some refreshment?—Yes.

28084. This was about twelve o'clock?—Certainly.

28085. Did he tell you where he got it?—He did, in Capel-street; but he did not tell me the number.

28086. Did he tell you anything more?—When I saw the £5 note I said, "Gad, this must be for yourself, and you better keep it, and I would advise you to tell nobody about it—keep it for yourself and buy clothes—don't be foolish and spend it." Then, I think, we had a bottle of porter.

28087. Did you ask him if he had seen many more of those envelopes flying about?—I did not; I parted him very soon after that.

28088. Was it after you parted from him you met Saunders?—I think so.

28089. What did you tell Saunders?—I told Saunders he got it.

28090. Did you tell him the old fairy times were coming back again?—I told him just what I state to you, how he got the £5 note, and I think my brother described to me the man who gave him the ticket; I went with Saunders to find the fellow for him—to show him to him.

28091. A friendly act. Did you find the man answering the description?—No, I spoke to one or two, and they gave me a push away, and told me to go off out of that.

28092. Did you see anyone with a glass in his eye?—I cannot say. I spoke to two or three, thinking they were the right men, and they gave me a shove to go off.

28093. Do you know any of the people to whom you did speak?—No, not one.

28094. Did your brother say he got it from a young man with a glass in his eye?—He gave some description of him.

28095. Tell us what sort of a man he described?—He said a man about thirty or forty, and that there was a young man also who had a glass in his eye. He said he thought either of them would do.

28096. Did your brother go with you?—No, he did not. I don't know where he went. I told him to go to his business.

28097. Where?—In Mr. Stirling's.

28098. Was he working in Mr. Stirling's at that time?—Yes.

28099. Do you know whether he succeeded in getting a loan of any money from anybody in Dame-street about that time?—Well, at that time I was not engaged in No. 3.

28100. Were you aware of the fact?—He told me he got a loan of fifteen shillings from Mr. Frazer. I don't know whether he mentioned anything about an I. O. U.

28101. Did you tell him that was the way those things were managed in Dame-street?—I did not. I could not, for I knew nothing about it.

28102. How were you paid?—One pound a week, and one shilling an hour for extra time.

28103. Were you paid that every week?—Regularly every week.

28104. Up to the last?—There was something stopped to secure us during the revision.

28105. Afterwards you were paid in full?—Yes, I was at least.

28106. Do you know that those clerks who were voters were paid in a much more round-about way, by giving I. O. U's. for the amount?—I know they never got anything, and they used to be complaining.

28107. Do you not know very well they got advances of money on I. O. U's. to keep them alive?—I do not. I never heard them say that.

28108. How did they live for a month before the election? Had they means of their own?—I could not tell how they lived. I know there are numbers of them never got a farthing at all. I don't know whether they expect it or not.

28109. Did you never hear from any of them that they got advances of money on I. O. U's.?—I think I heard Mr. Frazer say something about I. O. U's. I know nothing about No. 3.

28110. You were paid yourself in No. 3?—Yes.

28111. And after you crossed over to No. 47, Dame-street, were you not paid yourself in No. 3?—No, in 47.

28112. Did any clerks go over from 47 and 48, to No. 3, to be paid?—I never knew of any of them to do it, not in the room I was in, but of course the house was full of clerks, and I did not know all who were there.

28113. You were paid each week?—Every Saturday.

28114. Who paid you?—Mr. Hodson. He used to visit each room and go round and pay.

28115. He paid you and other non-voters? Did he pass over the other poor fellows who had votes on every occasion?—He did.

28116. Did they complain?—I never heard them say a word.

28117. Were they wealthy persons?—A good many of them seemed to be independent men. They were well clad and did not seem poor.

28118. Had they been regularly paid up to the time of taking them across to 47 and 48 Dame-street?—During the revision they were paid.

28119. Just the same as yourself?—I think so.

28120. Did you understand when you crossed the street that they were to get nothing, whilst you were to be paid?—That was generally understood.

28121. Did they like that very much?—I cannot say that.

28122. Were they particularly anxious to work for nothing? Did you understand they got advances from time to time on I.O.U's.?—I did not.

28123. Did you tell your brother that was the way for him to get money?—I did not. I knew nothing about the affairs in No. 3 at all.

28124. Did you tell your brother that was the way for him to get money if he wanted to get it, to give an I.O.U. for it—a valuable security—did you tell him that?—I am almost sure Mr. Frazer mentioned it one evening to both of us.

28125. Did you tell your brother that?—I don't remember telling him that.

28126. Will you swear you did not?—It is hard to

TWENTIETH DAY.

December 21.

James Henry Thompson.

swear that, sir. I think I recollect a conversation when Mr. Frazer mentioned the matter to him.

28127. Did you tell your brother that if he wanted to get a little money for his hard work the way to do it was to ask for a loan?—If you heard it from Mr. Frazer I might have said it to him.

28128. Did you say it to him?—I have no recollection.

28129. Did you hear from Mr. Frazer that was the way the clerks were to act who wanted money?—I did, I think.

28130. Did you not understand that that was the way the poor clerks, who were previously paid every week like yourself, were latterly kept going?—I could not answer that question. I know a great many never got anything and are complaining yet.

28131. Did you ever hear any of them say they had given an I.O.U.?—Only my brother. That is the only one. He was there employed in the evening. I don't know how he was engaged. He was never in 47. He was away in No. 3.

28132. Did you see your father the day of the election?—No, I don't think I saw him that day.

28133. Did you hear him speak of the day of the election?—I never did, nothing particular.

28134. Did he see the elderly gentleman or the young gentleman with the glass in his eye?—Not that I am aware of.

28135. Your brother Robert voted also?—Not until it was late in the day.

28136. Did you ever hear him speak of it?—No, I met him late in the evening.

28137. Were you here again in the evening?—Yes, about four o'clock, and brought my brother George to his lodgings to Mrs. Moore's. He had been all day I think assisting in a booth in the Trinity ward.

28138. He is a freeman?—He is.

28139. And he was assisting all day over there?—Yes, he got a letter to act as a supernumerary. He was there showing the voters in.

28140. Who gave him the appointment?—I think it came from Mr. Byrne. He got a letter asking him to give assistance.

28141. Had he applied for the appointment?—No, I think he did not apply, but he came to me the evening before the election to 47 Dame-street, and I said won't you give a hand to-morrow at the election. He said he had no objection, and that he thought he would get leave for the day.

28142. Did you apply for him to be taken on the staff?—I think I went to Mr. Frazer and asked him to get him on.

28143. Did you explain he was to get nothing?—I did not expect he would be paid.

28144. Did you mean he was to get on the staff and work for nothing?—Well, I did. I did not expect he would be paid, having a vote.

28145. That was told to a great number?—I think it was.

28146. Was that accepted as a serious thing?—I think he believed it.

28147. You think he did?—I do.

28148. He was so anxious to work?—He wanted just to make himself useful.

28149. On broad political grounds?—I think so.

28150. Mr. TANDY.—You are married to a daughter of Watkins?—Yes.

28151. Did you see Watkins that day?—Well, I saw him by accident on the day of the election.

28152. Where?—In Capel-street.

28153. What house?—No. 76.

28154. Did you state you did not not meet your brother until he had got the envelope?—I did not meet him till then.

28155. Had you been at 76, Capel-street before that?—No.

28156. What brought you to 76, Capel-street?—I met him afterwards in the evening about three or four o'clock. We were coming down King-street. He said, "There is the place over there, I saw Mr. Watkins there," said he, "as I was going in." "Did you," said I. "Come over," said he, "and I will show you where he is." Just as I was going in Mr. Watkins came out and said, "Go away, I cannot speak to you."

28157. Was that before four o'clock?—Before four.

28158. How much before four?—It might have been about three o'clock. I am not exactly sure.

28159. Was it before three o'clock?—It certainly was not much before three o'clock.

28160. Upon your oath was it at one o'clock as Mr. Watkins swore?—I could not say. I did not take any note of the hour.

28161. If Watkins swore he saw George Thompson only once at 76, Capel-street that day, and that you were with him at the time, would that be true?—I could not say.

28162. Will you swear you were not there with George Thompson before he got the envelope?—I will. I know it was long after that I met him, long after, because I had left him in the street and went down to the Rotundo for an hour or so.

28163. Mr. LAW.—Where was Watkins when you saw him?—I think I met him at the parlour door; I imagine he saw me going by the window and he came out to meet me. I think it was at the parlour door I met him.

28164. You were going into the parlour?—Yes.

28165. What did you say to him?—I said to him, "Can you come out and take a bottle of porter." "No," said he, "I cannot stir—go away."

28166. Which way did he go then?—He went back and I went away.

28167. I suppose you ventured to look in?—I don't think I did. Well, if I got my head inside the door it was the most.

28168. Did you try to get more than the head in?—I don't think I had time.

28169. Had you your head inside the door?—Well, I am not——. I think I did get my head inside.

28170. Did the rest of you follow?—No, I don't think I got more than my head half way in like.

28171. Tell us what you saw when you got your head in?—I think I saw three or four figures of men down at the end of the room.

28172. Was it a very large room?—I could not tell the size. The whole thing did not occupy half a second.

28173. He did not rush past you, out to the yard?—No.

28174. What occurred?—"Can you come out," said I, "and take a bottle of porter, or a glass of ale." "No," said he, "I cannot; I cannot stir—go away."

28175. You did not disobey him?—No.

28176. Are you afraid of him?—Not a bit.

28177. Were you not standing in the doorway?—I might call it in the doorway.

28178. Were you inside the door?—It was on the threshold. My brother George, remained outside; I think he remained behind.

28179. Was he not going to try it again?—I think not.

28180. Had you another message?—No; no earthly message, only to go in a friendly way.

28181. Did you think it was raining envelopes?—No.

28182. Did you not say a word more than you have told us to Watkins?—I did not.

28183. Did you not appeal to his relationship as a father-in-law?—I did not.

28184. Did you take a dive in behind the screen?—I did not notice the screen.

28185. Maybe you noticed the press?—I did not notice anything. The whole thing did not occupy half a second. I had not time to observe anything.

28186. Suppose a thing was within three inches of your nose would you see it?—I might.

28187. Did you see anything in front of the door?—I may have seen it, but I did not notice it.

28188. Had not your brother George told you the

mysterious place he went into?—No; he described nothing, but that he got it.

28189. Did he not tell you how he put his hand through a hole?—No; he told me he got it.

28190. You did not think it worth your while to ask him how he got it?—I did not.

28191. Did you see anyone in the room?—I saw figures.

28192. You saw your father-in-law?—I met him in the door.

28193. Did you see any others?—I saw some figures.

28194. I suppose they were Noblett and Kemp?—I did not see them.

28195. Perhaps they were not there at all?—I don't know. I had not time to see anyone.

28196. Did your father-in-law push you out?—I could not exactly call it a push out. I asked him, "can you come out?" "No," said he, "I cannot."

28197. Then did you ask him "can I come in"?—No.

28198. Did he say I cannot go out, but come you in?—No.

28199. Do you know Mr. Forrest?—No?—I never saw him in my life. I think I saw him sitting here the other day.

28200. Are you a member of the same society as your father-in-law?—No.

28201. Are you a member of any secret society?—No.

28202. You do not belong to any association?—No.

28203. Not at any time?—No.

28204. On the day of the election you were at the Temperance-hall?—Yes.

28205. Did you step across with a card to anybody?—No.

28206. What hour did you part from your brother George?—Sometime about half-past eleven o'clock.

28207. Was that after you had the porter?—Yes. I went down to the Rotundo.

28208. You met again somehow or other, and found yourselves together opposite 76, Capel-street?—That was after I came back. I came home again.

28209. What hour was that; he had not, I suppose, gone to work?—He did not go at all. I saw Robert seeing my brother George home about four o'clock.

28210. Did you ask Robert had he been in 76, Capel-street?—I did not.

28211. Did you make any allusion to that house?—No, there was no talk about that, we were getting in my brother.

28212. Do you know Mr. Foster?—I do.

28213. How long have you known him?—I think I know him going on seventeen or sixteen years.

28214. Did you see him on the day of the election?—Yes, I met him. I think I met him at a gate coming out of the passage across here.

28215. Did you meet him in Halston-street or Green-street?—Somewhere about the neighbourhood.

28216. Which street?—I think, coming out of this passage.

28217. In the courthouse?—No.

28218. What passage?—There was a gateway, and there was a passage through from street to street.

28219. Two large gates near this?—Yes.

28220. What part of the day was it?—I think it was about three o'clock—after I came back.

28221. Were you speaking to him?—Nothing, only a nod.

28222. Had you seen him that day at an early hour?—No.

28223. Had you seen him that day before you met him in the passage?—No.

28224. How long before that had you seen him?—Oh, it was a good while. I saw him during the revision. When the revision was closing.

28225. In Dame-street?—No, in his own house.

28226. What were you doing there?—Well, I went to him; I told him the revision was closing, and that I understood there were some hands kept on permanently; I went to him to get him to use his influence to get me on.

28227. To recommend you?—Yes, to Mr. White or Mr. Williamson.

28228. Did you get a letter of recommendation?—No.

28229. Did he say he would recommend you?—He said he would, that he would do his best. I said if he spoke to Mr. Williamson or Mr. White they might be able to do it. I knew he was intimate with them. I did not see him for long before that; nor since I left the office. I used to meet him for some time.

28230. When you saw him in the passage, was there anyone with him?—Not one.

28231. How was he dressed?—In his usual way He merely bowed to me. The man never spoke to me; he was rather silent.

28232. You told Saunders there was money going?—I told him all I heard from my brother; the way he told me he got it.

28233. Tell us shortly what way he told you he got it?—He told me that after he voted he came out of the booth, and some man tipped him on the shoulder and gave him a ticket, and told him to go to Capel-street; that he went there and got in return for the ticket an envelope. I think he said he thought it was something about his vote; that his vote was wrong; he came back and could not find the man—oh, said I, it must be a humbug; open it and look at it.

28234. Were you as grave then as you are now?—I was serious.

28235. Mr. TANDY.—Did you point out anyone to Saunders?—I went to try and look for the person. I asked two or three.

28236. Did you point out any person to Saunders as the person?—I did not. I said I will try and see if I can find the fellow that gave it to my brother If I can, said I, you can get one from him.

[Adjourned.]

TWENTY-FIRST DAY.

WEDNESDAY, DECEMBER 22, 1869.

James Saunders further examined.

28237. Mr. LAW.—Have you the list of freemen?—Not by me. I searched for it.

28238. When did you see it last?—I thought I had it. I thought I put it up during the election time.

28239. When did you see it last?—I don't think I saw it since then.

28240. Since when?—Since the election.

28241. Since the election?—Yes.

28242. Where did you put it?—I thought I put it up in a locker, I went there, and found it was not there.

28243. Do you recollect that you did put it in a locker?—I do.

28244. Who kept the key?—I did myself.

28245. Ever since?—The keys might have gone astray, they were knocking about several times since.

28246. Who have you living with you?—My wife and family.

28247. When you went home yesterday, you asked for the list which you told us you had?—I believed I had.

28248. And I daresay you had very good ground for so believing?—I thought I had.

TWENTY-FIRST DAY.

December 22.

James Saunders.

28249. Did you ask your wife?—I asked her if she knew anything about the freemen's list. She said she knew nothing.

28250. When did you put it in the locker?—Several times.

28251. Constantly?—Did you not see it there?—No, but a great many other papers?

28252. What other papers?—Receipts—one thing and another—different kinds of things.

28253. Any papers connected with the election?—No; business papers.

28254. Connected with your own business?—Yes.

28255. Have you any papers at all connected with the election, except the canvassing list?—I have not, to my knowledge.

28256. Had you a list at any time?—I had.

28257. What?—The freemen's list.

28258. Except that, had you at any time at the election, or before it, any other papers connected with election matters?—No, I had not.

28259. Had you any list of freemen except the printed list?—I had not.

28260. Had you any list of a number of freemen?—I had not.

28261. When did you last see the canvassing list?—I don't think I saw it since I put it into the locker, immediately after the election was over.

28262. Was anybody at your place yesterday while you were in court?—No one in particular. Parties were coming in about work.

28263. Did your wife tell you that anyone was there in the course of the day?—No.

28264. What do you think became of that list?—I don't know I am sure; the fire might be lighted with it

28265. Had you the key of the locker when you were here yesterday?—I had.

28266. In your pocket?—Yes.

28267. Do you generally keep it there?—Yes.

28268. When was it lost?—Not lost, but lying about, out of my possession.

28269. You have two sons?—Yes.

28270. Do they live with you?—They are married, and live in different parts of the town.

28271. Do you know whether they ever had possession of this list?—They had nothing to do with it.

28272. But did you ever hear that either of them had the list?—No.

28273. Did you give it to either of them?—No.

28274. Was either of them at your house yesterday?—Yes, one was at my house last night.

28275. Which of them?—Thomas. He is every day there.

28276. Does he assist you in working?—No, he is working for himself.

28277. In the same trade?—Yes.

28278. Were you speaking to him about your being examined here?—I was.

28279. You told him of course?—Yes.

28280. Was he with you last evening when you went to look for the list?—No, it was this morning that I looked.

28281. You did not think of looking last night?—No.

28282. Nor ask anyone to take a look for it?—No, this morning I inquired.

28283. Did you give the key of the locker to anyone yesterday evening?—No.

28284. What sort of a locker was it?—A small little thing, about this size (*describing*).

28285. Is it a desk, a chest of drawers, or what?—A nest of pigeon holes for papers alone.

28286. A cabinet for papers?—Yes.

28287. And a place in which you put papers that you wish to preserve?—Yes.

28288. Mr. Saunders, can't you tell us when you last saw that list? Do you remember the time when the election petition was tried?—Yes.

28289. Had you it at that time?—I don't know, unless I am wanting a paper, I never go to look for it.

28290. But you did put that paper carefully by in a place where you preserve papers you wish to keep?—Yes.

28291. At the time of the petition before Judge Keogh, did anybody speak to you about the list?—No, not one.

28292. Had you any conversation with any of the people in Mr. Williamson's office, during the petition?—After the election.

28293. Were you ever in Mr. Williamson's office in Abbey-street?—I was.

28294. At what time?—Almost every other day.

28295. During the time that they were preparing the defence to the petition?—Yes.

28296. Was it after the petition had been filed?—[*No reply.*]

28297. The petition was presented upon the 15th of December; did you go there before that?—I was there before that.

28298. What were you doing between the election in November and the middle of December. Were you employed in any way by the Conservatives?—I was.

28299. What were you doing?—Getting information.

28300. For the cross petition?—For the cross petition.

28301. Who employed you?—Mr. Goodman and Mr. Williamson.

28302. And Mr. White, I suppose?—Yes.

28303. You were in connexion with the Conservative office in Abbey-street, and employed with a view to support the petition against Mr. Pim?—Yes.

28304. And was that what you were occupied with for the month immediately after the election?—Yes.

28305. I may ask you, did you get any information?—I did.

28306. What did you do with the information you got?—I returned it as I got it.

28307. You had the names in writing, and returned them to Mr. Williamson?—Yes.

28308. Was it in your own handwriting?—Yes.

28309. Did that occupy the whole of the month subsequent to the election?—Yes.

28310. And after the petition was filed too?—Yes.

28311. And did you go on pursuing inquiries and getting information in support of that cross petition?—Yes.

28312. I suppose, till it was withdrawn?—Yes.

28313. That would be the beginning of February?—Yes.

28314. While you were occupied in this way, receiving instructions from Mr. Williamson or Mr. White, or the persons acting with them?—The only instruction I received from them was to try and seek out and get as much information as I possibly could.

28315. And who gave you instructions? Was it Mr. Williamson or Mr. White? Whom did you see when you got the instructions?—I cannot say.

28316. Was it one or other? They were generally together, I suppose?—Yes.

28317. You brought any information you got, in your own handwriting, and delivered it to whom?—If Mr. Williamson was not there, I gave it to Mr. White, and if he was not there, I gave it to another.

28318. Who was he?—Mr. Hamilton.

28319. Who was acting as an assistant?—Yes.

28320. But you brought any information you received and delivered it to Mr. Williamson, Mr. White or Mr. Hamilton?—Yes.

28321. Did you make inquiries after the petition presented against the return of Sir Arthur Guinness, as to the truth of the allegations about bribery?—No; I made no inquiry whatsoever.

28322. Did you inform Mr. Williamson, Mr. White or Mr. Hamilton, or anyone in the office of what you told us yesterday?—I did not. I never told a single person.

28323. You never told any person?—No.

28324. Did you never tell it even when the peti-

tion was at hearing?—No one knew anything about it but Campbell.

28325. I am not speaking of "personation"—did you never tell Mr. Williamson—it was a matter of vital importance to those who were conducting the defence—whether there had been any bribery, or anything approaching to bribery?—No.

28326. Did you tell them about Hassett's application to you?—No; anything I could find out, I gave it in writing.

28327. Did you make any note of what took place between you and Hassett?—No; it was after the election was all over.

28328. I am aware of that, but when you were seeking for information against Mr. Pim and his return, that was in writing?—Yes; but anything that transpired upon the Conservative side—they did not require to know anything about that.

28329. Did not you think it important for them to know whether the allegation that Hassett had been bribed, was true or false?—I didn't know whether it was or not.

28330. Did they never ask you if you knew anything about Hassett's having been bribed?—They did not.

28331. Did you know that Hassett had been in their office?—I saw him there.

28332. Did not you think that there was any use in your telling them what you had heard about him?—No, I didn't tell them about it before I saw him in the office.

28333. When did you see him in the office; was it some time after the petition was presented in December?—It was before it was heard I believe.

28334. The petition did not come on to be heard until the end of January, more than a month after it was presented—was it before Christmas, do you remember, that you saw Hassett in the office, or was it in January?—I can't say.

28335. You knew Hassett, I believe, for a long time?—Yes. I knew him very well.

28336. Is he a member of your society—is he an Orangeman?—I am not an Orangeman.

28337. Do you know Watkins's appearance?—I do not.

28338. Do you know either of the Wilson's by sight?—I saw him here on the table at the time of the trial of the petition.

28339. Did not you know him before that?—No.

28340. Do you know either of the Butlers by sight?—No, I do not.

28341. Did you see anyone in Mr. Williamson's office at any of the interviews you had there, except Hassett—did you see any other of the people that had been spoken of as having been bribed?—I saw Beckett there.

28342. I suppose when you saw him in the office, you knew very well what he was there about?—It was on the lobby, and not in the office I saw him.

28343. Did you see him speak to anyone there?—I did not.

28344. Do you know of Beckett having received a bribe?—No.

28345. Did you hear at the time you were making these inquiries, and collecting information for the petition against Mr. Pim, that Beckett had got a bribe?—During the time I was seeking for this information I was told that he had got a bribe—I can't tell from what side.

28346. But you were told that he got something?—Yes.

28347. Did you hear from anyone at that time about the house 76, Capel-street?—No.

28348. Did you not hear where it was that people got the money?—When the election was over I heard it.

28349. That is what I mean—while you were making these inquiries, did not you hear from anybody that the place where people got the money was Capel-street?—Yes.

28350. From whom did you hear it?—I heard it from a man named Haggerty.

28351. That is George Haggerty?—Yes.

28352. Did Haggerty tell you that he had been at Capel-street himself?—Yes; he told me that he got £5 there.

28353. Did you inform anyone in Abbey-street of that?—I did not.

28354. Did you see Haggerty going to the office?—No.

28355. Were you told that he had been there?—No.

28356. Did not you think it a desirable thing for Mr. Williamson, or those acting with him, to know the position in which they stood—that Haggerty admitted he was bribed?—I did not mention it to them.

28357. Do not you think that, when people go to war, it is as well for them to know how they stand?—They might know it without my telling them.

28358. Yes, but you know you were employed to gather information for them?—That wasn't the kind of information they wanted from me.

28359. You could not help hearing it when it came across you—did not you think it a desirable thing for Mr. Williamson to know the position in which he stood, and that Haggerty said he had been bribed?—I didn't consider it either way whether it was or was not.

28360. Did you ever tell anybody what Haggerty told you?—I did, several.

28361. Whom did you tell—did you tell any of the people in the office—Mr. Hamilton, for instance?—I may have told some of the clerks in the office.

28362. Were there many clerks in the office?—There were two or three.

28363. Besides Mr. Hamilton were there writing clerks in the office?—Yes, Mr. Mortimer was there.

28364. The Mr. Mortimer that was examined before Judge Keogh?—Yes.

28365. Did you tell Mr. Mortimer what Haggerty told you about being bribed?—No.

28366. What you mean I presume is, that in any conversation you had on these collateral matters, you would mention them to the clerks, and not to Mr. Williamson?—It was very seldom I got into conversation with the clerks.

28367. If you did talk to anyone on any subject not connected with the written matter you handed to Mr. Williamson, it would be to some of the clerks in the office?—Yes.

28368. Were there any of the clerks there, that you knew particularly?—No.

28369. Were not there some clerks there with whom you were associated in Dame-street?—There were.

28370. Which of the clerks were transferred from Dame-street to Abbey-street?—Mr. Magrath was there, Mr. Hamilton was there, Mr. Mortimer was there; I can't think of any others.

28371. Mr. Mortimer was not a clerk—was not he at the head of the staff?—He was the cashier.

28372. I presume you were paid for your services during the two months that you were thus engaged in getting information?—I got a trifle.

28373. I hope you got more than a trifle—were not you regularly paid for your services—you were in their employment from week to week collecting information and making reports for about two months?—I was fully three months.

28374. Were you paid every week?—No.

28375. Were you paid every month?—No.

28376. Were you paid a lump sum in the end?—Yes.

28377. How much did they give you?—After applying several times to Mr. Sutton, he refused to pay me.

28378. They refused to pay you—I suppose they thought that you were to work on the gratuitous service system?—Yes.

28379. It is a very desirable thing to get a man who has to work for his bread, to continue his services for the honour of the thing?—I would willingly work gratuitously for the election, but not

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considering that three months of my time should be taken and not paid for I didn't understand that.

28380. How much did they give you?—£12 10*s*.

28381. How did the ten shillings come to be there?—There was £25 given between myself and another.

28382. Who was the other?—A man named Lownes.

28383. What was he?—He was a car-owner.

28384. Did Lownes—I believe Francis Lownes is his name—drive his car for you; was he employed in going about with you when you were making these inquiries?—No, he was employed in the same way that I was—making inquiries.

28385. Where does Lownes live?—He did live in Mercer-street.

28386. Do you know where he lives now?—No.

28387. He is still a car-owner, I suppose?—He is not, he has taken a situation.

28388. As what?—As a coachman.

28389. To whom is he a coachman?—I don't know, it is somewhere in the country.

28390. When did he go to the country?—Since July last.

28391. Was it since August or September he went to the country?—On the 20th July I saw him in George's-street.

28392. What was he doing in town on the 20th July—that was the time of the revision, I believe?—I met him in George's-street, and he was going to buy a hat.

28393. What sort of a hat was he going to buy—was it a livery hat?—Yes, a livery hat with a cockade.

28394. Did you help him to buy it?—I was with him when he was buying it.

28395. He told you, I presume, where he was going to?—No, he told me he got a situation in the country.

28396. Did he say where it was?—No.

28397. Did you ask him where it was?—I did, and he didn't tell me.

28398. Do you mean that he refused to tell you where he had got the situation after your giving him the benefit of your advice in buying the hat?—He did. I suppose he had his own reasons for it. I didn't pry into his private business.

28399. Was Lownes a freeman?—He was.

28400. Can you tell me on what subject he was employed to make inquiries for those three months—was it on the same subject as you?—On the same subject.

28401. Do you know of anyone else that was making inquiries in the same way?—I do.

28402. Who is the other that you know?—A man named Wade.

28403. Is that George Wade?—Yes.

28404. Who lives, I believe, in Golden-lane, or somewhere about there—a bootmaker?—He lives in Bride-street.

28405. Was he employed in the same way as you were, to get up information for a petition against Mr. Pim?—Yes.

28406. Do you know anyone else that was so employed?—Yes, there was a person—I forget his name just now—he went away before the petition was heard—he went to America or somewhere, I believe, before the petition was heard.

28407. Who was he?—I think his name was Gilligan.

28408. Thomas Gilligan, is it?—Yes.

28409. Is that the person in respect of whom such earnest inquiries were made at the trial before Judge Keogh?—Yes; he went away before the petition was tried.

28410. Was it very shortly before the trial of the petition that he went away?—I can't say.

28411. Did you see him any time in January, or about Christmas?—I can't say. I heard he ran away from his wife and family.

28412. Are they gone after him?—I don't think they are. I think they are still in Dublin.

28413. Where do they live, do you know?—They live somewhere in Clanbrassil-street, I think.

28414. That is New-street?—It used be called Clanbrassil-street; it is now called New-street, I believe.

28415. Do you know Samuel Thornton who lives in that vicinity?—I do, I don't know his house.

28416. Was Samuel Thornton employed in that way, making inquiries?—I believe not. I didn't see him.

28417. Did you come across him in the course of the election proceedings?—No.

28418. How did you know Thornton?—I know him this long time.

28419. Now do you mean to say that you do not know where Lownes is coachman—I don't.

28420. Did you ever hear where he was coachman?—Never.

28421. Do you know is it far from Dublin where he is?—I can't say.

28422. What do you think?—I can't say. He called one day to me, he said he was only after coming from the country, and was going back again. He said they were after taking a tour through Ireland, and that he was after coming in from the country. He had the carriage with him.

28423. From the fact of his having the carriage with him, do you think it probable that his master does not live very far from Dublin?—I can't say.

28424. Do you think that the carriage was on their Irish tour at the time?—He said they were after coming from it.

28425. You mentioned a Mr. Magrath a while ago, who you said was employed in the office in Abbey-street?—Yes.

28426. What was his Christian name, do you know?—I think it was Charles.

28427. He has, I believe, been a good deal connected with the Conservative Registration office?—Yes.

28428. For some years?—Yes.

28429. I suppose he is the Magrath that Campbell mentioned to us on Saturday in connexion with the election of 1865?—Yes, I believe he was there with Mr. Atkinson.

28430. In the course of your inquiries last winter you say you came across Hassett, Beckett, and some others, Haggerty for instance?—No, Haggerty himself told me about his being bribed. I didn't make inquiries of this thing.

28431. You only made inquiry for the purposes of the information you were collecting for the petition against Mr. Pim?—That was all.

28432. You made inquiries for the names of persons presumed or believed to have been bribed in Mr. Pim's interest?—Of course.

28433. And you gave their names to Mr. Williamson or Mr. White?—Yes.

28434. Can you tell us what instances of bribery you heard of?—I can't tell.

28435. Did you give the names of all into the office?—I did, according as I got them.

28436. How often used you report to Mr. Williamson or Mr. White?—Every day almost.

28437. Did you get some information every day to bring into the office?—Sometimes I would, and sometimes I wouldn't. When I had no information to give, I wouldn't go to the office.

28438. Do you remember the election of 1865?—Yes.

28439. You voted at that time for Messrs. Guinness and Vance?—Yes.

28440. You and your two sons?—My sons did not.

28441. For whom did they vote?—They didn't vote at the election for 1865.

28442. Were they freemen at that time?—No.

28443. They were admitted since?—Yes.

28444. What year were they admitted?—They were admitted last year.

28445. I suppose it was Campbell got them admitted?—No.

28446. Who was it that got them admitted?—I applied to the office about them.

28447. To the Registration Office?—Yes.

28448. They were admitted then in the ordinary way?—Yes.

28449. Did you pay for their admission?—I did not.

28450. Do you recollect a circumstance about the election of 1865? Do you know a man named Powell who keeps a place of refreshment in Denmark-street?—I believe there is a house of that kind in Denmark-street.

28451. A public-house?—I believe so. I never was in the house myself.

28452. Do you know Mr. Powell?—No.

28453. Do you recollect that there was a row at his house on the day of the election in 1865, because the right man could not be found?—I never heard of it until I read it in the papers.

28454. Have you been employed at all the elections?—At all the Conservative elections since '47.

28455. Had you anything to do with the municipal elections?—No. I attended some of them, and worked with the Conservatives always.

28456. You gave a hand at the municipal as well as the parliamentary elections?—Yes.

28457. Did you ever get any remuneration for that, for attending the municipal elections?—I never asked for it.

28458. Does Charles Magrath still work in the Registration Office?—I believe he does, as far as I know.

28459. Where does he live, do you know?—I don't know.

28460. Is he a freeman?—I don't know.

28461. At all events, he is in that office for a great many years?—He is.

28462. At the election of 1865, you had been employed in the same way as you were at the last election?—I was. I was a clerk in the office.

28463. Preparing for the election?—Yes, for some time before it.

28464. How long before it were you preparing for it?—About a fortnight.

28465. Was it in the Registration Office you were?—No, in the central committee-rooms, in Westmorland-street, under Mr. Gibson and Mr. Atkinson.

28466. At that time, do you recollect was there any solicitor engaged but Mr. Gibson? I think Mr. Sutton said he was acting for Mr. Guinness at that time?—No.

28467. The principal manager was Mr. Gibson?—Yes.

28468. Do you remember seeing any other solicitor in the central committee-rooms in Westmorland-street, except Mr. Gibson?—Mr. Barker was there.

28469. Mr. Barker was the secretary of the society?—Yes.

28470. Do you remember seeing any other solicitor there but Mr. Gibson?—No.

28471. Do you know was Mr. Fell White there?—No, I didn't know Mr. White at the time.

28472. Was Mr. Williamson in the committee-rooms in Westmorland-street?—I can't say. I don't know.

28473. I suppose Mr. Atkinson managed things with Mr. Gibson as far as you saw?—Yes.

28474. Did you see a gentleman named Foster about the committee-rooms in Westmorland-street at that time?—I didn't know him at all.

28475. Did you ever know him by appearance?—I never knew him by name.

28476. Have you ever since seen a person who went by the name of Mr. Henry Foster?—I don't know him at all.

28477. Were you in the committee-rooms in Westmorland-street, on the morning of the election in 1865?—No, I was not.

28478. What were you doing on that day?—I was personating agent in one of the booths in Green-street. I went direct to Green-street from my own house.

28479. That was one of the freemen's booths?—Yes.

28480. Did anyone attempt a M'Guiggan before you on that day?—Not to my knowledge.

28481. As far as you know, or have reason to believe, was there any personation at the election for 1865?—I never heard of it on any side.

28482. Did you ever hear after the election, that there had been any reward or consideration given to freemen for their votes at that election?—I did not.

28483. Mr. MORRIS.—On any side?—On any side.

28484. Mr. LAW.—Did I understand you to say yesterday, that as far as you know, there is a large class of freemen who, though they generally are willing to vote with you, always expect something for their votes?—A great number of them do.

28485. How many of that class are there—would you say that there are a 100?—I don't think it would amount to a 100 at all.

28486. How many would you say there are?—Forty or fifty, I suppose.

28487. That would like to get something for their votes?—Yes.

28488. Would you say that out of the entire number of freemen there are only forty or fifty who expect something for their votes?—I wouldn't say that.

28489. I do not mean persons who would say it openly; but would say that for their kindness in voting for you they would expect something in return—are there only forty or fifty of that class amongst the entire body of freemen?—In or about that number came under my own observation.

28490. Do you speak of your own observation at the last election?—Yes.

28491. Can you tell us in a general way, in what manner did these forty or fifty exhibit this expectation to get something for their votes? What would they say to you when you asked them for their votes?—They said they would, but they hoped to be considered afterwards.

28492. You understood what that meant very well?—Yes.

28493. Have you understood that that class of freemen were considered afterwards?—I never heard of it. I never knew it.

28494. Did you ever hear of the Ross-lane society?—I did.

28495. Were you a member of it?—I was not.

28496. Did you attend the great meeting they had at one election, I think it was in 1857?—I was there.

28497. You were not brought over to London afterwards in reference to that occasion?—No.

28498. Ross-lane society was, I believe, known by the name of the Protestant Freemen Fellowship Society?—I don't know. I know they were about to organize a society, and they failed in it.

28499. I believe it never lasted longer than the year of the election?—I don't know. I never attended it.

28500. Do you know Beckett?—I do.

28501. Did you see him before the election on the subject of the election?—No; it was after the election, and while the petition was pending, that I saw him.

28502. Had you not known him previously?—I had not.

28503. Who was it that canvassed the district in the North City ward?—I can't say.

28504. Who were the principal canvassers of freemen, as far as you know?—I don't know.

28505. Mr. TANDY.—You stated that there were forty or fifty freemen, who, when you applied to them for their votes, said they would vote with you, but that they hoped they would be considered afterwards?—Yes.

28506. When did you ascertain that; was it in the course of your canvass?—Yes.

28507. When they said that, what answer did you make to them?—I told them that I would hold out no

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hopes to them whatever, but to vote under any consideration; that I had no doubt that they would be taken care of.

28508. In any of the interviews you had with Mr. White or Mr. Williamson after the election, in reference to the petition, did you mention the cases of personation that you told us of yesterday?—No.

28509. You stated yesterday that Thompson introduced you to a young person, and that you afterwards saw that young person in 24, Dame-street?—Yes.

28510. Have you since that day seen him?—Yes.

28511. Where did you see him?—I saw him once in the street since—in Grafton-street, I think.

28512. Except on that one occasion, have you seen him since?—No.

28513. You say that you kept the list we asked you for in the place where you keep your other private papers?—Yes.

28514. Did you find that place locked this morning when you went to look for the list?—I did.

28515. Mr. LAW.—How many names do you suppose were on that list, speaking roughly—I believe only the names of the freemen of one particular ward were on it?—The names of the freemen of two wards were on it.

28516. What two wards are they?—Usher's-quay ward, and Merchants'-quay ward.

28517. Were the names of all the freemen in those two wards on that list, or only the names of those that were not pledged?—The names of all it was supposed to be a list of—at all events I understood it to be such.

28518. How many pages was it? What sort of a thing was it?—It was a small book, about six or seven inches long.

28519. Were the names in it printed or written?—They were printed.

28520. Did they appear to cut out of anything, and pasted in this book?—No; they were printed and bound together.

28521. It was not like a book of that kind (the entire burgess roll)?—No.

28522. Might it be part of one of these books?—No; the names were folded up together in a little pamphlet.

28523. Were similar books given to the other canvassers, or was it specially given to you?—There were a number of others of a similar kind.

28524. Was it like that (the full list of freemen)?—No.

28525. How thick was the book you got, how many pages were there in it?—In one of them there was not more than eight or ten pages.

28526. Which of them was that, was it the one for the Usher's-quay ward, or was it that for the Merchants'-quay ward?—I can't say which of them it was.

28527. The one book you say had eight, or ten, or twelve pages, had the other more?—It had.

28528. How many pages were there in the other book, were there twenty pages?—There were about sixteen pages.

28529. How many names were there in each page?—In some pages there would be more than in others, according to the different streets.

28530. It was divided into streets?—Yes.

28531. Would there be ten names in a page?—sometimes ten, other pages would have twenty names.

28532. Fifteen would be about the average?—Some pages would have only six names.

28533. Would there be twelve names on each page on the average?—I dare say there was.

28534. These are the people you canvassed?—Yes.

28535. Mr. MORRIS.—When you speak of the forty or fifty freemen that expected something for their votes, do you speak of those that came under your immediate observation when you canvassed them?—Yes.

28536. You canvassed two wards?—I canvassed one ward and part of the other.

28537. Mr. LAW.—You did not canvass the whole of Usher's-quay ward?—I didn't canvass the whole of Merchants'-quay ward.

28538. About how much of Merchants'-quay ward did you canvass, did you canvass the half of it?—I canvassed the Island-bridge part of it, and about there.

28539. Would that be half of the ward?—And part of James's-street.

28540. Do you think you canvassed half the freemen in that ward?—I don't think I did.

28541. Do you think you canvassed a quarter of the freemen in that ward?—It may be a quarter.

28542. You did not canvass more than a quarter of the ward?—I don't think I did.

28543. Mr. MORRIS.—When you stated to these forty or fifty freemen, who expected something for their votes, that you could hold out no hope at all to them, but that you had no doubt it would be all right, did you get instructions from anyone to give that message?—I got instructions so far as this—to promise nothing, to hold out nothing to anyone.

28544. To hold out nothing, I suppose, with a reservation—who gave you these instructions?—Mr. Sutton.

28545. What put it into your head to say, if you only got these instructions, that it would be all right?—I took it out of my own head. I said it on my own responsibility.

28546. You know you yourself could not afford to make them all right?—I know that.

28547. Here are forty or fifty freemen in your ward who, you say, expected something for their votes, who put it into your head to say you had no doubt that they would be considered afterwards, and that it would be all right?—Not one.

28548. Do you swear that positively?—I do.

28549. Did you dream it?—I did not.

28550. I suppose you had no doubt that they would be considered afterwards and be all right?—I didn't know whether they would or not, but I told them so.

28551. Did you see any gratuitous service papers signed?—I did.

28552. How many did you see signed?—I saw men sign them.

28553. How many signed them?—I don't know.

28554. Were these papers carried about with you on your canvass?—No.

28555. They were signed in the office?—They were.

28556. Did you see any of the I. O. U.'s signed, but the one you signed yourself?—No, I did not.

28557. You stated that you saw that young man in 24, Dame-street, I think; when did you see him again after that?—I saw him one day in Grafton-street.

28558. Mr. LAW.—Could you give us any idea of how many freemen you canvassed altogether?—I can't tell.

28559. About how many do you think you canvassed?—Three or four hundred, I suppose.

28560. Are you sure you canvassed so many as that, did you canvass 300 or 400, taking the names in the two books put together?—I did.

28561. You know you only canvassed a quarter of one of them?—I canvassed a good many more that were not on the books, and that were in different parts of the city.

28562. I am not speaking about those that were not in your books or in other parts of the city; your regular duty was to canvass those that were in your books?—Yes.

28563. You say you did not canvass more than a fourth of those in the Merchants'-quay ward book—did you canvass the whole of those in the other book?—I canvassed a good deal of the lodgers.

28564. I am not asking you about lodgers, or about any voters except the freemen in those two wards—of the freemen who were put down on the list of the Merchants'-quay ward, you say you did not canvass more than a fourth—did you canvass every one whose name was down on the list of the Usher's-quay ward?—I don't know that I did.

28565. Did you canvass the half of it?—I did.

28566. Will you swear you canvassed more than half of it?—I think I did.

28567. Are you sure you did?—I am almost certain I did.

28568. Will you go beyond a half?—I think I could.

28569. How far could you go—did you canvass three-quarters of the ward?—I cannot say.

28570. Did you canvass between a half and three-quarters?—I can't say. These are questions I wasn't prepared for. I cant' think how many I canvassed at that time. I never thought I would be called on to return them.

28571. You stated that you think you canvassed not more than a quarter of one ward—can you say that you canvassed more than half of the other, to the best of your belief—do you believe you did?—I believe I canvassed all that was in this book.

28572. You say then you did not canvass more than a quarter of Merchants'-quay ward?—Yes.

28573. And in the other, that you canvassed all in the book?—Yes.

28574. Are you sure you canvassed the whole of the freemen in that book?—I am.

28575. That was the Usher's-quay ward?—Yes.

28576. Which book had the ten or twelve pages, and which the fifteen or sixteen pages?—I can't recollect.

28577. Which of the books was the larger of the two?—I can't say.

28578. How many freemen—do not mind for the present the lodgers, or the rated occupiers, or the freemen that were out of the books you had—did you canvass that were in the books—did you canvass more than a couple of hundred?—I think I did.

28579. When you canvassed a freeman not in your book, where did you put his name?—I put his name on a scrap of paper, or if I had envelope convenient I would put it there.

28580. What did you do with that record afterwards?—I sent it into the office, and gave directions to Mr. Byrne, or whoever was canvassing that ward.

28581. You gave the name to the proper canvasser of the ward?—I gave it to Mr. Byrne.

28582. That the person might be looked after by the proper canvasser?—I can't say that he was formally canvassed, but I gave in the name that the proper canvasser of the ward may call on him.

28583. You did not enter the name in your printed list?—I did not.

28584. Of the freemen that were in your two books you think you canvassed as many as a couple of hundred?—I am almost sure I did.

28585. Would you go beyond that—do you believe you canvassed more than a couple of hundred?—I can't say.

28586. If any of the outlying freemen intimated their hope of being remembered afterwards, when you sent in his name to Mr. Byrne, did you append that note to it?—No.

28587. Did you let him look after that?—Yes.

28588. In the list you had for canvassing your own district, when any of these forty or fifty freemen expressed a hope that they would be remembered after the election, did you make a note of that?—No.

28589. Did you put any mark in your book that would enable you to say that such and such a man said so and so to me?—No. I made out a list of those I canvassed, and of those who pledged themselves, and of those who would not. This was a written list, and I returned it to Mr. Byrne.

28590. When a freeman promised to vote with you, you gave in his name so, but if he promised his vote conditionally on the terms that he should be remembered after the election, how did you return him?—I returned him as doubtful.

28591. When a voter said he would like to vote for the Conservative candidates well enough, but he was a poor man with a large family, and would expect to be remembered after the election—did not you return to Mr. Byrne that such a person was looking for something for his vote?—No. Anyone who was looking for anything for his vote, I made him "doubtful."

28592. I suppose it was—"Guinness and Plunkett," and then opposite that "doubtful"?—Yes.

28593. Did Mr. Byrne understand the expression?—He did.

28594. Did you ever express it more plainly?—No.

28595. I suppose Mr. Byrne knew what you meant by the word—he did not ask you what you meant by "doubtful"?—Every one who didn't pledge themselves, I put "doubtful" to their names.

28596. Suppose a man were willing to pledge himself, but would understand that he was to be taken care of, did you put him down as doubtful also?—Yes. Mr. Byrne or some one else gave me instructions to put "doubtful" to every one who didn't pledge themselves.

28597. Who was it that gave you those instructions?—I think it was Mr. Byrne.

28598. Did Mr. Byrne give you instructions that you were not to put down that a freeman wanted money, but to put him down as doubtful?—He expressed nothing about money, but he said that every one who didn't pledge themselves, were to be put down as doubtful.

28599. Did you not know that many would say that they would pledge themselves to vote with you, but wanted to be taken care of, as you expressed it—were you instructed to mark such persons as doubtful?—Yes.

28600. When you made this return to Mr. Byrne, did he ask you any questions as to the particulars of the freemen marked doubtful?—No. I only sent in the return.

28601. Had you not any conversation in the office about what this "doubtful" meant?—No.

28602. Was it well understood what "doubtful" meant?—I believe it was.

28603. Was the word "doubtful" understood as conveying that the man to whose name it was appended, required some gentle persuasion?—I don't know what view they took of it.

28604. Had you ever any conversation with Mr. Byrne, or Mr. Williamson, or Mr. White as to these doubtful voters?—No.

28605. Did you ever see any of the returns made by the other canvassers as to the doubtful voters?—No.

28606. Did the other canvassers send in every evening, or as often as they could a list of those who pledged themselves, and of those who were doubtful?—I believe there were not many canvassers sent in their returns to the central office in Dame-street, they generally sent them to their own district committee-rooms.

28607. Was it understood that each canvasser should return to the committee-rooms the result of his canvass daily?—I believe it was.

28608. Each retained a list for that purpose, and sent in the return daily as the result of his canvass?—Yes.

28609. Did you send in a return every day?—Not every day, every two or three days—two or three times a week.

28610. I suppose you delivered these returns yourself to Mr. Byrne?—I did.

28611. Into his own hand?—Yes, or to some of his clerks. If he was there himself I went direct to him and handed him the returns; if he weren't there I gave them to some of his clerks.

28612. He had a good many clerks under him, I believe?—He had.

28613. What room in Dame-street was it that he occupied?—The top front room.

28614. Had Mr. Byrne any principal clerk or assistant over the others?—I think not; he used generally be there himself.

28615. When you say Mr. Byrne—there were two of them—which of them do you mean—is it the young man?—Mr. John Ouseley Byrne.

28616. The young man?—Yes.

28617. He is the Mr. Byrne you were speaking of all along?—Yes.

28618. Did Mr. Byrne ever give you any written instructions?—He did not.

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Miss Caroline Hall.

Miss Caroline Hall further examined.

28619. Mr. LAW.—Have you any communication to make to us?—I wish to state, that when you asked me yesterday whether I had got any intimation the night before, I did not recollect at the time that I heard that a man called to inquire if I was at home, and that the servant said I had not come in yet. You asked me if there had been any inquiry made for me the night before, I said not, but in a few minutes after I left the courthouse I recollected that there was.

28620. Mr. MORRIS.—That was Monday night?—Yes; there was inquiry made for me that night.

28621. Mr. LAW.—Sunday night?—No; Monday night.

28622. Was it not on Monday morning you received the summons to come here?—Yes.

28623. Mr. MORRIS.—Have you got the envelope of your brother's letter that you destroyed?—No. I made every search for it; I havn't got it.

28624. Mr. LAW.—Have you heard from your brother since?—I did; I got a letter this morning. I destroyed the letter; I didn't read it.

28625. You destroyed it?—I did.

28626. You did not read it?—No.

28627. Did you give the letter to any one else to read?—No, I destroyed it immediately when I received it.

28628. Why did you destroy it?—Just because I wished not to produce any letter of his until he is aware that I am summoned here. I wrote to tell him that my mother and I were summoned, and I entreated him to come home. He hadn't time to get my letter when I received his.

28629. You acted wisely in telling your brother to come home; but you did a very imprudent thing in destroying his letter. Were it not that you are a lady, we should feel it our duty to deal very severely with you. For such acts as this some witnesses have been sent to prison; some have been heavily fined; and some have been both fined and imprisoned. You were warned of it yesterday, and it was wholly unpardonable of you under the circumstance, to destroy that letter. It is merely because you are a lady that we do not give you into custody at once.

Witness.—When he didn't know I was a witness here.

28630. Did you send the summons on to your brother?—No, I did not; I told him that my mother and I had been summoned.

28631. Did you tell him it was left at his residence for him?—I did not, but it was forgetfulness on my part.

28632. Mr. MORRIS.—Did you keep a copy of the letter you wrote to your brother?—I never keep copies of my letters to him.

28633. Mr. LAW.—Did you open the letter your brother addressed to you?—No.

28634. You did not even open it?—No.

28635. Did you look at the envelope or see what post mark was on it?—No.

28636. Where did you write to your brother?—I wrote to Netley, and also to Charing Cross hotel. I am not positive that the letter will find him in either place. I wrote to both places.

28637. Mr. MORRIS.—You kept no copies of these letters?—No.

28638. Mr. LAW.—Where have you got the summons that was served for your brother?—My mother has it; she may not have it here; she has it either here or at home.

28639. Did she write to you brother to-day?—No.

28640. How did you destroy his letter?—I tore it up, and then threw it in the fire.

28641. Mr. MORRIS.—Do you expect a letter from your brother?—I don't know. I am not sure of a letter from him until I get it.

28642. You wrote to him on Monday?—I don't believe I did. I did not.

28643. Mr. LAW.—Did your mother write to him on Monday?—I can't remember.

28644. Did not you hear her tell us that she did?—I don't know. There is another circumstance I wish to mention. My mother stated that she wrote on Sunday to Charing Cross hotel.

28645. No; on Monday. She was occupied on Sunday in destroying your brother's letters?—My mother dictated the letter to me; she considered she was writing it, but it was I that really wrote it by her dictation. I think it was on Sunday I wrote it. That letter went to Charing Cross.

28646. Did you receive an answer by return of post?—No.

28647. Mr. MORRIS.—Did you destroy that letter on the suggestion or advice of anyone?—No.

28648. Mr. LAW.—Have you been speaking to anyone since you left the court yesterday, about your brother?—I was speaking to my sister. I told her I was in court, and that I was questioned about him.

28649. Did you speak to anyone else about him?—I did not.

28650. Do you know anyone who was intimate with your brother when he was here?—I don't know his acquaintances.

28651. Did you ever hear with whom he was intimate?—Not particularly. He had a good many young friends in college. I didn't know any of them.

28652. Do you know was he acquainted with Mr. Williamson, for example?—I don't know.

28653. Was he acquainted with Mr. Fell White?—I don't know.

28654. Do you know Mr. White?—No, I never spoke to Mr. White. I know him by appearance.

28655. Did you ever hear your brother speak of Mr. White or Mr. Williamson?—I think at the time of the petition I did, but never after.

28656. Did you ever hear your brother speak of Mr. Goodman?—No.

28657. Did you hear your brother speak at the time of the petition, or at any time of any friends of his assisting him about the court-house in Green-street, on the day of the election?—No, I did not.

28658. What did he tell you he had been doing all the day he was away?—He didn't tell me.

28659. Mr. TANDY.—Are you in the habit of sending your brother newspapers?—Yes, some; but not lately.

28660. Did you send him any papers during the last month?—Yes, I think I did.

28661. Did you send any with an account of the evidence that has been given during this inquiry?—Yes, there was some information in the papers regarding it.

28662. What was the last time you sent him papers?—Not within the last fortnight. I don't remember when it was.

28663. Do you know if any other person sent him papers within the last fortnight?—I do not.

28664. Did your mother do so?—She did not.

(*The witness withdrew, but before doing so, was informed that her attendance would be again required on Wednesday, the 29th December.*)

William John Campbell.

William John Campbell came on the table and said—

I wish to make a statement. Mr. Boyle, in his evidence yesterday, stated that I handed him a letter. I wish to contradict that. I never wrote a letter to Mr. Boyle in all my life. Mr. Hodson is in court now. My salary used be always sent in an envelope to me every Saturday up to last week. I asked Mr. Hodson why it was that last week's was not sent to me, and he said he was instructed not to send it any more after the evidence I gave here. I wish, gentlemen, you would ask Mr. Hodson about it now, as he is in court.

Arthur Bloxam further examined.

Arthur Bloxam.

28665. Mr. LAW.—Do you recollect seeing Saunders, who was examined here as a witness to-day and yesterday?—Yes.

28666. Do you recollect his coming to the office in Dame-street on the day of the election at any time?—No.

28667. Do you recollect anyone coming to the office and telling you of a number of voters who were holding back, expecting to get something for their votes?—No.

28668. Do you recollect referring anyone who called at the office that day to Mr. Boyle?—No.

28669. Were you in the office that day?—I was.

28670. Did anyone come to you, about one or two o'clock that day, informing you of the fact that a number of voters said to be under the charge of a man named Hassett were willing to vote, but expected to be paid?—I don't recollect any such thing.

28671. Would you venture to say that nothing of the kind happened?—I should say not.

28672. Do you know of Mr. Boyle being connected with the county office?—No.

28673. Have you seen Mr. Boyle in 47, Dame-street at all?—Not that I'd know him.

28674. Do you know Mr. Boyle's appearance?—No.

28675. Was anyone else in the office with you that day?—Yes; I was in Walshe's room.

28676. Which room is that?—It is the front drawing-room.

28677. Who were the occupants of the other rooms at the time?—I don't know.

28678. Did anyone mention to you that day that there were voters holding back, expecting something for their votes?—No. I would have a distinct recollection of it if such a thing occurred.

James Saunders further examined.

James Saunders.

28679. Mr. LAW.—Is that the man (Bloxam) you asked about the voters on the day of the election?—Yes.

28680. You told him of Hassett and his party of voters?—Yes.

28681. What room did you find him in? Was it up or down stairs?—I think it was the drawing-room he was in.

28682. Was there anyone with him when you went to him?—No.

28683. He was sitting alone in the room?—He was alone in the room, looking at some papers, I think.

28684. Had you known him before?—Yes.

28685. Have you any doubt it was he you spoke to on that day?—I have no doubt at all.

28686. Had you known him to speak to him before that?—Yes; he was a long time in the office with me.

28687. Did I understand you to say that you told Bloxham of Hassett and his party holding back?—I mentioned no names.

28688. Did you tell him that there were twenty freemen who were hanging back and would not vote?—I said, "Mr. Bloxham, there is a lot of freemen beyond in Green-street; they won't vote; they are hanging back. What is to be done with them?" He said, "Go to Mr. Boyle." "Where will I find him?" I said. He said, "In 24."

28689. Did you convey anything further as to the reason of their hanging back?—That was all.

28690. (*To the witness Bloxham.*) Do you remember anything about that?—No. I wasn't in the room by myself up to two o'clock? there were twenty or thirty voters there up to two o'clock. After two I went into Mr. Hodson's room. When I went to Mr. Hodson's room there were ten or twelve persons there. There was Kelly, and Reilly, and others there.

The witness Saunders.—There was no one in the room when I saw Mr. Bloxam there. There was a number of clerks in the lower portion of the house.

28691. Mr. LAW.—Considering that you both were in the same house for so long a time, it is impossible that you, Bloxham, could forget the occurrence if it took place. (*To Saunders.*)—Have you any doubt that you spoke to him on the day of the election?—No, I have not.

28692. What hour was it that you spoke to him?—It was about two o'clock.

28693. Did you then go across the street from 47 to 24?—I did.

28694. Did you meet anyone there?—I met a person on the stairs.

28695. Who was it?—It was the young man I saw in Green-street before I came from it. I came direct from Green-street to 47, Dame-street, to see if there was anyone in 47.

28696. When you met this young man on the stairs were you going up to the office?—I was going up to inquire for Mr. Boyle.

28697. Are you sure it was Mr. Boyle you were to ask for—did not you know who he was?—No.

28698. Did not you know he was Mr. Boyle, the banker, had you never heard his name before?—Never.

28699. When you met the young man on the stairs, did he first speak to you, or you to him?—I spoke to him. I asked him where I could see Mr. Boyle. I told him what I wanted him for. He said to come over, and he would be over after me.

28700. Whatever conversation took place between you passed on the stairs?—It was all on the stairs.

28701. From what passed, did you understand from him who he was—whom did you think he was when your conversation was over?—From the way he answered me I really thought he was Mr. Boyle himself.

(The witness Saunders withdrew.)

28702. Mr. LAW.—(*To Arthur Bloxham*).—Did you know Lownes—Francis Lownes?—The carman?

28703. Yes?—I did, sir.

28704. How long was he in the employment of the———?—I think from the commencement of the revision.

28705. In what way was he acting that time?—His car was driving backwards and forwards.

28706. You mean that they were using his car?—Yes; for which he got 10*s.* a day.

28707. Did you know that he was employed after the election was over, in getting up information?—No.

28708. Lownes was a freeman, I believe?—Yes, I think he was.

28709. And how was he paid his 10*s.* a day?—Every Saturday night, and his receipt taken from him.

28710. That was £3 a week?—Yes.

28711. Who paid him?—Mr. Hodson.

28712. That was during the revision?—Yes.

28713. After the revision was over, when you crossed to 47, was Lownes employed still?—Yes, his car was employed.

28714. You say he was paid £3 a week up to the time of the election?—No, I could not say. I think the last receipt I drew from him was up to the 7th or 8th.

28715. The 18th was on Wednesday?—Yes.

28716. And the 7th on Saturday?—Yes.

28717. You know that he drew £3 a week, up to the week ending Saturday, the 7th?—Yes.

28718. What was he doing the week of the election?—I suppose his car was not in use that week?—I heard his car was in use at the time of the election.

28719. What was he paid for the week, as well as you remember?—I don't know. I only know he was paid up to the 7th.

TWENTY-FIRST DAY.

December 22.

James Saunders.

28720. And you know there was a separate account kept of these carmen?—Yes.

28721. Were there other carmen employed as well as Lownes?—Yes, seven or eight.

28722. Did you give in their names?—No.

28723. Were their names entered in a book?—No, they sent in their receipts.

28724. And to whom were the receipts given?—I gave them to Mr. Hodson.

28725. Were they put on the file with the I.O.U.s, or where?—He put them in his bag.

28726. What sort of a bag?—One he carries his money in.

28727. A courier bag?—Yes.

28728. He put it into that bag, which, I suppose, he wore, and carried it away in the evening?—Yes.

28729. Where does Mr. Hodson live?—He lives out in Rathmines.

28730. Did he take the file out to Rathmines?—No.

28731. Did he take the I. O. U.s out to Rathmines?—No, I saw them put into the safe.

28732. But he did not put the receipts of carmen, or the bag, into the safe?—He may have.

28733. You saw him putting them into the small bag?—Yes.

28734. Did he always carry it about with him?—Yes.

28735. Can you give me the names of any of those carmen, besides Lownes?—I would remember them if I heard them; but I cannot just call them to my mind now, sir.

28736. Was there a Mr. Webb employed in the office?—There was.

28737. What was he employed at?—He was in No. 3, during the revision; then he was away for some time, and returned again.

28738. Before the election?—Yes.

28739. When he came back, was he in No. 3, or in 47?—He was in 47, I think, for some time under Mr. Campbell.

28740. Do you know how he was paid?—Yes, he was paid every Saturday night, like the others.

28741. Mr. Webb was a freeman?—No, he claimed as a rated occupier.

28742. I thought he was a freeman?—No; he lived close to Portobello—I forget the terrace.

28743. You knew that man Saunders?—Yes, I did.

28744. Saunders was employed, and I suppose you knew he had got an advance on an I. O. U.?—Yes, one I. O. U.

28745. He has a son, James Saunders?—Yes, he has two sons.

28746. And do you think they got advances upon I. O. U.s?—I don't know.

28747. Was there a Mr. Fitzgerald in the office?—Yes.

28748. Was he a freeman?—Yes.

28749. How long was he employed?—I think he entered the day I did.

28750. And remained till the election?—Yes, and afterwards.

28751. How did he manage after the revision was over?—I suspected he got a loan, like myself. I was not sure of it.

28752. Did he ever tell you he did?—No.

28753. Did you understand from anything he said, or from anything Mr. Hodson said, that he had got a loan?—No, but I suspected he might have got a personal loan from Mr. Hodson, as I did.

28754. But did you ever hear that Mr. Fitzgerald got a personal loan from Mr. Hodson?—No; I never got any direct intimation.

28755. I suppose that was the way the thing was done—that Mr. Hodson gave personal loans?—He gave a personal loan to me, and I suppose he treated others of them in the same way. He was always very generous.

28756. Did you know Mr. Hamilton?—Yes.

28757. Was he a clerk;—Yes.

28758. Was he there a long time?—He was there during the revision.

28759. Was he there after the revision?—He was.

28760. Did he get advances upon I. O. U.s?—On Saturday night, the 24th of October, I remember paying an I. O. U. for him.

28761. He got it that time at anyrate. And I suppose he did not receive any more till after the election?—Oh, he was pretty well off.

28762. Was he one of those that complained afterwards that they did not get paid?—There were so many, I can't remember.

28763. I suppose they all complained that the time after the election was too long?—There was a good deal of complaints.

28764. Did you know the Reilly's, father and son?—Yes.

28765. Did you draw an I. O. U. for either of them?—No, because they were not connected with Mr. Hodson till after the removal.

28766. Whom were they under?—A gentleman upstairs.

28767. Who was he? Mr. Byrne?—I cannot say.

28768. Had you ever anything to say to Mr. Byrne?—I had, for a short time after I joined.

28769. That was the revision business?—Yes, about claims, and inspectors going out.

28770. I suppose when you speak about Mr. Byrne you mean the young gentleman?—Yes, John Ouseley Byrne.

28771. You had some connection, I believe, with those county rooms in Number 24, had not you?—Nothing, except bringing over letters that were sent to the office in error.

28772. From Mr. William Johnston?—No, sir, from Mr. Gerrard. Sometimes "No. 3" was put on them by mistake.

28773. After you moved down to No. 47, did not you take over letters, or forward letters, sometimes from Mr. William Johnston in No. 47, to Mr. Wilson Johnson in No. 24?—No.

28774. When did you first hear of Mr. Wilson Johnson?—After the election.

28775. Had you sent anybody over before that to him?—No, not to him.

28776. Do you remember any letters coming to 47, or people coming there that wanted to see this Mr. Wilson Johnson?—I do not.

28777. You know Mr. William Johnston very well?—I thought Mr. William Johnston and Mr. Wilson Johnson were the same.

28778. Well, there were some grounds for that. But did you know Mr. William Johnston himself?—I did.

28779. What rooms did he occupy in 47?—I have seen him up in the room with Mr. Mortimer and Mr. Frazer.

28780. Is that the two-pair rooms, the two second floor rooms?—It must have been that.

28781. Were there any other people in the room besides Mr. Mortimer, Mr. William Johnston, and Mr. Frazer?—Not working.

28782. They kept their room to themselves? They were not beset by clerks as you were? Is that so?—Yes, sir.

28783. Well now, what was the department that Mr. Mortimer, Mr. William Johnston, and Mr. Frazer had under their charge?—I can't say more than going into the room.

28784. I may call you an important officer there. What did you understand people coming there and wanting a particular thing were sent up to Mr. Mortimer and Mr. William Johnston for?—I took down their names.

28785. For employment?—Yes.

28786. For outvoters?—Yes, and for those that wanted expenses paid.

28787. And you said that anyone that wanted to sell a parrot you sent up there too?—Yes, anything of that sort.

28788. Anything of that sort you sent on to Mr. William Johnston and Mr. Mortimer?—Yes.

28789. I suppose your reason was that there were only three in the rooms? I suppose the three were not always there?—No; Mr. Mortimer and Mr. Frazer.

28790. Was not Mr. William Johnston there a a good deal too?—Yes, I saw him often.

28791. Do you know him well?—I know him well by seeing him.

28792. Where are his offices?—In Palace-street.

28793. Did you see him after the election?—Yes.

28794. Soon after the election?—Yes, a fortnight or three weeks.

28795. Had you any settling of election expenses with him?—No.

28796. Just tell us where did you see him—in his own office?—Yes, in his own office.

28797. What took you to him?—I went up to Wood-quay ward to personate my brother? he was a freeholder in that ward, and I could not do so. Mr. Johnston thought I had done so, and I asked him for my expenses, and he gave them to me—he gave me a Post Office order for £5.

28798. Do I understand you to tell us that you represented your brother on this municipal occasion, and that you wanted your expenses?—Not the municipal election.

28799. The election of the 18th?—After it.

28800. You told him that you had voted in your brother's name, and asked him for some money for expenses?—Yes, sir.

28801. And how did the money, £5, come to you? Did you ask him for £5?—No, I did not mention any sum.

28802. Did you receive what the travelling expenses would have come to?—I may have mentioned £5.

28803. How did Mr. Johnston come to send you £5?—He sent it by post.

28804. Did you mention to him that £5 would settle the expenses?—I may have done so, but I don't think I did.

28805. How did he know what to send? He did not fix upon it arbitrarily?—I can't say.

28806. It came to you by post?—Yes, it came by post.

28807. What brother was this you said you personated?—William George; he lived in Wood-quay ward. He is a freeholder opposite to Mr. La Touche's bank—the old Hibernian Bank.

28808. How did this money come to you? It came, you say, by post, but how was it addressed?—It was a Post Office order addressed to me.

28809. In a letter?—Yes.

28810. On what Post Office was the order drawn?—It was drawn in Capel-street on the General Post Office.

28811. It was obtained in the Capel-street district Post Office?—In the Capel-street Post Office.

28812. In Capel-street, on the General Post Office?—On the General Post Office.

28813. It was not a £5 note?—No, a Post Office order.

28814. Did you ask Mr. Johnston to send you money in that way?—No; he said he would do it in that way.

28815. Was there any considerable dealing with the Capel-street Post Office about that time?—I don't know.

28816. Did you ever hear that money was paid by Post Office order in Capel-street?—No; this is all I know.

28817. Did he say he would get it in Capel-street, or in that way?—No, he said he would send it.

28818. I thought you said that he told you he would send it in that way?—No, he said he would communicate with me through the post.

28819. Was it enclosed in any letter?—It was in an envelope.

28820. Was there anything along with it in the envelope?—No; a blank sheet of paper, with "return receipt to 24, Dame-street."

28821. Was there no signature?—No.

28822. Was there a date to the letter?—No.

28823. Are you perfectly certain it came by Post Office order?—Perfectly certain.

28824. Could you give us any idea what time this was?—No; I knew I had but little time to get it from the election, and afraid of a petition coming on.

28825. Could you tell us about the time that you got this?—It might have been the first week in December, and it might have been the second.

28826. At all events, it was before the petition?—Yes.

28827. What did Mr. William Johnston say when he said he would send this?—He did not say anything. I had a communication from a gentleman in the country, who was coming up to vote, from the county Donegal.

28828. And who was he?—The Reverend Gage Ball.

28829. Was he a freeholder?—Yes, a freeholder.

28830. He wished to have his expenses?—Yes.

28831. And what did Mr. Johnston say about that?—I handed him the letter I got, and left it with him.

28832. He was the man who had charge of the expenses?—Yes; I left it with him.

28833. You were directed by the letter to send your receipt to No. 24?—Yes, and to say it was not received from anyone.

28834. You received £5 for travelling expenses, as you have said. Was there a receipt for you to sign?—No.

28835. Well, who told you to receipt it in that extraordinary way?—Mr. Johnston himself.

28836. Do I understand you to say that Mr. Johnston gave you verbal directions to send your receipt to No. 24?—That is so, to the best of my recollection.

28837. Was there any writing on the sheet of paper?—No; the only thing that was written inside, to the best of my recollection, was that I should send the receipt to No. 24.

28838. You told us before that you were not to draw it as received from anyone?—He told me to send the receipt, and I understood the way to do it.

28839. Did Mr. Johnston pay you any other sum of money?—No.

28840. Do you recollect was there any discussion in 47, Dame-street, or 3, Dame-street, about any sum of money being lost?—There was some money lost in 47 and 48.

28841. How much was said to be lost?—Forty pounds worth in postage stamps.

28842. But was there any money lost?—Not that I am aware of.

28843. There were £40 in postage stamps lost?—Yes, sir.

28844. From whom did you hear that?—From Mr. Hodson.

28845. What did he say about it? Where had he kept them?—He kept them in the front drawing-room, where he used to work.

28846. Did you ever hear of any sum of money a short time before the election, that had been supposed to be mislaid?—I heard a rumour that there was.

28847. What did you hear of it?—I heard that Mr. Hodson had lost £30.

28848. Of money?—Yes.

28849. Was that some time before the election?—It was.

28850. A week or ten days before?—I cannot state the time.

28851. Did you speak to him about it?—No.

28852. He mentioned it to you?—No. I don't think he did.

28853. It was a serious thing, you know, that he lost so much money. When he said he had lost a sum of money, did he mean a sum that he had on the premises, or brought home to Rathmines?—He had it in his possession—in his bag.

28854. In the courier-bag—was that where he kept it, as you understood?—Yes.

TWENTY-FIRST DAY.

December 22.

James Saunders.

28855. Did he make any noise about it?—Not that I heard.

28856. Did he make no inquiry about it?—I don't know, indeed.

28857. I suppose they did not think anything about £30 at that time?—I don't know.

28858. Was there any inquiry made about the £40 worth of stamps?—No; but there was a great row made about it in the office.

28859. What do you mean by a row?—A great deal of talk, as to how it was taken out of the office.

28860. Where was the place the stamps were kept in?—It was a press by the side of the fire, in the front drawing-room.

28861. Did Mr. Hodson keep the key of it?—Yes.

28862. Well, was it broken open?—Yes; I saw it.

28863. Was there any inquiry made of the store-keepers or clerks, as to how it got broken open?—I think there was, I don't remember. There was some inquiry made as to how people could get in to take away these stamps.

28864. Was that all that took place—was there no inquiry made of the clerks there?—That is all I remember about it.

28865. That was mere talk?—There was an inquiry made as to how they had got into that apartment.

28866. Was there an inquiry as to who had been late in the office, or anything of that kind?—I am not aware.

28867. Are you sure that you heard it rumoured that Mr. Hodson had lost just £30?—To the best of my recollection.

28868. It could not be more than that?—It might have been, for he carried large sums of money about with him in his bag.

28869. What did he want with large sums?—To pay the clerks.

28870. On a Saturday night?—Yes.

28871. As I understand, the arrangement in 47 was that the clerks who were non-voters, were paid openly in their several rooms?—Yes.

28872. But the freemen went through the operation of giving I. O. U. s?—On that particular Saturday night.

28873. Did Mr. Hodson deal in any way with leather bags in 47—did he make a private advance in 47?—Not that I am aware of.

28874. So far as you know, these men must have all starved; they had no other means to live upon during the month, after which they had hopes of being ultimately paid?—I can't say.

28875. You did not draw an I. O. U. after the 24th?—Not after the 24th.

28876. Who got the personal loan as you suspected?—Mr. Fitzgerald.

28877. He got a personal loan?—I suspected he did; but it was merely a suspicion.

28878. Did Mr. Hodson ever ask you to pay him this personal loan of yours?—Not as yet.

28879. Mr. TANDY.—About how many I. O. U.s did you ever see on the file, or wherever they were kept?—There might have been a dozen, and there might have been more.

28880. Tell me, to the best of your recollection?—I should say a dozen.

28881. Would you say more than a dozen?—I could not say, unless I could see the book, with the names of the freemen.

28882. But could you say that you saw more than a dozen?—I don't remember.

28883. What is your belief—do you believe you saw twenty-four I. O. U.s?—I don't think I did.

28884. Were those generally given by freemen?—Yes, sir, I drew them on that Saturday night for them.

28885. Have you any recollection about how many you drew on that Saturday night?—Well, I wouldn't like to say more than a dozen.

28886. You would not like—but could you say it?—I could not, conscientiously.

28887. Did you ever see any you did not draw yourself?—No.

28888. Mr. MORRIS.—How many of these personal loans, to your recollection, were there given to freemen?—Oh, those were not personal loans; the one to myself was a personal loan.

28889. I know, but independently of that—how many were there?—I wouldn't like to say more than a dozen of those loans on that Saturday night, the 24th.

28890. I am not talking of that. There were these advances made upon I. O. U.s, and, in addition to that, there were these personal loans—how many of these were there?—I don't know anything but about my own.

28891. These advances made to freemen, there were I. O. U.s given for them?—Yes.

28892. And there was also, as I understand, work and labour done for that amount?—Decidedly.

28893. Was the personal advance, and the I. O. U. given for it—was that precisely the salary that the man would have?—Up to that date.

28894. Are you acquainted with Mr. Boyle?—No, sir; I am not.

28895. You are not acquainted with him?—No.

28896. You do not even know his appearance?—I saw him here yesterday.

28897. Can you take upon yourself to contradict that story that Saunders told you?—Yes; I would have remembered it perfectly, if I had got any instructions to send him over to 24, Dame-street.

28898. But the question is, as a matter of fact, did you get instructions?—I got no instructions; because if I did, I would recollect it.

28899. That is not the question at all. Mr. Saunders comes and tells a positive story—can you positively contradict it?—I have no recollection of it whatever; and I would be sure to remember it if I had got any instructions.

28900. On whose signature did you get that £5?—My brother's, William George; I signed the receipt for him in his name.

28901. William George?—Yes, sir.

Mr. *George William Barnwell* sworn and examined.

Mr. George William Barnwell.

28902. Mr. LAW.—Where do you live?—In Parnell-place.

28903. Do you remember at the last election in November, 1868, seeing Joseph Parker at the court-house here?—I do not.

28904. You do not?—No.

28905. Were you up about the court-house that day?—I don't think I was.

28906. Did you vote that day?—I did.

28907. Where did you vote?—I think our booth was in Aungier-street.

28908. You know Mr. Parker?—I know Mr. Joseph Parker of Waterhouse's, in Dame-street.

28909. Have you known him long?—Oh yes; I have known him since he was a child.

28910. Do you recollect were you in the neighbourhood of this court-house at all on the day of the election?—I don't think I was in the neighbourhood at all on the day of the election. I voted early on that day, in order to attend to my business. My atten-

tion was called to this matter since I got the summons, and I don't think I was in the neighbourhood of the court-house at all that day. I think I might save a great deal of trouble if I tell you all I know about the matter.

28911. Proceed then?—The fact is that on the evening before the election, Mr. Parker called to my business address and said that if there were any poor freemen in our employment whom we could recommend, that there would be something going he thought. I don't know whether he called to me or not, or to an uncle of mine, who has since died. I was out. I was not a freeman. My business address is in Bishop-street where our manufactory is.

28912. I believe it is a foundry?—Yes.

28913. Do you remember the circumstance of Parker calling previously to the evening before the election?—I remember distinctly being told that Mr. Parker called, calling and saying that if I knew any poor freemen I could recommend, that there would be money going. I was told that by somebody in the place—I cannot say by whom.

28914. When did your uncle die?—I do not say it was to my uncle; he died sometime after the election.

28915. Were you at your place of business the whole of the day of the election?—Very near; I don't think I left it at all. I was in and out of course.

28916. Where do you live yourself?—In Parnell-place.

28917. What was your uncle's name?—The same as my own.

28918. Did you see this Joseph Parker at all about the time of the election?—I saw him, but I don't recollect having seen him on the day of the election.

28919. Do you remember seeing him the day before the election?—No.

28920. Do you remember seeing him the day after the election?—I have no distinct recollection of seeing him the day after the election, but I may have seen him subsequently.

28921. When you were told by somebody in your place of business, we'll suppose the evening before the election, of this message that Parker had left, if you knew of any poor freemen who would vote, and that probably there would be something going, did you communicate that to any freemen in your establishment?—I don't think I did; but I sent the names of a few to Mr. Parker.

28922. Did you send him the name of Fitzgerald?—I presume I did.

28923. Or of either of the Lynns?—I don't know them.

28924. Did you send him the names of the Moys?—I did.

28925. Did you send him the name of Batt?—I don't know that name.

28926. Did you send him the name of Morris?—I don't know anyone at all of that name. These names may have been given to me.

28927. Look at that list—(*list handed to witness.*) That purports to have been a list of names of persons for whom payment was afterwards asked?—The two Moys, and Fitzgerald are the only persons that I knew that would be likely to receive anything of the kind.

28928. Besides those, how many other names which were given to you did you give him?—I really have no recollection of anything of the kind. If I sent any I must have sent the names of the Moys and of Fitzgerald, but I have no earthly recollection of sending him any names. If I did I should.

28929. I thought you said a moment ago you did send him names?—It is probable I did. I would be likely to send him those names. None of those men, however, would be likely to hold back, because they are very high Conservatives, but if there were such a thing going they would be deserving of remembrance.

28930. Do you remember Parker ever speaking to you afterwards about these three men?—I have no recollection at all of meeting Parker; he was merely a casual acquaintance. He was a great friend of my brother who went to Canada some time after the election, but he was no friend of mine.

28931. Was your uncle in the same business as yourself?—Yes, but if there were any names sent it was I who sent them.

28932. Your recollection is that you were not about here on the day of the election at all?—I had no earthly business here, my recollection is that I was not here at all.

28933. Mr. Parker states that he met Mr. Joseph Barnwell in Green-street or Halston-street on the day of the election, about eleven o'clock, and that he was told by him that there were a lot of voters that were willing to vote if they had some expectation held out to them?—I have no recollection of having met Mr. Joseph Parker in Green-street at all that day. I could not have told him that there were men holding back for I did not know of it.

28934. Did you on any occasion mention to Mr. Parker the name of Mr. Boyle?—I know of no such person. I knew his father, but I never saw young Mr. Boyle to know him.

28935. Did you on the day of the election ask Mr. Parker to go to Mr. Boyle?—Most certainly not.

28936. Was your uncle at your place of business on the day of the election?—He was.

28937. Was he up here on the day of the election?—Certainly not.

28938. Do you know whether applications were ever made by or on behalf of those three men, the Moys and Fitzgerald?—There was not one, they are men who have always voted on the Conservative side. I never knew them to make the slightest application.

28939. Do you know whether they expected anything?—If there was such a thing going.

28940. Did you tell them at any time that you had sent in their names?—I did not to my knowledge.

28941. Did they come to know it in any way?—I don't remember. I don't recollect their asking me anything at all about it. In the case of Fitzgerald I am sure he did not know anything about it. In the case of William Moy he did not know anything about it. I believe that I might have told Arthur Moy, who was in my employment, about it in a joking way, that I sent in his name.

28942. Had you ever known names sent in that way before?—I have never been concerned in an election. I never took out my freedom. I voted as a freeholder.

28943. Mr. TANDY.—How many freemen had you in your employment in 1868?—I think only one that time, we used to have six, or seven, or eight, but I believe we had only one at that time. They are dying out.

28944. Mr. MORRIS.—In 1865 did you send any freemen list to anyone?—Not at all. I never had anything to do with an election.

28945. You said you sent three names?—Yes, at this time I may have sent more, but these are the only ones that I recollect.

28946. Now, these are all extremely good Conservatives and certain men?—Yes, I am sure they never voted any other way.

28947. Supposing they had been a little doubtful and that it was not quite well known how they would vote?—I should have had nothing at all to do with them in that case.

28948. Mr. LAW.—It was reward not purchase?—Yes, sir. I considered they had a right to be paid for their time.

28949. When did you first hear of what took place in Capel-street?—I read the paper every morning; till I read it in the paper, I did not know anything about it.

28950. You are quite sure your brother went away before the election?—Oh, yes.

28951. Was your uncle's name George William?—George only. Oh, you may put him out of your inquiry.

TWENTY-FIRST DAY.

December 22.

Joseph Parker and George W. Barnwell.

Joseph Parker further examined.

[*Mr. William George Barnwell was placed on the table beside the witness.*]

28952. Mr. LAW.—Is that the Mr. Barnwell that you spoke of yesterday?—It is.

28953. Did you see him in or about this court-house on the day of the election?—I met him outside the door of this court.

28954. In Halston-street or Green-street, which?—Outside this door.

28955. Which door?—The door I came in on—Green-street door, I think.

28956. It was Green-street then you came in by?—Yes.

28957. Was it in Green-street you met him?—It was, standing at the railing outside this court.

28958. Between the railing and the court-house?—He was.

28959. In the enclosure?—Yes.

28960. Now about what hour of the day was this?—It was to the best of my belief a little before one o'clock.

28961. I just want, Mr. Parker, now, to hear again what you say took place between you and him on that occasion when you saw him first—the only time I believe that you saw him? Had you voted at this time?—I had.

28962. What passed between you and him?—He asked me had I voted, and I said yes; and I really can't exactly recollect the conversation that took place.

28963. You can tell us as well as you told us yesterday; I want you to tell it in his presence?—I think he related——

28964. Tell us, sir, what you said yesterday; you have not forgotten it?—That there were some folk that he knew that would not vote except they were bribed.

28965. Did he tell you where they were?—He told me the name of Walker, I think, to the best of my knowledge.

28966. Mr. LAW read the following evidence which had been given on the preceding day by Mr. Joseph Parker the witness?—

"When had you heard that there were these voters keeping back?—I heard it from several, but the principal party I heard it from was George William Barnwell of 46, Bishop-street.

"Was he one of the voters hanging back?—No he had voted.

"Did he tell you of any others that were hanging back?—He gave me some names.

"Do you know how many names there were?—All the number of names was, I think, somewhere about five or six.

"Well, did you tell Mr. Campbell that there were, as you had heard, or as you knew, a number of these voters, freemen, that were holding back, and that would not vote unless they were paid?—I did.

"Do you know how much they were expecting for their votes?—I don't know, but I may have mentioned to Mr. Campbell that some would not vote for less than £5.

"Was this entirely between you and Mr. Campbell?—Yes.

"Was there nobody else by at the time?—No, Mr. Barnwell was about, near me.

"Had you heard it from him shortly before?—I met him outside.

"But I mean, was it here that you heard it from him—not anywhere else than about the court-house?—About the court-house.

"He gave you the names of five or six?—He did.

"Did he tell you how many there were undecided?—He told me of these five or six and of others that he wanted.

"Did he tell you there were about twenty people?—Well, Mr. Barnwell stated twenty people, but I don't think I mentioned any names to Mr. Campbell.

"Did you understand there were about twenty people undecided?—That is what I understood from Mr. Barnwell.

"Mr. Barnwell was like yourself, a freeman and had voted?—Yes.

"When did you see Campbell next, about one o'clock, I suppose?—Yes. About one o'clock with Mr. Boyle."

Then, Mr. LAW said, there is another part that I want to call your attention to.

Mr. *William George Barnwell.*—I think I can set you right in a moment and save a great deal of trouble. It is my business to be in Green-street almost every day in the week. I may have been here—although I could not recollect it—at this police office or police depot, as a contractor for public works. I have to be everywhere that there is work doing. There have been considerable alterations, as you are aware in this place, which was formerly the Sheriff's prison, and at the new police station opposite.

28967. Had you contracts for both of these places?—Mr. *Barnwell.*—Yes. Oh we have a permanent contract for everything in that way. Therefore I may have been here, although I may not recollect it. I mentioned the name of Walker to him, not that he was holding back, because he did not, but that Walker knew several that were holding back; Mr. Walker, the cutler, of Nassau-street, not that I knew it—that is what is expressed in what you read—but I knew no one of my own knowledge.

28968. With this help, Mr. Barnwell, and knowing that you had these permanent contracts for work in this neighbourhood, can you say whether you were here that day?—Mr. *Barnwell.*—I certainly was not here for the purpose of the election.

28969. Can you now say whether it is true what Mr. Parker says, that he found you in the court-house that day, or about the court-house?—Mr. *Barnwell.*—I will not say that it is true, for I don't know anything at all about it. I don't recollect anything at all about being here that day. I took no trouble about the election at all.

28970. That I can understand; but what is your belief now as to whether what Mr. Parker states is true or not?—Mr. *Barnwell.*—The only thing that is true about it is, that I may have said that Walker knew of persons who were holding back.

28971. Where did you say that to him?—Mr. *Barnwell.*—I don't know.

28972. Did you say it to him in this street?—Mr. *Barnwell.*—I won't say that I did, nor I won't say that I did not.

28973. You have heard now Mr. Parker's evidence read to you?—Mr. *Barnwell.*—I think he is confusing the dates as well as I recollect.

28974. Having heard Mr. Parker state that positively, can you say that you won't contradict it?—Mr. *Barnwell.*—Mr. Parker, I am sure would not tell a lie.

28975. You may have been here accidentally, or about your business and have forgotten the circumstance that you were speaking to him about it; but you do remember telling him about Walker knowing of persons that were holding back?—Mr. *Barnwell.*—I do remember mentioning that.

28976. Where did you say that?—Mr. *Barnwell.*—Oh, I don't know, it would be impossible for me to tell. I think it is very likely that I met Mr. Parker in the committee-rooms in Dame-street, for I remember passing in there two or three times, to see how the election was going on.

28977. Mr. Parker then states that after that conversation here he went to 47, Dame-street, and that from 47, Dame-street he went on, and that somewhere near there he met young Mr. Boyle—is not that so?

28978. Mr. *Parker.*—Yes.

28979. Mr. LAW.—And that Mr. Boyle came back here to the court house? Now, Parker, here is what you told us yesterday:—

"Where did you see Mr. Barnwell in the interval?—I saw him outside the court house.

"When you were going away from here, did you tell him that you were going to look for Mr. Boyle?—Well, I might; I don't recollect.

"Did you not tell him that you were going off on an excursion to look for Mr. Boyle?—I did not go off on any excursion to look for Mr. Boyle; I believe he told me to see Mr. Boyle himself.

"Who did?—Mr. Barnwell.

"And I suppose you said you would try?—Yes.

"And I dare say after that you left him and those people came up, and so on?"

Mr. *Barnwell.*—I emphatically deny that, I don't know Mr. Boyle.

Mr. *Parker.*—I don't think Mr. Barnwell knows Mr. Boyle.

Mr. *Barnwell.*—I never heard his name mentioned.

28980. Mr. LAW.—What you said yesterday, sir, was taken down by the shorthand writer. You were asked this question:—

"When you were going away did you tell him (Barnwell) that you were going to look for Mr. Boyle?—Well, I might; I don't recollect.

"Did you not tell him that you were going off on an excursion to look for Mr. Boyle?—I did not go off on any excursion to look for Mr. Boyle. I believe he told me to see Mr. Boyle himself.

"Who did?—Mr. Barnwell."

Mr. *Parker.*—That Barnewll did?

28981. Mr. LAW.—You swore yesterday that Barnwell told you to go and see Mr. Boyle; and your evidence goes on:—

"And I suppose you said you would try?—Yes.

"And I suppose after that, you left him and those people came up," and so forth.

Mr. *Parker.*—That is incorrect about Mr. Barnwell going to see Mr. Boyle.

28982. Mr. LAW.—That is not there; you are not listening. It is not that Mr. Barnwell went to see Mr. Boyle; but you swore yesterday that Mr. Barnwell, at the court-house here, asked you to go and see Mr. Boyle.

Mr. *Parker.*—To the best of my belief that is it.

28983. Mr. LAW.—And that in the conversation you had with Mr. Barnwell at this court-house, you said you had seen Mr. Campbell; and you stated, as part of it, that you came back and told Mr. Barnwell what Mr. Campbell said, and that you recollect he asked you to go and see Mr. Boyle?

Mr. *Parker.*—To the best of my belief he did.

Mr. *Barnwell.*—What could I have to do with Mr. Boyle? I don't know Mr. Boyle.

Examination of *Joseph Parker* continued.

28984. Mr. LAW.—Do you recollect Mr. Parker going to Mr. Barnwell's establishment in Bishop-street on the evening before the election?—I do not recollect it.

28985. Would you swear that you did not go there?—I would not, I might have gone there.

28986. Were you in the habit of going there?—I was in the habit of going to the house.

28987. To his business establishment?—Yes.

28988. Well, now, do you recollect that you were there on the evening before the election, and that you left a message for Mr. Barnwell that if he knew any freemen who were well disposed, they might come forward freely as they would be taken care of afterwards?—I do not.

28989. Will you swear that you did not leave that message?—I would not swear it. I would swear that I did not leave that message.

28990. I do not mean those words; you know I do not purport to reproduce your language. First will you swear that you were not at Mr. Barnwell's establishment the evening before the election?—I will not.

28991. Will you swear that you did not leave any message there that evening for Mr. Barnwell, or any of the Barnwells?—I might have seen Mr. Barnwell in his place of business.

28992. Did you tell him the evening before the election, or convey to him in any way that if he knew of any freemen in his establishment, or the neighbourhood, who were well inclined in the way of voting, they might depend that there would be something going afterwards?—I don't believe I did. I might have said to Mr. Barnwell some evening that I was there, "bring up as many men as you can."

28993. "Bring up as many men as you can"—did you on the evening that you were there intimate that there would be a good time coming?—I did not intimate that to him.

28994. Not in those words, we know, you did not?—Well, I did not.

28995. Did you intimate that you expected that there would be money going?—I did not.

28996. What was the meaning of all this about looking after those freemen?—To get as many votes as possible, I suppose.

28997. Do you mean to promise money to people, and not pay it to them?—Certainly not.

28998. What did you mean by the whole of this arrangement?—There was no money promised.

28999. You said there was, you know; that is the difference?—No, certainly, I don't think I did.

29000. You wrote it, which is nearly the same thing?—Oh well, I explained as to that writing yesterday.

29001. Oh you did indeed, and we give you the full benefit of the explanation. Now will you swear that you did not leave a message that night at Mr. Barnwell's establishment?—I will not.

29002. Did you see him the evening before the election?—I might have seen him.

29003. I know you might?—I might have seen him the evening before that again. I used to see him frequently.

29004. What were you seeing him at that time so frequently about?—I often went in there of an evening.

29005. What brought you there at that time in particular?—I did not go there at that time in particular, nor at any other time. I have been in the habit of visiting at the house.

29006. We understand your visiting at the house; but this was his place of business?—They live in the house.

Mr *Barnwell.*—My father resides there, sir.

29007. Mr. LAW.—Oh, I did not know that. Mr. Parker, I think, at that time used to be up there nearly every evening?

Mr. *Barnwell.*—Before my brother Harry went away.

Examination of Mr. *Parker* continued.

29008. How long had you been in the habit of going there?—I have been going there as long as I can recollect.

29009. Up to the time of the election and afterwards—when did you stop going there in the evening?—Since Mr. Barnwell's brother went to America.

29010. When was that?—That was before the election. Mr. Barnwell's brother and I used to be great friends.

29011. How long before the election did he leave?—I am not sure when he left. It was when he went away to America that I quitted going constantly.

29012. Had you any conversation with Mr. Barnwell about Mr. Boyle?—Not before the day of the election.

29013. Had you seen Mr. Barnwell in the committee-rooms in Dame-street?—Not to my knowledge.

29014. Had he been to your place of business to see you?—No.

29015. Are you perfectly certain now that there was no message left by you, or intimation to anyone in Mr. Barnwell's establishment—I will not say "message," but did you say to anybody any evening that you were there before the election, that there would be something going for votes?—Not to my knowledge.

29016. Will you swear you did not?—Well, to the best of my belief I will swear it.

29017. You are certain, still, that Mr. Barnwell asked you to go for Mr. Boyle on the day of the election?—I don't know rightly whether he asked me, or I told him I was going to Mr. Boyle, and he said it would be well to see him or something to that amount.

29018. Then you mentioned his name first?—Certainly I did; I mentioned his name first.

TWENTY-FIRST DAY.
December 22.
Joseph Parker.

29019. You did?—I did mention Mr. Boyle's name first.

29020. What put it into your head to mention his name?—Because I had met him in the morning.

29021. Who?—Mr. Boyle.

29022. You had met him in the morning?—I had met him in the morning.

29023. Just tell us what occurred?—He gave me his car to bring the two Lynns down to Abbey-street to vote.

29024. To vote?—Yes.

29025. Well?—And then he told me I could keep it as long as I wished; and then I did not see Mr. Boyle till I met him in Dame-street in the middle of the day.

29026. Having got his car to take those two voters to the poll it would be absurd to suppose that nothing else passed between you in a matter of this kind; what did Mr. Boyle say to you, sir, when you met him in the morning?—I told him I had two men to register their votes, and that there was no car to bring them, and he said, "there's my car, you can have it."

29027. That I can understand; but when a number of voters would not vote without being paid, it seems strange that because you got a loan of a car from Mr. Boyle, you should go to him about the bribery too; something more must have passed between you; you may as well tell us?—Between Mr. Boyle and me?

29028. Yes? It was not because he lent you his car that you asked him to bribe freemen also?—I thought he was one of the agents—that is the reason.

29029. Agents for the election?—Conducting the election; having seen him about the place so often.

29030. About the county rooms?—I saw him about the place frequently.

29031. What place?—The county rooms.

29032. This was the city, you know?—I am aware of that.

29033. Did you know he had anything to do, in a roundabout way with the city election when he was in the county rooms?—Not to my knowledge.

29034. Did you hear it, sir?—I did not. I saw him fussing about there on the flags at the county and city the whole day.

29035. Was that the reason why you went to him?—It was.

29036. Had you spoken to him the evening before?—Not to my knowledge. I saw him in the committee—that's all.

29037. Now, when did you get those names of voters from Mr. Barnwell?—It was on the day of the election.

29038. The day of the election—where?—Well, I believe he mentioned——

29039. Where did he give them to you?—He mentioned them outside, I think.

29040. Had he sent you the names of any of them before that?—I believe he did—not before that.

29041. I am speaking before it—had he given you any names the evening before, or the morning before?—It was that morning, I think.

29042. Before you saw him here?—No; when I saw him here.

29043. Had he, before you saw him here, given you the names of any persons that ought to be remembered?—Not to my knowledge.

29044. Not to your knowledge—what do you mean? Did you see him before that time that day?—Not that day.

29045. Did you see him the evening before?—I cannot say. I might have.

29046. Did he, the evening before, give you the names of any persons who ought to be remembered if they voted rightly?—He did not.

29047. Did you get any names from him prior to the time that you met him here about the court-house at one o'clock?—I did not.

29048. Did he give you any names then?—He gave me some names verbally. He gave me Walker's name.

29049. Verbally? Do you mean to say that you entered in your brain the names and addresses of the persons that he gave you?—He gave me Walker's name.

29050. Do you know Walker?—I know his appearance.

29051. Do you know who the others were?—And Mr. Fitzpatrick he mentioned to me, of Nassau-street, and Mr. Ryan, and Mr. French.

29052. Did he mention the Moys?—He did.

29053. Did he mention Fitzpatrick?—I think on a piece of paper, that evening.

29054. When did Mr. Barnwell give you the names of any freemen upon the piece of paper?—I think he sent them to me the morning after the election.

29055. What did you do with it?—I really don't know; it was a small scrap of paper to the best of my recollection.

29056. How many names were on it?—There were only three.

29057. Was it enclosed in a note from him?—It was in an envelope.

29058. Was there nothing in it but the scrap of paper?—Nothing in it but the three names.

29059. Was there any letter enclosing them?—There was not.

29060. Merely the envelope with this scrap of paper and three names on it?—That's all.

29061. Did you understand what it meant?—He told me about these names the day before.

29062. Here in the court-house?—In the court-house. I think it was the Christian names or something of that sort.

29063. That he wanted to have them better identified—was that so?—It was the Christian names I believe.

29064. Was it from that written document that you drew up the list afterwards which you addressed to Mr. Boyle?—Well, it was from that that I got the Christian names of the parties.

29065. You subsequently spoke to Campbell about these persons hanging back as you heard, and came back and told Barnewell that you thought you would go to Mr. Boyle?—Yes.

29066. And then he told you that you had better do so; is that so?—It is.

29067. Now I must ask you again, why did you think of resorting to Mr. Boyle in this difficulty?—Because I understood he was in connexion with the arrangements of the whole election.

29068. Well, but you know you went first of all to No. 47?—To see Mr. Boyle, and he was not there.

29069. Did anybody mention Mr. Boyle's name to you, sir?—No, sir.

29070. I suppose you thought that as he was a banker he was a good man to go to?—I don't know. I thought he was an agent for the management of the election.

29071. Who told you he was an agent?—Nobody told me he had been an agent.

29072. Was it in the conversation you had with him the night before?—I had no conversation with him the night before.

29073. Did he not ask you when you were in Mr. Waterhouse's how you were going to vote?—I said I was all right. I told that to Mr. Waterhouse, or to him; I am not sure which.

29074. Was it from seeing him about the door of 24, Dame-street—the county rooms—and from his lending you the car that morning to bring up the two voters that you thought you would go to him?—It was.

29075. Had his name been mentioned to you in any conversation you had with Campbell about these men?—I could not say. I dare say it might have been. I don't recollect.

29076. If it was mentioned, who do you think mentioned it?—I mentioned it.

29077. Did you tell Campbell that your notion was, that it was better for you to go to Mr. Boyle to try what he would do?—Very probably it was Campbell that told me to go to Mr. Boyle.

29078. Can you say which of you mentioned his name to the other?—I could not tell which mentioned it.

29079. Was Mr. Boyle's name mentioned in any conversation between you and Campbell?—I really could not say.

29080. Mr. TANDY.—Mr. Parker, did you on the day of the election get the names of any voters who were holding back from Mr. Barnwell?—I understood that Mr. Walker——

29081. Did you get the names of any voters that were hanging back from Mr. Barnwell on the day of the election?—Not to my knowledge.

29082. Did he tell you the names of any parties on the day of the election?—He did.

29083. What names did he tell you?—He told me Mr. Walker's.

29084. Whom else?—And those others.

29085. Mention their names again?—Walker, Fitzpatrick, Ryan, and the Lincoln-place man—Mr. French of Lincoln-place.

29086. Mr. *Barnwell.*—I never heard these men named before. The only thing I might have said was, that Mr. Walker told me there were parties who he knew were holding back.

29087. You heard now what Mr. Parker swore?—I am astonished at it.

29088. He has mentioned the names of persons given to him by you?—I swear positively that I don't know the names of those parties.

29089. Then what he has stated is not true?—It certainly is not true. I don't know anyone of the name of Fitzpatrick, or French, or any of the others.

Examination of Mr. *Parker* continued.

29090. You say, Mr. Parker, that in addition to giving you those names that day, he sent you a list upon the following morning?—He did.

29091. Containing three names?—To the best of my knowledge only three names.

29092. What names were these?—The two Moys; I cannot recollect the other.

29093. Was it Fitzpatrick?—Fitzpatrick.

29094. The morning after the election?—The morning after the election.

Mr. *Barnwell* re-examined.

29095. Is it true or false that on the morning after the election you sent Mr. Parker those three names?—I have sworn that I sent him those three names, but it could not have been on the morning after the election.

29096. Was it on the morning of the election or the morning after?—I won't swear which. I say I sent him three names. It is a long time ago since the election; and when I took no——

29097. Did you swear not ten minutes ago that it was before the election that he left the message?—That was the evening before it.

29098. Yes, and that you sent him the list then?—It must have been on the following morning that I sent him the list.

29099. That must have been the morning of the election?—Of the election.

29100. Is it true or not, what he says as to its being the morning after the election?—Well, I think, to the best of my belief, that it could not have been the morning after the election. It must have been the morning of the election.

29101. Well, you swear that it was?—It is very hard for me to swear to a thing that I have no recollection of.

29102. You swore before, that in consequence of the message you received on the evening before the election you sent him the list of names on the morning of the election?—I state positively that he left the message, and that I sent him the three names; and to the best of my belief it must have been I think on the morning of the election.

29103. Mr. LAW.—Are you perfectly certain that it was on the evening before the election that the message reached you?—Yes.

29104. Do you recollect whether it was immediately after getting the message that you put down the names on the paper and sent them off?—At this length of time, I am sure you will agree with me that I am endeavouring to give——

29105. Well, answer this—did you send him the envelope and the paper containing the names by post or by hand?—I really can't swear whether I sent it to him by post or by hand. It is not likely that I sent it to him by post.

29106. Mr. MORRIS.—Can you undertake to say, Mr. Barnwell, whether there was any conversation about twenty names?—Oh, I know nothing of it.

29107. Can you undertake to say that there was or was not any conversation of that kind?—There could not have been.

29108. That is not an answer—was there?—Well, I swear there was not. I knew of no men holding back.

29109. Mr. LAW.—As I understand you, the report you made to Mr. Parker would have been from what you heard from Mr. Walker?—Yes.

29110. Now I want to come to that; did Mr. Walker tell you there were a number of men holding back that he knew of?—Yes.

29111. When did he tell you that?—The day of the election.

29112. In the morning?—Or sometime during the day.

29113. Was it before you met Mr. Parker?—Before I met Mr. Parker; and I said, "Mr. Parker, Mr. Walker says there is——"

29114. Do you recollect where you saw Mr. Walker?—I have no idea of—

29115. Where did you see Mr. Walker?—I think it was in Kinsley's hotel where I was taking a chop at sometime of the day.

29116. Mr. Walker was there at that time?—I think so. I am not swearing it.

29117. You say it was at all events on that day?—He is in the habit of dining there, and I used occasionally about one o'clock, to drop in and get a chop.

29118. Where is it?—Opposite to St. Anne's church. I think that's the way it occurred.

29119. And do you recollect, now after thinking it over, that you were here that day about your ordinary business?—I really do not recollect.

29120. You remember being at Kinsley's?—I remember being at Kinsley's.

29121. Do you remember whether, after that, you went back to Bishop-street, or came over in this direction?—I think I was in the Custom House nearly the whole day that day trying to get an account settled; and coming back between Bishop-street and the Custom House, I dropped into Kinsley's.

29122. Tell us, as nearly as you can, what Mr. Walker told you?—He said it was a great pity that so many were holding back, and that nothing could be done to induce them to vote.

29123. Was it freemen that he alluded to?—Oh no, I think not; he is not a freeman himself.

29124. But this conversation in Green-street, was, you say, in reference to freemen?—Mr. Walker is not a freeman, and is not in the way of knowing freemen at all. He votes as a rated occupier. Indeed I don't know whether he votes at all or not.

29125. Did you hear from Mr. Walker that day, that a number of voters were holding back in the expectation of getting something?—I heard from Mr. Walker that there were parties holding back. They were not freemen.

29126. Did you understand from what he said that they were holding back in the hope or expectation of getting something?—I really did.

29127. Did you not understand that some of those parties were freemen?—Oh, I think not.

29128. Did you mention to Mr. Parker when you met him that day what Mr. Walker had said?—I understood they were men who ought to be Conservatives, and who would not like to vote any other way.

29129. But that they would not come forward, and

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Joseph Parker and George Barnwell.

expected to be paid for coming forward?—Not so forcibly as that.

29130. But was not that what was meant, although it was not expressed so forcibly?—Oh, it was what was meant certainly.

29131. Did you tell that to Mr. Parker?—"I think, Mr. Parker," said I, "you ought to see Mr. Walker; he knows certain parties who are holding back."

29132. You think you told him that?—I think that was what I said. You know I have kept no notes of the conversation.

29133. Had you not, according to the best of your recollection, previous to that conversation, sent Mr. Parker the names of two or three persons—freemen—whom you had been asked about the evening before?—Oh, I think I had. It is probable I did.

29134. It was only about freemen that you received the message the evening before that conversation?—Only about freemen.

29135. And it was only about freemen that you sent him the paper?—Well, freemen or other voters that would be likely; but the names that I sent him were freemen.

29136. Was it not about freemen that you had been talking to him here about Green-street court-house?—Oh, I have no recollection of talking here at all to him. I don't think it could have been. It must have been in Dame-street committee-rooms.

29137. Were you in the committee-rooms on the day of the election?—I dropped into the committee-rooms once or twice on my way back to see how the election was going on.

Joseph Parker re-examined.

29138. Mr. LAW.—Do you remember seeing Mr. Barnwell in the committee-rooms?—I do not.

29139. Do you remember seeing him at the time that you went there to see Mr. Boyle?—Not to my knowledge.

29140. Did you see him there?—I did not see him in the committee-rooms at all to my knowledge.

George W. Barnwell re-examined.

29141. Mr. MORRIS.—Did you know, Mr. Barnwell, that Mr. Boyle was an agent?—I assure you I never heard his name mentioned in connexion with the election.

29142. Or with any election?—Nor with any election, county or city.

29143. Did you know of his existence?—I vote in the county, and yet I never heard of Mr. Boyle until I saw his name in the newspaper this morning.

29144. And will you now undertake to swear that this conversation about Mr. Boyle did not take place?—I positively swear that it could not have taken place, for I never heard of Mr. Boyle nor knew him.

29145. Mr. TANDY.—What was the message, Mr. Barnwell, that you state you received from Mr. Parker on the night before the election?—Not personally, I did not.

29146. I know you did not?—If we knew of any freemen who would vote for the Conservatives, they would be remembered—I think that was the substance of it.

29147. About what time do you recollect, was it that you heard of that message for the first time?—When I came in to tea.

29148. About what hour was that?—About six o'clock, or it may have been later.

29149. To *Joseph Parker*.—Mr. Parker, did you leave any message of that kind for Mr. Barnwell?—I did not.

29150. To *George W. Barnwell*.—Who was it that delivered the message, Mr. Barnwell?—I really cannot recollect, sir—some of the family.

29151. Mr. MORRIS to *Joseph Parker*.—From whom did you hear, Mr. Parker, that Mr. Boyle was engaged in the city election?—I did not hear it from anybody.

29152. What put it into your head?—Seeing him so much about the place.

29153. Did you think that every man you saw on a car was an agent for the election?—Yes, but he was there very often.

29154. He was in the county rooms—that is, No. 24,—but what put it into your head that he was an agent for the city election?—Seeing him so much about the place.

29155. About what place?—About the county rooms.

29156. And therefore you thought he was an agent for the city election?—I did.

29157. Do you undertake to swear that that is the only reason you thought he was an agent for the city election?—I will.

29158. Because you saw him connected with the county election in the county rooms?—Outside in the street, at Dame-street.

29159. Mr. LAW.—When you got the car from him in the morning to take the two voters—the Lynns—to the poll, tell us what passed between you; what did you say to him?—I told him I had two voters to bring up.

29160. Where was he when you told him this?—He was standing on the flags outside of 25, Dame-street; either 24 or 25.

29161. On the flags?—On the flags; I saw him standing there.

29162. What did he say to you?—He said, "Take my car and bring them up."

29163. Was it his private car or a hack car?—Well, he said "my car."

29164. What did he mean?—It was a hackney car.

29165. Standing there at the time I suppose?—It was along with a great many others.

29166. Did he say nothing more to you at that time?—He told me I might use it as much as I wanted it.

29167. Did he tell you that if you found yourself in any difficulty you might call upon him?—He did not.

29168. Did he say nothing more to you than that you might use his car as much as you liked?—He did not.

29169. You seem to have come very rapidly to the conclusion that because he lent you that car he was a good man to go to to look after money for reluctant voters?—I had seen him busy about the place from the time the shop was open till the time I was going away.

29170. Mr. MORRIS.—Had notes or letters of any sort or kind passed between you and Mr. Boyle before this?—No.

29171. You swear that positively?—I do.

29172. Mr. LAW.—Had you become so intimate with him the day before, that you chaffed him with that letter?—That was the reason.

29173. You had become so intimate with him?—There was no other reason.

29174. How often did you see him on the day of the election?—I saw him several times during the day without speaking to him.

29175. How often were you speaking to him, sir, on the day of the election?—I think about four times.

29176. When was the first time?—In the morning when I got the car.

29177. The Lynn transaction; when did you see him next?—I saw him about Dame-street several times.

29178. You say you spoke to him four times; the first time was when you got the car?—Yes.

29179. What was the second time?—The second time was when I spoke to him about these names before we went, and when we came up together.

29180. You spoke to him about these names; did you give him any names when you spoke to him in Dame-street?—I did not.

29181. What do you mean by saying that you spoke to him about names?—I mentioned the names of the parties.

29182. You did mention names?—I mentioned the names of the parties that I was given to understand were holding back.

29183. What names did you mention?—I mentioned the names that I mentioned before.

29184. The whole of this long list?—I might not have mentioned all; I mentioned some.

29185. I want to know how many names did you give him; did you give him the names Mr. Barnwell had sent you in that morning?—I did not give him any names; I mentioned that there were some parties holding back.

29186. Did you mention to him the name of any person?—I would not swear that I did.

29187. Did you not swear this minute that you did?—I spoke to him about the parties.

29188. Did you give any names?—To my knowledge I gave him no names.

29189. Then you should consider before you answer questions. You gave him no names?—No names.

29190. Now come to the second conversation?—That's the second.

29191. When was the third?—The third was after he had spoken to Mr. Goodman.

29192. Up here?—Up here—yes.

29193. When was the fourth?—I think that was the last.

29194. Did you not see him after that?—Not to my knowledge that evening.

29195. How long were you talking to him when you were borrowing the car from him in the morning?—Not more than a minute.

29196. Do you know Mr. Walker?—I don't know him to speak to him. I know who he is.

29197. You know he is a freeman?—I do not.

29198. Did you know Mr. Fitzpatrick of Nassau-street?—I did not.

29199. He is the first man you put on your list as "guaranteed and brought up to the poll by Joseph Parker." Mr. Fitzpatrick of Nassau-street, who is he?—I understand and believe he has a confectioner's shop there. I don't know the man.

29200. Why did you put him at the top of your list?—Because he is one of the names that Mr. Barnewell must have mentioned.

29201. On your oath did Mr. Barnwell give you the name of Fitzpatrick?—I believe he did.

29202. What is become of the written list that he gave you?—It was a short scrap of paper. I don't know what is become of it. I suppose it is lost.

29203. Did you keep it afterwards?—I might have destroyed it.

29204. You might or you might not. Tell us, on your oath, if you did destroy it?—I could not tell you.

29205. How long did you keep it after you got it? Did you keep it a week?—I don't think I kept it after I made that list out.

29206. That is the next day?—Yes.

29207. Is it your belief that you destroyed it when you wrote this letter to Mr. Boyle?—It is.

29208. Is it your belief that Fitzpatrick's name was given to you by Barnwell?—It is.

29209. Where did you get the name of French?—These names were all mentioned together.

29210. Answer the question. Where did you get the name of French?—From Mr. Barnwell.

29211. Will you swear that?—I will to the best of my knowledge. I think he told me he got it from Mr. Walker.

29212. I see you are getting precise and circumstantial. Did Barnwell tell you of French's name and say he got it from Mr. Walker?—I believe he did.

29213. Why do you say you believe he did? Do you recollect that he did?—I do not recollect that he did.

29214. Do not be drawing on your imagination for any of these things. If you have no recollection about it do not pretend that you have. Do you recollect Mr. Barnwell telling you the name of French and saying that he had got it from Mr. Walker?—I recollect Mr. Barnwell giving me the names.

29215. What names?—The name of Fitzpatrick—all these names were the same.

29216. Do you swear that Mr. Barnwell gave you all these names?—The names of the four parties that I mentioned.

29217. Fitzpatrick, Walker, French, and who else?—Ryan.

29218. Then he gave you the names of Fitzpatrick and the two Moys on the slip of paper?—He did.

29219. Where did you get the names of the Lynns?—William Lynn is in our employment.

29220. Where did you get the name of James Lynn?—He brought his brother up.

29221. Then you added these to Barnwell's list? Where did you get Morris's name, is that one of Barnwells?—I don't know where I got Morris's name. It must have been from Barnwell.

29222. You had better make up your mind about it. Where did you get the name of R. Morris of Aungier-street?—The only names I got at all were from Mr. Barnwell.

29223. You added the Lynns of your own knowledge, and you added Batt of your own knowledge too, because he wanted money from you?—Yes, that is correct.

29224. Where did you get Morris's name?—It must have been from Mr. Barnwell.

29225. Then anything that you did not put in yourself, you got from Mr. Barnwell?—I must.

29226. Nobody else gave you any names?—No.

29227. Could you clear your head sufficiently to tell us what is the meaning of your dividing the £55 into £40 and £15?—I could not say.

29228. That is past your comprehension?—It is.

29229. Mr. MORRIS.—Mr. Parker, will you swear that it was from what Mr. Boyle told you—that is, that "all would be right"—that you wrote in that letter the word "guaranteed"?—It was not guaranteed.

29230. Answer the question; was it from what you swore yesterday that Mr. Boyle said to you here that you wrote the word "guaranteed" in that letter?—It was.

29231. Mr. LAW.—Where does Mr. Walker live?—I really don't know.

29232. Does he live in Nassau-street?—He has a shop in Nassau-street.

29233. Did you not tell us that you drove straight to his house to make inquiries?—In Nassau-street. I don't know where his private house is.

29234. Did I ask you that, sir?—You went you say to 47, Dame-street; did you go first from here to 47, Dame-street, to look for Mr. Boyle?—I did.

29235. Whom did you see when you went in there?—I really don't know. I saw a great number of persons.

29236. Whom did you ask whether Mr. Boyle was to be found or not?—It was some one I did not know there that was knocking about the place.

29237. Did you ask the first man you saw on the stairs?—I did.

29238. Did you go into a room to ask the question?—I was in the drawing-room.

29239. Whom did you find in the drawing-room?—It was full of people writing.

29240. Was it the front drawing-room or the back?—The front drawing-room.

29241. Did you see Mr. Bloxham there?—I don't know Mr. Bloxham.

29242. Mr. Bloxham, recollect?—I did.

29243. Did you ask him where Mr. Boyle was?—I did.

29244. You saw him?—I did.

29245. And asked him for Mr. Boyle?—I did.

29246. What did he tell you?—He told me he had not seen him.

29247. Did he tell you where to go to look for Mr. Boyle, sir?—He did not.

29248. Did he tell you to go over to No. 24?—Not to my knowledge.

29249. Did you ask him where you would find him?—Not to my knowledge; I simply asked him did he see Mr. Boyle, and he said no.

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Joseph Parker.

29250. I suppose you asked if Mr. Boyle was there?—It must have been either the one question or the other. I just inquired for Mr. Boyle, and he said he was not there.

29251. Mr. LAW.—As I understand you, with the exception of the two Lynns and Batt, all the other names in this letter to Mr. Boyle were names given to you by Barnwell, namely, Fitzpatrick, Nassau-street; Walker, cutler, Nassau-street; French, 24, Lincoln-place; J. Brown, Clanbrassil-street; Fitzgerald, Bishop-street; William Moy, A. Moy, and R. Morris?—Yes.

29252. The only names you put on of your own mere notion were the two Lynns and Batt?—That is right.

29253. The other eight you swear you got from Barnwell?—Yes, I do, to the best of my belief.

29254. Will you swear you did not put on any of the other eight of your own mere notion?—No.

29255. Did you get a name from anybody else?—I did not.

George Wm. Barnwell.

George William Barnwell further examined.

29256. Mr. LAW.—Now, Mr. Barnwell, you have heard Mr. Parker's statement, that he got those eight names from you, Fitzpatrick, Walker, French, Browne, William Moy, A. Moy, and Morris?—It is utterly impossible. I did not know these people, or any of the name.

29257. You knew some of the names?—The names I told you.

29258. Do you know Fitzpatrick of Nassau-street?—No.

29259. Had you got his name from Walker?—I got no name from Walker, I don't even know that Walker is a voter.

29260. You gave him Walker's name at all events?—I told him what Walker said.

29261. Do you know French of Lincoln-place?—No.

29262. Do you know Browne of Clanbrassil-street?—No, I know no such person, I could not.

29263. Never mind your reasons. Will you say you did not give Mr. Parker the names of Fitzpatrick, French, or Browne?—Certainly.

29264. Did you give him the name of Morris of Aungier-street?—Certainly not. I don't know that there is such a person in existence.

29265. Did you give him the name Ryan?—Certainly not.

29266. Walker is a cutler in Nassau-street?—He is. It was in the most casual manner I mentioned it to him.

29267. What is Mr. Walker's name?—R. Walker.

William Yorke.

William Yorke sworn and examined.

29268. Mr. LAW.—What is your place of business?—27, Wellington-street, is where I reside.

29269. Do you follow any business?—As a painter.

29270. Is it where you reside that you have your business establishment?—Yes.

29271. I believe you are a freeman?—Yes.

29272. Did you vote at the last election?—Yes.

29273. What hour of the day?—Between ten and eleven o'clock.

29274. I suppose you voted in the Temperance Hall?—Yes.

29275. Did anybody come to vote with you?—No.

29276. I suppose at that time there was no great crowd in the street?—No. There were a great many in the street, but I had no delay when I went into the booth.

29277. Who had charge of you?—No one.

29278. Somebody received you?—No person whatever. I merely got a card and produced it.

29279. Did no person meet you at the door and bring you to the booth?—No.

29280. That was between ten and eleven o'clock?—Yes.

29281. Did you go away immediately after?—I was at home before eleven o'clock, and remained at home during the day—until I went to work the following morning.

29282. Were you back in Green-street in the course of the day?—No.

29283. Between ten and eleven o'clock were you speaking to anyone?—No, I knew no person in the street. I am a man generally follows my work, and does not mix up much in public. As soon as I polled I went home. I invariably do the same thing.

29284. Had you been a member of any of the committees?—No, never attended a meeting, nor done anything for them—nor interfere with an election further than just coming to Halston-street, recording my vote and going home.

29285. Did you see any young gentleman walking up and down there with a glass in his eye?—No, sir, I took no particular notice.

29286. Did you see any railway tickets?—No.

29287. Did anyone offer you a railway ticket?—No.

29288. Were you in 76, Capel-street, on that day?—No.

29289. Do I understand you to say that no person spoke to you before or after you voted?—No one, for in fact I have no acquaintances—consequently I did not enter into any conversation with anyone, but I only just went home.

29290. Do you know Campbell?—He was pointed out to me here yesterday in court. Further than that I would not know him, I had no previous knowledge of him.

29291. Have you ever spoken to him?—Never. I never spoke to him—he was pointed out to me yesterday by a party here.

29292. You never spoke to him at all?—Never.

29293. Were you speaking to anyone that morning about your voting?—There were parties came to my house to canvass me.

29294. I mean on the morning of the election?—On the morning of the election and offered me a car.

29295. Who were they?—I told them I had not far to go, and I said I would walk down. I was even offered employment at £1 4*s*. a week, and I declined to take it.

29296. Who offered you that?—The parties coming in to canvass me. I could not say who, I did not want to bother myself about it.

29297. How long before the election had parties offered you employment?—It was to act, or bring up voters during the election.

29298. You say at £1 4*s*. a week?—Yes.

29299. How many weeks were you to be employed?—About the middle of the election I was earning my wages at the time.

29300. Did you understand this £1 4*s*. a week was a way of paying you for voting?—To compensate me for my trouble and time. I said I would not take it for the simple reason, I was earning my money, and preferred to be at my work. They wanted to place a car at my disposal to go about to bring up voters on the day of the election.

29301. The offer was £1 4*s*., and a car for the day of the election?—I understood I was to be employed for the week, and that that was what I was to get. I can earn my money said I, at my work, and I will not leave it.

29302. Can you not tell us who it was made that tempting offer to you?—I could not, for the simple reason, I took very little interest in the matter. I was frequently canvassed by both parties, and I even denied myself in the house.

29303. Have you any idea who it was offered you this employment?—No.

29304. Did you ever see him on any other occasion?—I have no recollection.

William Yorke.

29305. Were they trades people, or what class of people were they?—They were the ordinary class of people who were employed.

29306. On whose behalf were they canvassing?—Both sides.

29307. Did both sides make the offer?—Both sides. I said I could not promise and all that. I said I would not lose my time.

29308. Did you say when asked to vote, you would not lose your time?—Yes; but at the same time I was perfectly prepared—my mind was made up to vote for my own party.

29309. When people came to teaze you, you would not give an answer as to how you would vote?—I told them it was quite useless.

29310. All along you intended to vote as you did vote?—Decidedly.

29311. How often did you tell those people who came to bother you that you could not afford to lose your time going down to vote?—They never came to me only once; that is to say the opposite party. I told them it was quite useless to be troubling me at all. I would have nothing to do with them at any price.

29312. Why did not you tell the gentlemen who came on your own side you would vote for them without any price?—Because I was prepared to do that. I never done anything else.

29313. But you told them you would not give an answer. They came teazing you frequently?—Yes, I told them not to trouble me any farther, that when the time came I knew what to do.

29314. Did you intimate to them that when the time came—the day of election—you would not like to lose your time going down to vote?—I might have said I did not like to lose my time.

29315. Was it in consequence of that they offered you employment for the week at £1 4*s*.?—It must have been from that.

29316. From your objecting to lose your time?—Yes.

29317. Did you never see on any other occasion any of the people who made you this offer?—I did not, nor would I know them if they were before me.

29318. How did they put you down on their list when you said that?—I was a freeman and voted before.

29319. How did they enter you—did they put you down as doubtful or certain?—My mind was perfectly made up.

29320. They could not get that far. They could only tell your meaning by what you said when you made this answer, and they tempted you with the offer of £1 4*s*., did you see what way they wrote you down?—No.

29321. Did any one tell you it would be forthcoming at the right time?—No; there was no promise held out to me.

29322. That was very like a promise—payment for sham work?—If I got it for the day's work I would have accepted of it, but to be employed for a week.

29323. That was no doubt hard. Did not you understand you were to get it for first going down to vote?—No, I was told there would be a car placed at my disposal, and that I should make myself useful in bringing up voters.

29324. On the day of the election?—Yes. I understood it was for the week.

29325. Did you tell them you would take 24*s*. for the day, but would not give a week's work for it?—I question very much whether I would have done that.

29326. Would you lose your day for £2?—Well, I don't know. I did not wish to make myself conspicuous amongst the workmen I was employed with, because I would be made rather uncomfortable. In fact I lost a good employment by voting.

29327. Had you voted at the previous election of 1865?—Yes.

29328. You voted for the Conservative candidates then?—Yes.

29329. Did you get any employment at that election?—Never got anything.

29330. Did they ever offer you anything in the shape of remuneration then for your loss of time?—Never, nor never looked for it.

29331. As you did not know Campbell you did not give him any money the day of the election?—No.

29332. Never gave him any?—Never.

29333. You never gave him £1 for getting you £5?—Never.

William J. Campbell recalled, and further examined.

William J. Campbell.

29334. Mr. LAW.—Is that the Yorke whose name you mentioned?—That is the person.

29335. Mr. MORRIS.—Recollect you are sworn?—I remember that.

29336. Mr. LAW.—State what occurred with him on the day of the election?—Mr. Yorke was standing opposite the steps in Halston-street, some time after ten o'clock. I went up and asked him had he voted, and he said not. I then asked him would he—he said he did not understand losing his time without being paid for it. I said that if he came and voted I would make it all right for him. He then asked me how that was. I said I would get him £5 if he voted. He said that if I did he would give me £1 out of it. I brought him up to the young gentleman with the glass in his eye, and introduced him. That young gentleman and myself went up and polled Mr. Yorke. I saw the young gentleman putting a ticket into his hand, and he went away. I expected him to come back with the £1, which he did not for some time. In about an hour or two hours after that I saw him standing opposite Mr. Moore's door; Mr. Guinness's gate-man and his wife along with him. I said to him, "Yorke, that is a nice way you treated me—you were to give me a pound, and you didn't." He said he left the £5 at home—but if I got another man named Butler, who was then after coming from the hospital, another £5, if I went up to see him—he said he had him up in his house, that he would give it. He came back with the £5 note, changed it in Findlater's, and gave me £1 out of it, and stood a drink. I then got Butler for the first time, another ticket. I was to get £2 out of that, and I never got anything. Afterwards I saw Mr. Yorke, the time the election petition was trying before Judge Keogh, and he said to me, "It was very well, Campbell, my name was not mentioned on the trial." "Yes," I said, "and I am not going to mention it."

29337. Mr. MORRIS.—He changed the note at Findlater's?—Yes, at the corner of King-street. The first time he told me he had not got the note with him, and he went home for it. It was on the understanding I was to get a £5 note for Butler he did that.

William Yorke further examined.

William Yorke.

29338. Mr. LAW.—You have heard that statement, what do you say to it?—I distinctly and emphatically deny every word he has sworn—every single word. There never was a man of the name of Butler ever resided under the roof with me, and I am living in the house I am in for twenty-seven years.

29339. Was there any person called Butler in your house?—I know no man of the name.

29340. Was there any person of the name in your house that day?—None.

29341. Was there any person in the house?—None, nor I knew no man of the name of Butler.

TWENTY-FIRST DAY.
December 22.
William Yorke.

29342. Was your wife in Halston-street that day?—Her sister is married to Mr. Moore who was mentioned here and she was at Moore's door.

29343. Did Campbell speak to you at Moore's door?—He did not.

29344. Were you in Findlater's shop that day?—I was not.

29345. Was your wife with you at Moore's door that day?—She was.

29346. Did anyone go into the booth with you to see you poll?—None, nor even addressed me.

29347. Had you a £5 note in your pocket on that day?—I had not.

29348. Were you in Findlater's at all, that day?—I was not.

29349. Any portion of the day?—Not during the day.

29350. At what time was it your wife was with you at Moore's door?—It might have been between ten and eleven.

29351. Was she here late in the day?—Not to my knowledge.

29352. How long were you staying here with her? You did not say anything about the wife before. I thought you said you went straight home after you voted?—So I did; I was at home within the hour.

29353. Your wife was with you when you met at Moore's door?—Yes, we were speaking to Moore's wife.

29354. Were you in the house?—I was.

29355. In the house?—Yes.

29356. How long were you in the house?—I wasn't more than about ten minutes in the house.

29357. What were you doing?—I had not seen her for a considerable time before, and she asked me in.

29358. That is Mrs. Moore did?—Mrs. Moore did, and to my wife she said, "What did I do to you." We just merely sat down, and I believe she sent out for a drop of spirits.

29359. I suppose when the drop of spirits came in you waited to take some of it?—Yes.

29360. What hour was that?—Between ten and eleven o'clock.

29361. And did you stay a little while after?—I don't think I was in it five minutes altogether.

29362. You must have been very expeditious about the drink—very quick?—Yes. Whether she had the spirits in the house or not I don't know. I think she sent for it.

29363. You did not send for it?—I did not.

29364. You did not pay for it?—I had no money to pay for it.

29365. Had you no money?—Not a farthing.

29366. Had you money in your pocket at all that day?—Not a farthing.

29367. Are you perfectly certain of that?—Perfectly sure.

29368. How are you so certain?—I don't carry money. When I get money I bring it home and give it to my wife. I don't carry money.

29369. Did you give her any money that day?—I did not.

29370. Did she change any money that day?—No. I am quite sure she hadn't it to change.

29371. You are sure?—Yes.

29372. Was she in Findlater's?—Not to my knowledge.

29373. Had you anybody else along with you?—I wasn't aware, nor did I know of her being there until after polling—after coming out of the booth; she was outside the door.

29374. Had she not left home with you? Had she gone away before you?—I came away by myself. I would rather think she followed me.

29375. Did you ask what brought her down?—I did not ask her inasmuch as her sister was there.

29376. When you came out of the Temperance Hall after polling did you find your wife at the door?—Speaking to the sister at the door, or just immediately next door.

29377. And did you then immediately go in?—Yes.

29378. You were not there longer than five minutes?—That was about the height of it.

29379. They must have produced the whisky very early in the conversation when you could take it and be off in five minutes?—It did not take very long.

29380. Where is Findlater's shop? Is it opposite Moore's house?—No, it is round the corner.

29381. In North King-street?—The entrance is at King-street.

29382. Did you walk home with your wife?—Yes.

29383. The two of you went home together?—Yes.

29384. Did you stop anywhere on the way?—No; we made no stop.

29385. Where is Wellington-street?—It is up near Blessington-street; this side of Blessington-street, above Mary's church—the black church.

29386. How is it situated as to Mountjoy-street?—It is just at Mountjoy-street; to the left of Mountjoy-street, at this side of Blessington-street.

29387. Were you acquainted with Mr. Foster at all?—I did not know him at all—never knew him.

29388. Had you any acquaintance up in that direction?—None, except in my immediate neighbourhood, and there are people living next door to me I don't know.

29389. Mr. TANDY.—Were you speaking lately to your wife about the proceedings of that day?—Not until I received the summons. On Monday evening, I think, I received the summons, and I was rather surprised. She was at the fire, of course, and I looked over the thing. I never thought for a moment it was anything connected with this matter, and I said, I wonder what do they want with me.

29390. Then you had some conversation with your wife about it?—That is the sum total of it.

29391. What was the conversation?—I asked what the paper was. I read out for her the summons I got and then threw it upon the chimney-piece.

29392. You had no conversation farther than that? No conversation farther than that.

29393. Did you ask whether she recollected being here herself that day?—I did not.

29394. Mr. LAW.—You had no conversation about that?—No.

29395. Did she tell you she recollected it?—I did not ask her anything at all on the subject.

29396. Mr. TANDY.—Is it by the year, month, or week you pay your rent?—Half-yearly. A yearly tenant.

29397. March and September?—March and September.

29398. Do you recollect when you paid your September rent of 1868?—I have the receipt at home. We pay one half-year's rent within the other.

29399. The March rent you paid before September?—Yes. When did you pay the September rent do you recollect?—I think it was sometime going up to Christmas.

29400. Shortly after the election?—Well, it was after the election.

29401. Do you recollect how soon after the election it was?—I think it was in December.

29402. Are you certain?—I think, to the best of my knowledge, that season my wife sold four pigs—in the month of December, and it was out of the price of those pigs the rent was paid.

29403. You have the receipt for it?—I have the receipt.

29404. Mr. LAW.—Where do you keep the pigs?—On the premises. There is a very extensive yard on the premises, and my wife manages to have these to meet this—like every other Irishman—a pig to meet the rent.

29505. Mr. TANDY.—Do you recollect paying any taxes shortly after the election?—I have no recollection, but I have the receipt at home; as to the date of it, I don't know. I know we invariably pay the year's taxes together. We don't pay them in quarters, or half years.

29406. Mr. LAW.—The whole year at once?—Yes.

29407. What is the amount of the year's rent?—£15 a-year, and there is about £6 taxes.

29408. Do you recollect the election petition?—I took very little interest in the election petition. I never came to inquire or look after it. I read some of the accounts in the newspapers.

29409. Do you recollect mentioning the matter to Campbell at all?—No, never.

29410. Were you ever at Mr. Williamson's office?—Never. I don't know the gentleman.

29411. Did anyone go to make inquiries of you?—Not one.

29412. And as I understand you, you never saw the persons who offered you the £1 4*s*., before or since?—I believe they were from the committee rooms in Dorset-street, but more than that I don't know.

29413. Would you know them by name if I read out their names?—I would not know them. There were two immediate neighbours of my own that were on the committee, but it was neither of them.

29414. Who were they?—There was a man of the name of Finnamore. Another man lives in the same street, next door to him, of the name of Sparks.

29415. Do you know George Hall?—I do. He was a member of the committee.

29416. Was he one of the men?—No, he never spoke to me on the subject. He knew it was quite useless. I know what you will do.

29417. Did you hear him say so?—No.

29418. You can imagine that that is what he would say?—Yes.

29419. Do you know Mr. Henry George Hall?—I do not.

29420. A youngish man—a gentleman under thirty?—No.

29421. What sort of people were those that called on you—were they generally two together?—Generally two together.

29422. Do you remember the conversation when you were offered the £1 4*s*. for the week's work—what class of persons offered that?—The ordinary men—something like tradespeople.

29423. Were they young men?—No, there was one of them as old a man as I am myself.

29424. Had you no curiosity to find out who he was?—No, I never troubled myself about it.

29425. Did he tell you he came from the rooms in Dorset-street?—I believe he said he was deputed.

29426. I suppose he had a list like other canvassers?—I saw no list with them.

29427. You are not in that ward?—No.

29428. Are you in Mountjoy ward?—I believe so.

29429. Did these people come more than once?—Yes, one party came repeatedly. When I say a party I mean to say the party from the Conservative side. There were two or three parties of them came.

29430. You mean agents of the Conservative party came to you two or three times?—Yes.

29431. Did the same persons ever come to you twice?—There was one party, I believe, came twice.

29432. Had you known enough of him to say who he was?—I had not.

29433. Was that the man that offered you the £1 4*s*.?—No, he made no offer to me.

29434. When these people came to you so frequently from the Dorset-street committee-rooms, did you ever tell them, "there is no use in your coming here, you know how I am going to vote"? That might have saved you from further trouble? Did it never occur to you to say so?—No.

29435. You liked to have them dangling after you?—I did not care which.

29436. You might have told them you had voted for the Conservatives before, and that you were determined to vote in the same way again. If you had told them that at first they would not have troubled you any more?—Very likely.

29437. I should like to know why you did not do that. It would have been a simple course to take. Was it too simple? — I did not like to offend them.

29438. You did not like to give them complete success the first time. If you told them, "Gentlemen put me down at once and you need not trouble yourself to call round again," they would not have come to you?—I told them something to that effect.

29439. Not the words?—I told them I knew what to do when the day would come.

29440. You intimated to them you knew what to do when the proper time came. But did you tell them what you would do?—I did.

29441. What did you say?—I told them I would vote for the party I always voted for.

29442. Did you tell them what that party was—that you would vote for the Conservatives as you always did?—Yes.

29443. Or the party you always voted for?—I might have said either one thing or the other.

29444. Did you not think it a strange thing if you told them that the first time that they would come hammering at you still?—One party wanted me to vote for Pim and Corrigan.

29445. But when your own party came you did not know them, and did not answer at first?—I told them that.

29446. Did you not tell them you would not make up your mind until the time came?—Yes.

29447. But you were glad to see them coming in occasionally?—I did not care very particularly.

29448. How often did persons come down to you from Dorset-street?—I think a couple of times.

59449. I thought you said four times?—There were several circulars, and letters and things of that sort.

29450. You were well looked after I must say. Did they call at every house in the street as often as they called at yours?—I don't know.

29451. They frequently, however, called on you. Could you tell me whether it was the first time, or the second time, or the third or fourth time, that they made the tempting offer of £1 4*s*. for the week's work?—I have no recollection of seeing them more than a couple of times.

29452. Was it the second or first time?—I think it was the second time as well as I recollect.

29453. They never offered more than that?—No.

29454. Did you tell them if it was for one day you might be thinking of it, but for a week's work—did you understand it to be for the week?—For the week.

29455. Did you tell them you would not like to leave work for a week for that? Did you tell them if it was for a day you would be thinking about it?—I did not; it was a question whether I would take it for a day, or make myself remarkable about it.

29456. Mr. MORRIS.—How long have you been a freeman?—I suppose it is seven or eight years.

29457. Not more than that?—It might.

29458. How many elections have you voted for?—I voted at the last, and the one before.

29459. You are quite certain of that?—Yes.

29460. Did you vote for the Conservatives in 1865?—Yes.

29461. The same kind of vote as you gave in 1868?—Yes.

29462. Your principles were perfectly well known, I suppose?—Yes.

29463. Both in 1865 and 1868?—Yes.

29464. How often did they come to you in 1868?—I could not exactly say—three or four times, repeatedly.

29465. Did you ever, now recollect on your oath—did you ever tell them that £1 would not be enough, but £2, or something of the kind, would induce you?—I did not; I was in employment at the time, and I did not wish to absent myself from it, even if I was to gain money by it.

29466. Will you tell us what employment that was?—Two or three days before the election——

29467. Do you mean the election for 1865?—This last election. I was working for Walpole, Webb, and Bewley, the ship builders at the North-Wall.

TWENTY-FIRST DAY.

December. 22.

William Yorke.

29468. You were a painter you said?—Yes, I was not working then as a painter.

29469. What were you working as?—I was working as a ship joiner.

29470. At Walpole, Webb, and Bewley's. Now may I ask were you regularly on their books at that time?—Yes.

29471. Were you working after the election the same way, too?—Yes.

29472. Were you entered in their books regularly?—Yes.

29473. Were you working the day of the election?—I was not working the day of the election. I remained at home the day of the election.

29474. You went down to Halston-street early in the morning?—Yes.

29475. Can you charge your memory about how long you were away, from the time you left your house until the time you came back?—I was not more than an hour.

29476. You swear that positively?—Positively.

29477. And the rest of the day was wasted?—I remained at home.

29478. Was there any necessity for your remaining at home? You are a skilled workman; your work is worth from ten to fifteen shillings a day?—No; not more than five shillings a day.

29479. Surely if you were only away an hour you might have made arrangements to have resumed work for the rest of the day?—It would not be worth my while to go down from my place to the North Wall and work there.

29480. Was there a considerable crowd in Halston-street that morning?—There was about the usual number you would expect to see at a time of election.

29481. When did you see your wife?—Immediately after coming out of the polling booth.

29482. Did she come down to meet you?—I dare say she did.

29483. Did you give your wife any money?—No.

29484. You swear that positively?—Positively.

29485. She gave you no card?—None.

29486. What brought her down there?—I don't know, and I wasn't aware of her coming down. I was rather surprised at seeing her.

29487. Might she be speaking to the sister?—I did not take notice. I suppose she came down to speak to the sister, or came down to see when I would go home, or perhaps to look after me.

29488. Do you know Mr. Campbell by appearance?—I never knew him until he was pointed out to me yesterday. There was a party in the gallery who pointed him out to me.

29489. Do you know Butler at all?—I do not. I know no man of the name.

29490. Do you know Mr. Goodman at all?—I do not.

29491. Do you know Mr. Fell White?—There is a Mr. White lives opposite the church, and when I heard his name mentioned in this inquiry, I said "Is that the Mr. White who lives opposite the church?" I said it to some of my people, but I never spoke to the gentleman in my life.

29492. You do not know Mr. Williamson at all?—I do not. I belong to no society, and know very few.

29493. (*To Campbell.*)—Is this list in your handwriting?—*W. J. Campbell.*—It is. I made that out. I think Yorke is the first name.

29494. Mr. TANDY (*to Yorke*).—Did you say you left a good employment?—Yes.

29495. What was that?—Walpole, Webb and Bewley. I believe it was in consequence of that I left it.

29496. Voting for the Conservatives?—Yes, there was a great reduction of the hands previous to the election. They even took down the names of voters in the yard. There was a great reduction, but I was held on, and even got an increase of wages that I never asked for. I kept on until after the election, and exactly after the election I was discharged.

29497. (*To Campbell*).—Campbell, you say Yorke arranged with you that you were to get £5 for Butler?—*Campbell.*—Yes.

29498. What was the Christian name of that Butler?—He was the lame man that was after voting—brought down by Bailey and Loundes.

29499. Was he the man that was examined before Judge Keogh?—No, it was an old man on crutches; he was standing against the wall, and Mr. Yorke brought him over to me.

29500. Did you know Mr. Yorke before the day you met him at the election in 1868?—I knew him well, for he is a relative of George Hall, and George Hall is a friend of mine.

29501. Did you speak to him?—I spoke to him in his own house in Wellington-street.

29502. More than once?—Several times.

29503. Mr. MORRIS.—I think it would be a good plan if you signed your name to that list?—*Campbell.*—I will. I would suggest to you to send for Findlater's man. I have a great deal to contend against, and no one to support me.

29504. Mr. TANDY.—You brought a great deal of it on yourself?—*Campbell.*—I acknowledge that.

29505. Mr. MORRIS (*to Yorke*).—Did you ever deal at Findlater's? Have you been in it?—I have occasionally as having the name of a good glass of whiskey. If I was in the neighbourhood I might go in there.

29506. You have been there pretty often?—Not often. I might be there once in a month, or three months—not so often; not for six months or twelve months.

29507. Mr. LAW (*to Yorke*).—You spoke of the employment in the ship yard. Was there a considerable reduction of hands before the election?—Yes.

29508. The election was in the middle of November?—The reduction was in October, about a month before that.

29509. About the middle of October?—Yes.

29510. What was the reason assigned for that reduction?—I believe in consequence of the work they had on hands having been finished.

29511. A decrease of business?—They did not require the number of hands.

29512. But you were kept on you say?—Yes.

29513. And a number of others?—Yes.

29514. Were those kept on principally voters?—I don't know exactly.

29515. What did you understand?—Some were, and some were not.

29516. Do you say between two men of the same worth, the voter was preferred to be kept on?—I could not exactly say it was. I rather wondered why it was I was retained.

29517. You rather wondered why you were kept on?—Yes.

29518. Better men you thought were put out?—Yes.

29519. Did you think these better men were voters?—I don't know.

29520. Was anything ever said by any of the gentlemen connected with the yard, as to how their people were to vote?—None of the firm ever mentioned anything of the sort.

29521. I did not mention the firm; but any person connected with them?—No person.

29522. The foreman?—Not the foreman; but there were men in the employment.

29523. What did they say?—They asked how I would vote.

29524. What did you say to that?—I said I would vote as I always voted.

29525. Did you tell them how that always was?—I did.

29526. You told them you would vote for the Conservatives?—I told them I would vote for the old stock.

29527. What did you mean by that?—To the man who addressed me, I said the Conservatives.

29528. Who was this inquisitive fellow in the yard?—He was one of the workmen, who wanted me to vote for the other side, Pim and Corrigan. He never spoke to me on the subject afterwards, but he told me to take care of my employment at the time.

29529. How long were you kept there after the election?—I was kept until Saturday night before Christmas that is, we will say, last Saturday night.

29530. Is your wife at home?—She is.

29531. Where do you live?—I live in 27, Wellington-street.

29532. Mr. MORRIS (*to Campbell*).—You said Campbell, I think, that you saw him change the £5 note?—I did.

29533. What was the kind of change the £5 was given in?—I think it was four notes and silver, because he had no money, and he stood a drink out of it. To the best of my recollection he handed in the £5 to the man, and got the change back. He told me he had to go home for it first, that he left it at home. It was after that I saw him standing at Moore's door.

29534. Will you undertake to swear there were four pounds and silver?—To the best of my belief; but I swear positively he changed the £5.

29535. That is not the question. You think it was four notes and silver?—He handed the £5 to the man, and I believe he got four single notes and silver.

29536. Mr. LAW.—Do you know the man that changed it in Findlater's?—I do, perfectly well.

29537. What is his name?—I don't know his name.

29538. Is there more than one man there?—There are two men.

29539. Which of them is this?—I know him by appearance, but I don't know his name; he is the younger of the two.

29540. Mr. MORRIS.—Who was present on that occasion?—There was a number present, for I recollect he handed the change over the heads of some persons that were at the counter. The house was crowded all day.

29541. Did you see the notes?—I did, and the £5 note.

29542. What bank was it on?—I could not say what bank it was on. I could not charge my memory, but it was a £5 undoubtedly.

Richard Butler, sen., sworn and examined.

29543. Mr. LAW.—Do you remember the time of the last election here?—I do.

29544. Were you at that time confined in hospital?—I was in Richmond Hospital, with a fractured leg.

29545. Do you recollect on the day of the election any person going for you?—I do.

29546. Who came for you?—Henry Bailey, a carpenter.

29547. And some one else, I believe?—There was a young man, but he did not stop. I would not know the young man again.

29548. Did they come to the hospital for you?—Yes, they came.

29549. With a cab for you?—Yes.

29550. I suppose you came down here to Green-street?—I came down straight to Halston-street with Henry Bailey and an elderly man. I don't know who he was.

29551. Was the elderly man in the cab?—Yes, along with Henry Bailey.

29552. Do you know who was the driver of the cab?—No, nor did look at him.

29553. When you came down to Halston-street were you on crutches?—I was. I was helped down and into court by a man named William Walker, and Henry Bailey.

29554. Do you recollect before you polled or about the time you polled if you saw Bailey speaking to Campbell about you?—He said he did.

29555. Did Bailey tell you he did?—Yes.

20556. Did he come over from Campbell and speak to you?—I remember Bailey going away from me, and then coming back again.

29557. What did Campbell say?—That we would be regulated or settled.

29558. Did Bailey and Walker take you back?—Yes, after I polled they took me to the cab, and I drove to the hospital.

29559. Do you recollect getting any ticket?—I got no ticket, but Bailey got a ticket.

29560. Was that for polling you?—No, for himself to get money, and I was to get money from Campbell too. He was to settle with the two of us.

29561. Was that the understanding?—Yes, that was the understanding.

29562. Were you standing on that day, either before or after you voted near Mr. Moore's house?—I did not stand a moment after I came out of the court-house, for I was not able to stand. I drove off to the hospital.

29563. How did they get you into the court?—One of them helped me under the arm, and I had crutches, and a man went before me to keep back the crowd.

29564. Did they help you up the steps?—Yes.

29565. Was the cab waiting for you?—It was waiting until I came out. I was not ten minutes inside.

29566. Did you vote at the election of 1865?—I did.

29567. Were you to get anything at that time?—I was asked would I work at it by Francis Durham, of Mary-street, a cabinet-maker, and I said "Yes," and he put down my name, and I got a sovereign for that.

29568. You have been a freeman for a good many years, I suppose?—Yes, from the latter end of the old Corporation.

29569. Were you a freeman in the time of the old Corporation?—I was from the latter end of them. I think in the year 1841.

29570. In the old times how were you dealt with at the elections?—I never got a shilling but the sovereign.

29571. Were you a member of the Ross-lane Society?—No.

29572. Did you never get any employment at any of the elections?—Never. I worked for a man named Elisha Bailey. I worked with him until my leg was broken, on the 17th of October, when my leg was broken.

29573. That was in 1868?—Yes.

29574. Were you working with him until then?—Yes. I always worked with him. I served my time with him, and I worked with him until October, 1868.

29575. How many years were you with him?—Thirty-eight years and seven months. I was never in any other employment.

29576. Did you know Campbell?—I never spoke to Campbell in my life, although I knew his appearance, for he was shown to me at the time of the election petition.

29577. At the time of the hearing of the petition, or before it, did you give information to anyone?—No; I had no information to give.

29578. You were not asked for information by anybody?—No, but I believe my son gave some information.

29579. Your son, I suppose, told about getting a ticket, and so on?—Yes, he got a ticket, and money, too.

29580. You heard that?—Yes, from him.

29581. Did you hear the same from others?—That he got the money?

29582. No; but did you hear from others that they also got tickets?—I saw Henry Bailey's ticket.

TWENTY-FIRST DAY.

December 22.

Richard Butler.

He showed it to me at the hospital, but he did not get the money.

29583. He was too late in looking for it?—Yes, he found he was too late.

29584. Did you hear from your son, or any other people, that there were other tickets given?—My son told me that he and another man got two tickets, and that they went together to 76, Capel-street.

29585. Did you know Mr. Foster?—No, I would not know him. I never spoke a word to him.

29586. Did you know Mr. Yorke?—No.

29587. Did you know him by sight?—No, I did not.

29588. Mr. Yorke, of Wellington-place?—I never saw the man to know him.

William Yorke re-examined.

William Yorke.

29589. Mr. LAW.—Did your wife come down to court with you to-day?—No.

29590. Because the messenger has gone once or twice to your house, and there is no Mrs. Yorke there?—The messenger would not have time to be back since I wrote the note.

29591. When did you leave home?—I left home this morning about a quarter past ten.

29592. It may be that she has followed you down?—No, I think not. I know that she has business out in the day. My daughter and I have a little shop in Dorset-street, and my wife goes out occasionally to order goods for the place, and I would not be surprised that she might be out now.

29593. Would she be at Mrs. Moore's?—No, for I know she does not visit there once in a twelvemonth.

29594. Where is your place in Dorset-street?—No. 125. She does not stop there. My daughter looks after the shop in Dorset-street.

29595. What is her name?—Eliza.

29596. Is she married?—No; she is a girl about sixteen years of age.

29597. Is your name over the door?—No, because I am not more than a fortnight in occupation.

29598. Is there any name over the door?—No, the brush was rubbed across it by the party who occupied it, and it is waiting now to be painted.

29599. In which Dorset-street is it?—Upper Dorset-street. I cannot say that my wife is there now.

29600. Do you think she might possibly be?—She might possibly be there. There is another little shop of mine on the Phibsborough-road, where I have another daughter, and my wife goes back and forward between the two places occasionally. At the same time she might be at our own house.

29601. Whereabouts is your daughter's place on the Phibsborough-road?—No. 47, Phibsborough-road.

29602. Does she keep a shop of the same kind as the other?—Yes, in the chandlery way, and for selling tobacco, and soap, and matters of that kind.

29703. Is your daughter on the Phibsborough-road married?—No, neither of them is married. One is about sixteen, and the other fourteen.

29604. They are merely looking after the places?—Yes. I have been in delicate health since last May, in consequence of rheumatic pains. I was not able to work, and I opened the places to give the girls something to do. I go back and forward to the places, and I bring them home at night to sleep in my own place.

29605. You are not in any employment now?—No, I am sorry to say, I have not been able to work since last May.

Richard Butler re-examined.

Richard Butler.

29606. Mr. LAW.—You say that there was an understanding before you voted on the day of the last election that you should be remembered?—Yes, Henry Bailey had an understanding with Campbell.

29607. He told you so, you say?—He told me so, and Campbell had got down both our names, I understood.

29608. Did you ever apply since that for money?—I never applied to Campbell, or to any other man. I knew that Bailey would be doing his best, and that if he got the money for himself he would get it for me. He never got the money though.

29609. Was it £5 that Bailey was to get if he produced the ticket in time?—Yes, if he produced it in time.

29610. Was that to be divided between him and you?—It was not.

29611. Was he to get £5 for himself, and you to get £5?—Decidedly so.

29612. Did you ask Bailey why he did not get a £5 note for himself, and one for you?—I never asked the question. When he was in the hospital visiting me he said he had seen Campbell, and that Campbell was to have him rightified.

29613. I suppose you did not make any exertions yourself?—I was not able to walk. I left it all to Bailey, as I knew he would do what he could for me.

29614. Do I understand you to say that you got nothing at all for voting at the last election—that you never got any money?—Not a penny for voting at the election.

29615. Did you get anything for your trouble in coming down to vote?—No, not a fraction.

29616. Were you ever paid any money since the last election, as connected with having had the trouble in coming down to vote?—Not for voting at the election.

29617. Were you paid for your trouble or your loss of time?—No, not a fraction.

George Hawkins re-examined.

George Hawkins.

29618. Mr. LAW.—Have you a tolerably distinct recollection of the people you let into the house in Capel-street on the day of the election?—I might know some of them if I saw them. I would not like to have to swear to them positively.

Yorke called up on the table.

29619. Did you see that man that day?—No, I don't think I did.

29620. You do not think you saw him?—I don't think I did.

29621. Do you know the man?—I do not.

29622. And do you not remember seeing him on the day of the election?—I do not.

William Yorke re-examined.

William Yorke.

29623. Mr. LAW.—Have you worn that beard within the last year?—Yes.

29624. Have you had it since before the election?—Yes, since before the election. I have had it since last May, and before it.

29625. Have you sons as well as daughters?—I have two sons.

29626. Are they grown up?—One is twenty-three years of age, and the other twenty-one. The eldest boy will be twenty-four in a month or so.

29627. Did either of them come down with you to-day?—No.

29628. I suppose they both reside with you?—The youngest boy does. They are both coach-painters.

29629. Do they come home at night?—No, the eldest does not. He works at the other side of the water, and he lodges there. The younger boy lives with me.

George Hawkins re-examined.

George Hawkins.

29630. Mr. MORRIS.—You were in the hall all day in Capel-street?—I was.

29631. Was there pretty good light?—There was.

29632. What was about the number of people you saw coming in there?—I think about thirty parties.

29633. About thirty?—Yes, there might be a couple beyond that number, but it was about that number.

William Yorke re-examined.

William Yorke.

29634. Mr. LAW.—Had you any idea when you left home this morning where your wife was going to-day?—I know that she goes out generally every day to my daughter.

29635. What time does she come back?—She is obliged to go out with the children's meals.

29636. But that is about the middle of the day?—Yes.

29637. What time does she come back generally after that?—It is uncertain, for she goes out to order what is required by my eldest daughter, and then she may go to the other daughter to see what she can do for her.

29638. Your son seems to remain at home?—Yes. He is working out.

29639. What is he working at?—He is a coach-painter.

29640. He appears to have been at home to-day?—At home! No, he took his breakfast and went away. He does not go out till breakfast time, and he left home before I left.

29641. Who was the young man who was at the house when the messenger went up?—I don't know. He might have been there for his dinner.

29642. Well, there were two young men there?—I don't know.

W. J. Campbell re-examined.

W. J. Campbell.

29643. Mr. LAW.—Did I understand you to say that before Yorke had promised to give you the £1 he required that you should get £5 for old Butler?—Not at all. I knew nothing of old Butler at that time.

29644. What did you say then?—I said that first when I met Yorke he hesitated very much as to voting. That was opposite the court-house in Halston-street. He came up to me, and I asked had he voted, and he said "No," and I said for him to go and vote and "It will be all right." The young gentleman to whom I introduced him gave him a ticket. He was not to have voted for some time after that. When he returned to me I asked about the matter, and he said he had lifted the money. He pointed out a man whom I believe to be Butler, who was standing on crutches against the wall, and said if I would get £5 for him he would give me the £1. I saw him standing afterwards with his wife at Mr. Moore's.

29645. What did he want you to do with the man you understood to be Butler?—This man was not able to walk. He was standing on crutches at the wall. I introduced this man Yorke to the young man who had the eye-glass, and he got a ticket from him for the man on the crutches whom he told me was Butler. I never spoke to the other man.

29646. How long was it after that that you got the £1?—It was before that.

29647. Had you got it before that?—I had it before I introduced Yorke to the young man the second time for the purpose of getting Butler the £5. I wish further to state that to the best of my recollection Yorke had not a beard upon that occasion.

29648. Mr. MORRIS.—As I took your evidence I think you said that Yorke told you he had left the £5 at home?—Yes.

29649. Did he go on to say that the man whom you understood to be Butler would give you the £1?—No, he said that if I got the same thing for Butler as I had got for him he would do so. He pointed out the man to me. He got the change of the £5 in Findlater's. I put him in communication with the young man about Butler, but I don't know whether Butler got the money or not.

Patrick Murphy sworn and examined.

Patrick Murphy.

29650. Mr. LAW.—I believe you are an assistant of Mr. Findlater's, in his house in North King-street?—Yes.

29651. Were you so at the time of the last election?—I was. I remember the time.

29652. Do you recollect whether any parties changed £5 notes in the house that day?—A good deal of money passed through my hands, but I could not say particularly how much passed.

29653. Do you recollect changing any £5 notes?—I could not say how many £5 notes I changed. I changed some.

29654. You do remember that there were some changed in the house that day?—There were some.

29655. Were they changed by parties whom you would say had generally a profusion of £5 notes?—I could not say.

29656. You remember the fact, however, that £5 notes were changed?—I changed one or two myself.

29657. Do you remember the class of people you changed them for?—I remember I changed one of them for a Mr. Campbell.

29658. Was it the Mr. Campbell whom you saw here this minute?—Yes. I know the gentleman.

TWENTY-FIRST DAY.

December 22.

Patrick Murphy.

29659. Was there anybody with him at the time?—I could not say. We were very much crowded with business that day, and I could not particularise whether or not there was anybody with him. I knew him at the time.

29660. Did you know anyone else who was in?—I could not mention anybody.

29661. Do you know Mr. Yorke?—No, I do not.

Yorke called up on the table.

29662. Do you know that man's appearance?—I do not.

29663. Did you ever see him before?—I could not give the slightest information upon that at all. We were very much crowded that day, and I could not particularise anyone who was there unless he was known to me. This man might have been in the shop that day.

29664. He appears according to his own statement to have been frequently in the shop?—I don't know that he has been frequently in the shop. I would say that he has been very seldom.

William Yorke.—I said that when I was in the neighbourhood, and wanted a good glass of grog I would go in.

29665. Mr. LAW—(*to Murphy.*)—Did you see that man on the day of the election?—Not that I can remember.

29666. Did you see him in the shop since?—He might have been.

29667. Do you not recognise him as a frequenter of the shop?—No.

29668. Mr. TANDY.—What time was it when Campbell changed the note?—It might have been about the middle of the day.

29669. Was it in the morning or the middle of the day?—Perhaps it was in the middle of the day, or about twelve o'clock I should say.

29670. Mr. LAW.—Do you remember Campbell bringing four or five people in in the evening to be treated?—I could not positively say, for there were such a number of persons in, and we were very much crowded, and I could not say that Campbell brought in one more than another.

29671. Mr. MORRIS.—Have you the least recollection of the change you gave for the five pound note?—No, I would say one pound notes, and the difference in silver.

William Yorke.

William Yorke re-examined.

29672. Mr. LAW.—Do you remember seeing anyone polling about the time you polled yourself?—There was a party came in and polled just immediately before me.

29673. Who was he do you recollect?—There was one man and there was a remark passed by some person present that that was the first for Pim and Corrigan as well as I could make out.

29674. Would you know that man's name?—I would not. It must have been near the letter "Y."

29675. Mr. MORRIS.—When did you commence to wear that beard?—I never put a razor on my face from the month of April, 1868, immediately after I went to work at the North-wall.

29676. Mr. LAW.—Do you recollect anyone who voted about that time?—I do not.

29677. Did you see anyone in the street that was looking as if he wanted to vote?—Not one.

29678. Mr. MORRIS.—When did you first hear of the tickets?—The first I heard of them was in the newspapers. That was the first time.

29679. That was when the petition came on to be heard before Judge Keogh?—Yes; that was the first time I ever heard anything of the sort, or the first I heard of Capel-street.

29680. Mr. LAW.—What hour did you vote that day?—Between ten and eleven o'clock in the morning.

29681. Were there many people voted after you?—Really I don't know; there must have been.

26682. Had many voted before you?—I dare say there were.

29683. I suppose you meant to take that day to yourself?—Yes. It was not worth my while going to work that day. The day's work had then been reduced to three-quarter time, and I thought it not worth my while going to the North-wall to put in three-quarters of a day.

29684. You were at that time only working three-quarters of the day?—Yes. It takes ten hours to constitute the full day—from six in the morning to six in the evening.

29685. Allowing two hours for meals?—Yes.

29686. If you voted at eight o'clock you might have been at your work at nine o'clock?—I was not particular at that time. I did intend to do something in that way, but my wife did not think it was worth my while going there and coming back again.

29687. If you voted at eight o'clock you might have put in three-quarters of the day?—No.

29688. How many hours is required for three-quarters of the day?—Seven and a half.

29689. Had you gone at nine o'clock to work, would it not be seven and a half hours?—No; they left off at four o'clock at that time.

29690. They cut it off the latter part of the day?—Yes.

29691. Did you see Campbell that day at all?—I would not know the man until he was pointed out to me the other day.

(Adjourned.)

TWENTY-SECOND DAY.

THURSDAY, DECEMBER 23, 1869.

TWENTY-SECOND DAY.

December 23.

Eliza Yorke.

Eliza Yorke sworn and examined.

29692. Mr. LAW.—Do you remember the day of the last election?—Yes.

29693. Did you come down with your husband to Halston-street that day?—Yes.

29694. Did you follow him?—I came down, but not exactly to follow him. I came down after him.

29695. About what time did you get here?—About half-past ten, or a quarter past ten o'clock.

29696. How long had he been away before you came down?—Not long, a quarter of an hour, or twenty minutes.

29697. And you came down here to your sister to see her?—It was to see her I came down.

29698. Had you any other object in coming down?—No other object whatsoever.

29699. You knew that your husband would be here?—I did.

29700. Did you find him before you went into your sister's house?—No.

29701. You went into your sister's house first?—Yes.

26702. How long were you there before you saw him?—It could not be more than two or three minutes. A brother-in-law of mine passed the door, and I said, "There is Pennefather."

29703. Is he married to a sister of yours?—Yes.

29704. Was he a freeman?—Yes, but he is dead since.

29705. When you and Mrs. Moore came to the door, what happened?—I saw my husband come across the street, and I said, "There is Yorke."

29706. Where was he coming from?—Some place——

29707. At the opposite side of the street?—Yes—the middle of the street.

29708. Was he alone?—He was.

29709. He came over to you?—Yes, we called him.

29710. Did he go into the house with you?—He did.

29711. Did he go upstairs?—No—into the kitchen, the day was cold, and there was a fire in the kitchen.

29712. I believe you had some refreshment there?—Yes.

29713. Who sent for it?—I don't know. My sister had it in the house.

29714. Whether it was sent for or not, who paid for it?—I don t know, she brought it into the kitchen in her hand.

29715. How long were you and your husband there?—About ten minutes or so altogether.

29716. After he came in?—Yes.

29717. When you went out again where did you go?—Directly home.

29718. Did you and he go home together?—We did.

29719. Did you see him speaking to anyone at the door?—No, I did not.

29720. I suppose there were a good many people there?—Oh yes.

29721. A voting booth was beside you, in the Temperance Hall?—Yes.

29722. Is not your sister's house next door to that?—Yes.

29723. There were people voting there?—I did not mind them.

29724. There were a great many people about the door?—There were.

29725. Do you remember seeing a man who appeared to be infirm, a person upon crutches?—No.

29726. Did you not notice any such person?—No.

29727. Did your husband give you any money that day?—No, he did not.

29728. Had you any money in your possession when you were down here in this street?—I had—my housekeeping money, which I always carry in my pocket.

29729. Had you any considerable sum of money?—No; I might have had something about eight, nine, or ten shillings.

29730. You had more than a pound?—I had not a pound.

29731. What you had was in silver?—Yes.

29732. Had you a note in your possession?—No.

29733. Did your husband show you any note?—No, he did not.

29734. Had he been home from the time he left his house, to the time you saw him at your sister's door?—I don't think he had time to be home to Wellington-street.

29735. He did not tell you he had been home?—No.

29736. Do you know Campbell?—I don't know him.

29737. Did you see your husband speaking to him, or anyone else?—Not a mortal.

29738. Did you see a gentleman, a young man, walking opposite to the house?—No; I did not take any notice of any person in particular. We were talking of family matters.

29739. Your sister, he and you?—Yes.

29740. Did you go into any public-house?—No.

29741. Did you go into Mr. Findlater's?—No.

29742. Are you certain of that?—Yes.

29743. Your husband did not go in?—No.

29744. Are you certain?—Yes.

29745. Did I understand you to say you went straight home?—Yes.

29746. How long was it from the time he came down before you and he got back?—About eleven o'clock.

29747. That was over an hour?—It might be that. I did not mind the time particularly; he took it as a holiday.

29748. Did he leave his house after that?—No; but he was about the garden.

29749. Do you know whether he remained about the house all that day?—I was out, and I cannot say. I had to atend to other business.

29750. You had to attend to the business of your daughters?—Yes; for my husband is not very strong, and does not mind any business.

29751. Was he not strong at that time?—He was about beginning to get ill then.

29752. Of what does he complain?—Of his head.

29753. Did he wear his beard last year at the time of the election?—Yes, and I know he did, because he went down to the quays to work, he said it was cold, and he would never shave again.

29754. You are speaking of Mr. Bewley's ship-yard? If he went there in the winter it could not have been very long before the election?—He was there a good while.

29755. But did he begin to grow his beard till the cold weather came? You said he stated that he would not shave again? I suppose he shaved through the summer?—No; he said it was a pest, and he would not shave any more.

29756. I thought you said that in consequence of the cold he would not shave any more?—But he put altogether.

29757. When did he begin to grow his beard?—To the best of my knowledge it was either in March or April, but I cannot exactly tell.

29758. Will you say it was not so late as October or November?—Oh certainly not.

29759. Did your husband ever tell you he got any money upon the day of the election?—He did not. I never mentioned such a thing to him.

29760. I suppose you knew of people coming to your house to canvass before the election?—Yes.

29761. Did they ever apply to you? At the time of the canvass I suppose he was down at the ship-yard up to six o'clock?—But after six they made it their business to come.

29762. Were you present when the canvassers came?—I was.

29763. I believe the canvassers came from both sides?—They did.

29764. Did you hear any offer made to him?—None whatever.

29765. Did you hear of any employment being offered to him?—There was an offer to know would he take a week's work?

29766. Who were they that made the offer?—I do not know their names. I did not know who they were by sight. I would not know them if I saw them. We don't mix ourselves up in these things; we are very private.

29767. I understand from your husband that your rent and taxes amount to £20 a year?—About that.

29768. When did you pay the first rent—11th November?—No, the 11th December.

29769. You have not the receipt?—I have not. Mr. Norman of No. 22, Hardwicke-street, is the receiver.

29770. Who is the landlord? Is he the owner of the house or the receiver of the rent?

29771. *William Yorke.*—It is held under the Courts.

29772. Mr. LAW.—Who is the owner?—It is in litigation—the cause of Gardiner against Blessington.

29773. Mr. LAW.—Oh, I see, it is part of the Blessington estate.

William Yorke.—Yes.

29774. To Mrs. *Eliza Yorke.*—But you pay rent to Mr. Norman?—Yes; he gave the receipt.

29775. Did he sign the receipt?—No; the receipts were signed, and he handed them to me—Mrs. *Yorke*—I will bring the receipts in five minutes. Young is Mr. Norman's clerk.

29776. What is his Christian name?—I do not know, but Mr. Norman's son leaves the receipt with the clerk, and according as the money is paid he hands the balance——

29777. (To Mrs. *Eliza Yorke*)—Your husband says

TWENTY-SECOND DAY.
December 23.
Eliza Yorke.

that you have some stock—some pigs in the yard?—Yes; I always keep pigs.

29778. Was it by the sale of the pigs that you paid your rent?—Yes; I generally keep them for that purpose.

29779. Did you sell them before the 11th December?—I did; the Thursday before that, but the gale-days I pay rent are Tuesdays and Fridays. The Thursday before I paid the rent, I sold the pigs.

29780. Did you ever hear your husband speaking of having seen a gentleman in Halston-street, about the court-house—a person who had railway tickets to dispose of?—No; I never heard anything about it.

William John Campbell.

William John Campbell re-examined.

29781. Mr. LAW.—You gave us the names of the two Allisons when examined before us on Monday?—Yes.

29782. Can you give us their Christian names?—They are both there (in the gallery)—those are the gentlemen.

29783. Are those the two you referred to?—Yes; these are the two that were bribed both in '68 and in '65.

29784. Tell us what passed in 1865 that enables you to make that statement?—I am intimate with them, I was an old friend of theirs, and I am very sorry to be obliged to return their names; but as I felt bound to return every one, I returned them also. They were standing in Halston-street on the day of the elections, outside this court-house, and knowing them so well in '65, I asked them if they had voted. They said not, that they would not vote without getting something. I brought them up to a young person—not the young person that has been mentioned with the glass in his eye, but another, and I told them it would be all right. They voted, and after voting, he brought them into an entry or covered yard in Green-street, and put a ticket in their hand. I saw this Mr. Allison here (Albert Edward Allison)—I am not certain whether he is the eldest or not—afterwards in the evening in Picker's in George's-street, and he told me he got the money.

29785. Did you speak to the other?—No; but in '65 he gave me thirty shillings out of £3. Three pounds was going at that time; five pounds were going at the last election.

29786. Had you given either of these voters an envelope in 1865?—Yes, to both of them.

29787. These are the envelopes you spoke of on Saturday?—Yes.

29788. Mr. MORRIS.—Am I to understand that you saw both these men get tickets at the last election?—I saw the young person bring them down to Green-street and put the tickets in their hand, and this Mr. Allison told me afterwards the same evening that he got the money.

Albert Edward Allison.

Albert Edward Allison sworn and examined.

29789. Mr. LAW.—You voted at the last election?—I did.

29790. Was your brother with you when you voted on that occasion?—Yes, I met him in Green-street, and we went in to vote together.

29791. Did you speak to Campbell on that morning, or did he speak to you?—I spoke to him seventeen or eighteen times during the day I suppose.

29792. Were you here about this court-house all that day?—No, I was through the city all day. I was in every place.

29793. I suppose, however, you were a good deal here You spoke to Campbell frequently during the day?—I spoke to him. I asked him probably how things were going on.

29794. Did he bring you or introduce you to any young man such as he described, on that day?—He did not.

29795. Did you receive from anyone on that day a ticket?—No, I did not.

29796. Did you get a ticket or a voucher from anyone on that day, to enable you to get any money?—No, I did not.

29797. Did you receive any money that day?—I did not.

29798. Did your brother receive any money on that day, as far as you know?—I don't know anything about him.

29799. Were you in 76, Capel-street that day?—I was not.

29800. Did you see Campbell in Picker's public-house in George's-street afterwards that day?—Not that day, I did the day after; he was screwed, rolling about the shop drunk.

29801. Were you on that occasion speaking to him about the day of the election?—He asked me on the day here to get a man to personate my brother; I refused to do so. He said he would make it all right with the man if I got it done.

29802. What brother did he ask you to personate?—My brother William who is in Canada. I met him, Campbell, the night after the election in Picker's, and he asked me did I get that done. I said I had not. "Indeed, I did not, Campbell," I said.

29803. What else did he say on that occasion?—That was all that passed.

29804. Did you tell him in Picker's that you got any money on the day of the election?—No.

29805. You remember the election of 1865?—Yes.

29806. Did you vote at that election?—I did. I came from England to vote at that election.

29807. Did you get an envelope on the day of the election in 1865?—I did not. I left Dublin on the same night, and got to Liverpool on Sunday morning.

29808. Were you at Powell's in Denmark-street on the day of the election?—I was not, I think. Powell's was a place I was often in before that time.

29809. Did you know Powell well?—I did, from going to his place previously. I think I was there on that day.

29810. Do you recollect any particular circumstance connected with that house, which occurred on the day of the election? Was Powell's a house of great resort for freemen?—As well as I recollect, when I was there, I don't think there was a great number of freemen there.

29811. What time of the day were you there?—I was there very early in the morning. I left Liverpool on Friday evening, and got into Dublin on Saturday morning, the morning of the election. When I got to Westland-row I drove straight home, and then drove straight to vote, as I wanted to do some business of my own in Dublin, and to go back that night to Liverpool.

29812. The election in 1865 was on Saturday I believe?—Yes, I left that night for Liverpool. I left Liverpool on Friday and was back again on Sunday.

29813. Do you remember hearing of anything peculiar going on in Powell's house on the day of the election in 1865?—Not at all.

29814. Did you receive any money about the time of the election of 1865?—No I received no money, but when I came back from England I applied for my expenses, and got them.

29815. How long after the election was that?—It was a fortnight after I came back

29816. What expenses did you apply for?—My expenses in coming over.

29817. Had they not paid your expenses previously?—They sent me a return ticket.

29818. When you were coming over to vote?—Yes.

29819. That only paid your passage over?—That was all. I did not apply for my expenses personally.

29820. They knew, I suppose, that you were in Liverpool?—Yes; when I went away I left my address.

29821. Was it a permanent employment you had in Liverpool?—No; I was only going over to see my uncle in Cumberland.

29822. How long before the election in 1865 did you go away?—I went away about a week before it.

29823. And when going away, you sent your address, I suppose, to the agents?—I called in and left it at Westmoreland-street.

29824. With whom did you leave it—was it with Mr. Atkinson, do you remember?—No; it was with an elderly gentleman I left it.

29825. Do you think it was with Mr. Gibson, the solicitor you left it—a low-sized, stout gentleman?—He was an elderly gentleman I left it with. He told someone there to take down my address in Liverpool.

29826. At all events you left your address with him?—Yes.

29827. Did you intimate to him that if you were to come over to vote at the election, you would require your expenses to be paid?—No; I said nothing, but left my address.

29828. What was the meaning of leaving your address when you were going to Liverpool?—I understood it was a general thing to send for voters that may be away at the time of an election, and to send a return ticket to bring them over—that was the meaning of my leaving my address.

29829. Did you, while in Liverpool, receive the return ticket?—I did.

29830. And you came over?—I did.

29831. Do you recollect was the ticket specially for Saturday?—It was a special ticket.

29832. For a particular day?—There were contract tickets, I believe, with the company, to bring over any voters. I know I had to get my ticket changed at Birkenhead for an ordinary ticket.

29833. You think it was a special ticket, but you had to get it changed for an ordinary passenger's ticket at Birkenhead?—That's my belief.

29834. Where did you land—did you land at Dublin?—I landed at Kingstown, in the steamer Munster, I think it was.

29835. Then you must have come by Holyhead?—And I went over by Holyhead.

29836. You went back to Liverpool on the return ticket that was sent you?—Yes.

29837. When did you return after that?—I returned in ten days after.

29838. You applied then for your expenses, independent of the return ticket you got?—Yes. I applied for 17*s.* 6*d.*, and I got it.

29839. How did you take the odd half-crown out of the pound?—They gave me 17*s.* 6*d.*, all I asked for.

29840. Did you receive any other money about that time?—That was the only money I received about that time.

29841. Did you ask for more than 17*s.* 6*d.*?—Nothing more than 17*s.* 6*d.*

29842. That represented your hotel expenses, I suppose?—That was 17*s.* 6*d.*, to the best of my recollection; it was just my expenses over the return ticket, but it cost me a great deal more.

29843. Mr. TANDY.—Did you see Campbell at the last election before you gave your vote?—I did.

29844. Did you on that occasion tell him you would not vote unless you got money?—I distinctly deny what he has stated about that.

29845. Did you say anything to that effect to him before you voted?—I did not. I said nothing to that effect.

29846. Mr. LAW.—Were you long here before you voted after you came to Green-street?—I went to the Hospital of Incurables to bring down a voter.

29847. Were you employed in any way on the day of the election?—I was not employed, but I exerted myself a good deal. I had asked for employment a month previous, but they would not engage me because I was a voter.

29848. Did you see any of these gratuitous service papers?—I did not.

29849. When did you apply for employment at the election?—I thought to get on for the Revision, and they wouldn't let me because I was a voter.

29850. Mr. MORRIS.—You say you saw no particular young person to whom Campbell states he brought you on the day of the election?—He brought me to no place.

29851. Do you swear that distinctly?—I do. I utterly deny that he brought me to any person.

29852. Mr. LAW.—How were you occupied on that day? Were you engaged in bringing up voters to the poll?—I will tell you. There were a great many voters who didn't find their booths, and were going about the street looking for them. I directed them. A great many parties would ask where they would find such and such a booth, and I would direct them to it. I saw two or three parties dragged in to vote; it appeared that they were half-screwed. I did my best to get in as many voters as I could.

29853. Did you meet with any reluctant voters in the course of your exertions that day?—I did—one.

29854. Who was he?—He lives in a street off Parliament-street; I forget the name of it.

29855. Essex-street?—Yes, I think so. He is a shoemaker. He keeps a shop there.

29856. What is his name, do you know?—Byrne, I think, is his name. He wouldn't come out to vote. He hesitated.

29857. Was he in the shop?—He was.

29858. He would not go with you?—No. There were two Liberal gentlemen there, and they got him off after, though he promised to come with me two or three times during the day.

29859. I suppose he was halting between two opinions?—Yes.

29860. What means did you take to get him to come with you?—I didn't get him at all.

29861. What means did you take to try and get him to come with you?—I said a lot to him.

29862. On what grounds did he put his refusal?—He said he didn't like to vote for anyone.

29863. Did he intimate any reason for not wishing to vote? Did he intimate that he would lose his time by doing so, or anything in that way?—He did not.

29864. What was the impression that his conduct, or his demeanour, or his language made on your mind?—That he didn't like to come out to vote at all.

29865. Or was it that he wanted to get some consideration for his vote—that he was open to a little gentle persuasion? Was that the impression it made on your mind?—I daresay it would lead to that impression. I shouldn't like to say.

29866. At all events he was hesitating?—He was.

29867. Did you think at the time that it was a question with him whether he should go to one side or the other, according as he was best treated?—I should imagine so.

29868. You say you saw these two out of the enemy's camp about the place?—Yes; they got him off on a car. I had a car watching him. When they got him off on the car they said, "We have got him at last."

29869. Did he intimate to you during the day when you went to get him to vote that they were making proposals to him of any kind?—No.

29870. Did he intimate to you why he should not like to go to vote?—No. The first time I went to his place his wife said, "He is out." "He is not," I said, "I saw him going in there." Then she said,

TWENTY-SECOND DAY. December 23. Albert Edward Allison.

"He will be up directly." He told me he had promised the others.

29871. "You have promised me," I suppose you said?—No. I said I will come back to get your decided answer at three o'clock. I came back at half-past two and he wouldn't give a decided answer. At three o'clock I saw two of the Liberal side get him off on a car.

29872. Who are they, do you know?—I don't know them by name.

29873. At half-past two he was still undecided?—Yes. He went away at three. I waited outside to see if he would go.

29874. Did the others go in to nibble at him while you were away?—Yes, they were watching him. I found them there at half-past two, and they carried him off at three.

29875. Was that the only voter that was undecided in his opinion?—That was the only one.

29876. Did not you hear from anyone in or about the court-house—of course there was a multitude of freemen came up to vote on the day of the election, some of whom you assisted in pushing forward to vote—did you not hear from any of them anything that would lead you to think that they expected some consideration for their vote?—No. I thought from the way the polling was going on, it was so very quick, that they didn't expect anything.

29877. Did you hear during the day from the voters, or from others, that it was expected there would be something going after the election?—Nothing of the kind.

29878. Had you any idea that money was going?—I had not.

29879. Did you hear any freemen say that they would be cared for?—I did not. What I did was this—if I saw a freeman standing in the street I would say to him "are you a voter," and if he said yes, I would ask him "did you vote?" If he said he did——

29880. If he said he did not, what would you do?—I would shove and drive him in as well as I could.

29881. Do you belong to any society—are you an Orangeman?—Yes, I have been.

29882. Are you a member of any lodge at present?—My name is in the book, I suppose.

29883. Do you know Joseph Parker that has been examined here?—I do intimately.

29884. Did you happen to see him on the day of the election here?—Not at all.

29885. Do you know Barnwell who was here in court as a witness?—Yes. I don't know which of the Mr. Barnwells was in court.

29886. It was William George Barnwell, I think?—I don't know him at all.

29887. You were very busy on the day of the election?—I was.

29888. Do you know young Mr. Boyle's appearance?—No, I wouldn't know him.

29889. He is tolerably well known in Dublin?—I don't know his name.

29890. Do you remember seeing him up here on the day of the election with Barnwell?—No, I didn't see him with Mr. Barnwell on that day.

29891. Did you see Mr. Williamson or Mr. White here on the day of the election?—Is Mr. White a big stout person?

29892. Yes?—I saw Mr. White coming down Halston-street.

29893. Did you see him frequently during that day?—I did not.

29894. Do you know Mr. Williamson?—Yes.

29895. Did you see him on that day?—I did not.

29896. Do you know where the Temperance Hall is?—I never heard of it.

29897. It is at the opposite side of Halston-street?—I don't know it.

29898. Your work was constantly, I suppose, in and about this court-house?—I had no work at all.

29899. Well, you were helping the Conservative cause to the best of your ability?—I was not constantly about here. I was up at Smithfield one part of the day and got pulled off a car there. At another time I went down to the point of the North-wall looking for a man I wanted to get to vote. He promised to vote for the Conservative candidates, but I found afterwards that he went to the other side.

29900. Who was he?—Byrne, the coastguard man.

29901. How long before the election had he promised you?—A week before the election.

29902. What did you say to him, and he to you when he promised you?—I asked him "What way are you going to vote, are you going to vote for the Conservatives?" He said, "I think I will." I then said, "I will be looking out for you on the day of the election." On that day I came down and saw him with a lot of other men, and he said, "I am going to vote on the other side."

29903. How did you know Byrne?—I knew him by boating at the North-wall.

29904. Had you any connexion with the North-wall? were you employed anywhere in that direction—it is rather an out-of-the-way place to know a man?—I had no connexion with the North-wall except that I used be boating down there and at Ringsend.

29905. Did you ever speak to him since as to why he deserted you?—No.

29906. Did you see him frequently since?—I did.

29907. Tell us what passed between you and Byrne the first time you saw him after the election—did you tell him that he behaved shabbily towards you by deserting you?—No.

29908. Do you remember what you said to him?—I don't remember saying anything to him.

29909. Did Byrne ever say anything to lead you to the conclusion why he voted the other way after promising you?—No, I have no idea why he voted the other way.

29910. Do you believe it was his own feelings made him do so?—Yes, his own feelings.

29911. Do you know young Mr. Byrne?—Yes.

29912. Did you happen to see him on the day of the election?—No.

29913. Had you ever been about the committee-rooms in Dame-street, before the election?—I was in the committee-rooms near Parliament-street.

29914. No. 47?—No, not 47.

29915. There were rooms opposite Mr. Barnardo's, the furrier—are these the rooms you mean?—That is the place, right opposite.

29916. They are nearly opposite—were you there frequently?—I was there two or three times.

29917. What were you doing there before the election?—How I came to go there was, I was on a car with a young man, and he drove there, I think.

29918. Who was the young man?—He was a stranger.

29919. If he was a stranger, how did it happen that you got on the car with him?—I didn't know him, but I know I got on the car with him.

29920. How did you happen to get on the car with the stranger?—I think how it was was this—I was that day at the committee-rooms; he was going on a car for some one, and I got on the car to go with him.

29921. Whom was he going for—do you remember?—I can't tell whom he went for. I think it was the man in Essex-street we went round for.

29922. What day was that?—The day of the election.

29923. Was it then you went to Byrne's place?—I don't know whether his name is Byrne or not.

29924. At all events it was the day of the election?—Yes.

29925. Who told this young man to go out to Essex-street to Byrne, or whatever his name is?—They had a list of those who didn't vote.

29926. Was this young man canvassing for votes?—I suppose he was. He was a stranger to me.

29927. Did you ever see him before that day?—Never.

29928. Did you ask him who he was?—I did not.

29929. Did he ask you who you were?—He did not.

29930. Did you lose sight of him when you got to Byrne's?—No, we drove back again to the committee-rooms.

29931. Where did you go to then—I thought you went down from here to look after Byrne, and waited until three o'clock when you saw him taken off on a car by two from the opposite side?—No, I went early in the morning to him. I was with him at half-past twelve o'clock.

29932. Was that the occasion you went to him with this young man?—Yes, he was with me to him on two occasions.

29933. What took you to the committee-rooms?—I went to see what was the state of the poll.

29934. Were you ever in that establishment on any day before the day of the election?—No, I never was in it before. I went to several committee-rooms, booths, and different places.

29935. Booths are different things—I am not talking of the Central committee-rooms in Dame-street—but had you not been at the rooms you speak of on any day previous to the day of the election?—No, which is the Central committee-rooms?

29936. The Central committee-rooms in Dame-street for the Conservative candidates were Nos. 47 and 48, where the insurance offices are being built?—I was not at all there. I was at the rooms opposite Barnardo's.

29937. It is the same place we are talking of—I am told the number is 79—whom did you see when you went there?—I saw several.

29938. Did you see anyone there that you knew?—I saw Mr. Manning there.

29939. That is Alderman Manning, I suppose?—Yes.

29940. Did you see Mr. Byrne there?—No, he was not there.

29941. Did you meet Mr. Joseph Parker on the day of the election?—Not to my knowledge.

29942. Did you see him the day before the election?—I cannot say whether I did or not. Before that time I saw him very frequently.

29943. Did you ever hear from him that there would be money going?—I never had any conversation of that kind with him.

29944. Mr. TANDY.—Had Byrne whom you went for in Essex-street, voted at the election in 1865?—I can't tell.

29945. Mr. LAW.—What induced you to go to him at all?—The other party that went with me got his name in the committee-rooms.

29946. As an unpledged party?—I don't know.

29947. Were you employed in any way after the election on behalf of the Conservative office?—No.

29948. Were you ever asked to get any information for them—we will call it employment?—I think some one at the time of the petition asked if I knew of any information.

29949. Do you mean after the petition was presented?—Yes.

29950. Who asked you that?—I really cannot say.

29951. Were you asked to get any information for anyone connected with that petition?—I might have been—I cannot say.

29952. Do you not remember whether anyone asked you to get information either to defend the seat for Sir Arthur Guinness, or for the purpose of the cross-petition against the return of Mr. Pim?—No.

29953. What were you asked to get information for?—I was not asked at all.

29954. Do you know Mr. Williamson?—Yes.

29955. Did he ask you to get information in support of the petition against Mr. Pim?—No.

29956. Did any information of that kind reach you—did you ever hear of any acts of bribery by Mr. Pim or any of his agents?—No.

29957. Mr. MORRIS.—Were you all day here on the day of the election?—I was here at different periods.

29958. Were you at any portion of the day out of Halston-street or Green-street?—I was.

29959. Did you see a man named Bailey on that day?—I don't know him.

29960. Did you see a man named Hassett on that day?—I don't know him.

29961. Did you see a man named Beckett on that day?—I don't know him.

29962. Are you certain you saw no young man with a glass in his eye about the court-house in Halston-street on the day of the election?—I saw two or three persons with glasses in their eye.

29963. Your attention was not called to anyone in particular, who had a glass in his eye?—I saw a person in Halston-street—I saw an elderly person all day in Halston-street, with a glass in his eye.

29964. From anything you read in the papers, or that you saw since the inquiry before Judge Keogh commenced, would you be led to suppose that that man you saw was the person that was mentioned during this inquiry?—No, the man I saw was very shabby in appearance.

29965. Have you had any conversation with Campbell during the last few days?—I met him in Grafton-street the other morning going by, and I said "Campbell, you'll catch it."

29966. What did he say to that?—Nothing, we weren't three minutes in each others company.

29967. Were you aware that your name was mentioned by him in any way before us?—No, it hadn't been up at the time.

29968. Had you any conversation during the last few days with Mr. White or Mr. Williamson, or young Mr. White?—I read two or three lines of young Mr. White's evidence. I don't know who young Mr. White is.

29969. Mr. LAW.—Do you know Mr. Foster?—No.

29970. Mr. TANDY.—Why did you tell Campbell that he would catch it before he gave his evidence?—I don't think he was examined at the time.

29971. You told him he would catch it, what did you mean by that?—I had no meaning in it.

29972. What did you mean by "you'll catch it"?—I did not mean a ha'porth by it.

29973. It was certainly a very significant observation, what did you mean by it?—I didn't mean anything by it. I didn't mean anything particular by it.

29974. Did you mean by it to allude to the evidence he gave before Judge Keogh?—No, it never gave me a thought.

29975. Mr. LAW.—Suppose when you said, "you'll catch it" he asked you what did you mean by it, what answer would you give?—I don't think I would have given any answer.

29976. Mr. MORRIS.—Was it before he gave his evidence that you made the remark?—Decidedly—when was he examined first. It is four mornings since I saw him.

29977. Mr. LAW.—Was it last week you saw him?—It was on Saturday or Monday.

29978. He was examined both on Saturday and Monday—had you read any evidence of his before you made that remark?—No.

29979. Had you heard that he was examined at the time?—No.

29980. Mr. MORRIS.—What was your object in making that remark?—I had no object in making it.

29981. "You will catch it"?—I wouldn't be positive that was the remark I made.

29982. To the best of your belief was it?—It was.

29983. What object had you in making it?—I had no object whatever in making it. It was a casual thing in my mind at the time.

29984. Had you had before that any conversation with anyone as to what evidence Campbell was going, or was suspected of going, to give?—None whatever.

29985. Can you give any explanation of the remark "you will catch it"?—None whatever.

29986. Mr. TANDY.—Do you know the names of the young persons you saw with glasses in their eye that morning?—Not at all.

29987. Have you heard much discussion about the

TWENTY-SECOND DAY. *December* 23.

Albert Edward Allison.

acts of bribery that was proved at the trial before Judge Keogh, since the petition?—I did not hear much talk about it.

29988. Did you ever hear of any surmise as to who Mr. Marcus was?—I never heard of him at all.

29989. You never heard of him?—From the evidence at the trial I thought it was Marcus—I saw Marcus's excursion tickets.

29990. Did you ever hear of a person in 76, Capel-street, that was called Mr. Marcus?—I never heard of it.

29991. Mr. LAW.—Did you not hear of it at the trial before Judge Keogh?—I read it in the papers.

29992. Did you not hear of the £5 notes and all that?—I read it in the papers.

29993. Mr. TANDY.—Did you ever hear any surmise as to who the man in 76, Capel-street, that called himself Marcus, was?—None whatever.

29994. Did you ever hear of any bribery by means of an envelope at the election in 1865?—No; I wasn't an instant in Green-street at that election.

29995. Mr. MORRIS.—When you said, "Campbell, you will catch it," did you refer to the Commissioners giving him a severe examination—or what did you mean by it?—I had no meaning whatever in saying it.

29996. Mr. TANDY.—Were you ever in the committee-rooms in Dorset-street?—I was not.

Charles Henry Allison.

Charles Henry Allison, sworn and examined.

29997. Mr. LAW.—What employment are you in?—An accountant.

29998. In some establishment, I suppose?—Yes, on Sir John Rogerson's-quay, and at my own establishment in Sandymount.

29999. You are an accountant by profession, are you?—Yes, book-keeper and manager.

30000. Are you manager for anyone?—Yes, for Mr. David Young, Sir John Rogerson's-quay.

30001. You are not the brother that was in Canada?—No, my other brother was in Canada.

30002. You remember the last election?—Yes.

30003. Were you then employed as you are now?—Quite so.

30004. In the same way, as book-keeper and manager?—Yes.

30005. Were you here with your brother to vote at the last election—I believe you went up to vote together?—He was here a short time before me; I drove from my place of business to vote.

30006. About what hour, do you remember, was that?—About one o'clock, I think.

30007. Did you vote immediately on your arrival here?—When I drove to Green-street, I met Mr. Parker outside here—he was talking to Mr. Barnwell at the time—I asked him had he seen my brother. He said not. I then walked in to vote, and I met my brother. We were coming in to vote when we met Campbell.

30008. Had your brother not voted at the time?—No, I wasn't here two minutes at the time we met Campbell. He asked us had we voted. I said not. He said, "Come along with me." My brother said, "I know the place very well. I have been all through it." We were coming in to vote.

30009. Had Campbell accompanied you to the booth?—He stopped to talk to some people, and we came in to vote.

30010. You told us that you saw Mr. Parker talk to Mr. Barnwell, was it inside the railings they were talking, do you remember?—I think it was. The reason I happen to know that it was Mr. Barnwell was, because I said to Mr. Parker, "Come along and show me where to vote," and he said, "I can't leave Barnwell for a moment."

30011. Did you hear any of the conversation that passed between Mr. Parker and Mr. Barnwell?—I did not.

30012. Did not you know Mr. Barnwell by appearance previously?—I did not.

30013. Had you any conversation with Campbell as you went in to vote?—Not a word, further than perhaps to say how is it going on.

30014. Was any allusion made by any of the three of you about anything being given?—Not a syllable.

30015. Did you understand that anything would be going in the shape of reward for voting?—There was no indication of such a thing going.

30016. When you came out after voting where did you go to?—I drove back straight to my place of business.

30017. Did you remain any time about the court-house after voting?—I wasn't ten minutes about the place.

30018. Did you see a young person who appeared to be doing nothing but walking about with a glass in his eye?—I saw several parties with glasses in their eye. I saw one person, an acquaintance of mine, either in Halston-street or Green-street, with a glass in his eye.

30019. What is his name?—Talbot.

30020. Was he a young man?—He was not very young.

30021. Is he a voter?—He is, I think, but I am not certain.

30022. What did he appear to be doing when you saw him?—I couldn't venture an opinion on that.

30023. Was he looking about and watching, like the rest of the people?—He appeared to be a gazer, forming one of the crowd.

30024. Whereabouts was he?—I think it was in Halston-street.

30025. Was it near the door of the court-house he was?—I think it was nearly opposite the door. It is very difficult to fix such trivial things on one's memory.

30026. Was he on the opposite side of the street, as you go out the door of the court-house?—He might be on this side of the street—when I saw him he was among a lot of people promiscuously.

30027. Was he on the right or left hand side of the court-house as you go out the door in Halston-street?—I couldn't venture to say.

30028. Did you speak to him?—I think I did, I am not sure.

30029. What is he?—He went to Liverpool this morning. He is, I believe a pensioner from the Government, out of the Inland Revenue.

30030. Is he a young or an old person?—He is elderly.

30031. About what age is he—is he 50?—I should say he is fully 50.

30032. When you spoke to him, what did he say?—I said, "Good morrow, Talbot, how are things going on?" "Heavenly Lord," he said, "we are ahead of them still."

30033. He appears to be an enthusiastic politician?—He says very extraordinary things; he has some very peculiar sayings, and that is one of them.

30034. Have you known him long?—I know him about four or five years, I suppose.

30035. Are you a member of the same society as your brother?—I am.

30036. Is Talbot?—He is.

30037. Is that the way you know him so well?—No; we have known each other in that way also.

30038. Do you know anything about Mr. Foster?—No; I don't know him at all.

30039. Was Talbot the only person you saw with a glass in his eye?—I saw several I knew for the time I was here, during the coming back and forward of the people to vote.

Char'es Henry Allison

30040. Is he the only person you recollect seeing with a glass in his eye, that you knew?—I saw an old gentleman from Clanbrassil-street there.

30041. What is his name?—Molloy.

30042. Did you see any young man that you knew, with a glass in his eye?—None whatever.

30043. Did you hear of 76, Capel-street, that day?—No.

30044. When first did you hear of it?—Not until I read it in the papers, and I then thought it was a myth.

30045. I suppose you afterward saw reason, from the evidence and proof that was given before Judge Keogh, to alter your opinion?—Yes, afterwards.

30046. You had not heard of the house 76, Capel-street, until the trial of the petition?—No.

30047. Then I need hardly ask you were you in that house on the day of the election?—I was not; I drove straight from my place of business to Green-street, and after voting I drove straight back again to my place of business.

30048. About how long were you here altogether?—Not more than ten minutes. I may have been here a quarter of an hour—one doesn't mind the time passing in the excitement of an election.

30049. Did you see Campbell soon after that day?—Not for months and months. He is no acquaintance of mine, I only know that there is such a party.

30050. You did not see him that evening in Picker's public-house in George's-street?—No; I don't frequent such places. I wouldn't be seen in his society.

30051. Were you in the committee-rooms in Dame-street before the election?—I was not.

30052. Did you interest yourself in any way during the election?—Only in my own neighbourhood, on Sir John Rogerson's-quay.

30053. Are there many freemen in that neighbourhood?—There are a few freemen and a great many householders.

30054. Did you interest yourself in looking after the freemen in that locality?—I did; with the whole lot of them.

30055. Had you a canvassing list with you?—I had not, but my employer, Mr. David Young, was on the committee of that ward.

30056. What ward is it?—Trinity ward, I think.

30057. He was on the committee of that ward?—He was, and he said to me, "you might call round on these people," showing me a list. That was the only list I had. I didn't take that list with me when going round. I took the names and addresses of the parties, and I called on them.

30058. Were these people connected with your establishment in any way, either by business or otherwise?—No.

30059. Do you remember calling on any freemen during your canvass—we may call it that?—Yes; I called on all of them, and everyone of them unhesitatingly said that their intention was to vote for Guinness and Plunkett.

30060. Did you find any of them undecided?—No, one man who was lying sick in bed said that if he were to come twenty miles he would come and vote for Guinness and Plunkett, even if he had to crawl there.

30061. Were the freemen in your neighbourhood anxious, in your opinion, to influence the householders in their votes?—They were anxious to get as many as they could to vote with them, no doubt.

30062. Did you find that the householders were anxious to influence the freemen in the same way?—No.

30063. But you did find that the freemen were anxious to influence the householders?—I did.

30064. Did you find any of them intimating a desire to give their services gratuitously?—No.

30065. How many freemen did you canvass altogether—did you canvass twenty?—I can hardly say.

30066. Did you canvass twenty, do you think?—I didn't canvass particularly freemen. I looked over the names of the voters in the locality.

30067. Would you say that the freemen were anxious to save the householders from corruption?—I don't say that. I say they were anxious to influence every one they could.

30068. You must then refer to some particular freemen?—No; generally. They would say to me I know Mr. So-and-so. You must call on him.

30069. Do you know the names of any of the freemen you canvassed?—I do not, unless the card was placed before me.

30070. How many freemen do you think you canvassed?—I don't know. I suppose nine, or ten, or twelve. I should think I canvassed a number of freemen.

30071. Is what Campbell said about your receiving money at the last election in 1868 totally false?—It is.

30072. Do you know Powell's place in Denmark-street?—I do.

30073. Do you know Mr. Powell?—I know Mrs. Powell. I was often in that establishment.

30074. Do you remember the election for 1865?—I do.

30075. You voted, I presume, for Guinness and Vance on that occasion?—Yes.

30076. Were you at Powell's on the day of the election in 1865, as well as you recollect?—I can't say. It was a usual place of resort to meet a circle of young men.

30077. Was it connected with the society in any way?—No.

30078. It was a usual place of resort for a number of young men to meet at?—Yes, we used to go in there for refreshment; we knew different parties of our own set there.

30079. Can you remember whether you were there that day?—I can't say whether I was or not.

30080. Do you remember were you there a day or two after the election?—I can't say. I was in the habit of going there.

30081. Does anything particular fix it on your memory that you were there on that occasion?—Nothing.

30082. Did you get a voucher handed to you of any sort at the election of 1865?—No.

30083. Do you remember hearing of any row or disturbance in Powell's on that occasion—on the day of the election?—I can't have been there on the day of the election. If such a thing as a row occurred there I would know or hear of it.

30084. Do you know, or did you hear of any action being brought by Powell against Guinness and Vance for refreshments?—No.

William Dawson sworn and examined.

William Dawson.

30085. Mr. LAW.—You are a freeman, I believe?—I am.

30086. How long have you been such?—About five years.

30087. Did you vote at the last election?—I did.

30088. Did you vote at the previous election in 1865?—I did.

30089. About what hour in the day did you vote at the last election in 1868?—About one o'clock.

30090. Before voting had you been speaking to anyone?—Yes.

30091. To whom had you been speaking?—To Mr. Campbell.

30092. Tell us what passed between you and Campbell at that conversation?—He offered me one of the gratuitous papers to be signed first, and I declined it.

30093. That was the day of the election?—The day before it.

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William Dawson.

30094. Did he offer you any employment if you signed one of these papers?—Nothing except that he offered me one of these gratuitous service papers to sign.

30095. Did he say, "I will get you employment if you sign it"?—Yes.

30096. He offered you one of these papers to sign, and I suppose you did not like the look of it?—No.

30097. You expected to be paid for whatever you did?—If it was going I would insist on it.

30098. It was with a view of being paid that you asked for employment?—Yes.

30099. And when he offered you a document which excluded payment you declined to sign it?—Yes.

30100. What passed after you declined to sign the paper? Where was the conversation?—In 47, Dame-street.

30101. On the ground floor, was it?—I think it was on the first floor.

30102. Had you made any written application previously to be employed?—No, I abstained from the first from doing so.

30103. Did you call in with Campbell on the day before the election to get employment? What brought you to 47, Dame-street, on that day?—I went to see if there was anything going.

30104. Tell us what passed between you and Campbell from the time you went into 47, Dame-street, until you came out? What did you say to him, and what did he say to you?—He offered me this paper to sign.

30105. How did you introduce the subject?—I asked him could he do anything for me the next day. He then offered me one of these papers to sign, and I declined to sign it. He said then he could do something else for me if I called at the court-house in the course of the day.

30106. On the day of the election?—Yes.

30107. Was that the substance of what passed between you on that occasion?—Yes.

30108. Did anything more pass?—No, I came away then. I came up here about one o'clock next day, and I saw Campbell.

30109. What passed between you on the next day? Did you remind him of his promise to do something for you?—I had no occasion to do so. He brought me to the polling place. I polled there, and he introduced me after polling to a young man who gave me a ticket.

30110. What sort of a ticket was it?—It was a railway ticket.

30111. What did you do with it when you got it?—I brought it to Capel-street.

30112. Who told you to go to Capel-street?—This young man who gave me the ticket.

30113. Was it to 76, Capel-street, he told you to go?—Yes.

30114. The young man gave you the number?—Yes, 76, Capel-street.

30115. Did you go there immediately?—Yes.

30116. When you went to 76, I suppose you went in behind the screen there and got an envelope?—Yes.

30117. What did you find in the envelope?—I found a five pound note in it. I changed it, and gave him £2.

30118. That had been arranged previously—that you were to give him £2?—It had.

30119. Can you tell us where was it that the young man gave you the ticket? Where were you when you got it? Was it in the court-house or in the street you got it?—It was within the railings.

30120. Was it on the Green-street or the Halston-street side you got it?—On the Halston-street side.

30121. Was it near the large gateway there?—It was near the large pillars out in Halston-street.

30122. If you went out of the court-house into Halston-street, would it be to the right or to the left as you go out?—He was walking about at the time.

30123. He slipped the ticket into your hand?—Yes.

30124. Did Campbell bring you up to him, and introduce you to him?—Yes.

30125. And then this young man gave you the ticket?—Yes.

30126. Did you put it in your pocket?—Yes.

30127. Did you look at it to see what it was?—I did.

30128. Where did you look at it—was it on your way to Capel-street?—Yes.

30129. Tell us what kind of a ticket it was—what colour was it?—I didn't notice the colour. It was a Midland Great Western Railway return ticket.

30130. It was a Midland Great Western ticket?—Yes.

30131. A return ticket?—Yes.

30132. Was it of two colours, or was it only one colour?—I think it was only one colour.

30133. You do not remember anything that was on it, except that it was a Midland Great Western Railway return ticket?—No.

30134. Can you tell when you went to the door at 76, Capel-street, if it was closed?—It was.

30135. How were you admitted—who opened the door for you?—A boy.

30136. Did you then go in and knock at the parlour door?—Yes.

30137. Who told you to knock at the parlour door?—I was told to do so by the boy.

30138. When you knocked, did some one tell you to come in?—Yes.

30139. When you went in, whom did you see?—I saw three men seated at a table.

30140. How many men were in the room when you went in?—I won't be positive, whether it was three or four.

30141. Were you told to go behind the screen or press?—I was.

30142. Who told you to do so?—The men generally that were sitting at the table.

30143. Can you mention any one that told you to go behind the screen?—I cannot.

30144. You cannot tell which of them it was that told you?—No. One of the men told me to go behind the screen.

30145. When did you give Campbell the £2—where was he when you gave it to him?—He called to my place of business afterwards.

30146. You did not come back to the court-house after being at Capel-street?—I did, but I couldn't see him.

30147. Where did you change the £5 note?—At the bank.

30148. Which bank?—The Royal Bank.

30149. Was it a Bank of Ireland note?—It was.

30150. Did you go to the Royal Bank to change the note after being in Capel-street, and then come back to the court-house?—I came back in the course of the day.

30151. When you left Capel-street after getting the £5, did you come back to the court-house immediately to see Campbell, or did you go away and change the note, and come back here afterwards?—I came back here straight from Capel-street, as well as I can recollect, to see Campbell, but I didn't see him. I then went away, and changed the note, and gave him the £2 sometime in the evening.

30152. Did you see any other persons going to 76, Capel-street, that day?—No.

30153. Did you meet with anyone who, on comparing notes, you found had been there as well as yourself?—No.

30154. Did you ever hear since that anyone had been there?—No, except what I saw in the papers.

30155. Do you know of anyone, except those that were examined at the trial before Judge Keogh, who got a £5 note at 76, Capel-street, on that day like yourself?—No.

30156. Mr. TANDY.—Describe the young man that gave you the ticket?—I have very little recollection of

his appearance. He was a good-looking person, with light hair.

30157. Do you remember seeing a glass in his eye?—I do not.

30158. Did you ever see him before or since?—No.

30159. What is your occupation?—Clerk and collector.

30160. In whose employment are you?—In Mr. M'Dowell's, in Mary-street.

30161. Did you ever tell anyone about this transaction from that day until now?—Tell who?

30162. Did you ever tell any single person of what occurred in Halston-street, and your getting the money in Capel-street, on the day of the election until now?—I told my brother.

30163. What is his name?—Charles.

30164. When did you tell him of it?—On the same day.

30165. Did you tell anyone else that you got the £5 note?—No.

30166. Is your brother a freeman?—He is not.

30167. Whom else did you tell about it?—I told no one else about it.

30168. From that day to this?—No.

30169. Have you had any conversation with Campbell lately about it?—Yes.

30170. Did you tell him about it; were you speaking to him about it?—I was.

30171. When was that?—A couple of evenings ago. When I got your summons I met him, and I told him I got it.

30172. What did Campbell say to you?—He said to tell the truth and not spare him as he hadn't spared me.

30173. When did you meet him?—In the evening at about half-past six o'clock.

30174. Where did you meet him?—In Sackville-street.

30175. Did you meet by appointment?—No.

30176. Was it by accident you met?—I saw him passing down, and I stopped him.

30177. Mr. MORRIS.—Was anyone present at that conversation with Campbell in Sackville-street—was any third person present?—He was walking with a man at the time I met him, and he left the man to talk to me.

30178. Would you know that man again?—I would not.

30179. How long did the conversation last?—Only a few minutes.

30180. What was it he said to you?—He said, "Tell the truth, don't spare me as I haven't spared you."

30181. Mr. TANDY.—Did you ever mention this matter about the £5 note to Mr. Williamson or Mr. White at the time of the petition?—No.

30182. Did you ever go to their office at all about it, or to Mr. Fitzgerald's office?—What Mr. Fitzgerald?

30183. The solicitor for Mr. Pim and Sir Dominick Corrigan?—No, I never was there.

Mr. *William Deakin Waterhouse* sworn and examined.

30184. Mr. LAW.—You have Joseph Parker in your establishment?—Yes.

30185. You were aware, I believe, of his writing a letter to Mr. Boyle?—No.

30186. You saw the letter after it was written?—No. I did not see the letter to Mr. Boyle at all. I saw the letter to Campbell.

30187. Did you not see the letter addressed by him to Mr. Boyle?—I don't think I did.

30188. We shall show you the letter and you will at once be able to tell us? *(Letter handed to witness).*—Yes; this is the letter I remember seeing. I saw it as far as he had written; he had written as far as the postscript.

30189. Is it written upon your paper?—Yes; the paper of the house.

30190. What is Parker?—He is an assistant salesman.

30191. He had written it before he showed it to you?—Yes, as far as the postscript, and then he called me and showed me what he had written.

30192. There is no date to it. Can you tell us about how long after the election that was?—No; but I fancy immediately after.

30193. Within a week at all events?—I should say so.

30194. Did he tell you at that time that he had written the letter a day or two before to Mr. Boyle?—I don't think he did. I don't remember.

30195. Did he ever show you that letter? *(Letter from Parker to Boyle handed to witness)*—I don't think he did.

30196. You don't remember having ever seen that letter?—No.

30197. When he was writing the letter to Campbell what did you understand—did you understand that it was serious?—When I saw it I did not believe a word of it. I thought it was a farce, and I told him that he ought to put in £50 for himself and make it a good sum as he was doing it at all.

30198. He read the letter over to you and then he added the postscript?—After that he added the postscript.

30199. Did you know whether he had made any application at any time for payment of these moneys?—Not at this time; afterwards he told me he had.

30200. Where did he say he had applied?—I know he was over once or twice to the office at the opposite side of the street.

30201. The Conservative office?—Yes.

30202. Where the insurance company is?—Yes.

30203. Did you know he was over there?—It was after this letter was written that he had been over there; and I asked him was he serious about getting this £5, and he said he certainly was; that Mr. Boyle had promised to pay the money himself if the people of that office did not. But he said at the same time that there was sometime—twenty-one or forty-two days he mentioned—within which it would be possible for a petition against the return to be lodged, and that up to that time no money would be paid at all. He certainly expected it, because Mr. Boyle promised to pay if the others would not; that is what he told me.

30204. Do you recollect the day or two before the election had you seen Mr. Boyle in or about your establishment?—Mr. Boyle was in a few days or the day before the election.

30205. He was very much connected with the office next door—the county office?—Yes.

30206. Was he much busied about the day of the election?—I saw him frequently on the day of the election. It was before that; about a lot of cars, I think.

30207. Did you see him in your establishment on the evening before the election?—I saw him one day before the election.

30208. Did you see Parker coming forward to him. He said that some member of the firm referred to Parker as a voter, and that then Parker came forward. Do you remember anything like that taking place?—I do not remember.

30209. Did you see Parker and Mr. Boyle together on the day of the election?—Outside in the street I did see them speaking together.

30210. Did you see them together frequently?—Once or twice at least.

30211. How often, do you think?—I saw Mr. Boyle there, I think, half a dozen times during the day, and I saw Parker, too, very frequently. I saw them both together a couple of times.

30212. Could you say, according to the best of your

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December 23.

Mr. William Deakin Waterhouse.

belief, from what you saw, that they were together oftner than that?—I could not think. They were not often there—one, or two, or three times.

30213. Did Parker appear to be seeing Mr. Boyle about the election?—It was quite evident that it was about the election that he was seeing him.

30214. Did he tell you the day of the election about Barnwell and the number of freemen?—No. I did not speak half a dozen words to him on the day of the election.

30215. When did you first hear it from him?—The first I heard was when he showed me that letter to Campbell.

30216. You asked him what he meant?—At the time he read the letter—I think it was evening—I was going away to the train; and I told him he should put in £50 for himself, and make a good thing out of it whilst he was about it.

30217. Do you remember Mr. Boyle coming again to your establishment the day after the election in reference to this letter that Parker wrote to him?—No, I don't think I saw him but once, and that was before the election.

30218. Did Parker tell you any persons whose names are mentioned?—No, except that there was a man a cutler in Nassau-street.

30219. Walker?—I don't know the name; but he said that this man said that he would not vote unless he got £5, and that he told him it would be all right.

30220. Are you sure it was a cutler in Nassau-street?—Yes, but I don't remember the name; it is a sort of a little corner house.

30221. Close to Morrison's hotel?—Yes.

30222. That is the place you understood it to be?—Yes.

30223. When did he tell you that; was it when reading the letter to Campbell to you?—Perhaps it may have been subsequently.

30224. And after applying for the money?—Yes.

30225. You knew that his object in going to the committee-rooms was to get the money?—I did not see him until after he came back.

30226. But you understood that his visits were with reference to that?—Certainly.

30227. You felt sure of it, because he said that Mr. Boyle would pay if the others did not?—He said if they did not pay Mr. Boyle would.

30228. Mr. TANDY.—When did he tell you about Walker the cutler in Nassau-street?—It might be one or two of the occasions I mentioned.

30229. Do you recollect whether it was upon the occasion of his showing you the letter?—I think not, I think it was after.

30230. Did he say that he himself had a conversation with Walker?—Yes; and that he would not vote unless he got £5; and that Parker after getting a promise that the money would be forthcoming, told him that it would be all right.

30231. Do you recollect how the subject of the letter was introduced to you?—He was writing the letter at one of the counters, and he called me over and said to look at it.

30232. Did you not ask him any question connected with it?—No; I told him that he might as well make a good sum of it as he was about it.

30233. Was that the entire conversation in reference to it?—That was the entire conversation.

30234. Do you know Mr. Boyle?—By appearance. I dare say I never spoke to him in my life.

30235. Did he ever make any further allusion to Mr. Boyle except that cursory remark?—No.

30236. Did he not say anything further on that subject?—No.

30237. Mr. LAW.—Did you ever hear anyone, except Parker, mention Mr. Boyle's name in connexion with the city election?—No, except what I saw in the papers.

Joseph Hassett.

Joseph Hassett sworn and examined.

30238. Mr. LAW.—I believe you have been a freeman for a good many years?—I have.

30239. Were you a freeman in the old Corporation?—I was.

30240. Did you vote at the last election?—I did.

30241. Did you speak to anyone before you voted about your vote on the day of the election?—About my vote?

30242. Were you speaking to any person just before you voted?—Not that I recollect.

30243. Did you see any young gentleman before or after you voted, in connexion with your vote; did you get a ticket from anybody?—No.

30244. Did you get any money from anyone on the day of the election?—No.

30245. Do you know Saunders?—I do know him; he lived in Anne-street.

30246. Did you see him on the day of the election? No; most positively.

30247. You did not?—No.

30248. What hour of the day did you vote?—Between nine and ten o'clock in the morning.

30249. What employment were you in at that time?—I work for myself.

30250. What are you?—At present I am working fancy articles; I am a whitewood worker.

30251. What employment were you in at the time of the election?—The same employment.

30252. You say you voted between nine and ten o'clock?—Yes.

30253. You polled in this court-house?—Yes.

30254. Did any person assist you to bring you to the proper booth?—No.

30255. You went in yourself?—I walked into the first booth I met in the hall at the rere of the court, and I asked a gentleman sitting with the Deputy Sheriff, where was the "H" booth; somebody said "upstairs," and I went up and voted.

30256. Did anyone accompany you upstairs?—No.

30257. After you voted did you go home?—I went home direct; I was not altogether twenty minutes in Halston-street.

30258. Were there any freemen with you that day?—Not one.

30259. Did you see Campbell there that day?—I did.

30260. Were you speaking to him?—Not a word.

30261. Where did you see him?—Running about Halston-street.

30262. What were you doing when you saw him?—Going home.

30263. When you were going home you saw him?—Yes.

30264. What way did you go home?—Out of Halston-street, by King-street, turning to the left.

30265. You passed the Temperance Hall?—I did; there is where I saw him, running in and out very busy.

30266. Were you in Capel-street that day?—I was.

30267. Were you in the house 76, Capel-street?—I was never in the house in my life.

30268. Did you see a railway ticket with anyone that day?—I did not.

30269. Did you hear of any tickets going that day? Not a word.

30270. From anyone?—From anybody.

30271. Was any offer of money made to you at or about the election?—There was.

30272. Who offered it to you?—A man named Burke of North Anne-street.

30273. What is his Christian name?—I don't know his Christian name; but I believe he is something in the law.

30274. Where does he live now?—I don't know.

30275. Have you seen him recently?—I saw him in the court-house last week, I think.

30276. He is still forthcoming?—I saw him here last week, I think.

30277. Were you employed in any way at the last election?—Not in the slightest.

30278. Not as a canvasser?—No; I was sent for to receive an appointment; and to the man that came for me, I said I would not go to take it, and that I would not accept of it.

30279. Who offered it to you?—Alfred Rock.

30280. Had he a gratuitous service paper in his pocket?—No, but he was employed in Dorset-street committee-rooms.

30281. That is your ward?—That is my ward.

30282. Did he come to offer you this appointment?—I was sent for to go up. I asked, "for what"? and he said to get an appointment as canvasser, and to sign the document. I said I would not; that I understood that I would not be paid for it, as I was a voter, or employed, and I did not go.

30283. Did he say, "Never mind; it will be all right"?—Not a word.

30284. Did he say, "Though we are not bound to pay, there will be something going"?—Not a word.

30285. You did not like that kind of employment? I did not accept of it.

30286. Did you vote at the election of 1865?—I did.

30287. Were you employed that time?—I was.

30288. What did you get?—I got an appointment from Mr. Gibson as clerk, but I had not the use of my right hand, and I was not able to fulfil it, and I accepted a situation as messenger for the two weeks.

30289. Your hand was hurt?—It was all swollen, and I could not write.

30290. You were first of all appointed as clerk?—To write in one of the committee-rooms—tally-rooms.

30291. What were you to get for it?—I always got £1 5*s.* a week.

30292. You had to give that up for your messengership?—Yes, for 15*s.* each week; the two weeks previous to the election.

30293. Were you employed upon the day of election of 1865, in any way?—I was personating agent.

30294. Where—in Halston-street?—No, in Gloucester-street, where one of the wards are.

30295. What did you get for that?—One guinea.

30296. Were you employed at the election before that—1859?—Yes; but I had no vote at that election. I think that is the election I had no vote at.

30297. You took out your freedom since that?—I registered at the next revision.

30298. Had you dropped off the roll for some years before that?—No.

30299. How did you happen not to have a vote?—I was struck off for receiving medical relief.

30300. At the revision before 1859?—I don't know what year; but there was one year I had no vote.

30301. Was that the election before 1865?—I think it is very probable it was.

30302. There was one election at which the candidates were Mr. Brady and Mr. M'Carthy on the one side, and Mr. Grogan and Mr. Vance on the other; did you vote at that election?—I think they were the candidates at the election at which I had no vote.

30303. That would be 1859; what was your employment that time?—I was a wholesale lucifer match maker.

30304. What employment had you at the election?—As tally agent; bringing up parties to vote to the different wards; I had a list.

30305. Was it amongst the freemen in Green-street?—I had general orders; when anyone, freeman or others, came.

30306. The freemen all polled here in Green-street?—No.

30307. Was it in Green-street you were employed?—I was stationed there.

30308. What did you get for that?—Eleven and something or thirteen and something.

30309. Were you employed at the election of 1857 when Mr. Reynolds and Mr. Brady were the candidates against Sir E. Grogan and Mr. Vance?—I think I was.

30310. What were you employed at that time?—Well, I think I only got an appointment that time for the one day as personating agent.

30311. What did you get for that—a guinea?—I don't think I got a guinea for it. Thirteen and something. I was paid at the audit office in Kildare-street.

30312. Did you get anything in respect of the election of 1857 but the 13*s.* 10*d.*?—No.

30313. Are you sure of that?—I am.

30314. Were you not taken over to London about that time?—I was once taken over to London.

30315. Were you not examined in 1857, before a Committee of the House of Commons?—Yes.

30316. Do you recollect that at that time you recollected getting a little more than that?—I don't know whether that was the election or not.

30317. Do you recollect the time that you went over to London about the petition against Sir. E. Grogan, and Mr. Vance?—I recollect that petition.

30318. That was in 1857, do you recollect being examined?—I do.

30319. Do you recollect that a man named Lilly was mentioned?—I do.

30320. You knew him very well?—Not very well.

30321. You were a member of the "Ross-lane Society"?—For a short time previous to that election.

30322. That society used to be got up about the time of the election?—No, it was a long time in existence.

30323. But it was in a dormant state?—No; very strong.

30324. Was it very strong until near the election; did it not generally grow very strong about election time and then die away?—I was not a member of it three months.

30325. Was not that the case with a great many like you?—I was often invited to go to it.

30326. Were you promised any money at the time of the election?—No, Lilly——

30327. What did Lilly say?—He said if there was anything going there would be nothing done until after the time of the petition. I understood afterwards that he meant something in the shape of a dinner he was giving to them that remained, I did not remain.

30328. Was there any understanding with Lilly that you were to get any sum of money?—No.

30329. Do you remember Mahon?—I do know a man of that name.

30330. Do you remember him telling you that Lilly promised him £2 or £3 for his vote?—No.

30331. Do you remember that you spoke to Lilly about what Mahon said, and that you said, "I understand that Mahon has been told he will get whatever is going. If I go with you I suppose I will get the same"?—I never said that.

30332. Listen now to your evidence before the Committee of the House of Commons—"Now, tell us what you said to Mahon in the morning? I did not say anything to him. Did Mahon say anything to you? He did. Did you tell Lilly what Mahon said to you?—Mahon said he was promised £2 or £3, and that he would get it after the petition. What did you say to Lilly?—I said, I heard that Mahon has been talking to you, and that he is to get £2 or £3; if I go with you, too, I suppose I will get the same." Did you swear that?—If it is there, I must have sworn it.

30333. Now, having refreshed your memory, do you recollect that you did swear it?—I must have sworn it, and it must have been true.

30334. Then it was true?—If it was not true I would not swear it.

30335. That, you see, is the advantage of having a note of your evidence. I suppose Mahon did tell you that Lilly promised him £2 or £3?—Yes.

30336. And you told Lilly that you should get the

same for yourself; does not that look very likely?—Very likely, of course.

30337. Did you ever get that £2 or £3?—Never; nor a farthing.

30338. Lilly was president of the society?—He was.

30339. What was the meaning of that society?—I know nothing about it, no more than them that never belonged to it. I only belonged to it for three or four months, more for curiosity, to see the working of it.

30340. Now, tell us what the working of it was?—All that I saw was to get in all the money they could. In my opinion there was a cheque, and they kept it between themselves.

30341. They kept the money themselves?—I believe that to be the case.

30342. A "sell," in fact?—That is really my opinion.

30343. That is what you think; that they kept the money for their own purposes?—I positively believe it.

30344. What did they say they wanted the money for; what did they pretend they wanted it for?—They were too cute; they would not let the members of it know that.

30345. I should think you were cute enough for them; did you not insist on knowing what they were to do with the money?—No; I was only a junior member, and I did not interfere.

20346. A junior partner; you were a freeman before that?—I was.

30347. Do you remember getting anything in 1852?—I do; 4*s.* or 5*s.* a week for six or eight weeks.

30348. I believe there was liberal employment in those old days?—No; the books were disarranged, and Mr. Walker had a great number of clerks in the front and back rooms.

30349. Were the clerks all voters?—I cannot say.

30350. Do you remember the old times in the Corporation when there used to be "head money?"—I never heard of it.

30351. Was it to you or your wife that Burke, of North Anne-street, spoke about offering £6 or £7?—Both to me and my wife.

30352. How long before the election was that?—About a week. He offered me £100 if I could give any substantial information on the petition.

30353. You rejected that very liberal offer?—I did not know anything about it. I told him I could give no information.

30354. Were you asked to find out any information for Mr. Williamson and Mr. White?—No.

30355. Were you in their office?—I was.

30356. Who brought you there?—Myself.

30357. Did anybody send for you?—No.

30358. When did you go?—Mr. Fitzgerald sent a messenger for me; Gaynor, I think, is his name; he was formerly a newsvender, and he used to leave a newspaper in my employer's office. He said Mr. Fitzgerald wanted me about my polling-card. I asked him was it young Mr. Fitzgerald or the son, for I thought it was Mr. Fitzgerald of Stafford-street. He said it was Mr. Fitzgerald of St. Andrew-street. "What does he want with me," said I. "He wants you about your polling-card," said he. I said, "My polling-card I left in the booth where I voted." He said the Conservative agents wanted to leave it to a man to represent me. "And did they do it," said I. "No," said he, "but I believe Mr. Fitzgerald has it." "If he has," said I, "it must have been stolen out of the booth, or it must be a forgery." "Well," said he, "come over."

30359. I want to know what took you to the other office?—It was to tell what this man and Mr. Fitzgerald said to me.

30360. Did you see Mr. Fitzgerald himself?—I did. I went there.

30361. And then you went to Abbey-street?—Yes.

30362. You say you would know Saunders?—Yes.

30363. How long have you known him?—More than three or four years. He was a neighbour. I knew him as a neighbour, but only lately I spoke to him.

30364. Are you certain you did not see him on the day of the election?—On my solemn oath I did not lay my eyes on him.

30365. Had you any freemen with you on the day of the election?—Not one. I went after breakfast and voted. It was about a quarter past nine o'clock when I left, and I was back by ten o'clock.

30366. Did you not leave the house afterwards?—Oh, I did. I was in Halston-street about twelve or one o'clock from curiosity.

30367. Did you see any freemen when you were down here between twelve and one o'clock? Were you speaking to any freemen who were hanging back?—Not a word. I had nothing to do with them at all.

30368. Did you come upon freemen who were holding back?—I did not know a word of it. I did not see or meet anyone. I met Hopkins and Walker; and Walker said, "Come, have something," and we went, and were drinking for the chief part of the day—Hopkins, Walker, and I.

30369. Did you understand where they got the money they were spending so freely?—I did not see Hopkins spend anything, but I saw Walker.

30370. Did he say how he got the money?—No.

30371. Had you any money?—I had.

30372. How much?—I could not say exactly; two or three shillings.

30373. A few pounds?—Not a bit; I wasn't so lucky.

30374. You did not hear of the house in Capel-street at that time?—It was not but I voted early enough if such a thing was in being. I never heard a word of it; nor did I look for it.

30375. Did they not mention it to you as you were drinking together?—Not a word.

30376. Did you not see any other freeman except Walker?—On my oath the only freeman I spoke to was Beckett and Walker.

30377. What did Beckett say to you?—It was only "good morning," and he passed on. I saw Walker, Hopkins and Butler when coming out of the court-house after voting. For certain reasons I would have spoken to Walker and Hopkins, only Butler was in their company. I would not be seen in Butler's company; only for that I would have spoken to them. But I passed on and did not speak.

30378. That was after voting in the morning?—Yes.

30379. When you came down again whom did you see?—Hopkins and Walker.

30380. And then you went to drink?—Yes.

30381. Did you say you spent the greater part of the day together?—Then we went up to Walker's place and came out again, after a few minutes said I, "This is a nice way you are canvassing; I thought you were obliged to see them that you canvassed polled." They came down to Halston-street, and I left them there and I went home.

30382. What o'clock was that?—About two o'clock.

30383. I thought you said you spent the rest of the day with them?—The best part of the day I say. Then I came out again, for dinner was not ready.

30384. You came down here again?—Yes; about three o'clock.

30385. Whom did you see at three o'clock?—I saw Hopkins blind drunk in Halston-street. He came over to me. Said I, "What is the matter?" "Oh God," said he "I am drunk."

30386. You were shocked, of course, at such an exhibition?—I thought Hopkins a decent man, and I was surprised. said he, "Have you any objection to allow me to go to your house and stay there 'till I get sober." Hopkins being a perfect stranger to me——

30387. I thought you said you knew him?—I did not know him. The first time he came was with Walker to canvass me.

30388. That was about a week before the election?—Something about that.

30389. Now that we are on that; what answer did you give them when they came to ask you for your vote?—I would not gratify them to give them any answer.

30390. Did you give them any answer at all? Did you say, "call again"?—Not at all.

30391. Why do you say you would not gratify them?—I was surprised to see two such men going about canvassing. Said I, "If I take it into my head, I will vote for Pim and Corrigan." I wanted to get shut of them.

30392. Did you turn them out—kick them out?—No.

30393. You told them that you would vote for Pim and Corrigan?—I told them, for I would not give them the satisfaction of knowing that I promised them.

30394. Did they come near the premises after that?—They did.

30395. After that?—Walker and I are acquainted.

30396. But you did not think they were the people who should have asked you for your vote?—I did not take it in that way.

30397. What did you mean by saying you were surprised at men like them coming to ask you for your vote?—I knew that they were appointed.

30398. Did they tell you they had been appointed?—They did.

30399. You did not believe them?—I did.

30400. Believing that they were duly appointed by the committee, why did you receive them so unkindly?—I just took a whim that I would not give them a satisfactory answer.

30401. Yet they came back again?—The day of the polling I met Hopkins.

30402. Did they come back again?—No.

30403. Did anybody else?—Walker was in and out; but not on canvassing.

30404. Did Walker on any subsequent occasion, after you said you might vote for Pim and Corrigan, speak to you about your vote?—No.

30405. Are you certain of that?—He did not.

30406. Did anybody else come to canvass you in the meantime?—Yes; a gentleman who said he was the son of the late Luke Dillon, the woollen-draper, of Parliament-street. He was a nice gentleman. He stayed about an hour, and we were arguing and talking. He wanted to imbibe on my mind that it was better to have Pim and Corrigan in to represent the city, as they would do their best to have Repeal of the Union; and I was saying something about what Mr. Pim done in Parliament about the freemen, that I disapproved of.

30407. How did Mr. Dillon meet that objection?—"Well," said he, "damn it, he might have let that alone." "Well, now," said he, "what do you think of the Doctor?" "Well, indeed," I said to this gentleman, "if I was inclined to vote that way, I would give the Doctor the preference in place of Pim."

30408. Did he follow up that advantage?—No; he said my father lived opposite his father's house in Parliament-street.

30409. During this conversation did Mr. Dillon press you further to vote, even for the Doctor?—He asked me to consider, and said he would call again.

30410. Did you say you would consider?—No, I said I would not.

30411. Did he call again?—No.

30412. Was it before or after the interview with Mr. Dillon, that you told Walker you might vote for Pim and Corrigan?—After it.

30413. Mr. Dillon came first?—Yes.

30414. And you told him you would not have Mr. Pim, but that you had a sort of fancy for Sir Dominick; yet you told these other people that you would vote for Pim and Corrigan?—No, I did not.

30415. I thought you said you did?—I said I did not know but I would vote for them.

30416. Did you know you would not vote for Pim and Corrigan?—I did.

30417. It was not true then what you told them?—It was not.

30418. You did know you would vote for Guinness and Plunkett?—Decidedly.

30419. And you would not vote for the others?—I always voted for the Conservatives.

30420. But you told them you did not know but what you would vote for Pim and Corrigan. Was that an untruth?—So far as that goes it was untrue.

30421. So far as it stated anything it was untrue?—It was.

30422. Mr. Dillon never came near you again?—No.

30423. Did anybody from that side come?—No.

30424. Or from the Conservative side?—No.

30425. Walker is an old freeman?—He is.

30426. Did he happen to mention that he was up as far as Mr. Foster's?—Never said a word of it.

30427. You never heard that he was up with Beckett paying a visit to Mr. Foster?—No, I don't think I ever did until I heard it on the petition.

30428. Did Walker in any of the conversations say that he heard there would be money going?—No, he never did.

30429. Did he not put up his hand and show his five fingers?—Never to me.

30430. Or to your wife?—If he did she never told me. He never did to my knowledge.

30431. Did you understand from anyone prior to the day of the election that there was a feeling that high bribes would be going?—Not a word of it.

30432. Not a word?—No.

30433. You know Walker intimately—an old neighbour of yours?—I do, sir.

30434. Did you hear Walker saying that he heard there would be money going?—He never intimated anything of the kind.

30435. Did Walker, do you think, understand you when you said you didn't know but you would vote for Pim and Corrigan? What did you mean by that?—I had no particular meaning in it.

30436. Was it to keep your mind free?—Just to keep myself to myself.

30437. Were you ever in the committee-rooms in Dorset-street?—I was.

30438. Were you there within a few days before the election?—I was not there for a fortnight before the election.

30439. Are you sure of that?—I am.

30440. Whom did you see there?—They were all strangers to me.

30441. What were you doing there?—Just going up there of an evening, and sitting there for an hour, to hear what was going on.

30442. How often were you there?—I was there four, or it might be six times.

30443. Were there any of your friends on the committee?—They were all, every one of them, strangers to me.

30444. Did you not during the five or six evenings make any acquaintances?—No; not one of them.

30445. Were you sitting in a corner?—No, I was sitting at the table with the rest of them.

30446. Did you speak to the man next you?—No; there was talk.

30447. Surely you did not go five or six times without making the acquaintance of some of them?—I did not.

30448. Would you know any of them if you saw them again?—I would.

30449. Which of them?—I knew Mr. Lawlor, the secretary.

30450. Did you ever see Mr. Foster there?—I did.

30451. Do you know Mr. Foster yourself?—Yes.

30452. Did you ever speak to him?—I did.

30453. Where?—Why, now as you have mentioned him, I met him the morning I was going to vote. I saluted him, and "Good morning, Hasset," said he, "did you vote?" "No," said I, "I am going to vote on my way home." "I am going to do the same on

my way to the office," said he, and he bade me "Good morning."

30454. Did you walk down at the same time to vote?—No; he went one way, and I went the other.

30455. Was he not a freeman?—Well, I don't know.

30456. Was he going down to Green-street?—He was coming out of Little Britain-street into Capel-street, and I was going into Little Britain-street.

30457. He was going away after voting?—He was going to vote. I think it is given in evidence that he is not a freeman.

30458. Have you kept all the evidence at home?—Well, I have newspapers, bits and scraps.

30459. You never got a book like that, of the evidence?—No.

30460. Well, Mr. Foster met you that morning, and asked you had you voted?—He met me on my way home.

30461. He asked you had you voted?—Yes, and said, "I am going to do so before I go to my office."

30462. That is all that passed?—That is all.

30463. Did you ever see Mr. Foster before?—Well, I don't know. I think I saw him on two or three occasions, in the committee-rooms.

30464. What room were you in, in the committee-rooms at 107 Dorset-street?—I think the first evening it was in the front drawing-room they were.

30465. It was there they were meeting that night?—Yes.

30466. Were you ever up in that front drawing-room after that?—Well, I think the next night I went, it was in the front and back parlours they were.

30467. Were you ever in the front drawing-room again?—I think not.

30468. Who was in the drawing-room when you went up there the first night?—I know now, and I didn't know then; it was Mr. Lawlor.

30469. Was Mr. Foster there that night?—Well, he may have been, but I don't know.

30470. Were you ever in Mr. Foster's house?—Never; I didn't know where he lived till I heard it on the petition.

30471. Was Mr. Foster ever in your house?—No; never.

30472. Did Mr. Foster, the evening you met him at the committee, speak to you about your vote?—No.

30473. Did you ever hear Mr. Foster say there would be anything going?—Never.

30474. Did you know anyone else attending those meetings?—No.

30475. You say you know Mr. Foster—do you know him by sight?—I do.

30476. Did you know him then by sight?—No.

30477. Do you know a man called Hall?—No, sir.

30478. You did not know him?—No.

30479. Did you know a man named Young?—Yes.

30480. Were you ever asked to sign any of those papers in the committee rooms?—Sure this young man was sent for me, sir.

30481. Oh, but that was in your own house, I understand?—He was sent from the committee-rooms down to my own place, as I wasn't attending the committee meetings, and for me to go up and sign.

30482. That interview was in your own house, and you refused to go?—Yes.

30483. But were you ever asked, when you were at the committee-rooms?—No, sir; I never was.

30484. Was that visit by the young gentleman paid to you before you began to attend the committee?—After I left off attending.

30485. Were you attending the committee meetings up to a day or two before the election?—I don't think I attended for a fortnight or three weeks before the election.

30486. It was during that interval that Mr. Rock called and asked you to sign this paper?—That he was sent to me.

30487. And it was during that fortnight or three weeks?—Yes.

30488. Did you ever hear of the house 76, Capel-street?—I don't think so. I have no recollection that I heard anything about it till the petition.

30489. Do you know Forrest at all?—No.

30490. When do you think you left off attending the committee—about a fortnight before the election?—Well, I think it was about a fortnight.

30491. You were tolerably constant there before that?—Yes; I used to go up pretty regular.

30492. What made you stop attending?—I found it was useless to be going up there, and nothing doing; that they were all acquainted amongst themselves, and I was a stranger amongst them. I got careless about it.

30493. Did you ask anyone if it could be of any use, your coming there again?—I just dropped off.

30494. I see you attended till the end of October. Did you attend every week, from the commencement of the committee?—I dare say I did.

30495. Every single meeting?—Yes.

30496. Was Mr. Foster there every meeting?—No, he was not.

30497. Was he there nearly every time?—Well, I didn't see Mr. Foster there more than three times, if I did see him. I have no recollection that I did see him.

30498. Beckett—was he there with him?—I don't know that he was present.

30499. On the 16th of October, there were present, besides a number of others, "Stephenson, Birmingham, Hassett, Beckett, and William Walker"?—I saw Walker, though it wasn't their board.

30500. Again, on the 19th of October, "Hassett, Walker, and Beckett"?—Yes.

30501. On the 26th of October, again, "Messrs. Foster, Hassett," and so on; and on the 28th of October, "Hassett, Foster," &c. You seem to have been a tolerably constant attendant for the time, at all events?—I was.

30502. Well, I suppose you knew as much of the machinery of those meetings as anyone, considering your experience?—I didn't know anything about it, but that Mr. Lawlor had two parties, and himself, writing, sitting at each side of him.

30503. Well, you seem to have attended very constantly there, according to the minutes; and, considering that you were an old freeman, and that during a great number of years you had taken part in election matters, you knew, I presume, what was going on?—I never took any part in election matters, but getting employment.

30504. And getting promises of £2 or £3?—No, sir.

30505. Well, you say you did in 1857; at least you asked for it?—Well, I suppose I must have said it—and that Mahon told me what Lilley said to him, and that I must have asked Lilley was that a fact.

30506. But you swore you said that for the purpose of getting the same for yourself?—Well, it might be for that.

30507. Did you ever hear, during your numerous sittings in Dorset-street, that there would be anything pleasant going at the election?—Except the papers, I never heard a word of it.

30508. Were you ever speaking to Mr. Foster in the committee-rooms?—No.

30509. Did he never speak to you in the committee-rooms?—No.

30510. Did Hall, or Beckett, or Walker, speak to you?—Oh, but I was acquainted with them.

30511. You see you have discovered that you had a friend on the committee. After all, you knew them; and they, too, were tolerably constant attendants there?—Oh, they were not members of that ward.

30512. But you saw them there?—I don't think I saw them more than on two occasions—either of these.

30513. Are you positive that you did not see Saunders on the day of the election?—On my solemn oath, I never laid my eyes on him.

30514. Did you say to anyone on the day of the election, that you knew there were voters holding back, and that they would vote if they had some understanding?—I never said a word of it.

30515. Did you say anything like it?—I never said anything next or near it.

30516. Did you ever live at King-street, near this—in this neighbourhood here—North King-street?—Yes, but I never lived in King-street.

30517. Do you know the neighbourhood?—Oh yes. I am living in this neighbourhood these twenty years and upwards.

30518. Do you know John Hayden?—I know a family of the Haydens, but I don't know any of them by their names.

30519. What are they?—Dairy people over the way; and there is Mr. Hayden, the draper, at the corner of Anne-street.

30520. Did you ever suggest that people of the name of Hayden could be approached in any particular way for the purpose of getting their votes?—Well, I think I mentioned something about Mr. Hayden, the draper.

30521. What did you say about him?—They were giving in any information they could relative to parties that voted for the Liberal candidates at any previous election; and I think I mentioned Mr. Hayden, the draper; that he voted for Pim; and that if he were waited on, perhaps, by some influential person, he might be induced to vote for Sir Arthur Guinness and the Hon. Mr. Plunkett.

30522. To whom did you make that suggestion?—I made it generally in the committee-rooms. I mentioned that—I remember it perfectly, and I only mentioned it generally.

30523. You thought some person would have influence with him? Who?—The Rev. Mr. Marrable, incumbent of St. Michan's church.

30524. Why did you think he would have influence?—Because Mr. Hayden says he is a Protestant.

30525. You seem now to have taken a more active interest than you recollected at first?—I recollect that perfectly well now.

30526. Did you make suggestions about any other voters besides Mr. Hayden?—I might, but I really cannot bring it to my recollection.

30527. Was Mr. Hayden a freeman?—I can't say.

30528. Did you ever suggest any mode by which any freemen might be approached?—Not to my knowledge.

30529. Did you ever hear of a freeman who was willing to come to an "understanding" about his vote?—No, sir, I did not.

30530. Never?—No.

30531. Did you ever hear of a freeman who was willing to vote, but expected that if he voted for his favourite candidate, the favourite candidate would do something for him—expecting kindness for kindness?—I can't say that I did, for I never went so far as that.

30532. How far did you go, then?—Only to do whatever employment was that I would be put to.

30533. Were you ever acting as a canvasser?—Never.

30534. You never asked anybody for his vote?—Never.

30535. And you never heard of a freeman who, because he was kind enough to vote for his favourite candidate, expected that the candidate would do something kind for him afterwards? You never heard of a man like that?—No, not in my life. In fact, I don't associate with them.

30536. With that class of men?—With any men. I am always working indoors, and I have no opportunity of talking.

30537. You do not live altogether by yourself? You were speaking to a good many at the time of the election? You met people such as Hopkins and Walker?—I never drank with Hopkins before the day of the election in my life.

30538. But you are not a solitary animal?—Oh, no; I am quite the reverse; and indeed I was very ill the past three weeks. I am very bad from the perishings I got here, and deprived of the means of attending to my——

30539. The perishings you got where?—In this court from the 29th November.

30540. Then you must be either very deaf, or very much interested in the proceedings, for you were told that nobody was to attend till he was sent for?—I was sent for.

30541. Well, you are not attending at our desire since the 29th?—Mr. Walsh came for me on the 28th.

30542. He did not come for you at our suggestion?—He sent to me on the 28th, and in this present month he sent to compel my attendance.

30543. Well, you had nothing to do but ask the Commissioners when you came, whether you might go away; but, like many others, you thought it best to attend?—I thought when I got the second summons I should stay. The summons binds me.

30544. Mr. TANDY.—Did you ever speak to Mr. Foster in the committee-rooms in Dorset-street?—Well, of course I might have spoken to him.

30545. Did you?—I cannot say I did.

30546. Do you know whether you did or did not?—I can't say that I can recollect I did.

30547. Do you believe you did or did not?—Well, I don't believe I ever did speak to him.

30548. You do not believe you ever did?—That I can recollect.

30549. Do you believe he ever spoke to you in the committee-rooms?—No, he did not.

30550. Do you believe that you never spoke to him, nor he to you, until the day of the election when you met him?—Not to me. What I mean by speaking is for one man to speak pointedly to another.

30551. When I say speaking, I mean speaking at all?—There was a general talking, of course; one man talking, and another talking, and that was talking to no one in particular.

30552. Answer me without any explanation. Do you believe that you ever spoke to Mr. Foster till the day of the election?—I might.

30553. I know you might, but that won't do me. I want to know did you ever speak to him until the day of the election?—I have no recollection.

30554. What do you believe on the subject?—My belief is, that I might, and I might not. I can't say I spoke to him personally, no more than any other man round the table,

30555. You were not at the committee-rooms for a fortnight before the election?—Something about that.

30556. And you only met Mr. Foster three or four times there?—Well, I might have met him three or four times he may have been there.

30557. Well now, on your oath, sir, did you see him there three or four times, or did you not?—I did.

30558. To the best of your belief, did you speak to him or he to you on any one of these occasions?—That is a hard question.

30559. To the best of your belief, sir?—To the best of my belief I might.

30560. To the best of your belief, did he speak to you or you to him, at the committee-rooms in Dorset-street, upon any occasion?—No, but that he might say, "How are you this evening?"

30561. Did he say that to you, to the best of your recollection?—I can't say he did.

30562. Did he know you?—No more than I knew him.

30563. You did not know him at all?—Not until I saw the gentleman there, in the committee-rooms.

30564. Did you know his appearance from having seen him in the committee-rooms?—I did, sir.

30565. You knew that he was Mr. Foster, in the committee-rooms?—I did.

30566. Would you know his appearance?—I would.

30567. Before you voted, on the day of the elec-

TWENTY-SECOND DAY.
December 23.
Joseph Hassett.

tion, were you in the company of Walker and Beckett?—No.

30568. Upon your oath?—Upon my oath.

30569. Was it after you voted that you first saw them on that day?—No.

30570. When did you first see them on the day of the election?—Previous to my voting I had passed them in Capel-street.

30571. Were you in their company before you voted, on the day of the election?—I was not.

30572. Did you speak to them on the day of the election, before you voted?—I did not.

30573. Did you speak to them after you had voted?—I did not.

30574. The whole day?—Oh, I did speak to Walker.

30575. Did you speak to Beckett, sir, after you had voted?—I didn't speak to Beckett that day.

30576. That day at all?—No.

30577. You say that Walker, Hopkins, and you, as well as I understood you, were drinking that day after you had voted?—Yes.

30578. Where were you drinking?—In a house opposite to Lower Dominick-street.

30579. What is the name of the house?—Keegan's.

30580. Was there any other person there at the same time but Walker, Hopkins, and yourself?—Not that I recollect.

30581. Was Beckett there with you, or not?—No.

30582. Was there any other person there to the best of your recollection but Walker, Hopkins, and yourself?—Not that I recollect; I don't think there was.

30583. Who paid for the drink?—Walker paid for three glasses of whiskey, and I paid for three more.

30584. With what money did he pay? Was it with silver?—I think it was copper or silver.

30585. Will you swear it was not with a note?—I will.

30586. Did you get change of a note that day at Keegan's public-house?—I did not.

30587. What did Walker pay with?—I believe it was with a note.

30588. What kind of note?—I couldn't say.

30589. Did you see what change he got?—I did not.

30590. On your oath, was it not a £5 note that Walker changed there that day?—On my oath I don't know what note it was.

30591. Was it a £5 note?—It might have been, or any other note.

30592. Is Walker a very wealthy man, generally in possession of bank notes?—Indeed he is not.

30593. Were you surprised to see him changing a note there?—Well, I would not be surprised to see any man changing a note.

30594. Did you ever see him changing a note before the election day?—I never saw him changing a note in my life before.

30595. Nor since?—Nor since.

30596. Well, that having been done, had you any conversation with him then about the note?—Not a word.

30597. Had you any note about with you that day?—I had not.

30598. But you, and Walker, and Hopkins were in Keegan's that day?—Yes.

30599. Where does Keegan live—in what street do you say?—In Britain-street.

36000. Are you sure it is not any other street?—Perfectly sure.

30601. Is he a grocer?—He is.

30602. A grocer and spirit merchant, of course?—A grocer and retailer of spirits.

30603. Is it whiskey or grog you drank in Keegan's?—I think I had water to my whiskey at all events.

30604. And you ordered three glasses of grog?—Yes.

30605. And Walker ordered three more?—He ordered first. He gave the invitation and called. He asked what we would have. I said I would have a glass of grog, and he said, "Hopkins, I suppose you will have the same?" and we had three.

30606. Did you hear Walker saying that day anything about his getting a ticket?—I never did a word.

30607. Not a syllable?—Not a word.

30608. Therefore, if Walker swore you were in his company when he got a ticket, that he told you he got a ticket, and that you told him you got one also yourself, it would be completely false?—It would.

30609. Perfectly false?—It would.

30610. Mr. MORRIS.—Tell me, Hassett, did you vote by yourself that day—did you go with anyone to the poll that day?—No, I never did. I always poll by myself.

30611. How long before you polled had you the conversation with Mr. Foster that morning?—Only while I walked from M'Donnell's corner, at Little Britain-street, up to this court-house.

30612. You had no conversation before that?—Except these few words.

30613. If it was said you and three others had polled together, it would be untrue?—Perfectly untrue. I was in letter H.

30614. What was the change of the note? What kind of change was given to the note of Walker?—I could not say. There is a division in the shop, which separates the tea department from the dram department, and the place was rather dark, and Walker stood towards the end of the counter away from Hopkins and I.

30615. Mr. TANDY.—Do you know a boy of the name of Hawkins?—I do not.

George Hawkins.

George Hawkins recalled.

30616. Mr. LAW.—Look at that man? Did you ever see him before?—Yes, I saw him on the day of the election.

30617. Where did you see him?—At Capel-street, in the house.

30618. Do you mean in Forrest's house?—Yes.

30619. *Hassett.*—Oh, oh.

30620. You say you saw him in the house?—That is, coming in the same as any other man.

30621. Did you see him go into the parlour?—I did.

30622. In the way you described the other persons coming in?—Yes.

30623. Can you tell us what time he came; the middle of the day or the morning, or what hour was it? Was it after the time you were directed to ask for tickets or was it before it?—I think it was after it.

30624. Are you certain you saw that man?—Yes, sir.

30625. *Hassett.*—In my own defence will you allow me—

30626. Mr. LAW.—Presently you can have every opportunity (*to Hawkins*). Had you known him before?—I never saw the man.

30627. You never spoke to the man at all?—I saw him here in the court.

30628. Have you seen him before the present time?—Yes, I saw him here in the court almost every day.

30629. Can you say positively you saw that man in Forrest's?—Yes, positively sure

30630. Did you tell him to go into the room which was Marcus's office?—I told him the same as any other man, to knock at the door.

30631. Mr. TANDY.—Did you recognise him when you saw him in the court?—Yes, recognised him as soon as ever I saw him.

30632. It is not now for the first time?—No, not at all.

30633. *Hassett.*—I would be sorry to say anything discreditable to this young man; but this is a particular friend and acquaintance of Hopkins; Hopkins and he

are continually together. Hopkins came to me one day last week to the railings, when you adjourned for half an hour, and Hopkins said what he never did before, "Come down this way" to me. Hopkins brought me to Little Britain-street, and in Little Britain-street this young man was in waiting for Hopkins; said Hopkins to him "Come," so the three of us went in and we had a little refreshment. Hopkins began to ask him did he hear what Walker said of this man and I

30634. Mr. TANDY.—Of what man?—Of me, pointing to me. Hopkins said to this young man, "Did you hear what Walker swore of this young man and me"? "Oh, indeed I did," said, he, "but neither of you were in it".

30635. What you mean is, that Hopkins asked Hawkins if he had heard what Walker swore about you and himself?—Yes, and he said "Yes, but neither of you were in it"; "Walker," said he, "came in by himself". These are the very words that young man used in my presence.

30636. When was that?—Some day last week.

30637. At all events, do you now still repeat your statement, you were not in the house at all?—Most positively, and Hopkins must influence this man.

30638. Mr. LAW (*to Hawkins*).—Do you recollect meeting this man and Hopkins and having some drink with them?—Yes; I think on Friday last I was going down Britain-street, this man and Hopkins were also going down, and Hopkins stopped me, and asked would I go and have a drink; I did so. Hopkins was saying something as to what you examined about; and this man said, "I hope you will leave out me in the list"; I said I have a great many, and I don't wish to recognise them until I am called on.

30639. Did you say in the street or in the house where you went to have the refreshment when asked if you had heard what Walker had sworn about Hassett and Hopkins, that indeed you did, but that neither of them—that is, neither Hassett nor Hopkins, knew of the matter?—I did not, because Hopkins was at the house the next day. I knew Hopkins was in the house.

30640. The day after the election?—Yes; it was he came with the ticket.

30641. You heard what Hassett stated?—I never stated any such words to him.

30642. What you stated was you did not want to recognise anyone until you were called on?—I said I did not wish to be called on to recognise anyone at all.

30643. *Hassett.*—As this appears to be a respectable young man, would you have any objection to ask him had he any conversation with Hopkins relative to identifying me previous to or since the opening of the Commission to the present day?

30644. Mr. LAW (*to Hawkins.*)—Had you any conversation with Hopkins about identifying Hassett since the Commission opened?—Never.

30645. You swear that?—I will positively.

30646. Except what you have described?—Nothing at all. I never spoke about any man's name to him except what he was listening to himself.

30647. Mr. TANDY (*to Hassett.*)—Do you wish to put any other question to that "respectable young man"?—No particular question further than that is my opinion—with great respect I say it in my own defence—that he is biassed by Hopkins.

30648. Mr. MORRIS.—It is not a matter of bias. It is a matter of fact one way or the other.

30649. Mr. LAW.—Were you with Hopkins the day after the election?—I was not.

30650. Had you known Hopkins before the day of the election?—I never saw Hopkins until the morning of the day he came to canvass me. Would you ask him, if you please, since he is able to identify Hopkins, who is a more remarkable man than me, if it was the day of the election?

30651. Mr. LAW (*to Hawkins.*)—Was Hopkins in your house on the day of the election?—No.

30652. When did he come there?—I think it was the next evening, Hopkins came. He came with the ticket.

30653. Was it the time he had left the ticket with you?—That was the time. I thought it was the day of the election, but I recollected it was the day after—in the evening.

30654. *Hassett.*—I completely understand he was biassed by Hopkins. If you ask Walker and Hopkins, and Yorke's wife, they will throw great light on the transaction.

30655. Mr. MORRIS.—They have thrown a great deal of light?

30656. *Hassett.*—They can throw a great deal more.

30657. Mr. TANDY.—We have their evidence before Judge Keogh.

30658. *Hassett.*—And mine also.

30659. Mr. MORRIS (*to Hawkins.*)—Did you make any remark to that man?—I was not exactly talking to that man, I was talking more to Hopkins.

30660. I mean on the morning of the election?—No more than I said to the others when they knocked at the door. I say I recollect the man perfectly well coming in.

30661. Can you charge your memory with having said anything?—No, sir; there were none of the men that came to the hall said anything but knocked for Mr. Marcus.

James Saunders recalled.

James Saunders.

30662. Mr. LAW.—You know Hassett?—Yes.

30663. Do you know him otherwise than by appearance?—Yes.

30664. Do you know him to speak to him?—I do.

30665. Did we understand you to say that on the day of the election you were speaking to Hassett?—I was.

30666. Tell us now in his presence what Hassett said to you?—I met Mr. Hassett somewhere about that lane opposite to Green-street, and he said "Was there any money going"? "I don't know", said I. He said, "There is a lot of us here, and they won't vote unless they get something". I said "I had not heard anything, but however, I will go and see." That is what I said to Mr. Hassett.

30667. Did anything more take place between you and Hassett?—No, nothing more.

30668. We know the rest, you went to look for Mr. Boyle, and Hassett was gone when you came back?—Yes.

30669. Did you see him afterwards on that day?—I did not.

30670. What time of the day was this?—It was early in the day—somewhere about twelve or one o'clock. I don't know exactly about how the day was going.

30671. Where did you say this conversation occurred—in the street or the house?—In Little Britain-street.

30672. The street that crosses Capel-street, and runs into Halston-street?—Yes.

30673. Along the blind wall?—Yes; some call it the Little-green.

30674. That is the street you mean?—Yes.

30675. Did he say how many there were?—He did not.

30676. He said there was a lot of them?—Yes. Hassett often met me in Dame-street coming out of 47. He often said to me—"Saunders, do you think there will be anything going in this election"? "I don't know", said I. "I can give you no information." Another expression he used on the day of the election was, "This is the damnedest queer election I ever saw going."

30677. When did he say that to you?—Just as we were speaking in Little Britain-street.

30678. As I understood you before, it was in consequence of the conversation you had with Hassett you went to look for Mr. Boyle?—Yes.

30679. Or rather that you went over to Dame-street, and met the young gentleman on the stairs?—Yes.

TWENTY SECOND DAY.

December 23.

Sir Arthur E. Guinness, bart.

Sir *Arthur E. Guinness*, bart., further examined

30680. Mr. LAW.—Sir Arthur Guinness, there is one question we wish to ask you. In your last examination, you spoke of a number of applications you had received subsequent to the election, and some perhaps before, many of which you had been handed by Mr. Bradburne; you also mentioned a number of applications to you which had been destroyed, but that you had copies of several of your answers? Now we have only one copy of an answer from you as representing the copies you so spoke of?—I spoke incorrectly in saying I had copies of answers touching the election. I did so, confusing at the time answers which I had written in connexion with applications, previous to the election, including patronage and things of that sort, to which I have some answers, but they were totally unconnected with the election. I carefully examined the answers connected with patronage, and that is the only one I have.

30681. It is perhaps not easy to distinguish them. Have you copies of letters which you wrote in answer to applications in respect of patronage before the election?—Yes, for two years, I think.

30682. But were there not applications made to you immediately before the election—say a month before, when the canvass began, when the election was imminent, asking for patronage?—There were.

30683. Intimating a willingness to support you?—There were.

30684. Have you copies of those letters?—I have not copies of the answers. In the corner I briefed the answer.

30685. And the answer was then written by Mr. Bradburne?—No, I wrote the answer myself, but I briefed in the corner the answer—whatever I said.

30686. Have you got these letters?—I have. You are most welcome to them.

30687. Say for a month or two before the election?—I have looked over them, and there is not a thing touching the election except what I have given. I chose these out of a mass of papers, every one of which I examined.

30688. Of the letters you have given, some are before and some after the election?—They are.

30689. And all of them are, at least to a certain extent, asking for favours conditionally, or rather promising to vote conditionally on receiving the favours?—Those I have are totally irrespective of any conditional promise of voting—asking for patronage.

30690. Can you tell us if any of the letters which you still retain are from freemen applying for the exercise of your patronage, say within two months of the election?—Yes, a number of them; I don't say very many of these.

30691. But are there some?—This is the only letter I have not handed in, I think, touching the election. *(Hands in letter.)*

30692. I understand this is only a copy of an answer?—It is, and the reason I kept that is, that the man in the letters threatened me with the consequences of refusing to give him money.

30693. Have you the letter to which this is an answer?—I handed it in.

30694. It is one of these you handed in?—Yes.

30695. What is the name?—Dannaher. That letter I think is important. That is an additional letter I received on the day of the election.

30696. I believe, Sir Arthur Guinness, we must ask you to let us see those letters of application for patronage—say within two months. Be good enough to select those from freemen, or those who have reference to freemen votes?—Where the patronage is asked conditional or not?

30697. Whether conditional, express, or implied?—When?

30698. To-morrow?—I expect to leave town to-night. You can have them early next week.

30699. You don't expect to be out of town long?—I am going away again. I must make whatever arrangements you would wish.

30700. You will be good enough when you return next week to let us have these?—Early next week.

James Saunders.

James Saunders further examined

30701. Mr. LAW.—Did you make any further search for papers?—I did.

30702. Have you found any?—I have. I found that there was a good deal of them torn away. There is only a portion of them here.

30703. Just let us see them (*documents handed in.*) These books appear to be perfect—are they not?—No, I don't think they are all perfect.

30704. Mr. MORRIS.—There is one here not perfect?—No.

30705. Mr. LAW.—Usher's-quay ward is quite perfect. Are these the lists you spoke of that you thought were lost?—Yes.

30706. South dock ward?—That was in it.

30707. These are electors?—These are electors.

30708. Who gave you these?—Mr. Byrne, that is his writing.

30709. Is it young Mr. Byrne's writing?—Yes.

30710. You know his handwriting?—Yes.

30711. I see a bill here—"Mr. Sutton to James Saunders, received for seeking and finding out information of bribery, intimidation, &c., on behalf of Messrs. Pim and Corrigan, and submitting same to Mr. Goodman, Mr. Williamson, Mr. Byrne, and Mr. Sutton, during eighty-two days, commencing on the 23rd of November, 1868, and ending the 12th of February, 1869, at 15*s.* per day, £61 1*s.*" That was the bill you sent them in?—A copy of the bill I sent.

30712. On which they gave you £12 10*s.*?—Twelve pounds ten shillings was all I got. I merely sent in that bill on a calculation of what in or about I would have earned if I stuck to my own business.

30713. I forget what you are?—A bootmaker.

30714. Do you work on your own account?—I do.

30715. And during the time that bill covers were you attending exclusively to this inquiry or were you at work at the same time?—I was.

30716. Which were you?—I was attending and getting information exclusively during that three months.

30717. You stated to us when you were examined before, that after the conversation with Hassett you went, I think, to 47, Dame-street. Is that so?—After the conversation with Hassett I went back here to Halston-street.

30718. You saw the young man and he promised to come down and did not come, and then you went to 47, Dame-street?—Went to 47, Dame-street and saw Mr. Bloxham there.

30719. Saw Mr. Bloxham? Tell us what you asked him?—I told him just as I told this young man. I told him there was a lot of men beyond here in Britain-street hanging back, and I wanted to know what could be done with them. "I don't know," he says, "go to Mr. Boyle." Mr. Bloxham contradicted me yesterday, but when I brought it to his recollection he remembered it, and he can come forward now.

30720. When were you speaking to him about it?—On yesterday. After I was brought up yesterday, I brought the matter back to Mr. Bloxham's recollection, and he will substantiate it.

30721. Tell us how you brought it to his recollection?—I asked him. It was through Mr. Parker's examination it was brought to his recollection. Mr. Bloxham will explain the matter now to you.

30722. I should like to know first what conversation you had with Mr. Bloxham?—Said I, "Mr. Bloxham, you have been suspicious of so many you don't remember me going into the drawing-room. I think it was the front drawing-room." "I do now," said he, "when I heard Mr. Parker's information. I remember it now." Mr. Bloxham will tell you that himself.

Arthur Bloxham further examined.

Arthur Bloxham.

30723. Mr. LAW. — Do you recollect Saunders coming to you and telling you this matter about the men holding back?—Yes, after I heard Mr. Parker, I recollected.

30724. Do you remember telling him to go to Mr. Boyle?—He came in and asked for Mr. Boyle. I did not know the gentleman. He showed me a list of freemen.

30725. Who did?—Mr. Parker did in the front drawing-room, on which my brother's name, H. C. Bloxham, 13, Lower Camden-street, appeared, and said he was going to bring him up. I said, "impossible; he is after polling."

30726. Was that before Saunders came to you?—Before Saunders came to me, and he said he would go over to Mr. Boyle, and to get clear of Saunders, I said to him to do the same thing.

30727. Did you not tell us yesterday you did not remember seeing him at all?—Not in the front drawing-room. I was wrong in stating that.

30728. Were you wrong in stating yesterday, you were in the room with a great number of clerks all day?—It was in the back drawing-room he came to speak to me.

Saunders (*to the Commissioners*).—There is no division between the front and back drawing-rooms.

30729. Mr. LAW.—They are folding doors?—Yes, there are folding doors, but these folding doors are thrown open. There is no division.

30730. (*To Bloxham*).—When did Saunders speak to you about this?—It was yesterday after I heard Mr. Parker, I said I recollected it.

30731. Did you tell him you recollected it?—Yes.

30732. It would have been much better if you had told us first?—I immediately told Mr. Walshe I recollected it, and he spoke to Mr. Todd.

30733. Mr. LAW (*to Saunders*).—Do you remember, Saunders, a man called Thomas Molloy on the South Circular-road?—I do.

30734. What did he tell you?—As well as I can remember that Thomas Molloy, he is the young man that was recorded in history for cutting off his hand, and plucking out his right eye.

30735. How did he promise his vote?—He and I were companions when we were boys, and a very respectable lad he was; his parents were respectable too; at school we generally used to called him "Tally-ho," he was such a smart young fellow. I called up to him on a canvass, and made myself known to him. He first refused to promise to vote for anyone. He said, "I was in a very humble state—very low, and no one could find me out, but now that they want me, they can find me out." I then reminded him of who I was. It was a great many years since I saw him before. I asked him to promise me to vote for Guinness and Plunkett, and, in fact, I thought to force it out of him, but I could not do so.

30736. I find an entry opposite his name—"Won't promise without consideration"?—Yes, he wanted money. He said plainly he would not vote, unless he was paid for it.

Saunders (*addressing the Commissioners*) said—Would you be kind enough to have Mr. Thomas Fell White here on Monday, and also Mr. Hodson. I have a good deal to say of those men, and I do not wish to say anything behind their backs.

William Yorke further examined.

William Yorke.

30737. Mr. LAW.—Do you recollect did you ever call at the committee rooms in Dorset-street?—Never.

30738. Are you certain of that?—Quite certain of it.

30739. Do you know the house in which the committee met, Mr. Stevenson's?—I was summoned to attend.

30740. A meeting?—A meeting to be held in Dorset-street, but I never attended.

30741. You did not go?—I did not.

30742. Did you send up anybody?—No one.

30743. Is your father alive?—No, sir.

30744. Was he living then?—No; my father is dead since I believe the year 1840.

30745. You live at 27, Wellington-street—is not that your house?—Yes.

30746. Did you make any communication to the committee sitting in Dorset-street as to what your intentions were for the day of election?—None whatever. I made an intimation so far as this was concerned, that I would not be concerned myself, but that my son was disengaged at the time, and if they thought proper to give him employment well and good, for the week or the time being.

30747. By whom did you send that message?—I could not say.

30748. Did your son tell you that he had called at the committee rooms?—I believe he did.

30749. You understood that from him; did you tell your son to make any communication to the secretary, or other authority, as to your being paid for your loss of time on the day of the election?—I was paid for no loss of time.

30750. Did you tell your son when he went to the committee-room to say anything there about your requiring payment for the loss of your day's work when you went to vote?—No.

30751. You did not?—No.

30752. Are you certain of that?—Decidedly; I gave no instructions to my son.

30753. Did your son tell you that he had any conversation, or made any communication of the kind to the people in the committee-room in Dorset-street?—I understood, and I believe my son was engaged there for a week—I believe at a pound.

30754. Which of your sons is this?—That is my elder son, Henry Yorke.

30755. The one that lives with you?—That lives with me.

30756. Is he a freeman?—No; none of my sons are freemen, for the simple reason that I did not think it worth my while or trouble to take out their freedom.

30757. When did you take out your freedom yourself?—Well, it was previous to the last election; when I say the last election, I mean previous to the [unfinished].

30758. You were not a freeman before 1865, were you?—I was previous to it.

30759. You were not a freeman at the election of 1859—you were only a freeman in time to vote at the election of 1865?—I was a freeman, and I voted at the election of Messrs. Guinness and Vance.

30760. When Mr. Pim stood—that was 1865?—Well, I do not know exactly.

30761. That was the first time you voted?—That was the first time.

30762. How did you take out your freedom—did you take it out yourself?—I took it out by virtue of marriage with my wife.

30763. Did you pay the fees for it?—I did not.

30764. Who paid for it?—I do not know.

30765. It was paid in the way it was always done by the office?—Well, I suppose, in the ordinary course.

30766. I suppose you went to the office in 3, Dame-street, about it—do you remember what office you went to for the purpose of having your freedom taken out—was it to Mr. Goodman's, or Mr. Atkinson's?—Oh, I do not know what office.

30767. Do you remember going to an office in Dame-street?—I do.

30768. Was that 3, Dame-street, over the furrier's?—I remember perfectly well, near the Exchange.

30769. Was not it there you went?—It was.

30770. Is your son at home to-day?—He is—one of them is.

30771. Is your eldest son?—He is.

30772. Did he receive his appointment of £1 a week?—I understand that in consequence of my declining any appointment, and says I, "I can earn as much money, and more money than what you can give me, but my son is disengaged at present, and if his services can be of any use to you, they are available—make them available."

30773. That is when the canvasser came to you and offered you £1 4*s*.?—Yes. I said, "my son is disengaged, and his services, if they are of any use to you ——[unfinished].

30774. Do you know did he get the employment?—I do not know.

30775. Did you ever hear that he did, or did you understand that from him—did he get a canvassing card, or any document to go about and assist in the matter?—I can say, so far as this was, that upon the day of the election I called at the committee-rooms in Dorset-street, and I found that he was employed.

30776. Was he paid?—I do not know.

30777. But surely you must have heard from him; he was not taken and employed for nothing?—I presume he was.

30778. How much was he to get—a pound, I suppose?—I think something about a pound; he got £1 4*s*.; I think so.

30779. I thought you said yesterday that £1 4*s*. had been offered to you?—So it was.

30780. But you understood that he was to get £1?—I did not understand; in fact, I took no great interest. "My son is disemployed, and if his services can be of any use to you, employ him."

30781. Did you leave your son at home a few minutes ago, when you quitted your house?—I have seen him within two hours.

30782. Was he at home when you left your house just now?—He was not.

30783. Did you ever hear that he had stated to the committee in Dorset-street, that you would not vote unless you had your day's labour paid for?—Never heard a word of the sort; for so far as my day's labour is concerned, there is not a working man cares less about a day's labour.

30784. Did you ever hear that before?—No; never.

30785. Your son has no vote?—None.

30786. Has your father-in-law a vote?—My father-in-law?

30787. Is your son married, by-the-by?—No.

30788. Is your son not married?—No—not married.

30789. Have you any relative or connexion of the name of Courtenay?—Yes.

30790. What is he?—My father-in-law.

30791. He is your father-in-law?—Yes.

30792. Now, has Mr. Courtenay a vote?—I believe he has.

30793. Is he a freeman, or a rated occupier?—I believe he is.

30794. Which?—I believe he is a freeman.

30795. Did your son ever tell you that he had made any communication to the committee with respect to your vote, and what they might expect about your vote or Mr. Courtenay's?—My son never told me anything of the sort; and with regard to my father-in-law ——

30796. I want to know did your son ever tell you that he had made communication to the committee about your vote and your father-in-law's?—None whatever.

30797. Do I understand you to say that you yourself never made any communication to the committee?—No.

30798. Did you ever write to them?—Never.

30799. Or ever call there?—Never.

30800. Now, here I find this entry by the secretary of the Inns-quay ward committee:—"Mr. Yorke, freeman" [that is you] "called, and stated that he resided at 27, Wellington-street; that his father-in-law, Mr. Francis Courtenay, also resided at 27, Wellington-street"—— ?—Quite wrong, sir.

30801. "They both voted for Guinness and Vance last election"—— ?—Quite wrong.

30802. "But request that it should be made known to our committee that they both lost their employment in consequence. They will vote for Messrs. Guinness and Plunket, but expect to have the loss of their day's work refunded to them, otherwise they will not go to the poll"?—Quite wrong.

30803. Now, sir, having that entry read to you does it refresh your recollection?—I have only to tell you that my father-in-law, by whom I had my freedom—that is, by marriage with his daughter, Eliza Courtenay—is Frederick Courtenay, who is a pensioner in Chelsea Hospital.

30804. The secretary had no particular object in putting it down wrong?—I do not know about the secretary. The secretary may make any statement he likes.

30805. You are Mr. Yorke, the freeman; there is no other Mr. Yorke on the freeman roll?—Yes.

30806. And you live at Wellington-street?—Decidedly.

30807. Did you represent that Mr. Courtenay lived there?—No.

30808. Had you any Mr. Courtenay living in the house with you?—Frederick Courtenay is my father-in-law.

30809. Where does he live?—I believe I have not seen him for the last twelve years. I believe he is a Chelsea pensioner.

30810. In England somewhere?—In England.

30811. Was your father-in-law over in this country last year?—Not to my knowledge.

30812. Eh?—Not to my knowledge.

30813. Are you aware that Francis Courtenay on the freeman roll is entered and enrolled as living at 27 Wellington-street?—Oh, excuse me for a moment. We are confusing the thing for a moment between Francis Courtenay and Frederick Courtenay.

30814. Is there any other Wellington-street but yours?—Not that I am aware of.

30815. Or any other 27 in the street but your house?—Not that I am aware of.

30816. It may be a mistake of Francis for Frederick; but the only Courtenay that is upon the list is Francis Courtenay, registered at your house, 27, Wellington-street, and he appears, by-the-by, to have voted at the last election in his own proper person, or by the means of somebody else?—I tell you, sir, that I am——

30817. Now, was your father-in-law—whatever his name is—in Ireland at any time in the year 1868?—Not to my knowledge.

30818. Is he infirm?—I believe he is an inmate of Chelsea Hospital.

30819. Is he infirm?—I have not seen him to my knowledge for the last twelve or fifteen years.

30820. I am not asking you that, sir, but as far as you know is he infirm?—I believe the man to be upwards of eighty or eighty-seven years of age.

30821. It would be much simpler to answer the

questions put to you. According to the best of your knowledge or belief about the man, is he an infirm man?—I believe he is.

30822. Does he require the assistance of sticks or crutches, as far as you know?—No, sir.

30823. As far as you believe. You think not?—I think not.

30824. On your oath, when did you see him last?—I saw my father-in-law, Frederick Courtenay, I think, about—it might be—ten or twelve years ago.

30825. Has he not been in this country since?—To my knowledge not.

30826. On your oath, sir, who is Francis Courtenay?—He is brother of Frederick Courtenay.

30827. Where does he live?—He resides in the house with me.

30828. So there is a Mr. Courtenay who is a freeman and does reside with you? Is he as old as his brother, your father-in-law?—I presume he is about two years, or two or three years, his junior.

30829. Is he able to go about well?—Well, he is confined to his bed, and remains in his bed sometimes for a month, and sometimes for a week; he goes out occasionally.

30830. Was he confined to his bed at the time of the last election?—Well, he was to an extent.

30831. We are all confined to our beds to an extent when we are sleeping; was he out of your house, sir, upon the day of the election?—I do not know, sir.

30832. On your oath, can you form any belief as to whether he was or not?—I do not know.

30833. Was he?—I cannot say.

30834. Tell me, sir, when you left your house on the morning of the election, was your father-in-law's brother in the house then?—I believe he was.

30835. Do you believe that he was out of the house before you got back?—I do not know.

30836. Do you believe it—I did not ask you whether you knew?—I cannot believe it.

30837. On your oath, can you form any belief as to whether he came out of your house after you left?—The man goes out occasionally.

30838. Now, answer the question—can you form any belief as to whether he left your house that day—we may as well have it out of you; do you believe he went out of your house that day?—He might or he might not.

30839. Do you believe he did?—I do not believe he did. I believe he voted on the day of the election.

30840. Then, I presume, he did not vote by proxy?—I believe he was there himself.

30841. Then you believe he did go out of the house—did you not answer me that you believed he did not?—He was a man——

30842. Did you not tell me within the last few minutes that, according to your belief, he did not leave your house?—I believe he went and voted—and recorded his vote, on the day of the election.

30843. Then you believe he did leave the house?—I believe so.

30844. Did he require the assistance of sticks or crutches?—No, sir.

30845. Was he infirm?—Not so infirm, but he could walk, and he did walk.

30846. Now, when you believe that he recorded his vote, when did you first ascertain the fact that he did vote?—Well, I was not speaking to him immediately after.

30847. What?—I have no recollection; I was not speaking to him immediately after.

30848. When did you first understand that he had voted?—I understood that he had voted about one o'clock upon that day.

30849. Do you mean that you learnt at one that he had voted?—Yes.

30850. Where did you see him?—At home.

30851. When you got back?—Yes.

30852. What did he tell you?—He never told me anything at all, for he is not a very communicative man; he does not say much.

30853. Did he intimate to you that he had voted?—He did not say whether or not.

30854. But you say you learned when you got home that he had voted?—I understood from what he said that he had voted.

30855. I want to know how you came to that conclusion—how did you get to understand from him at one o'clock that he had voted; what did he say to you?—Because I always understood that he was in the habit of going out early in the morning on occasions of this sort.

30856. Did you hear him say on the day before or on that morning that he would go out?—He said nothing to me whatever; I had no communication with him on the subject.

30857. Nothing whatever?—Nothing whatever; he was a very close kind of man.

30858. Did he ever tell you before the election that he would go and vote?—Oh, I always understood that he would vote.

30859. You must have understood it from something he said?—Precisely.

30860. Did you understand on the morning of the election that he would vote that day?—I understood that he would vote.

30861. Was that before you left the house?—Yes.

30862. Did you understand that he came down here with your wife?—No.

30863. Did you understand that he came down alone?—Yes.

30864. That was your understanding—you came by yourself; that your wife came by herself, and that Mr. Francis Courtenay came by himself?—Precisely.

30865. But you all met hereabouts?—I did not meet him.

30866. Did you see him here in the street, sir?—No.

30867. Where did you understand that he went to when he came to this court-house?—I do not know.

30868. Did you ever understand that he was about Moore's door?—I do not know.

30869. Come, now, it is perfectly impossible that you do not know something more about it; on your oath, do you believe he was about Moore's door that day?—I did not see him.

30870. I did not ask you that; did you understand in any way that he was about Moore's door that day? I did not understand.

30871. Do you believe he was?—I understood him to be a man that did not care a box of matches about a bribe or about money; that he would vote for his party, and cared nothing or understood nothing else.

30872. That is what you understood?—That is what I understood, and that is what I believe.

30873. But do you believe that he came down to this court-house?—I believe he came here and voted.

30874. On your oath, did you tell Campbell that there was an invalided freeman in your house who had a vote?—I did not.

30875. Did you refer to anybody who was as you supposed at that time in your house?—I did not.

30876. But there was this man that you left behind you who is an invalid?—I left no invalid behind me.

30877. You left Courtenay who was very often confined to his bed for a month?—He was capable of coming down.

30878. Did you refer to that man in speaking to Campbell?—I never to my knowledge spoke to Campbell at all; he was pointed out to me in that corner of the court-house. On my solemn oath, I did not know the man's persen.

30879. Did you see Courtenay who was an inmate of your house, whom you left behind you that morning on coming down to vote? Did you see him before you got back to your house?—I did not.

30880. Did you tell anybody that morning while you were here that there was a person in your house who had a vote, that was not very strong?—There was no person asked me.

30881. I did not ask you that. Did you say it?—I did not.

TWENTY-SECOND DAY.
December 23.
William Forke.

30882. Did you tell any person that?—I did not.

30883. Did you see Francis Courtenay in Halston-street that day?—I did.

30884. Where?—In Halston-street.

30885. Whereabouts in Halston-street?—Well, it might be opposite the court-house there.

30886. Near the Temperance Hall?—Well, in or about that.

30887. Close to Moore's house?—Well, it is very close.

30888. I thought I understood you to say within the last few minutes that you did not see him in Halston-street on that day?—Oh, I saw Francis Courtenay.

30889. Tell us about what hour you saw him here? I do not mean where we are sitting, but in Halston-street?—Well, it must have been shortly or immediately after ten o'clock.

30890. Did you swear a few minutes ago that you did not see Francis Courtenay in Halston-street or Green-street that day?—I made a mistake if I did.

30891. Certainly, it was a mistake if you did?—Well, if I did it must have been a mistake.

(*The shorthand-writer's notes of the answer in question were read to the witness.*)

30892. Then what you swore was untrue. You were asked, "Did you see Francis Courtenay before you got back to your house?" And your answer is, "I did not." You saw him about Moore's door—near Moore's door?—Not exactly near it.

30893. How far from it?—It might have been across the street, on the other side of the street.

30894. Was he standing when you saw him?—Of course he was—yes.

30895. What?—Of course, he was not lying down.

30896. Was he leaning against the wall?—Standing on his feet, sir.

30897. Was he leaning against the wall?—No, not to my knowledge.

30898. Was this before or after you had voted?—It was after I had voted.

30899. Did you go to speak to him?—No.

30900. Did you bring him into Mrs. Moore's house?—I did not.

30901. Was he in Mr. Moore's house?—I do not know.

30902. Was he there with you?—Not with me.

30903. Was he there at the same time that you were there?—No, not to my knowledge.

30904. You had better be accurate, because having regard to your latter answers you seem to be somewhat forgetful occasionally. Did you see Francis Courtenay in Moore's house that day?—I did not.

30905. Did you see him anywhere else but standing as you say somewhere on the opposite side of Halston-street?—I saw him at home.

30906. Did you see him going in to poll?—No.

30907. Was there anybody with him when he was going in to poll?—I do not know.

30908. What part of Halston-street exactly did you see Francis Courtenay in?—I saw him inside the Temperance Hall.

30909. Over near that opposite wall?—Just the opposite side of the street—the opposite side of the street.

30910. Did you see him speaking to anybody?—No.

30911. Did you see anybody speaking to him?—No.

30912. I do not ask you did you hear what they said, but did you see him apparently in communication with anybody?—No.

30913. Did you see any young gentleman there at the time, near where Francis Courtenay was?—I took no notice.

30914. There might have been?—There might have been and might not.

30915. You believe that Francis Courtenay voted?—I believe he did.

30916. Did he tell you that he had voted?—Well, I had no conversation with him on the subject.

30917. Do you mean to say that when you went home that day you did not speak to him?—I do.

30918. Does he dine with you?—No.

30919. Does he dine by himself?—Yes.

30920. Does he take his meals with you at all?—No.

30921. Has he separate rooms altogether?—A separate apartment altogether.

30922. But I suppose being your father-in-law's brother you must sometimes speak to him?—I might once in a month or two months or three months. He is rather an eccentric character, he has an apartment to himself, which he occupies and gets his meals in; he neither breakfasts nor dines nor takes tea nor sups with myself or family. He does occasionally.

30923. How often does he pay his rent?—Monthly.

30924. Does he not speak when he pays his rent?—He settles with my wife; he pays my wife £2 5*s.* a month. Allow me to tell you he is one of Her Majesty's pensioners and pays my wife £2 5*s.* per month for his board and lodging and rent; and I do not interfere.

30925. You do not speak to him except once a month?—Except he is in good humour, and passing in or out he might address me.

30926. Was he in good humour on the day of the election?—I do not know; because if he was in good humour he would have a drink perhaps.

30927. Did he seem cheery that day?—Well I saw nothing about him to attract my attention or notice.

30928. Did he appear approachable that day?—I could not tell, because he is a very eccentric character as I told you before, and sometimes he may be approached.

30929. Sometimes he may be approached without danger?—Yes.

30930. But not on that day?—Not on that particular day.

30931. Was he not a little more genial that day?—Not the least.

30932. Was that one of the days he might be spoken to?—Well, no.

30933. You said that you understood from him that he had voted?—I did.

30934. Did he make a sign to you?—No.

30935. And then how did you know he had?—Because he said he had voted.

30936. Then you were talking to him?—Of course I always understood that he was a man that would vote for his party.

30937. You told us that when you got home at one o'clock you understood that he had voted?—I did.

30938. He told you then?—He told me nothing of the sort.

30939. How did you know he had voted?—I just merely anticipated the thing, or apprehended it.

30940. Did anybody go home with him that day?—I do not know.

30941. Did your wife?—Not to my knowledge.

30942. Had he a cab?—I do not know.

30943. Did he ever tell you?—No; he never told me anything of the sort.

30944. What is his occupation, or has he any occupation?—He is a retired pensioner.

30945. I suppose he does not do anything?—He does nothing; his pension is fit to support him. His pension is something to the amount of perhaps £2 17*s.* per month, or at least 1*s.* 10*d.* per day, and he allows my wife £2 5*s.* per month for his maintenance and support, and he is a man that I do not exchange words with perhaps in a month.

30946. But you have a kindly feeling towards him?—Decidedly.

30947. Now on your oath did you speak to anyone on his behalf on the day of the election?—I did not.

30948. You did not?—I did not; he is a man that does not care much about matters more than myself.

30949. You voted, you say, about ten o'clock?—Between ten and eleven.

30950. Now on your oath, sir, did you see Courtenay before you voted?—I did not.

30951. In Halston-street?—I did not.

30952. You swear that?—I do.

30953. You are quite clear about that?—Quite clear.

30954. When you came down to Halston-street, what o'clock was it?—Well, I presume I was there in or about ten o'clock.

30955. Did you vote at once when you came down?—Immediately.

30956. Walked straight in?—Immediately; I went into the letter Y booth, and it was a very scarce name and there was no delay.

30957. But were not the W's and the Y's together?—I do not know, but I know this much that I had no delay, I went in and voted in an instant.

30958. Your mind was made up?—My mind was made up before.

30959. How long was it after you voted that you saw Courtenay?—I suppose, I think when I came outside the door I met my wife, and I took no notice of anything else.

30960. But you saw Courtenay beside the Temperance Hall that morning when you came out for voting?—Very shortly after.

30961. But did you see him before you saw your wife?—I think I might have just gone across the street, and I was just upon my way of returning, when I saw my wife speaking to her sister.

30962. Had you gone across to where he was?—Yes.

30963. I suppose you went across the street to speak to him?—Yes.

30964. Did you speak to him when you met him there?—Yes.

30965. And what did you say to him?—I asked him had he voted.

30966. And did he tell you that he had?—He told me that he had.

30967. You swore some time ago that you did not speak to the man till you got home at one o'clock?—I did not know; I was not aware of it.

30968. Did he not tell you at ten o'clock that he had voted?—He told me when I accosted him on the other side.

30969. Was not that just after you had voted; and you voted immediately after ten o'clock?—Immediately after ten.

30970. So that immediately after ten o'clock Courtenay told you in Halston-street that he had voted?—That is true.

30971. Then what you stated awhile ago is not true; that till you got back to your own house you did not know whether he had voted or not?—When I went across to him he told me on the other side of the street that he had voted.

30972. How long were you standing talking to him at the opposite side, facing the Temperance Hall?—Not perhaps as long as you have addressed me.

30973. Did you give him anything?—No.

30974. Were you speaking to any person about that time except Courtenay?—No.

30975. You are positive about that?—Quite sure.

30976. You will not vary from that again?—I will vary from this, that inasmuch as this, after I left Halston-street after polling my own vote, when I saw Courtenay on the other side of the street, I spoke to him, but nothing more.

30977. Just tell us what you said to him? What did you say to him when you went across; did you say "Good morning Mr. Courtenay"?—Oh, very likely I did.

30978. You had said that to him before he left the house?—Yes.

30979. Did you ask him if he had voted?—I believe not.

30980. You did not?—No.

30981. Did he tell you he had voted?—He did not.

30982. Did not you swear within the last two minutes that he told you he had voted?—That Mr. Courtenay had voted?

30983. Yes?—I thought you meant if I had voted.

30984. Did Courtenay tell you, or did he not, in Halston-street, when you crossed over to him, that he had voted?—When I met Courtenay in Halston-street I merely crossed over the street to him. "Have you voted" says I, and he said he had not.

30985. Did you swear a few minutes ago, when I asked the question, that he said he had; and you said following that up, that you did know a few minutes after ten o'clock that he had voted, because he told you so?—I don't know.

30986. Was that true?—I could not say, I have no recollection at all of the thing.

30987. We must come to our own conclusion about your evidence. Now, I shall read again the statement of the secretary of the committee that fortunately is recorded here:—"Mr. Yorke, freeman, called and stated that he resided at 27, Wellington-street, that his father-in-law"—(I suppose that is a mistake for Francis Courtenay)—"also resided there; they both voted for Guinness and Vance at the last election." Is that true? Did you vote for Guinness and Vance in 1865?—That is true.

30988. "But requested that it should be made known to our committee that they both lost their employment in consequence." Is that true?—That Mr. Courtenay lost it?

30989. Is that true?—It is not, inasmuch as Courtenay was in no employment.

30990. Did you state that?—I stated that I had been in employment myself, and that I thought I had lost it.

30991. To whom did you state that?—In presence of the Court.

30992. To whom?—In presence of the Court.

30993. To whom did you state it as representing the committee in Dorset-street?—Now, Courtenay's name, with all respect to you, was not mentioned.

30994. To whom did you make the communication on the 3rd of November that you had lost your employment in consequence of voting for Guinness and Vance?—If I made it.

30995. To whom did you say or state on the 3rd November, 1868, a fortnight before the election, that you had lost your employment because you had voted for Guinness and Vance in 1865?—I might have made use of the expression to my wife.

30996. Had you lost your employment?—I believe I did.

30997. Very well. That was true?—So far as Frank Courtenay was concerned, he was in no employment, and was not discharged.

30998. Did you make that statement or not? We are not inquiring into the truth of it, but as this states you expected to have the loss of your day's work refunded, otherwise you would not go to the poll?—Who says that?

30999. The secretary of the Inns-quay ward committee in Dorset-street in the house in which you were?—I deny it emphatically.

31000. Do you know who he is?—I do not.

31001. Did you state that to him?—I will answer for myself, but I would not answer for Francis Courtenay.

31002. What is your son's name?—Henry Yorke.

31003. Mr. TANDY.—Did you speak to anybody in the committee-rooms in Dorset-street?—I did.

31004. Did you say some time ago that you never called at the committee-rooms in your life?—I spoke to parties that were deputed to come round from the committee.

31005. Mr. LAW.—Did you ever call with the committee in Dorset-street?—I did not.

31006. Did you swear you spoke to them?—I did.

31007. Who did you speak to?—The party who came from the committee-rooms to me. I told them I was better employed than to work for them.

31008. We know all that. Who was that party?—I don't know.

31009. Was that the person who offered you the £1 4*s.* that you would not look at?—I presume so. I would not accept of it.

TWENTY SECOND DAY.

December 23.

William Yorke.

31010. I think you told us last night that if it had been £2 you would have taken it?—If it was worth my while I might. I would take it like any other man. Every man has his price on that day.

31011. What, sir, did you consider your price on the day of the election?—According to my rate of wages.

31012. Did you think £5 enough?—Well, I would do more for £5 than for £1.

31013. Mr. TANDY.—Did you find Francis Courtenay at home when you returned with your wife after voting?—No.

31014. He had not returned at that time?—I don't know. I did not look for him.

31015. Did you ever hear whether he had returned at that time or not?—No.

31016. You remained in the house the whole day afterwards?—The greater part of the day I was on the premises.

31017. Did you see him coming in afterwards?—I did not.

31018. Do you know whether he came in at all that day afterwards?—He might or might not.

31019. You do not know whether he did or not?—I do not.

31020. From all that you know he might not have returned till the next day?—He might or might not.

31021. Would it be possible that he might not have returned to the house for a week without you knowing?—I believe he was there within the week.

31022. You are quite certain about that?—I think I saw him.

31023. Mr. MORRIS.—Is your father-in-law Frederick, a freeman?—I believe he is. You cannot ask me about that.

31024. Is his brother Francis a freeman?—I believe so.

31025. You believe so?—Yes.

31026. Supposing that it had been said or put down positively on paper that your father-in-law declared he would not vote without a consideration for going to the poll, would it be a mistake?—I don't know what my father-in-law would do.

31027. Would it be a mistake to say your father-in-law would not go to the poll without a consideration?—I don't know what my father-in-law would do.

31028. Would not that be a great mistake?—What, sir.

31029. If it was put down that your father-in-law would not go to the poll without a consideration, would that be a mistake?—I don't know what my father-in-law would do.

31030. Would it not be a great mistake if it were put down in a book that your father-in-law in Chelsea, would not go to poll without a consideration?—I don't know what he would do. I don't know his intentions.

31031. I am afraid you see very well how it came into this book, that your father-in-law in Chelsea was not to go to the poll without consideration?—I don't know. I have not spoken to my father-in-law for many years.

31032. Did you know the secretary in Dorset-street?—Who?

31033. Did you?—I did not. On my oath, I did not.

31034. Do you think he invented that?—I would be sorry to say a man would invent anything.

31035. You know that these words about your father-in-law not coming to the poll without a consideration had some meaning?—With all possible respect to the Bench, I may tell you that since I was married I had not many words with my father-in-law. I have not seen him for the last twenty years.

31036. Mr. LAW.—I thought it was only twelve years since?—Well, it is for the last twenty.

31037. Mr. MORRIS.—Tell me, Mr. Yorke, is Francis Courtenay able to walk well?—He could walk.

31038. How much could he walk?—From his residence to this. He walks usually I believe, although I never accompanied him. He leaves his residence on Sunday mornings at perhaps ten o'clock, with the intention of going to Christ Church to hear service there. I never accompanied the man. I don't know whether he goes or not.

31039. That is from Wellington-street?—Yes, but I believe he leaves my residence with the intention of going.

31040. Is he able to walk to Christ Church and back again?—I believe so.

31041. Then you would not call him an infirm man?—Well, I never saw him use more than perhaps his umbrella in his hand. He invariably carries an umbrella.

31042. Had he an umbrella on the day of the election?—I know him for a long time, and I never knew him to go out without his umbrella. He carries it not with the view of assisting him along, but more for fashion's sake than anything else.

31043. Were you speaking to any man on the day of the election about the man with an umbrella?—I was not.

31044. You are quite certain?—Quite certain.

31045. You will swear that you did not mention your father-in-law's name to anyone at Dorset-street?—I will. My father-in-law's name—Frederick Courtenay, never was mentioned.

31046. Did you not mention your father-in-law's name to anyone in Dorset-street?—I did not.

31047. You swear that?—I do, decidedly.

31048. Do you stand by that?—Most decidedly.

31049. Mr. LAW.—Did you mention the name of Francis Courtenay?—He is his brother.

31050. Did you mention Francis Courtenay's name to anybody in Dorset-street?—I might.

31051. Do you think you did?—Well, I might.

31052. That I presume in your vocabulary means that you think you did?—I might or might not.

31053. That is no answer at all. Do you believe you did?—Well, I might. I am not quite positive.

31054. Do you think you did mention Francis Courtenay's name?—I may have done it.

31055. Do you think you mentioned Francis Courtenay's name?—I wish you to understand that there is a Francis and a Frederick Courtenay. Frederick Courtenay I believe is my father-in-law.

31056. You believe it? Now this is a very simple question. Francis Courtenay is the man who resides as a lodger in your house—did you mention Francis Courtenay to anybody in connexion with the committee-rooms in Dorset-street?—I might have done it.

31057. We must have an answer, but that is no answer?—I might.

31058. Do you believe you did?—I might or might not.

31059. We must have an answer, or we shall have to deal severely with you. Do you think you did mention his name?—I believe Francis Courtenay's name was mentioned here repeatedly since I came into this court.

31060. If you wish us to believe your testimony, you will give your answers in a very different manner from what you appear disposed to do. I do not wish to embarrass you in any way, but tell us quietly do you believe that you mentioned Francis Courtenay's name to anybody in connexion with Dorset-street before the election?—I believe I mentioned it since I came here.

31061. I am not speaking about that, but prior to the election of 1868, while the people were calling on you for your vote, did you mention Francis Courtenay's name?—Not that I am aware.

31062. You have no recollection?—I have no recollection of it.

31063. Do you think you did not?—I have no interest in the matter at all.

31064. Of course you know that the thing was present to your mind that Francis Courtenay was in your house, and was a freeman?—Yes.

31065. And that he had a vote?—Yes.

31066. And that he was willing to vote for the Con-

servatives, like yourself?—I never troubled my head with Francis Courtenay. I let them go and canvass him if they liked.

31067. Did you know he was in the house?—I did not know.

31068. Did any of the people ask to see Francis Courtenay?—I presume they had his address.

31069. They always came in the evening, as your wife says, when you were at home. Did any of the people who came looking for you ask for Francis Courtenay?—They merely canvassed me on my own account.

31070. Did they say they understood there was another voter in the house named Francis Courtenay, whom they would like to see?—I have no recollection. They canvassed me on my own account. I gave them my answer.

31071. Mr. MORRIS.—You are quite sure you were not at Dorset-street?—That I was not at Dorset-street?

31072. Mr. LAW.—Yes, at the committee-rooms?—I never attended a meeting.

31073. We understand that. The record shows that?—I got several invitations and summonses to attend meetings, but I never attended one.

31074. You received several communications from the people who called to come to the meetings if you found it convenient, but you did not go?—That is so.

31075. You did not go to the committee meetings in the evenings?—No.

31076. Did you call at the house 107, Dorset-street, Stephenson's house, on any occasion in the daytime—not when the committee was sitting—but when there was no committee sitting?—I don't know when they were not sitting.

31077. The committee was not always sitting?—I never attended a committee meeting.

31078. Did you ever call in at the house as you were passing in the morning, or in the daytime, when there was no committee sitting?—I did.

31079. Now do you remember how long before the election that was?—It might be a week or a few days previous.

31080. Who did you see when you called in?—I could not say.

31081. You saw somebody at a table, I suppose?—There were a number of gentlemen sitting at a table.

31082. What did you call in about?—My elder son was then disengaged. I was in employment at the time, and I would not accept of their terms for employment, as I could earn more money at any ordinary calling or trade. I said my son was disemployed at the time, and if they could make his services of any use they could have them, and remunerate him as they liked.

31083. Was this after the gentleman called upon you, and asked for your vote?—I could not say whether it was before or after.

31084. How long was it before the election?—I think it might have been a few days or a week.

31085. Was it a fortnight?—No; not so much.

31086. Did you ever call at the house in Dorset-street in the morning or daytime—not in the evening—except on the one occasion?—Never but on the one occasion. As my son was disemployed at the time, and I said if his services were of any use at the time, they might make them available, and if they would compensate him, well and good.

31087. When you called at the house in Dorset-street, did you say there was another voter in your house of the name of Courtenay?—No.

31088. Are you quite certain of that?—Quite certain.

31089. Do you know did ever Courtenay go to the committee-rooms in Dorset-street?—I believe he never went.

31090. Did he get an invitation?—I presume he did, the same as myself.

31091. Did you hear he had?—Not to my knowledge.

31092. Did you ever hear he got an invitation?—Not to my knowledge.

31093. Are you any relation of George Hall, who is in the employment of the Midland Railway Company?—His brother-in-law.

31094. I suppose he is frequently in your house?—He occupied apartments in my house, about, I suppose, twelve or thirteen, or fourteen or fifteen years ago.

31095. But not since that?—Upon my solemn oath he never crossed my threshold more than once since; but we are on perfectly good terms.

31096. Only once in fifteen years?—Well, say once in seven years, and confine the thing to a closer compass.

31097. You are on perfectly good terms?—Quite so.

31098. Did George Hall ever speak to you prior to the election, about your coming to the committee, or about anything connected with the election?—No, he never spoke to me on the subject.

31099. I suppose he knew about Courtenay being in your house?—I presume he knew all about the family as well as I did.

31100. Now, did you ever see Campbell in your house?—Never in my life.

31101. You are certain of that?—Quite certain of it.

31102. Did you ever speak to him?—Never, to my knowledge.

31103. In his coursing about the town after freemen, did he not come to your house?—Not to my knowledge. I never saw him until he was pointed out to me, standing at the corner of the court, on the day before yesterday, when I was on the gallery.

31104. Now, I ask you again—after you have recollected that you did call at the committee-rooms in Dorset-street, on the forenoon of some day, about a week before the election, in respect to your son's employment—did you on that occasion tell anybody in the room that you and your father-in-law, or you and Francis Courtenay, who was your father-in-law's brother, had both voted for Guinness and Vance, at the election of 1865, or did you tell at all of having voted at the election of 1865?—I have no recollection of it.

31105. Will you say you did not?—No.

31106. You would not say that?—No; I would not.

31107. Do you recollect telling the people in that room, in the forenoon of some day, that you had lost your employment in consequence of voting for Guinness and Vance?—I could not tell them that, for the simple reason that I had not lost it.

31108. I thought you said you had lost it?—I had lost it after the election.

31109. Was that in 1865?—No, in 1868.

31110. That was a different employment. What employment were you in in 1865?—In the employment of the Midland Great Western Railway Company.

31111 In 1865?—Yes.

31112. In what department?—In the locomotive department.

31113. What were you doing?—I was there as a painter.

31114. Painting the carriages?—The waggons, or the locomotives, or the rolling-stock.

31115. I suppose, when employed there, you came across your brother-in-law, George Hall, who was in the Audit office?—Very seldom.

31116. I suppose you met occasionally?—Perhaps once in six months, or three months. We were rather distant.

31117. You seem to be a peculiarly distant kind of man. Did you lose that employment in consequence of any vote?—No.

31118. Did you ever say you did?—No. I lost it by myself.

31119. You gave it up?—I was guilty of an indiscretion, simply for going outside the works during

TWENTY-SECOND DAY.
December 23.
William Yorke.

working hours. I was discharged, or rather suspended for that. I was then restored to my employment at a reduced rate of wages, and I remained for a short time, but I would not remain longer, and I left at my own request.

31120. According to your statement the gentleman who entered this in the committee-book must have been very imaginative, for he says you called and spoke of yourself and Courtenay having voted at the last election—the election of 1865—for Guinness and Vance, but requested that it should be made known to the committee that you both lost your employment?—No, I did not.

31121. You never said that?—That employment I believe I lost. I was in the employment of the Midland Great Western Railway Company in 1865.

31122. I am aware of that?—At the last election I was in other employment.

31123. The entry here is on the 3rd of November, 1868, before the election?—By whom.

31124. And it states "that Mr. Yorke called at the office, and stated that he resided at 27, Wellington-street—that he and his father-in-law, Francis Courtenay, had voted at the last election"?—He is not my father-in-law.

31125. And that you had stated that both lost their employment in consequence. "They will vote for Guinness and Plunket, but expect to have the loss of their day's work refunded, otherwise they will not go to the poll"?—Francis Courtenay, with every respect to you, is not my father-in-law.

31126. We are aware of that?—He is my wife's uncle.

31127. Did you make a statement when you called at the committee-rooms to the person you found there, as to having voted at the previous election for Guinness and Vance?—Decidedly not.

31128. Did you say you had lost your situation in consequence of any vote?—I never lost my employment for that.

31129. Did you say you had?—When?

31130. When you called at the office in Dorset-street, did you tell anybody that you had lost your employment because you had voted for Guinness and Vance at a previous election?—I did not.

31131. Did you say you would vote for Guinness and Plunket at the then coming election, but you expected to have the loss of your day's work made good?—I did not.

Henry Yorke.

Henry Yorke sworn and examined.

31132. Mr. LAW.—You are not a voter I believe?—I am not.

31133. Were you employed on the last election?—I was on the day of the election.

31134. You were employed for only that one day?—Yes.

31135. What were you employed as?—As a clerk in the tally-room at Dorset-street.

31136. What were you engaged doing as a clerk?—Marking off the names of the voters as they voted on the sheets.

31137. How did you get the names?—They were brought up by a messenger from the booths.

31138. Was your work confined to freemen or did it extend to other voters?—To ratepayers.

31139. I suppose there were a number of people employed in the same way?—There were.

31140. How many?—About eight or ten altogether.

31141. Under whose charge were you?—Mr. Norwood.

31142. Was Mr. Norwood there during the day?—He was.

31143. Was Mr. Lawlor there?—He was in the morning early—he went away. Mr. Falkner was there.

31144. The secretary?—Yes.

31145. Had you ever attended any of the committees before that?—Never before.

31146. When did you get your appointment?—That morning.

21147. Who brought it to you?—I went down and got it myself. I went and applied for it that morning of the election.

31148. Whom did you ask?—Mr. Lawlor.

31149. Had you been speaking to Mr. Lawlor before?—I saw him in the hall in Dorset-street that morning.

31150. Where the committee-rooms were?—Yes.

31151. Before the election began?—Before the men were put to their posts at all that morning. I asked him for employment that morning.

31152. What did you say?—I asked him had he anything for me to do. He asked me who I was. I told him my name was Yorke.

31153. Did you tell him your father was a voter?—He just asked me what I wanted, I said I wanted employment, he said, "Who are you"? "I am the son," said I, "of Wm. Yorke of Wellington-street."

31154. Did you tell him you had a connexion in the house a voter?—I did not tell him anything of the sort. I told him I was the son of Wm. Yorke of Wellington-street. He went inside into a room and came out again, and told me to come in.

31155. You were set to work with the rest?—I was brought into the room then, and there was a Mr. Barlow told me to remain there with Mr. Falkner for the remainder of the day. I remained there all day.

31156. Were you not employed after that day?—Not after that day.

31157. What did you get for that day's work?—A sovereign.

31158. Had you been aware of any communication from your father to the committee-rooms before that?—No.

31159. Did you ever hear he had been at the committee-rooms?—No, because I was only a week home from the country previous to the election.

31160. Where had you been before that?—In Newry.

31161. Did you remain in your father's house after you came back?—Yes.

31162. How were you employed?—I am doing business for myself at present.

31163. I understand there is a Mr. Courtenay lives in your father's house. Is that so?—I cannot say for that. There are lodgers in the house at present.

31164. Is there in the house a Mr. Courtenay who is closely connected with you?—There is an uncle of my mother.

31165. Your grandfather's brother?—Yes.

31166. Is he in good health?—Well, I don't know. I have not seen him, because I don't be in the house very often myself.

31167. Is he living there still?—I don't know.

31168. Did you sleep in your father's house last night?—I did.

31169. And breakfasted there this morning?—I did.

31170. Do you believe your grandfather's brother is still in your father's house; I don't mean at this instant? Is he still living as usual in your father's house?—I believe so.

31171. You have not heard he is gone away?—I have not.

31172. Have you any reason to think he is gone away?—I have not.

31173. When did you see him last?—I might have seen him within the last week back; I could not say.

31174. Did you see him to-day?—I did not. He does generally be confined to bed for, perhaps, often a month.

31175. What does he suffer from?—Nothing in particular, but he is just old and feeble.

31176. Is he able to walk without assistance?—Well, yes; the last time I seen him he was.

31177. Does he use sticks or crutches?—I never saw him use crutches. He used a walking-stick.

31178. One walking-stick?—Yes.

31179. Was he in your father's house when you came home in November last?—He was.

31180. Do you know whether he voted on the day of the election?—I don't know, because I was in the house in Dorset street all day.

31181. Did you hear he voted?—I heard he voted for Guinness.

31182. Did you hear of any application having been made by your father to the people of the committee-rooms in Dorset-street for anything for going down to vote?—Never.

31183. Was Mr. Lawlor writing with you?—Mr. Lawlor was not in the house from the time he went away in the morning until he came back that evening after the voting was over.

31184. Look at that and tell us do you know whose handwriting it is (*minute-book of Inns-quay ward handed to witness*)?—I don't know.

31185. Were you aware your father had been canvassed before the election?—Yes.

31186. Who canvassed him?—A man named Cowan. There was another man, I don't know his name. I think I would know it if I heard it.

31187. Was it Hall?—It was not.

31188. Cowan was the name of one man?—Yes.

31189. Who told you he was canvassing?—I saw him myself.

31190. During the week after you came home?—Yes.

31191. How often was Cowan there?—Twice. On two different occasions, in the yard to see my mother. I was inside the house.

31192. How long were you in Newry?—I had been away from the May previous. I came down in the latter end of October.

31193. In whose employment were you in Newry?—Mr. Lawson's, a coachmaker, that is my business.

31194. Do you know Campbell?—I never saw him in my life to know him.

31195. Did you ever see him in your father's house?—Never. I never saw him or heard of him.

31196. I suppose you know your relative, Mr. Hall?—I do. I have not seen him only once these many years.

31197. You think it was not a person named Hall came with Cowan?—I am certain it was not.

31198. What sort of person was he?—A tall darkish looking young man; the name was something like Stevenson.

31199. Would you know the name again?—I might if I heard it.

31200. Mr. LAW read out several names from a book of the Inns-quay ward, and asked was it any of these?—I could not say.

31201. Was it Young?—No.

31202. Was it Kennedy?—Some name like that; I am not sure.

31203. Did you ever hear that your father had told the committee people that he expected to be paid for his day's work for going down to vote?—No, but I heard my mother ask Mr. Cowan when he came to the yard to look for my father's vote, ask him for the day's pay, and he said he did not know.

31204. Did your mother ever call to the committee-rooms?—I never heard.

31205. Do you know who acted as secretary at the committee?—I don't know.

31206. Was it Mr. Lawlor or Mr. Falkner?—I could not say. I never had been there only the one day.

31207. Did you hear whether your father had got anything for the loss of his day's work?—No.

31208. Never heard whether he had or not?—Of course I knew myself he had not got paid.

31209. When your mother asked Cowan whether your father would be paid for the loss of his day's work, what was said?—Cowan said he did not know; he could not tell that.

31210. Mr. TANDY.—Did you know Henry Foster?—No, sir, I never saw him in my life.

(Adjourned.)

TWENTY-THIRD DAY.

FRIDAY, DECEMBER 24, 1869.

Mr. *Robert Lyster Hodson* sworn and examined.

31211. Mr. LAW.—You are, I believe, the Assistant Secretary of the Conservative Registration Society?—Yes.

31212. For the city?—For the city.

31213. When did you become such?—In December, 1866.

31214. Who was your predecessor?—Mr. Atkinson.

31215. I suppose when Mr. Atkinson became clerk of the North Union you were appointed, to succeed him?—Yes. I got my appointment in three weeks after.

31216. Had you been connected with the society previously?—I had not.

31217. What had you been doing previously?—Nothing connected with elections.

31218. Had you been in business for yourself; I mean what was your training?—I don't know whether I am bound to answer you what I was doing previously. I was doing nothing connected with the elections.

31219. Where were you employed?—At Hardy and Townsend's, house and land agents, in Molesworth-street.

31220. You had nothing to say to the election of 1865?—No.

31221. Are you a freeman yourself?—No, I am not a voter at all.

31222. Was there anything doing in the office in connexion with election matters in 1867?—No; nothing but the ordinary work of the office—receiving subscriptions, preparing for the revision.

31223. There were, I presume, some freemen admitted that year?—There were.

31224. Did you defray the expenses of their admission?—No; they paid it themselves in 1867.

31225. I suppose the beseeches for their admission were as usual filled up in the office?—Yes.

31226. And did each freeman pay his own expenses of admission in 1867?—Yes. I may mention that there were only seventeen or eighteen freemen admitted in 1867. I think there were only a few ad mitted that year. I didn't look over the book, but I think there wereonly a few admitted.

31227. We have the numbers here—there were forty-five admitted in 1867, and these, I suppose, were divided between your and the Liberal office?—Yes.

31228. Who was it that looked after the Liberal freemen at that time?—Mr. Connell, I think.

31229. I believe there were more admitted in 1868?—Yes.

31230. I find there were 147 freemen admitted in 1868, about how many of them had you?—We had the majority.

31231. The large majority?—Yes.

31232. Three-fourths, had you?—I should say that they had only nine or ten on the other side; all the rest were ours.

31233. Did those admitted on the Conservative side all pay for their own admission?—Not all.

31234. It was paid for out of the Registration funds, I suppose?—I paid for only half of them; I think

about seventy; and the other half paid for themselves. I think it was seventy-three I paid for. I was making it up out of the Registration funds.

31235. This last year only thirty-five were admitted, were these all yours?—With the exception, perhaps, of one or two, they were.

31236. How did they pay?—I paid for about half of them.

31237. And the other half, did they pay for themselves?—I know I paid £14 8*s.*, at the rate of eighteen shillings a piece.

31238. I suppose these payments were out of the ordinary funds of the society, and appear in your books?—Yes.

31239. You say you paid for the admission of about seventy freemen in 1868; how much did you pay in 1868; have you got your books here?—I have. I may mention that the payment for 1868 does not appear in my books, it was never entered.

31240. Was it paid out of the society's fund?—It was. It was only the other day Mr. Lang reminded me that he handed me the money.

31241. Who is Mr. Lang?—He is the collector of the office.

31242. Have you no account in your books to show it—do you balance your accounts every year?—They are vouched.

31243. How do you vouch them; I presume your accounts would show this?—That was £100 subscription Mr. Bradburne gave to Mr. Lang. He said, "Here is a subscription to the office." Mr. Lang gave the £100 to me, and I paid for all the freemen that were admitted. I kept it in a box separate. According as the freemen came in I paid for them, and I lodged the balance to the credit of Mr. Goodman, with Guinness and Mahon, bankers, College-green.

31244. I presume the balance which you lodged to Mr. Goodman's credit would appear in your books—though the £100 did not appear?—No, because the payment for the freemen at that time did not appear in the books, and if the balance appeared there the books would be wrong.

31245. If Mr. Bradburne gave you the £100 which you say you placed in a box, did you pay for the admission of the freemen out of it?—Yes.

31246. That £100, as I understand, was kept separate from the other money?—Yes, that £100 was never entered on the receiving side of the ledger.

31247. Did you hand over the balance to Mr. Goodman, and did Mr. Goodman acknowledge the receipt of it?—I gave Mr. Goodman, Guinness and Mahon's voucher for it.

31248. And it did not appear on the books at all?—No.

31249. What was the reason of that?—It was forgetfulness, that was the whole thing. I was partly to blame for it, I got the £100, and I lodged the balance £35 to Mr. Goodman's credit. I forgot all about it. I never thought of it until the other day, when I told Mr. Goodman about it.

31250. Did not Mr. Goodman then appear to have too much money, did not he appear to have £35 more than the amount of the receipts?—I don't know what he received, but he always gave me a cheque for anything I wanted on Guinness and Mahon.

31251. I presume your work in anticipation of the election of '68 began practically with the revision?—Yes, with the revision.

31252. Did you receive subscriptions from the different members of the society?—No, they were received by Mr. Lang, the collector.

31253. Does he keep a book?—Yes.

31254. Have you not got a list of the subscribers?—I have.

31255. How many subscribers were there for '68?—I think I heard there were 460, but I am not sure.

31256. Altogether?—Yes.

31257. To the city registration fund?—Yes.

31258. What was the gross amount of the subscriptions for '68?—The gross amount of the subscription for '68 was £413 8*s.* 6*d.*

31259. From the 460 subscribers?—Yes, I can't say what the exact number of subscribers was.

31260. No matter, it is over 400 at all events?—Yes.

31261. What is the usual subscription—£1?—It is £1, 5*s.*, and 10*s.*

31262. I suppose the fund is generally made up of subscriptions of £1?—There are a great many five shillings and ten shillings.

31263. £413 8*s.* 6*d.* is the gross amount of the subscriptions for '68?—Yes, £413 8*s.* 6*d.*

31264. From the ordinary subscribers?—Yes.

31265. Is Sir Arthur Guinness's name among that list of contributors?—It is, for £150: that is deducted from the entire amount as it did not come to me directly. The entire amount of subscriptions is £563 8*s.* 6*d.*, deduct Sir Arthur Guinness's subscription, paid to Mr. Goodman, £150; leaving a balance of £413 8*s.* 6*d.*

31266. As we know from the evidence that has been given here, there was a large amount of contributions made by Sir Arthur Guinness for the purposes of the registration?—Yes.

31267. Did any part of that come back into your hands?—Nearly all of it came into my hands.

31268. As I gather from you, the £150 you spoke of first, did not come into your hands?—No.

31269. It was kept separate?—Yes. The total amount of Sir Arthur Guinness's contributions was £1,612 18*s.* 11*d.*

31270. Is that the whole amount of Sir Arthur Guinness's subscriptions to you in 1868?—Yes, that is the money I got from Sir Arthur Guinness, by cheques at different times to pay the clerks and the other incidental expenses of the office.

31271. Did any of the money Sir Arthur Guinness so contributed come to you in the first instance?—No, except that £100. It came through Mr. Goodman.

31272. Which you kept in the box?—That's the only thing that came to me.

31273. There was £150 which was subscribed by Sir Arthur Guinness, but that, you say, was deducted, as it did not reach your hands directly?—Yes.

31274. That reduced the entire amount of the contributions from all sources to £413 8*s.* 6*d.*?—Yes.

31275. Besides that, would what you understood to be Sir Arthur Guinness's contributions received through Mr. Goodman represent the whole amount of expenditure for the office—namely, the £1,612 18*s.* 11*d.*, which is the amount you gave in this moment?—No, it would not. The whole amount paid would be £2,064 16*s.* 3*d.*, or about that. There is a clerk's book in the office which shows what the old staff are always paid—it is not mixed up with the new staff.

31276. You mean the registration staff?—Yes.

31277. What did the expenditure for the old staff come to, you say you had the expenditure for them separate from the rest?—Yes; it came to £461 19*s.* 7*d.*

31278. The extras made up the difference?—Yes.

31279. The extras I suppose are the £1,612 11*s.* 11*d.*?—Yes.

31280. In which bank was your money kept?—In Guinness and Mahon's, College-green.

31281. I see here in this book an entry on the debit side of the account, "Paid for G. W. Lang, for my account, £48 11*s.* 1*d.*?"—Yes.

31282. What was that for?—I had to pay for him for the old staff more than he collected to defray the expenses. I had to give him that amount.

31283. It is entered on the debit side in addition to the collection. You first very properly entered the whole amount of the contributions, £563 8*s.* 6*d.*, from which you deduct £150, Sir Arthur Guinness's subscription, that reduces the total amount to £413 8*s.* 6*d.*?—Yes.

31284. You do not deduct the £48 11*s.* 1d., but you add it?—It should be added because it was entered "paid" in his book, and it is added in the total amount.

31285. It is added as money received by you?—Yes, from Mr. Goodman; he did pay it for Mr. Lang.

31286. Then it means money received from Mr. Goodman for Mr. Lang, £48 11*s.* 1*d.*—that should be the form of the entry?—Yes. It is in the total amount on the other side, at the head of the column you will see £461 19*s.* 7*d.* That £48 11*s.* 1*d.* is included in it.

31287. It is a curious process. At the other side we find the total amount of expenditure as £892 15*s.* 6*d.*, which does not include any item of £48 11*s.* 1*d.* specifically at all; from that you deduct H. O. Barker's debt to be forgiven £287 19*s.* 4*d.*, what is the meaning of that?—A debt that was due to Mr. Barker by the society. The society was in debt to every Honorary Secretary—the subscriptions didn't amount to enough, and when Mr. Barker left the office he forgave that amount which was due to him.

31288. Mr. MORRIS.—Made a present of it to the society?—Yes.

31289. Mr. LAW.—When did Mr. Barker leave you?—He left about six months after I went there—about the middle of 1867, I think.

31290. "Ditto, J. F. Goodman," that, I presume, is a similar balance due to him?—Yes.

31291. Did Mr. Goodman forgive that debt also?—He did not.

31292. Why deduct that amount, £100?—Because he was paid.

31293. Where is the payment?—It is there in that book you have.

31294. Was Mr. Barker paid?—He was not.

31295. How do you account for this. You struck out Mr. Barker's debt as forgiven altogether, that reduced the balance to £604 16*s.*?—It was settled, that was a debt that was carried on.

31296. When you enter here "Ditto deduct J. F. G." one would suppose that that debt was forgiven also? That was carried into the account, for Mr. Goodman was paid that amount.

31297. Where is the entry of payment here?—That is the only entry there.

31298. In the next page I see the total amount of subscriptions from all sources for 1868, except Sir Arthur Guinness's. The entire of the rest of the subscriptions is £413 9*s.* 5*d.*?—I believe so; there were other subscriptions, there was £100 from Mr. Kinahan.

31299. Yes, there was £413 9*s.* 5*d.* from the general collection per Mr. Lang; there is £100 from E. H. Kinahan, there is £150, £100, £1,000, £2,000, and £600 from Sir Arthur Guinness; that would bring it up to what Mr. Goodman stated in his evidence before Judge Keogh to be the total amount, £3,850?—Yes, about that.

31300. That is the last account in the book, duly audited in May last by Mr. Harris?—Yes.

31301. Have you two auditors to audit your accounts?—Yes.

31302. Mr. Harris is one, who is the other?—Mr. Thomas Vance.

31303. Why, did not Mr. Vance sign the audit sheet as well as Mr. Harris?—I don't know. I think he was away some place. I think he was away in his yacht somewhere. He looked at it, and Mr. Harris looked at it.

31304. Do not your rules require that the accounts shall be audited by two auditors?—Yes.

31305. Why then did Mr. Vance not audit them?—I don't know. I think he was away in his yacht.

31306. He was not always away in his yacht. Did Mr. Vance ever examine the accounts?—He was with us on one occasion.

31307. Did he object to sign the audit sheet?—He did not. He only came once: he was there when we had the vouchers, and he was vouching the accounts along with Mr. Harris. We wanted to have the accounts audited, and everything done before the petition. Mr. Harris said he could not come to do it on such a day, but that if I brought it to his house in the evening he would do it. Mr. Vance said he could not go there, and that Mr. Harris could do it. I went to Mr. Harris with the books and vouchers.

31308. Was that before the petition?—Yes.

31309. Did he sign it before the petition?—He did.

31310. Was it Mr. Harris signed it?—Yes.

31311. How then does it come that the date of the audit sheet is May, 1869, three months after the petition—it is clear that he did not sign it at the time you state?—I know it was nearly vouched because I had it here at the petition.

31312. You stated that Mr. Harris had signed it before the petition?—He didn't sign it, I think, until he had a meeting in Dame-street.

31313. You told us that Mr. Harris signed the audit sheet at the time that you brought the books and vouchers to his place?—No. I think he did not. He finished the vouching from the accounts. I brought him the vouchers and he vouched it.

31314. Did he sign it?—He did, but not then. From the date you gave me I would say that it was signed when he made his request when the committee met and the £1,000 was paid back to Sir Arthur Guinness.

31315. It was signed in May last?—I suppose it was. He will tell you himself better than I can.

31316. The book itself should tell; there is no use in having the book if it does not. The first item, weekly expenditure of the office, is £461 19*s.* 7*d.*; expenses of clerks for revision, as per clerks' time book, £674 9*s.* 1*d.*, and £39 18*s.* 5*d.* Have you got the time book here?—No. Mr. Lang has it, and he hadn't come into the office this morning when I left.

31317. That comes to over £700, and was I presume, an addition to the old hands—to the old staff of the office?—Yes.

31318. This, I presume, is a clerk's time book kept specially for the election?—No, I had nothing to say with the election.

31319. You say the ordinary staff, what you call the old hands, you say that their expenditure was £461 19*s.* 7*d.*?—Yes.

31320. Was that up to the time the revision was concluded?—No, up to the 1st January.

31321. 1st Janaary, 1869?—Yes.

31322. For the whole year?—Yes.

31323. Did it include the expenditure for the whole staff for the year 1868?—Yes, except for the overtime, which you have in the book there.

31324. Does that book contain the overtime of the old hands, and the payments to the extra hands?—The payments to the extra hands are in another book.

31325. That is the book the two items you mentioned before have reference to?—Yes.

31326. This book is for sundries—stationery, printing, car-hire, &c.; what do they refer to?—These are sundries for which we have vouchers.

31327. The item £674 9*s.* 1*d.*, is that for the old hands, or for the extra staff?—For the extra staff.

31328. Entirely and exclusively?—Yes.

31329. The last entry here that has a date is for the week ending 17th October, 1868?—Yes.

31330. The next page has no heading at all, what should it be?—Let me look at it. (*Looks at book.*) That is a continuation of the former page.

31331. It can't be; because the £22 on that page is not added to the £82 on the former page?—You will find it in the account just the same.

31332. Does it belong to the same book?—That is back money which was retained at five shillings a week, and was paid to the clerks afterwards. We paid sixpence a week for every man that was on the registry for us, and sixpence a week for every man that was knocked off on the other side during the revision. You will find so many put on and so many knocked off.

31333. What is the meaning of the heading "Week ending 17th October, 1868?"—That is the time they were settled with.

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31334. I find, "Week ending 10th October, 1868," before it?—You will find no other week after that. That was when the clerks were transferred from No. 3 to 47, Dame-street.

31335. What is the meaning of the last page that has no heading?—It is a continuation of the other side.

31336. Why is not the £82 13*s.* 5*d.* carried over?—None of them is carried over, they are entered separately and totted up. I think I have a list at home where the different items are totted, and they made up the entire amount. I think I had it for the auditors.

31337. You will please let us have that list. Can you tell us where in this book, is the item £674 9*s.* 1*d.*?—In what book?

31338. In this book?—Read the entry.

31339. "Expenses of clerks at revision, as per time book, £674 9*s.* 1*d.*"?—That book in your hand—the different pages and sheets I have will make up that amount.

31340. Will all the items make up the £674 9*s.* 1*d.*?—I won't say that until I tot them up; to the best of my belief it is so.

31341. Does it purport to be so?—I should say so. The list will make up the amount.

31342. "Ditto, £39 19*s.* 5*d.*," what is that?—These are the I. O. U.'s.

31343. It purports to represent the expenses of the clerks at the revision, you say that is the I. O. U.'s, it is not so?—It is.

31344. Does it appear in the time table?—It appears in one of these books.

31345. Mr. MORRIS.—If these accounts are made out of the two books, it must be so?—Yes, it is in one of these books.

31346. Mr. LAW.—Just show us the I. O. U.'s in these books?—Would you wish to see the originals? I have them all here.

31347. Yes, let us see as many as you have?—I have them all, what is the amount?

31348. £39 19*s.* 5*d.*, that is the whole of the expenses of the clerks, as per clerks' time book, on account of the revision; it is not as security for money, or anything of that sort, but expenditure, and not accounted for at all?—That is the I. O. U.'s.

31349. Why did you receive I O U's from people who worked at the revision? Surely there was no difficulty in paying them?—They were working at the election at the time.

31350. The £39 1*s.* 5*d.* is represented by the I O U's you have?—No, £38 15*s.* 10*d.* represents the amount of the I O U's. You will find there an item in one of these books if you look it over until I bring you the time-book; that will explain it to you.

31351. While the clerks were working for the revision, and at the revision again for the purposes of the election, did you not pay those who were voters their ordinary salaries except the five shillings which you deducted?—I did, for the revision.

31352. Why, then, did you take I O U's from them?—I think it was about the 10th October I transferred the clerks from No. 3 to 47, Dame-street. I knew by the Act of Parliament that I could not pay them for the work then done, I therefore paid all the voters for a fortnight on I O U's while Mr. Goodman was away in England or the Isle of Man. When Mr. Goodman came home I told him what I had done. He said, "You will have to pay the money yourself." I grumbled at this, and I said it was a very hard case. He said, "You had no right to do it, you acted very improperly; you will have to pay the money yourself: don't do it any more." I still grumbled. There was nothing more about it; the matter passed then. When near the end, when touching the accounts, I asked Mr. Goodman about it, and Mr. Goodman said, "Enter it in the book as money paid."

31353. In what way?—As money paid to the clerks in the ordinary way.

31354. Was not that what you really meant all the time?—How?

31355. To let them have the money. Did you mean to sue them on the I O U's?—No. I meant to pay them for their week's work. I thought I could pay them on I O U's.

31356. Mr. MORRIS.—The I O U's were only a shadow in that case?—There was a great deal of substance in them I think.

31357. Mr. LAW.—Was it Mr. Goodman that told you to enter the money in that way?—He told me to enter it in the book.

31358. As ordinary payment to the clerks?—Yes.

31359. You referred us to the amount of the I O U's which you said was £38 15*s.* 10*d.* I find that the last item in the account is, "Francis Breakey, £1 3*s.* 7*d.* balance." That would make up the difference between £38 15*s.* 10*d.* and the £39 19*s.* 5*d.*, the expenses of the clerks for the revision?—Yes.

31360. What is that £1 3*s.* 7*d.*? How does it fall into the class of I O U's?—The accounts were nearly closed. Breakey had been working for some time, and he was not paid the five shillings a week. He was dismissed, and he came back to me for it.

31361. When was he dismissed?—He wasn't at the revision at all. I considered he was a very stupid, slow man.

31362. Was he dismissed before the revision began?—Yes. My recollection is that he was a very slow, stupid man.

31363. You added that £1 3*s.* 7*d.* to the £38 15*s.* 10*d.*, the amount of the I O U's, and put it in that way?—I may have done so.

31364. That accounts for the sum total, £39 19*s.* 5*d.* You entered the £1 odd which Breakey got, and that made exactly the £39 19*s.* 5*d.*?—Yes, it was a sort of sundry. It was forgotten. Breakey came in to the office one day after everyone else was paid. He said it was a hard thing not to pay him, and I did pay him.

31365. I find an entry for sundries—for car-hire, stationery, printing, &c.—£888 8*s.* 2*d.*?—That is in the book there.

31366. Have these books any name? Are they lettered in any way?—They are not.

31367. We shall then call the ordinary account-book "A." "Ditto, £39 19*s.* 5*d.*" That is the entire amount of the I O U's?—Yes. That is the entire amount they received at the time.

31368. Before they were transferred to 47?—Yes; they were transferred to 47, and some of them were at work there. They afterwards used to come back to No. 3, and I used to pay them on I O U's.

31369. Is that the general account-book?—Yes, for car-hire, printing, stationery, sundries, &c.

31370. We shall call this miscellaneous account-book "B," and the third, the clerks' time-book, "C." What is the book you have at home?—It is the general clerks' book of the old staff, which Mr. Lang has in his possession.

31371. I shall refer to these books by the letters. The ordinary account-book and balance-sheet is "A;" the miscellaneous account-book is "B;" the clerks' time-book is "C;" you will understand them by these letters?—Yes.

31372. What car-hire does this represent?—Car-hire during the revision.

31373. Was that paid for from day to day, or was any considerable sum paid them?—They were paid weekly, every Saturday night.

31374. Are these weekly payments in this book "B?"—Yes.

31375. Who entered them? Was it yourself?—No. I don't think they are in my handwriting; I think they are in the handwriting of one of the clerks.

31376. Is it entered under the name "car-hire," or is it entered under the name of the person who received the payment?—I will show you. (*Looks at book.*)

31377. Are these pencil memoranda yours?—Yes, "car-hire," and all that there.

31378. The payments for the different car-owners?—Yes.

31379. This was evidently all written up at one time?—Yes, the vouchers were kept on a file.

31380. Were they entered from time to time?—They were all entered on a large file.

31381. Were all the matters entered in this book, entered from time to time in your book, according as they were paid?—They could not be entered as they were paid; it was impossible they could, for we never left the Revision Court until Saturday night at ten o'clock, and I had not time to enter them in that book until the revision was over.

31382. Were the vouchers of these different sums put on the file?—Yes.

31383. When did you enter the payments in this book?—Some time after the election was over.

31384. Was it in this year, 1869, you entered them—was it after the petition was over?—No. I had to have it prepared and ready for the petition, for Judge Keogh, and that pencilling was for Mr. Goodman's information, to be used at the trial of the petition.

31385. Then it was in this state since Judge Keogh finished the case at the trial?—No, the pencilling was done since Judge Keogh commenced the trial.

31386. Mr. MORRIS.—Are the pencil marks entirely Mr. Goodman's?—No, they are mine; they are made for his information, to be used at the trial.

31387. Mr. LAW.—The trial was on the 23rd January, the election was on the 18th November—there was an interval of over two months between them—tell us now at what time this was done—was it done before Christmas, or about the time the petition came on to be heard?—I can't tell.

31388. Was it done before the papers connected with the election, as we are told, were transferred from Dame-street, to Mr. Sutton's or Mr. Williamson's office?—I can't say, but I think it was about that time.

31389. That was about the beginning of January?—I don't know; I remember Mr. Goodman asking me if I had the accounts ready.

31390. I presume it was after the petition was brought on?—I had them ready before that. I didn't trouble myself with work after the election was over. When the election was over, the municipal elections came on, and I didn't do much for a fortnight after they were over. I think it was about January I did it.

31391. Have you got vouchers for these different payments?—I have; these are they (*vouchers produced*).

31392. How many files had you for preserving these things—were they classed according to the nature of the payment?—There is only one file for that general book.

31393. Did you put everything that is here on that file?—Yes, there were some vouchers belonging to Mr. Lang on it; I tied them up and put them into my safe.

31394. In whose handwriting are the entries in book "B"?—The heading of the first page is by Arthur Bloxham; all the body of the book, down to where I put the pencil mark, is by Mr. Fitzgerald, and from that to the end by myself.

31395. At all events, the entry, £888 8*s.* 2*d.* appears in book "B," which is here entered and written in book "A," as "car-hire, printing, stationery, &c., as per account of assistant-secretary, £888 8*s.* 2*d.*"?—I should say so.

31396. The details of it purport to be in book "B"?—Yes.

31397. You properly entered your rent, £45?—Yes, we paid that for two rooms we had; there is another entry for two rooms extra that we had to engage.

31398. Your ordinary rooms, I believe, are the drawing-rooms?—Yes, and we engaged the rooms over that.

31399. Did you take them for election or registration purposes?—For registration purposes; the three rooms over head are extra rooms. We had a very large staff, we had upwards of sixty clerks, and we had to put them upstairs.

31400. The next item I see is "fee to Mr. Lang as per agreement, £10," what is that for?—That was a fee or per centage to Mr. Lang on Sir Arthur Guinness's subscription of £300 a-year at five per cent.

31401. £300 at five per cent would be £15?—Well, it was £10 he got, I know.

31402. Did he compound for that sum?—I don't know anything of that, I gave £10 to him.

31403. "As per agreement," did he make the agreement with you?—I didn't make any agreement with him about it.

31404. Who did, do you know?—I think it was Mr. Goodman; in fact, I think, it was made before Mr. Goodman came.

31405. And was it continued after Mr. Goodman came?—Yes, it was a per centage allowed Mr. Lang on the late Sir Benjamin Lee Guinness's subscription, and it was agreed to in Mr. Barker's time. Mr. Goodman, when he came, was told it was a usual thing to give to Mr. Lang, and he said it was all right.

31406. I suppose Mr. Lang gets a per centage on the ordinary subscriptions besides?—He does, he gets ten per cent on the ordinary subscriptions.

31407. Does the Guinness subscription of £300 a-year not pass through Mr. Lang's hands at all?—No, it comes direct to the honorary secretary.

31408. I see there is a fee to Mr. Hyndman, "as per agreement," of £100, what is that for? What agreement is that?—I don't know that I am bound to answer that question, with great respect.

31409. I must tell you that you are bound to answer it?—With great respect I tell you, if you want any information relative to the books I will give it you; but I think it is not fair to give the affairs of our office to the public at large.

31410. That is what we are bound to do so far as we think necessary?—If you find anything wrong in the books I will explain it to you.

31411. We cannot do that until we know what it is; what is the entry "J. M. H. ditto, fee £100, per agreement," tell us what that is?—That is a fee I paid him; you must ask someone else about it.

31412. Was it you made the agreement with Mr. Hyndman?—I made no agreement with him for it.

31413. What is that fee for?—I know he does some work relative to the registration in the office.

31414. Has he been paid that in previous years?—You will see it by that book.

31415. I do not find a fee of £100 to anyone in the year 1867, so I suppose he was not then paid it. I do not find an entry of £100 to anyone, or in Mr. Hyndman's name, for the year 1865 here. I suppose I need not go further back. This book begins in 1860?—I don't know.

31416. Did you never take the trouble to look at your book to see when it began?—I may have looked at it.

31417. I do not find in this book any entry of any payment made to Mr. Hyndman, not for £100 certainly, before that. What is the meaning of this entry, "Fee to J. M. H., esq., ditto, per agreement £100"?—If you look over the book you will see other entries; you must ask someone else about it.

31418. What is the meaning of the entry here—"Fee to J. M. H., esq., ditto, per agreement £100"?—It was not I made the entry, you must ask someone else about it; I don't think it is my entry.

31419. Does it purport to be your account. I presume it was made under your directions?—(*Looks at book*)—That is Mr. Goodman's writing; Mr. Goodman paid this, and I will not answer a single iota about them.

31420. No matter who wrote it, does it purport to be your book account?—That amount of money Mr. Goodman will account for himself, he paid it.

31421. That is your account as assistant secretary?—That is the account of the office.

31422. Is it not a statement by you of how the money stands?—It is the account of the office.

31423. You must answer a little more specifically; you have answered fairly up to this; this purports to

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be a statement of how the money of the society stands?—I will answer you fairly. I tell you with great respect, that I will not answer any question on any entry made by Mr. Goodman; that is all in his writing. There are some of my own things there, I will answer about them.

31424. According to the best of your information and belief, what is the meaning of that entry—"Fee to J. M. H., esq., ditto, per agreement £100"; have you a voucher for it?—I don't think I have, I have not, Mr. Goodman has kept it.

31425. From your position in the society you must know well what the meaning of that entry is?—It is in Mr. Goodman's writing.

31426. Surely you would not allow Mr. Goodman to enter what he liked in your book?—Certainly.

31427. You would?—Certainly. He paid the money, I was only accounting for the money he gave me. He gave money to solicitors and others; to Mr. Hyndman amongst the rest, which he will account for himself, I will have nothing to say to it.

31428. We must have your information or belief? Have you any knowledge or information or belief as to what that £100 was paid "J. M. H." for?—I will not give you to the best of my knowledge or belief, when you have Mr. Goodman's entry there; he will explain it himself.

31429. You will be very badly advised if you do not; you are bound to answer every question we put to you, if you can?—Yes, if I know it.

31430. You are bound to answer if you believe it or have the means of knowing it; do not be foolish, but answer the question?—I am not a bit foolish, I will answer every question very fairly, but I will not answer my belief, I wouldn't trust to my belief.

31431. You must give us your information and belief when we require it, just as every other witness is bound to do?—I have not any information; I have no knowledge on the subject.

31432. Did Mr. Goodman ever tell you why that £100 was paid to Mr. Hyndman?—No, I think not, I don't think he did.

31433. Did anyone ever tell you why it was paid?—I know that Mr. Hyndman does work in the office.

31434. What work does he do?—He makes the objections.

31435. Did you understand that for making objections Mr. Hyndman was paid £100 the year of the election?—Not the year of the election.

31436. Yes, in 1868?—He was paid for it previously.

31437. Did you understand that it was for marking objections Mr. Hyndman was paid £100—is that what you believe?—I should say so.

31438. You believe that is the reason he was paid £100?—Yes.

31439. Did anyone tell you that that was the reason he was paid the £100; did he ever tell you himself why he was paid it?—No, I don't think he did.

31440. Were you ever told why he was paid it?—I may have been. I don't remember. I think you will find that he was paid it before.

31441. Show us where he was paid it before?—How far back would you wish me to go?

31442. Five years?—I can't go beyond December, 1866; I was not in the office before that.

31443. Do you find any entry in that book of payment to Mr. Hyndman before that?—There may be plenty of entries there, but these are the only ones that I can put my hand on just now, and that I am marking.

31444. Are these entries in your handwriting?—No, they are in Mr. Barker's.

31445. "J. M. H., fee"—is that the way you usually enter payments, in initials?—No.

31446. "4th February, 1867, J. M. H., fee £25"—you say that J. M. H. is James Macaulay Hyndman?—I didn't state anything of the kind. If you look in 1868 you will perhaps get some information.

31447. Did you hand the book back to us, and refer us to this entry as an instance of J. M. H. having been paid previously?—I can't answer until I tell you what I marked. In 1868 you will find in my handwriting that I marked three items "J. M. H."; they make up the entire sum.

31448. Is that your own handwriting in 1867?—Yes.

31449. Who is J. M. H.?—It is intended for James M. Hyndman.

31450. I see "fee £25"; that is in 1867; in whose writing is that?—It is mine.

31451. In 1866, are these initials yours—"J. M. H., fee £25 and £20"?—Yes.

31452. In 1867 there is an item of £50; in 1867 the same year at a later date, £25—that is £75?—I suppose so.

31453. Before that, "February, J. M. H., fee £25"; that is the first entry you marked; that is in Mr. Barker's handwriting?—Yes.

31454. That makes £100—£50, £25 and £25?—Yes.

31455. Is that entry of £75 in your handwriting, as paid to Mr. Hyndman under the initials "J. M. H."—what was that £75 for?—I should say it was for marking objections.

31456. Objections to what?—Marking objections on the list.

31457. Objections to what?—Objections to Radical rated occupiers, to leaseholders, freeholders, and freemen.

31458. What office does Mr. Hyndman hold irrespective of that in which he is paid for marking objections on the list—is he the revision barrister?—No.

31459. Who is Mr. Hyndman?—Mr. James Macaulay Hyndman, barrister, of Upper Temple-street.

31460. Who are the revising barristers?—Mr. Kaye is one, and Mr. O'Hara is the other.

31461. What is Mr. Hyndman?—He is a barrister.

31462. I know that—does he hold any office in connexion with the Lord Mayor's Court?—Yes, he does.

31463. What office is it?—He is one of the borough assessors for the revision of the list of voters for town councillors, aldermen, and borough auditors for the Corporation; they are quite distinct, the parliamentary and municipal revision.

31464. Why did you enter Mr. Hyndman's name in initials?—I took it from the former entries.

31465. I presume you know something of book-keeping. I believe it is not a usual thing to enter payments under initials?—I don't believe it is. I thought what Mr. Barker did must be right, and that is the reason I did it.

31466. As I understand, you did not pay the £100 to Mr. Hyndman that is entered in 1868?—No.

31467. Who paid it to him?—Mr. Goodman, I should say. He will tell you that himself.

31468. "Expenses to London for secretary and Mr. Byrne"—what Mr. Byrne is that?—I should say Mr. John Byrne, of Lombard-street.

31469. Is that the old or the young Mr. Byrne?—Mr. Byrne, senior.

31470. Does the secretary mean you?—No, the honorary secretary.

31471. Mr. Goodman?—I should say so.

31472. Considering that it is your book, one would expect you should know?—I can't say. I didn't pay that money, nor did I enter it. There are three secretaries.

31473. Who are the other two?—Mr. George Woods Maunsell, and the Hon. David Plunkett; I am not sure whether he resigned or not before that.

31474. Do you know which of the three it was that went to London?—It was Mr. Goodman, I think.

31475. Have you any doubt of it—were you present when Mr. Goodman wrote the account?—No, I think I sent the book to his house; he will account to you for his own entries.

31476. He accounts for your entries also, I perceive?—If you show me the book "B" I will explain it to you. (*Looks at book.*) There it is. It was not done properly, and Mr. Goodman took it home and did it himself.

31477. It was your statement in the first instance?—Yes.

31478. And Mr. Goodman re-cast it?—He copied it, and left the old copy in the book. He did not take it away and destroy it.

31479. Were you present when Mr. Goodman wrote that entry?—I said already I was not. I think, to the best of my belief, I sent the book to his house by a messenger; he wrote the entry in, and showed it to me afterwards.

31480. "J. Atkinson, for printing, £101 8*s.* 2*d.*," that appears in your handwriting before—we should have got rid of some difficulty if you had shewn us this originally; I see you entered the fee of £100 to J. M. H. yourself. You need not have objected because it was in Mr. Goodman's writing?—I will answer anything I know; that is not the book you were catechising me out of.

31481. When you objected to answer respecting the entry of the £100, because it was Mr. Goodman's writing, did you not know that you had entered it yourself previously?—I didn't think of it then—if I thought of it before I would have told you.

31482. Who is J. Atkinson?—He is dead; he was a printer in Grafton-street.

31483. Is he any relative to your predecessor?—He was a brother of his.

31484. I believe he carries on the printing establishment since his brother's death?—The widow carries it on with the assistance of the brother.

31485. Was that printing which is entered here connected with the revision or with the election?—With the revision.

31486. What was it?—Printing objections to claims, and all other matters of that kind—printing appeals, &c.

31487. The next item, "Paid inspector £5," is in your handwriting; who was he; what is the meaning of that?—I copied it from a copy Mr. Goodman gave me. I don't really know who it was. He paid it to some inspector, and I entered it from his statement. When he looked over the entry, he found it was not to his satisfaction, and he said he would do it himself.

31488. You say you took it from Mr. Goodman's statement?—I did.

31489. "Revaluator," "solicitors' fees," and "counsels' fees," and "costs," and "law books, as per M'Gee's account," from what did you take them?—I took them from Mr. Goodman's statement.

31490. Then you took the items from, "inspector paid £5," down to "law books as per M'Gee's account, £13 0*s.* 6*d.*," from Mr. Goodman?—I think I took them from Mr. Goodman.

31491. You took Mr. Hyndman's entry from Mr. Goodman?—Yes. I didn't pay it.

31492. You took the item "expenses to London," also from him?—Yes.

31493. What about Mr. Atkinson's expenditure for printing?—I paid part of Mr. Atkinson's account myself, and Mr. Goodman paid part of it.

31494. Did you take the entry "paid inspector £5," from Mr. Goodman?—Yes.

31495. "Sundries, as per account, £19 17*s.* 6*d.*," did you take that from Mr. Goodman?—No. That is my own.

31496. "Revaluator"?—I took that from Mr. Goodman.

31497. "Fees for solicitors engaged to assist at revision, £513 5*s.*"?—I took that from Mr. Goodman.

31498. "Costs for appeals, £139 1*s.* 6*d.*," that is also taken from Mr. Goodman?—Yes.

31499. "Law books, as per M'Gee's account, £13 0*s.* 6*d.*," from whom did you take that?—From Mr. Goodman.

31500. "Paid H. Purcell, esq., £50"?—From Mr. Goodman.

31501. "J. O. Byrne, £63"?—From Mr. Goodman.

31502. "Paid old debt per J. M. H., for cash advanced, £142 16*s.* 7*d.*"?—Yes.

31503. "Balance to the credit of the society, £1,014 9*s.* 5*d.*"?—Yes.

31504. Did you pay back any balance to Sir Arthur Guinness?—I did not myself.

31505. Do you know that it was paid back to him?—I heard him state that it was. I am not sure he got it.

31506. When did you hear that it was paid back to him?—I heard it at the time it was sent.

31507. Were not the balances brought out here on the assumption that he got it back?—I should say so.

31508. I suppose you have not the details of these items you say you got from Mr. Goodman?—Is it the vouchers.

31509. No, details—fees for solicitors engaged to assist at the revision, costs, and expenses of appeals, &c., have you the details of these items?—No.

31510. Have you any vouchers for them?—I think he gave some of these vouchers to the auditor, Mr. Harris.

31511. Have you any vouchers not in that bundle you handed in?—No; everyone I had is in it.

31512. Had you any voucher that you handed over to anyone?—No, not to my knowledge.

31513. You were present when Mr. Harris examined the vouchers, and when he went through the auditing of the accounts?—Yes.

31514. Had Mr. Harris the different vouchers from Mr. Goodman?—He had to hold over auditing some of the accounts, until Mr. Goodman gave him more vouchers. I was in the room when Mr. Goodman gave him the rest of the vouchers.

31515. What room was that?—In the room in Dame-street.

31516. Did you ask what fees were paid to the solicitors engaged at the revision?—I did not.

31517. As far as you know, were there regular bills of costs furnished?—I don't know.

31518. What was the £50 paid to H. Purcell, esq. for?—I don't know, except that it was for working on the revision.

31519. In the office?—No; Mr. Purcell attended the courts, and assisted there.

31520. Is Mr. Purcell a professional person, do you know?—No; he is not.

31521. He was not engaged professionally?—No; he was on the revision in '67, and before it.

31522. Do you know, is he an apprentice to any solicitor?—I think he is a medical student.

31523. This sixty guineas to J. O. Byrne was paid to him as a barrister?—Yes.

31524. Was it for appearing in the revision court he was paid it?—No; it was for work in the office. Mr. Byrne had charge of the rated occupiers, and lodger inspectors. I could not attend to the lodgers, and Mr. Byrne took charge of the lodger inspectors and all the lodgers. The new Act admitting lodgers to the franchise came into force that year for the first time, and we had too much to do, in consequence.

31525. When were these two sums paid to Mr. Purcell and Mr. Byrne?—I can't tell you.

31526. Were they paid up to the time of the election?—I can't say whether they were or not. I heard they were.

31527. Whom did you hear it from?—They may have told me themselves.

31528. Who told you, do you know?—I do not know.

31529. Have you got vouchers for these sums from them—they should have been there when Mr. Harris audited the accounts?—I should say they are in that bundle.

31530. Is there a pencil mark opposite to them?—No; it is not opposite any other item. Try in my book.

31531. It is opposite every item from the beginning to the end, except first?—They must be vouched. Mr. Harris would not tick them off, if it was not correct.

31532. Did Mr. Harris ever use this book—could you identify Mr. Harris's tick?—I could not; he saw them all.

31533. Was not this account prepared here for him?—He had to have the other also.

TWENTY-THIRD DAY.

December 24.

Mr. Robert L. Hodson.

31534. Have you in that bundle all the vouchers that were before Mr. Harris?—Yes; except what I told you of. There are, I believe, two or three which Mr Goodman did not get from solicitors in the country. He told Mr. Harris of that.

31535. Had you any vouchers at any time which you have not now?—How do you mean?

31536. Are there any that you lost or destroyed?—No; I always keep the vouchers for every year, locked up in a box.

31537. At what date did the staff move from No. 3 to 47?—I think about the 10th October—I can't be sure. I will tell you the reason I think it was on the 10th. I can't tell you exactly when it was. The I O U's are dated, some on the 10th and some on the 24th. That shows that I paid only for two weeks—from the 10th to the 17th was one week, and from the 17th to the 24th was another week. I only paid for two weeks.

31538. This book ends on the 17th October?—All that heading was not made by me, it was done by Mr. Lang. I don't know what he meant by it. He used head that book to save me time, for I had not time to do it when I came from the courts at night.

31539. Do you mean to say that the heading is not correct; it purports to be the heading of the week's expenditure for every week—there is the 10th and the 17th, and every one paid the full amount?—I don't think that heading is correct, for the other side is a continuation of it. This is the money paid each man after the revision was over. I don't know whether I paid it before or after the revision; but the cheques I got from Mr. Goodman will tell that.

31540. It appears to be all back money?—Yes; it was headed by Mr. Lang, and I took no notice of it.

31541. This is the 24th October—week ending 17th October, ditto, ditto, 24th—that is the entire entry there and no back time?—Yes; these were the regular salaries.

31542. These were entered up to the 24th October?—Yes; these and the balance of money that were paid over on I O U's.

31543. These do not represent the full staff?—No.

31544. These, I presume, are the non-voters?—They were voters. I only thought it necessary to pay these on I O U's.

31545. They were voters also, I see—I see Saunders' name here, and other voters?—Yes; they were voters.

31546. Saunders and his son?—Yes. If you turn over the back page you will find they were paid in full the five shillings in full that used be stopped from them. It was not stopped after that date.

31547. You did not stop the five shillings after the revision?—No. It was a guarantee of good faith during the revision.

31548. You fix the time of the transfer of the clerks from No. 3 to 47 about the 10th October?—Yes, about the 10th October.

31549. These entries on the next page are entries of payments to a certain number of clerks who were paid in full, and who remained in No. 3 after the removal of the others to 47?—I think so. If they were at 47 I would have taken their I O U's.

31550. You took I O U's only from those who removed to 47?—Yes.

31551. Do these I O U's represent payments up to the 24th October?—Yes.

31552. Did you take I O U's after that date?—I did.

31553. Where have you entries of them?—I have no entries of them.

31554. Have you the I O U's?—I have.

31555. Where are they?—I have them in my office.

31556. Whose are they?—One is from Mr. Bloxham. I lent him £4 5*s.*, which I will have to pay myself in case he has not the goodness to pay it.

31557. Did you advance money on I O U's to anyone else?—Yes.

31558. To whom?—I think I have only a couple of I O U's, and I will bring them to you. I advanced money to Paisley and M'Dermott.

31559. That is three?—Yes.

31560. There are only these three?—Yes; and Fitzgerald, four.

31561. I suppose there were a great number of clerks employed in 47, and previously in No. 3, that were ordinary writing clerks?—Yes.

31562. Had you I O U's in every case in which you gave money in this way?—I had.

31563. Have you any complete list of the clerks employed in 47 that moved across from No. 3?—I think nearly all moved across from No. 3 to 47. There were a good many working in No. 3 Dame-street after they moved across to 47, for we had to send back for room to No. 3; there was not room for all of them in 47.

31564. Were all the people in Nos. 3 and 47, after the 10th October, working at election business?—They were. The ticked list is for the election.

31565. For convenience and for room some of them had to sit in No. 3?—Yes. Some of them remained in No. 3, directing envelopes and the like.

31566. Did you continue to pay those that remained in No. 3? Have you a list of them?—No; they were all in a book from the 24th October. When these I O U's were shown to Mr. Goodman he gave me instructions not to pay any more out of his money for the election, and that any money I wanted for the election I was to get it from the expense agents. From that time I got it from the expense agents. I have a book with all the clerks' names entered in it, and their initials after the several entries where payments are made.

31567. Where did you pay the money you got from the expense agents?—I paid it in Nos. 3 and 47 except my old staff, who were always paid the same salary out of the society's funds.

31568. The old staff in No. 3 you continued to pay out of the ordinary funds up to the time of the election?—Yes, and up to the present. I mean the permanent staff.

31569. They are entered here—£461 19*s.* 7*d.*?—Yes, and entered also in Mr. Lang's book.

31570. In what book do the extra hands appear?—In the book for the revision.

31571. Were not the clerks employed at the revision kept on for the purposes of the election?—Yes, but they were paid out of the expense agent's money.

31572. The last money paid to the extra hands out of the society's fund was on the 24th October?—Yes, except the I O U's. I have four or five of them. To the best of my knowledge all are entered in that book.

31573. From the 24th October until the 18th November, the day of the election, was nearly a month, can you tell us how these poor creatures who were not paid for that month lived in the meantime?—I don't know. I know they had the life worried out of me.

31574. Do you not think it very natural that they should worry you? Did they starve?—I know they said that all they had saved up they spent.

31575. How much money did you receive from the expense agents?—I kept no memorandum of it. I gave the expense agents the books, when settling my account with them.

31576. What coloured book was it you gave them?—I can't say exactly. It had a marbled paper cover, as well as I recollect.

31577. You delivered that book up to either Mr. Meredith or Dr. Beatty?—I delivered it up to both of them.

31578. When was that?—When I was settling my account with them in No. 3, Dame-street.

31579. Was it long after the election?—It was.

31580. Was it after the petition was presented, do you recollect?—I don't know.

31581. Was it after the middle of December—was it a month after the election?—I can't tell you. I know they had the majority of the ac-

counts paid before they came to me. I had given them a room in No. 3, upstairs, to have their accounts settled, when they left 47; they kept their accounts there, and it was the day before they left No. 3, that they came to my front room and settled my account.

31582. Mr. Meredith and Dr. Beatty say they left 47, and took possession of your room between the 15th and 20th of December, and that the last payment was somewhere towards the end of January—it must then be towards the end of January that they settled your account?—About that, I should say.

31583. Was it after the petition was heard, do you think?—I can't tell you. I know there was an item of £3 15s. paid for car hire for myself, that is dated, and is among the vouchers.

31584. When you settled the account did you get any acknowledgment from them—was it signed by both parties?—I gave them the book, and I gave them the receipts for the office expenses, and the other weekly expenses.

31585. What did you get in return from them?—I got nothing.

31586. You handed them up the vouchers and everything, and walked out?—They walked out. I gave up the book and receipts to them.

31587. Do you mean that you have no written statement of account, signed by both parties, of which each of you kept a copy?—I never had.

31588. I believe that is the usual way of settling an account, to get it signed on both sides, and each to keep a copy?—I kept no account except the book.

31589. Did you get them to sign the book—was it signed by them or by you?—It was not signed by anyone.

31590. When you were settling your account in Molesworth-street, in your place of business, how was it done?—If I got a cheque from any person for a certain thing, I would give a receipt for it, but I would not ask the person that gave me the cheque for a receipt.

31591. Did you ever see any account settled between a landowner, for example, and the agent, without its being signed by both parties?—It was always signed, as far as I recollect, by the principal—by the landlord.

31592. However there was no statement of account signed between you and the expense agents?—I don't remember it. If there was anything of the sort, I would remember it, I think.

31593. The clerks who were not paid from the 24th October, used come to you to complain that they could not live without something to feed them?—Yes.

31594. To whom did you send them?—I sent them to no one. I told them I couldn't pay them.

31595. What did they say to that?—They said, "Why, pay us up to the 24th?" I said that I got instructions not to pay them.

31596. What influence tempted them to go on and work on this starvation principle?—They expected that they would be paid at some future time.

31597. Did anybody intimate to them that they would be paid at a future time—did you suppose they would be paid?—I did.

31598. Do you think that anyone in his senses would work on for a month without some person told him that he would be paid?—I thought that they would be paid.

31599. Did anyone tell them that they would be paid?—I thought myself that they would be paid.

31600. Did you ever hear anyone say that they would be paid—did Mr. Goodman ever say, to your knowledge, that they would be paid?—No.

31601. I suppose he was too cautious to say so?—He did not say anything to me about it.

31602. How many clerks were there of that character, who used be teasing you for payment?—All the voters used.

31603. About thirty or forty?—I should say so.

31604. You include in that number not only those who went to your office as extra hands, but those that had been previously in your establishment?—I include those I brought over, and a lot more that were in 47, and that were put under my charge. I subdivided them into different rooms under the charge of the old hands.

31605. You paid the non-voters their usual salary out of such funds as you had?—The funds of the society, and the funds of the election were not mixed.

31606. The hands consisted partly of the original staff, and partly of the new clerks—each class contained some voters, how were they paid?—Out of the staff of old hands in No. 3, there were only two non-voters—myself and Walshe—we got our regular salaries in No. 3, but got nothing out of the election. As all the other men got no salary, we said that we would not mind it at the time.

31607. How do you mean?—As the other men volunteered, we said we would not draw our salaries as no one was getting any payment.

31608. I am speaking of the original staff who had been paid up to this?—They were paid always. It is the usual thing that the original staff got their usual payment.

31609. Mr. MORRIS.—Whether voters or not?—Yes.

31610. Mr. LAW.—You say they were all voters except yourself and Walshe?—Yes.

31611. They were all paid?—Yes.

31612. As to the clerks in 47, some old hands were there too?—Yes.

31613. Were they paid also?—All the old hands were paid in No. 3.

31614. I don't care where they were paid—I want to know were the old hands in 47 paid?—They were paid.

31615. You say that the new hands were put under your charge in the first instance, and were then put by you in different rooms under the charge of the older clerks?—Yes.

31616. Have you divided those extra hands into voters and non-voters?—No.

31617. Did you pay the non-voters?—Yes; they were mixed with the voters.

31618. When the question of payment arose, did you not distinguish between the voters and the non-voters?—Yes.

31619. When did you pay the non-voters?—I paid them every Saturday.

31620. What did you do with the voters during that last month?—I didn't do anything with them. I didn't pay them.

31621. About how many of these people were constantly employed—were there fifty?—No.

31622. Have you any list of them, there is no list in this book—in which book would we find them?—Campbell had one book, and Walshe had another book.

31623. Had not Mr. Byrne a lot of clerks under him?—I don't know anything of his clerks.

31624. Had you nothing to do with the payment of his clerks?—No. Mr. Byrne wanted me at first to pay his clerks, but I said I had trouble enough with my own.

31625. Did you pay any other clerks besides those immediately under your charge?—I paid Mr. Mortimer's clerks.

31626. You had to do with all the clerks except those under Mr. Byrne?—Yes, they were sent to me for payment; whoever the person was under whom they worked signed a docket, and I paid the money.

31627. When Walshe wanted to pay his clerks, for example, used he sign a docket?—No. I paid the clerks myself. If I went into Campbell's room, he gave me the time of the men, and what they were entitled to, and I paid them; and so with the rest.

31628. Independent of the books which Campbell

and Walshe had, have you any book with the names of the clerks, and their expenses in it?—No.

31629. Was the payment for overtime considerable?—Yes, we were often working up to three and four o'clock in the morning, sending out circulars.

31630. Have you heard of any arrangement for giving money to any of those clerks who were voters during the month they were not paid their salary by you?—No. I heard of nothing but what I gave myself.

31631. Have you any idea how they lived during that month?—I don't know. Some of them were respectable.

31632. I am speaking of the poorer class of clerks, who had to work for their bread, how did they manage to get on?—I don't know.

31633. Did they sign the voluntary service papers?—The majority of them did.

31634. Did you ever see any of them sign those papers in your presence?—Yes.

31635. Did they make any objection to signing those documents when presented to them for signature?—Not the least. They always signed them.

31636. What did you say when those papers were presented to them for signature?—I said we cannot pay you, but if you sign one of these, and work for nothing ——

31637. What used he say to that?—He said he would be quite willing.

31638. Then you laughed, and he laughed?—I suppose so; I don't know.

31639. Did not you know that they would be paid?—I told you before that I was under the impression that they would be paid afterwards.

31640. And they were under the same impression, I suppose?—You may be sure I wouldn't give the money on their I. O. U.'s if I had to pay it myself.

31641. Or on the absurd notion that they would work for nothing for a month?—On the supposition that they might get it afterwards.

31642. Did you ever hear that any of them made application for payment to No. 24?—No, I never heard it. I had nothing to say to No. 24.

31643. Mr. TANDY.—Was it ever notified to these clerks who were voters that they would not be paid?—It was told to every one of them that they would not. When they signed the voluntary service papers they were told that they would not be paid.

31644. Was it directly or indirectly conveyed to all or to any of them that they would ultimately receive payment?—It was the general impression through the rooms and among the men.

31645. Was it ever directly or indirectly conveyed to them that they would be paid; were they left under that impression?—I don't think anyone conveyed to them that they would be paid. I certainly did not convey it to them.

31646. Mr. MORRIS.—The I. O. U.'s were clearly recognised as non-entities?—Yes.

31647. The voluntary service papers that were signed were the same, was not that so?—I should say so.

31648. Was not that the impression left on their minds?—The impression was that they would be paid afterwards.

31649. Mr. LAW.—As I understand, you had nothing to do with Mr. Byrne's portion of the establishment, or the clerks under him that were at the top of the house?—No.

31650. You know, I suppose, that he had a number of clerks under him whom, you say, he wanted you to pay?—Yes.

31651. I suppose those clerks formed no part of your establishment at No. 3? Were any of your clerks in that room in which Mr. Byrne was?—I can't say. He may have taken a couple of them. I think it is likely he did.

31652. Had Mr. Byrne a book for the payments of his clerks; did he show you he had a book for that purpose?—No.

31653. I suppose he had a book; did you ever hear how his clerks were paid?—The first week I paid them; he got a cheque, I believe, after that, and paid them.

31654. When you paid them the first week, you did so, I presume, by taking his book?—He gave me their names.

31655. Had he no book?—No.

31656. Did you pay them yourself that week, or did you give Mr. Byrne the money and let him pay them?—I don't remember that.

31657. Do you not know whether they signed a book or not?—They may have done it. The way I did it was, I wrote down the names in the book, and gave it to him, and so much money. He then got them to initial it, and he brought back a voucher for the money afterwards.

31658. You got a voucher for the money you paid to his clerks?—If I got it, it was in the book I gave the expense agents.

31659. Have you ever heard, were these clerks—I mean those that were voters—ever paid?—They were not, for they have annoyed me since, asking me when they would be paid.

31660. I suppose you shook the gratuitous service papers at them?—I told them to go to a warm place also.

31661. Mr. MORRIS.—You do not think they were paid?—No.

31662. Mr. LAW.—They were clamouring for payment frequently since?—Yes, until they were threatened to be prosecuted.

31663. Mr. MORRIS.—They signed the voluntary service papers, you say; and it was done with a nod and a wink that was understood?—The same way as I understood it myself—I can't say more than that.

31664. Mr. LAW.—You thought that they would be paid?—I would not lend money on their I. O. U.'s if I thought they would not be paid.

31665.—Mr, MORRIS.—The I. O. U.'s were made payable, to whom?—Some of them were made payable to me.

31666. Mr. LAW.—Can you tell us as near as possible about what time these gratuitous service papers were invented, for they were not in existence in the early part of the proceedings—how long before the actual election was it that they were invented?—I think it was about a fortnight after my removal of the clerks to 47, that I got a bundle of them, after the talk of my having paid them, when Mr. Goodman blew me up for having paid the clerks.

31667. That was a week before the election?—It was more. It was, I think, about the 10th November. I can't say when it was.

31668. That agrees with what we have already heard—that at the time they began preparing for the election, these things were not heard of—do you recollect seeing previously the papers you say you saw signed by some of the clerks—you saw a great number signed by them?—No.

31669. How many of these papers did you see signed—did you see ten or twenty signed?—No, not more than one or two. I gave Campbell some for the clerks in his room to sign, and I gave Walshe some for his; and they got them signed.

31670. Do you remember being present at the signature by anyone of them?—I think I remember only one or two of them being signed in my presence. I can't tell who signed them.

31671. Who was presiding at the signature? Were you only present as a witness, or was it you who got them signed?—These were parties who came down with recommendations from Mr. Sutton or from Mr. Julian, that they were employed. I went up to the office, and brought down one of these papers.

31672. Do you recollect whether Mr. Sutton or Mr. Julian was present when you saw any of these papers signed?—I think not.

31673. On the day of the election, the 18th November, where were you?—I was in 47 and 48, Dame-street.

31674. Do you recollect was there anyone on that day in the old rooms in No. 3?—No, it was shut up.

31675. Your assistant Mr. Bloxham, I believe, was in 47?—Yes, he was in 47.

31676. Was not Fraser in 47 also, was he not with you on your staff?—He was. I think he got an inspectorship on the day of the election, but I am not sure.

31677. How were you engaged that day?—I was in 47, with a room full of clerks, engaged in striking out the names of those who voted that came in, and bringing up the returns to Mr. Julian.

31678. You were occupied in that way all day?—Yes, except once in the morning I went to Baggot-street, and from that to Green-street. I came back then again to Dame-street, and went off to Corn-market about three or four o'clock when we heard that the booth there was broken up by the mob.

31679. What hour did you come to Green-street that morning?—At about nine o'clock.

31680. Was there much pressure here then?—There was a crowd about the place.

31681. Did you go into the court-house?—Yes, I was in here. I looked round to see how things were going on.

31682. Do you know who the inspector was you saw in this court-house?—I don't know.

31683. Did you go into the booths in the Temperance Hall in Halston-street?—Yes. I didn't then know it was the Temperance Hall, but I was in there.

31684. Did you see Mr. Williamson or Mr. White that morning in Green-street?—I saw Mr. White, I didn't see Mr. Williamson.

31685. Where was Mr. White when you saw him, was he in the street?—He was standing on the steps of the court-house in Halston-street.

31686. Was there more of a crowd in Halston-street than in Green-street?—It was much of a muchness. There was a great crowd there and in Little Britain-street.

31687. You say you saw Mr. White on the steps?—Yes.

31688. When you went into the Temperance Hall at the other side of Halston-street, you saw that there were two booths, "W" and "Y" on the ground floor?—Yes.

31689. Did you go up to the office above stairs?—Yes.

31690. I believe Mr. Byrne had an office there?—He had.

31691. He had a number of clerks employed there?—He had sixteen clerks that I gave him the night before.

31692. Have we got their names here, or have you a separate list of them?—No, they were my own clerks, some of the picked men on the staff in Dame-street that I gave him.

31693. Did you give him a list of their names?—I may have given him a list of their names on paper.

31694. Were those sixteen clerks that were employed that day under Mr. Byrne, paid better than the other clerks?—They got a guinea for the day. The other clerks I wanted at 47, Dame-street, were grumbling at not getting the chance of going over to Halston-street. I wanted to have some good men in 47, Dame-street, for the purpose of making up the tot and striking off every one that voted. I was told that these men were grumbling. I told Mr. White that they wanted to get employment in the booths as tally agents and runners at a guinea for the day. Mr. White said, "Give them the guinea, don't let them go, you will want them yet."

31695. Everyone of them then got a guinea each?—Yes.

31696. Was it paid to them?—It was.

31697. Did everyone of the clerks get a guinea for the day?—Except the voters, and they said they might have got it too, that it would not be noticed among the other sums. I said I couldn't pay them.

31698. You sent to Mr. Byrne sixteen of your picked hands for that day, did he ask you to do so?—Yes.

31699. Were any of them voters?—I think there were, I can't tell.

31700. They all, I suppose, expected to be paid, whether they were voters or not?—I don't know. They may have thought that they would get paid on that day.

31701. Do you know whether they got paid or not?—I do not.

31702. Did you pay any of the non-voters that guinea?—I can't tell you except by seeing the book. I think I paid all, because they belonged to my original staff in 47, Dame-street. The election was over on Wednesday, and I gave each man his salary on Saturday.

31703. And the guinea extra?—And the guinea extra.

31704. Does that guinea appear in the £461 19*s.* 7*d.*?—It does not. It appears in the book I gave the expense agents.

31705. It was not expended out of the fund of the society?—No, it was expended out of the election fund.

31706. It does appear, you say, in the book you gave to Mr. Meredith and Dr. Beatty?—Yes.

31707. Did you pay the clerks that remained with you in 47, Dame-street, the guinea also?—Yes, out of the same fund.

31708. Did you pay any of them who were voters?—I think not. The book will show you.

31709. Not even the I. O. U. men?—No.

31710. When you came to the Temperance Hall you say you went to Mr. Byrne's room?—Yes.

31711. Did you find him there?—I think I did, I can't say. I saw the clerks there.

31712. I presume you mean young Mr. Byrne?—Yes. I did not delay a moment there. I think I asked him had he enough of clerks, and I went back to Dame-street immediately.

31713. What were those clerks doing, were they making up the returns?—No. I will tell you what they were to do. Before the election Mr. White came to me and said he would want sixteen good clerks to be placed under the charge of Mr. Byrne on the day of the election. "What do you want them for?" I said. "I'll tell you," he said, "I want to have sixteen freemen's lists, one for each of the clerks, whose duty it would be to strike out everyone that voted, to cut up the lists, and send off a runner to each of the outlying wards or districts where there were any freemen that had not polled, and bring them up immediately."

31714. Their business then was to watch the freemen of each ward?—Yes. That is what they were doing. When I went over I saw them striking out the names.

31715. Were all the clerks in one large room used as the society's room?—Yes, it was a room in which there were forms and tables. I think it was a large room.

31716. I believe there was glass along the side?—Yes. There were two rooms, and a glass door led from one into the other.

31717. I suppose there was some borrowed light?—Yes, which allowed you to see what was doing in the other room.

31718. There was a smaller room where some clerks, I believe, also were; where those were who wrote tickets for persons who had lost, or alleged that they had lost their tickets?—I didn't go into that room; I was only in the front room.

31719. Did you see there were people in the opposite room, through the glass-door?—There were people there.

31720. Did you see Mr. Williamson there?—No.

31721. Were the clerks there, part of those you had at 47, Dame-street?—They were.

31722. Was it under Mr. Byrne you placed them all?—Yes, they were divided between the two rooms.

31723. Did you give Mr. Byrne more than sixteen

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clerks?—I don't think I did. I think he wanted one for every ward. I may have given him more than sixteen.

31724. When you went into the long room, did you think that there were more than sixteen clerks in it?—No, I think there were two or three Mr. Byrne put on himself, for people that had asked him.

31725. Did you pay any of those he so put on?—I can't tell whether I paid them or not; to the best of my belief I did.

31726. It was about nine o'clock in the morning when you were in the Temperance Hall?—I should say so.

31727. Can you tell us the names of any of the clerks that were employed there—was Saunders one of them?—He was not.

31728. Was Reilly one of them?—I don't remember.

31729. Have you any list or document that would tell you who the clerks were that were employed under Mr. Byrne on the day of the election?—The expense agent's book may tell me; it is the only thing that would tell me, if there was anything that would do so.

31730. Do you remember a man named Delap?—I know him.

31731. Do you remember was he of those sent over in charge of Mr. Byrne?—I should say he was. He had been an inspector at the revision. It is more than likely that he was one of the clerks so engaged under Mr. Byrne. He was a very good clerk, and he wrote a very good hand.

31732. Then do you remember another gentleman with the peculiar name—M'Guiggan?—I do.

31733. Did he write a good hand?—He wrote a fair hand.

31734. Did you give him to Mr. Byrne?—I don't know. I could not say.

31735. What do you think?—I think it is more than likely I did. I may have given him. He wrote a good hand.

31736. Your belief is you did?—My belief is I did. I could not remember. I think I did. I gave him ten or eleven good men.

31737. The best men?—Not the best. I gave him very near it. I kept some for myself.

31738. You did give him as far as you recollect—Delap and M'Guiggan?—Yes.

31739. Did you remain long in Green-street that morning?—About ten minutes, and I will tell you the reason I did not remain. It was because I had to be back at Dame-street to take the first hour's poll from the runner. I met him on the stairs, not to delay him. I met every runner at the door, took the return from him, took it upstairs, and he went away.

31740. You were back there before ten o'clock?—I was.

31741. Is it your recollection that you did not see Mr. Williamson in or about the polling places that morning?—I don't remember having seen him.

31742. Did you see Mr. Goodman—was he here that day?—I did not see him that day. I saw him in 47, Dame-street, during that day.

31743. Did you return to Green-street at all that day?—No, I was in it only once that day.

31744. Did you notice any of those elderly or young gentlemen that were hanging about the blank wall, near the court-house?—No, I came direct to the court-house, walked straight in, and asked them how they were getting on.

31745. You did not knock any tickets out of any person's hands?—I did not. I went to hear how they were going on.

31746. Can you say now that you have the light of subsequent events, whether you remember seeing a man with a railway ticket?—I did not. If I did see him I would have noticed him.

31747. You think you would have noticed him?—I would if I saw him.

31748. Did you see Mr. Foster busy there that morning?—No.

31749. He was just there about that time, to see how things were going on?—I did not.

31750. You knew him, I believe?—I did.

31751. Was he frequently in and out of the office looking after the interests of the party?—I never saw Mr. Foster in 47 and 48, Dame-street, to my knowledge, but twice during that time.

31752. Who did he call to see?—He called to my room one time. He was going down stairs and shook hands with me, and asked how I was going on.

31753. Was that long before the election?—I think a couple of days.

31754. That was on one occasion. Had he been in shortly before that?—He had; I saw him through the rooms, I could not say where, I think it was some of the rooms.

31755. Had he the run of the house?—Anyone we knew had the run of the house.

31756. Any friend?—Not any friend, anyone we knew. I had to erect barricades there, and station men at them to keep the crowd down.

31757. That was Saunders' duty; wasn't he at that work?—Saunders, yes; they would not let anyone pass if they had a suspicion of him, without coming in to me or sending up their business.

31758. Did they know Mr. Foster?—I think they knew Mr. Foster.

31759. They perhaps had a better knowledge of him than you had?—I knew him pretty well.

31760. Were you a member of the society to which he belonged?—No.

31761. How long had you known him?—I think I had known him since I went to the office. I think he came there with Mr. Barker, and Mr. Barker introduced him to me, as well as I remember.

31762. How did Mr. Barker introduce him to you?—He introduced him as Mr. Foster a friend of his.

31763. Did he introduce him as a gentleman who took a lively interest in political matters?—He did not. I was only after going there when he came in, and Mr. Foster asked was I Mr. Hodson the secretary, and I said "Yes," and introduced him.

31764. Would you look at that and tell me is that the book you spoke of—(*book handed to witness*)?—This is the book I spoke of.

31765. We shall call this then "Expense agent's book". Would you look at that; is that your handwriting—(*points to entry in the book*)?—No.

31766. Whose writing is that?—That is Mr. Fitzpatrick's. There is some of it mine. Some names in it are mine.

31767. The latter part is yours?—It is.

31768. Is Delap—the word Delap?—No.

31769. Whose is that? Mr. Byrne's?—No, I don't know.

31770. There is Charles Smith Delap?—I don't know whose writing that is.

31771. Are you sure it is not Mr. Byrne's?—I am not sure.

31772. What part of that is yours? Are the words written on the back page?—Corcoran and those three dittos are mine.

31773. Is there anything on the first page?—The three last names here.

31774. In the first page?—In the first page.

31775. Will you tell us what that sheet represents?—That is the pay sheet of the carmen.

31776. I see Francis Loundes, John M'Ilveeney, and Cavendish?—Yes.

31777. For what period is that accouut?—It is for the election.

31778. For the day of the election?—No, for some time before it. There were a lot of cars employed, and I think two of them, Corcoran and Loundes, were kept on from the time we left 3, Dame-street, and a man of the name of Ryan, whom I had myself altogether.

31779. I see a number of entries of £3. Were all the £3 men kept on continually; £3 was 10*s.* a day?—There were some of the men discharged when we left 3, Dame-street.

31780. There were others kept on?—I think Somers, Corcoran, and Ryan, whom I had myself.

31781. Here is a man named M'Ilveeney, John M'Ilveeney, was he kept on?—He was sent away and taken in after.

31782. Was Corcoran?—He was.

31783. Is he a voter?—He is a voter.

31784. Was M'John kept on?—He was sent away, and I think brought in again.

31785. Was he a voter?—Not to my knowledge.

31786. Ryan was kept on?—Yes.

31787. He was a voter?—A lodger.

31788. Mr. MORRIS.—Were they freemen as well as voters?—No, Ryan was a lodger, Loundes was a freeman, Corcoran was a rated occupier, M'Ilveeney is not.

31789. Mr. LAW.—Was there a man named Allan Brady kept on?—If you show me the book I will tell you. (*Book handed to witness.*) He is not a carman.

31790. Tom Ryan, £3?—This is my own carman.

31791. Allan Brady, nine shillings?—That was for overtime; he only worked in the evening.

31792. Who is this Thomas Corcoran—he was kept on, I suppose?—Yes; he was a carman I employed myself.

31793. Was he a voter?—No; he lives out in the county. He was a man I knew for a long time, and I got him kept.

31794. What is the entry, "W. L. Erson, £12 5*s.* 8*d.*"?—When the North City Ward Club was the first to be organized—because it was organized before that—there was no provision made for paying the different ward clubs for their work. At this time Mr. Erson used to have men employed, and paid for different things, and wanted some money. I said I could not give it to him without an order from the expense agents or Mr. Sutton or Mr. Julian. It went upstairs to Mr. Sutton and Mr. Julian, and they said they could not pass it, and to detain the payment for some days. Mr. Erson came in and explained it, and I was told to pay him that twelve pounds odd out of the money I had, and that the expense agents would give each of the ward committees money in future.

31795. That was an advance by you. I suppose you got other items appearing through this book out of the expense agents' funds?—All out of the expense agents' funds.

31796. On the 14th of November I see here the name of James Saunders, fifteen shillings?—That was paid, and you will find other entries also.

31797. That is James Saunders' son—is he not a freeman?—No; he is only a boy; he's the son of a freeman. The son of Saunders was a messenger, and got fifteen shillings.

31798. Was not the father a messenger?—Yes, on another lobby; the father was on one lobby and the son on another.

31799. You did not pay any money to the father you did not get an I O U for?—I think so. I don't think there is an entry in that book of a voter but one, and I scraped it out, and got the money back. I think it was only three shillings I gave. I found he was a voter after I paid him, and I am not sure that I had not to pay it myself, for I don't think he would give it back to me.

31800. Is this the name you had obliterated to a large extent?—If you show me the book I will tell you. (*Book handed to witness.*)

31801. It is not only scraped, but painted the deepest possible black—eighteen shillings. Can you tell under that cloud who it is?—I have erased it too well.

31802. It is much more satisfactory to strike a pen through in such cases, and then one can see what was underneath. Had you paid him before?—No, not in this book. My attention was drawn to it.

31803. Had he been on your staff before in any way? Does he appear in this extra book? Did you pay him to the 10th October?—I don't know I can say that.

31804. Do you know what the eighteen shillings was for?—It was for work done.

31805. Clerks' work?—Clerks' work.

31806. It is not Coleman—is it?—No, it is a short name.

31807. How soon after the election—after the 18th—did you first hear a rumour of a petition?—I don't know when first I heard the petition was filed.

31808. But when did you hear it was likely; from anybody—from friend or foe?—I could not say, there were so many talking about and coming in.

31809. Did you hear people within a week from the election saying that they expected there would be a petition?—I heard the day after that there would be a petition, but I could not tell you who said it.

31810. You heard the day after the election that there would be a petition?—I did.

31811. Did you hear from the author of the statement that there had been bribery?—I heard a rumour.

31812. Do you know was it in the office you heard it?—I could not say. I think the first thing I heard was about my own I O U's.

31813. Who objected to that?—I could not tell.

31814. Did Mr. Goodman fall back on that?—No. I don't think he ever spoke of it after he told me I must enter it in the books.

31815. That was long after?—No, that was the second time; but the first time was when he came back from England.

31816. Did he tell you to enter them in the books?—No. He said I would have to pay them myself.

31817. When did he first tell you to enter them in the ordinary way?—I think it was when I was near giving the accounts after the election.

31818. After the petition?—No, before the petition I think. Mr. Goodman asked me what did I get the I O U's for. I said I gave the regular salary for a fortnight, and he said they could not make anything out of that.

31819. You think you heard the next day of rumours of a petition and another kind of bribery?—I think I did. Many people came in to talk and chat, and I don't remember what kind of bribery it was.

31820. When did you first hear any mention at all of bribery having taken place at 76, Capel-street. I don't mean the number of the house. When did you first hear there was a house where bribery was said to have taken place?—I think I heard it from Campbell first.

31821. How soon was that after the election?—I could not really say.

31822. Was it within a week?—I could not say indeed.

31823. Did he tell you of Bailey's ticket?—He did.

31824. Did he show it to you?—He did.

31825. At all events it was a good while before the petition was presented?—I think so.

31826. I suppose he told you Bailey wanted some money for the ticket?—He came up to my committee-rooms and called me out, and said, "Mr. Hodson, I want to speak to you. There is a poor man here," who, I think, he said was a carpenter, but I am not sure. "His tools are pledged, and if you could give him something to get them out." He said he was a voter and had voted for Guinness and Plunkett. I said, "Certainly not, Campbell, I have nothing to say to it." Campbell said, "If I could afford to do it I would do it myself." I said, "You are perfectly well aware there is a rumour of a petition, and I will not have anything to say to it at all." He went away on that occasion. He came another time after that I remember, and had a ticket in his hand, which he threw down on the table. He said he lost £5 by that, or something to that effect, and "You ought to give him something, ten shillings even." I said, "I will not give him anything, Campbell." I think that was all the conversation I had.

31827. You saw the ticket, of course?—I did not mind it. He threw it on the table.

31828. Could you say, from what you saw of it, what ticket it was?—I could not. I did not mind it, for I was afraid of having anything to say to it.

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31829. You did not see the colour. Can you tell us the colour?—I could not; for he threw it down on the table. I think in the window.

31830. He took up the ticket again—I mean, he did not leave it with you?—He did not.

31831. This was a considerable time before the petition was filed?—I should say so.

31832. When he told you of the ticket, and that the man had lost £5 by not procuring it at the right time, did you not understand from him how the ticket represented £5? Did he tell you what he had found out?—He did not. He told me as well as I remember that he lost £5 by not producing that ticket at a certain time and place. It was not our instructions. I did not want to have anything to say to it, and I did not ask him.

31833. Did you tell that circumstance—I suppose you did—to Mr. Goodman or Mr. Williamson, or some other of the Conservative people?—I did not.

31834. Did you not mention it to any one?—I did not.

31835. Of course you did not give him any money for Bailey?—I did not.

31836. Did Bailey ever come to yourself—the man who was the owner of the ticket?—I don't think he did. I think he came twice. I am not sure, and I think it was Mr. Campbell brought him. I don't know whether he had him twice. I saw him on the lobby—a wretched-looking man—with a light tweed coat on him.

31837. We will pass on to the period when the petition was filed. It was filed on the 15th?—I don't know the date, but I heard of it.

31838. Do you remember when Mr. Sutton, or rather Mr. Williamson and Mr. White were making inquiries to contest the petition against Sir Arthur Guinness on the one side, and in support of the petition against Mr. Pim on the other. They had an office in Abbey-street?—In Abbey-street—yes.

31839. And I suppose they sometimes came to you for information, or you went over there?—I don't think I was in Abbey-street but three times.

31840. When you were in Abbey-street did you see Mr. Williamson?—I did.

31841. Did you see Mr. White?—I saw him once—only once of the times I was there.

31842. And the other occasions it was Mr. Williamson you saw?—Mr. Williamson and Mr. Sutton.

31843. Did you tell Mr. Williamson, Mr. White, or Mr. Sutton what you had discovered from Campbell?—I did not.

31844. Did you keep dark altogether as to that?—I did.

31845. Did they say anything to you?—I don't think I mentioned it to anyone, for I did not like to do it. When Campbell mentioned it to me, I said I would not give him anything at all. I did not want to know anything about it.

31846. In any of the discussions you had with Mr. Williamson or Mr. White, did you understand from them that they had discovered from Foster or otherwise that this thing had been going on?—No. The first interview I had with Mr. Williamson occurred in this way—I think he wrote to me asking me would I bring him over all the books, letters, and documents, or anything I had connected with the election. I had them upstairs, and I looked through them, and brought them over in three or four tin boxes, and left them at Abbey-street for him.

31847. That was the first interview?—The first.

31848. You saw him on that occasion?—I did. I left them with the housekeeper for him. The next interview was when he sent for me. Mr. Sutton and himself were there, to say it was reported I had given money on I O U's, and to state the whole facts of the case to them.

31849. Which I presume you did?—I was not inclined for it at first, for I thought I was in a mess. Afterwards when Mr. Williamson said to me "You will have to tell it if you are brought on the table, and you might as well tell it to us."

31850. Were you brought on the table?—I was not. I told them I had given money to the men on I O U's. Mr. Williamson said it was a very improper thing to do, and it might cost Sir Arthur Guinness his seat. I said I thought I was doing a very proper thing to pay the men, who were almost starving, their weekly salary. At the next interview I had with them I think Mr. White, Mr. Williamson, Mr. Byrne, Mr. Atkinson, and some others were present. I don't know whether they were in the room when bribery was put forward. They asked me about this matter, and I made the same statement, telling them at the same time there was these other I O U's which I had. These I O U's were all the money I paid. Mr. Atkinson said "Oh they cannot make anything out of that."

31851. While you were discussing this, I must say, very innocent proceeding on your part, I mean your paying these poor fellows, did you not hear from any person in the office that there was a far more dangerous charge?—I did not.

31852. Did you not hear in conversation or otherwise that this discovery had been made, or alleged to have been made about a person having boldly bribed in Capel-street?—No, I had no conversation with Mr. Williamson or Mr. White, for I felt rather annoyed about this proceeding of the I O U's.

31853. Had you any conversation with anyone else—with Mr. Byrne or Mr. Goodman?—No.

31854. Were some persons kept in the dark?—I was, and I was never again in Abbey-street. In fact some one told me I was not wanting there.

31855. I suppose you know now that a number of other persons went to Mr. Williamson in Abbey-street, and told the whole story?—I don't know. I know persons came to me to give information, and I told them if they had any information to go to Abbey-street.

31856. Do I understand you to say that with the exception of this one fact, which Campbell had told you a long time before, you did not, until the time of the petition, know of the existence of this house up here in Capel-street, where the money was paid?—I did not; except what Campbell told me.

31857. I suppose you knew enough from Campbell as to the way the money was got in Capel-street; by producing a ticket from Campbell?—I should say I heard that.

31858. Mr. MORRIS.—At the time?—At the time. I don't think I had any conversation with Campbell afterwards about it at all.

31859. Mr. LAW.—What you learned about Capel-street, was in the conversation with Campbell, when he brought the ticket to you?—I think so.

31860. Or about that time?—Or about that, to the best of my belief.

31861. Mr. MORRIS.—Can you say whether Campbell mentioned the name of Bailey to you when he showed you the ticket the first time?—He told me Bailey was the man, and pointed him out to me on the lobby, and made him speak to me himself.

James Saunders.

James Saunders further examined.

31862. Mr. LAW (*to Mr. Hodson*).—Saunders said something which it might be as well for you to hear. (*To Saunders.*) Do you recollect while you were in the office at No. 47, Dame-street, where you were employed on the stairs, was your son employed on one lobby and you on the other?—No, he was on the same lobby with myself, he had in fact access to the whole house.

31863. He was a messenger?—Yes.

31864. Is he a freeman?—He is only a lad about 16 years of age.

31865. He was regularly paid his salary of fifteen shillings a week?—He was.

31866. Were you paid anything?—No.

31867. Up to what time were you paid?—I believe I got £1 each on I. O. U's. from No. 3, Dame-street, for the first three weeks.

31868. The first three weeks after you moved across from No. 3 to 47, Dame-street?—Yes.

31869. Was it one I. O. U. or three you gave?—I gave three consecutively.

31870. Three I. O. U's?—Yes.

31871. Whom did you give them to?—To Mr. Hodson.

31872. Did you get paid £3 on I. O. U's?—Yes.

31873. Do you know of any other person similarly paid?—There were several others that got money on I. O. U's.

31874. Did they get it for the three weeks you got it?—I could not say for how many weeks I saw parties getting money on I. O. U's.

31875. Can you give us the names of any persons who did?—I have no doubt I could, if I could recollect. I would require some time. I cannot think of them at present.

31876. Do you know whether there was any separate list kept of the voters who were employed as clerks?—Yes, there was.

31877. Of the voters?—Yes.

31878. Of the clerks who were voters?—Yes.

31879. Where was that kept?—Mr. Bloxham kept that list. He marked the voters names with red ink, and the non-voters with black.

31880. Do you mean he wrote the names in red ink?—According as Mr. Hodson went round with his bag to pay the men.

31881. Do you mean he wrote the names in red ink, or ticked them off in red ink?—He wrote the names in red ink.

31882. Were they written in the same book?—No, they were not.

31883. Did you ever see Mr. Bloxham writing the names?—I did.

31884. For example, did he write your name in red ink?—I believe he did.

31885. What sort of a book was it do you know, and what sized book?—I believe it was a few sheets of paper tacked in some way or other.

31886. Was it a bound book?—No, it was not, it was merely a few sheets of paper stitched to one another.

31887. You were a porter, or at least upon the stairs for some time?—Yes, I was placed there as I told you before.

31888. Did you remain so up to the time of the election?—No, not all the time. I was sent out to canvass a fortnight previous to the election.

31889. Where were you on the day of the nomination?—I was in this court-house.

31890. What were you doing?—I was in the gallery. Mr. White engaged me to get as many men as I could to get Sir Arthur Guinness a hearing, and gave me instructions what to do. There was a fugleman, and whatever he did I was to do the same.

31891. Who was the fugleman, who was to appoint him; was it you appointed him or Mr. White?—Mr. White appointed him.

31892. Were you paid for that?—No; when I presented my bill. I brought something of about fifty men that day and placed them on that side of the gallery. Monday was the day of the nomination here, and on Sunday morning at half-past eight o'clock—it was a teeming wet morning—I went to the parties and roused them out of their beds, and told them to get me as many more.

31893. At all events you got fifty men, and put them in the court-house on Monday?—I did.

31894. Were you to be paid for it, or were they to be paid?—Mr. White asked how many men I got. I said about fifty. "What do you think you will get them at," he said. I said, "I dare say I can get them at 3*s.* 6*d.* for the day each." "Well," says White, "if Sir Arthur Guinness and Mr. Plunket are returned we'll give you five shillings for each of them." "Very well," said I, "all right."

31895. You got them?—I got the men. I had them here at the hall entrance of the court at about half-past six o'clock in the morning. Whether Mr. White forgot to give me tickets or not, I don't know, but I did not think of tickets, and they would not be admitted without them. I went back to 47, Dame-street, and got the tickets, and I believe it was Mr. Frazer that gave them to me there.

31896. Your men got in then?—They all got in then. I concentrated them on that side.

31897. Did the fugleman and you, and all the men act as you were intended to act?—Yes.

31898. You secured a hearing for Sir Arthur Guinness?—Well, no, it was rather impossible to secure a hearing, for the centre of the gallery was filled with coal-porters.

31899. At all events you did your best?—Yes.

31900. Who said you should be paid that? Mr. White was it?—Mr. White.

31901. Did you ever apply for payment?—I did.

31902. To whom?—To Mr. White.

31903. How soon did you apply—before the election or after the election?—After the election.

31904. Did you get paid?—I did not—never got a shilling, and parties hunted me through the streets, and pelted cabbage-stalks at me, and called me "a bloody Orange Saunders; why don't you pay your men, you bloody robber?" This is the character I have got through that. I summoned Mr. White before the Lord Mayor.

31905. For what?—For that money; and when I found the reporter from the *Freeman's Journal*, and agents from the Liberal side there, I withdrew the summons rather than give him an exposure; but I will serve him with a summons and plaint now.

31906. You say you got some money up to some time on I. O. U.s, as I understood; was it from Mr. Hodson you got the money?—Yes. I think it was something like £2.

31907. Was it Mr. Hodson you gave the I. O. U.s to?—Yes.

31908. Did you get any money through Bloxham or Frazer?—Yes; I think Mr. Bloxham paid me.

31909. And I suppose that time you gave him the I. O. U.?—Yes.

31910. The I. O. U.s were stopped some time before the election?—Yes.

31911. How did that come?—Mr. Hodson heard some report—what that report was I cannot say, but he stated there was a traitor in the camp, and he should stop giving out any more money on I. O. U.s.

31912. A traitor in the camp? How long was that before the election?—It was a fortnight before the election.

31913. Was not there something else—something said about postage stamps, or stamps of some kind having been stolen?—Yes.

31914. Did that occur when you were in the office?—It did.

31915. That was in 47, I believe;—47 and 48, I call one house. It was not in number 3?—No.

31916. Was that while you were acting as porter?—It was.

31917. What room were they left in?—I cannot say what room. When I went in the morning—it was about nine o'clock in the morning—I heard a rumour that Mr. Hodson's press was broken open the night previous and something like £40 worth of postage stamps stolen.

31918. Did you go into the room to see where the press was broken?—I did not.

31919. Do you know anything about the circumstance farther than that?—Beyond that I don't know anything but what I heard. It was only this week I heard it—I was told it.

TWENTY-THIRD DAY.

December 24.

James Saunders.

31920. You must tell us who told you, you know?—Yes, I will.

31921. Who told you anything?—Mr. Campbell it was told me this week that Mr. Hodson accused my son of stealing the stamps, and had two detectives following him everywhere he went. He accused him of stealing the stamps, for which I will grease his palm before the next week.

31922. Do you remember canvassing a man of the name of Browne?—I beg your pardon; and to make up for these stamps it has been remarked—will you allow me to ask him a question?

31923. No. If you want to tell anything you must tell it to us. Tell us the name of your authority in every case. If you are going to tell us what Campbell told you we would rather hear it from himself?—Very well.

Mr. Robert L. Hodson.

Mr. *R. L. Hodson* further examined.

31924. Mr. LAW.—With reference, Mr. Hodson, to Saunders, did you give £1 or £2 on I. O. U.s to Saunders after you went across to 47?—If you allow me to see the I.O.U.s I will tell you whether they're amongst them.—(*I. O. U.s handed to witness.*)

31925. You have not a list of them, have you?—No, they are all here. He must be amongst the voters on the list for the 17th and 24th.

31926. You find no I. O. U.s from him?—No, but you will find him in the book on the 17th and 24th. If you show me the book I will point it out. "James Saunders, £1, and £1 7*s.* 6*d.*"

31927. When was that paid?—That was on the 17th and 24th.

31928. I thought you said you took I. O. U.s for that?—No, these payments are signed for.

31929. Then what you put in this book were not paid on I. O. U.s?—No, I should not say they were when they were signed for, but they are the same class as I. O. U.s. They are voters who were paid. There are others there. These are men I entered.

31930. You paid these men without getting I. O. U.s?—I would say so from their having signed.—I could not tell. All the I. O. U.s I could get I have in that bundle.

31931. May you have lost two or three?—Oh, certainly, I may.

31932. Do you remember, as a matter of fact, whether you did or not?—I cannot say.

31933. Did you keep them on a file?—Certainly. They were on a file. I could not tell you whether I got an I. O. U. for any of them or entered them and then destroyed them. I don't know.

31934. Did you stop the payment of money on I. O. U.s in consequence of any occurrence such as Saunders has stated?—No, I stopped them on account of what Mr. Goodman said to me.

31935. Might you have stated you were afraid of a traitor being in the camp?—No, I think Saunders is a very unlikely man for me to have mentioned such a thing to.

31936. Did you mention anything of the kind to anyone, that you were afraid of traitors in the camp?—No, I don't think I did.

31937. Would you say you may have used the expression?—I may have, but I don't remember. I won't take on myself to say I did.

31938. Did I understand you to say you settled up your accounts a short time after the election was over. When exactly did you square up your accounts?—Well, I could not say, but I had them up right for the petition. That is the only date I could give.

31939. The petition was filed I mentioned before on the 15th of December?—I had not.

31940. You had not them then ready?—No.

31941. You got them ready as soon after as you could?—I had them ready a week before the petition opened—before the beginning of January. I will bring you the dates if we can get them.

31942. It is stated by Mr. Sutton, and I presume correctly, that the boxes brought over to him to Mr. Williamson's office were brought over on the 1st of January?—I could not say.

31943. I suppose we may take that as correct? I suppose it was some time previous to that you had settled up everything?—That would not give me any help.

31944. You told us that the occasion of your first visit to Abbey-street was when you brought over the boxes?—I think so.

31945. When Mr. Williamson or Mr. Sutton had written for all the papers?—Mr. Williamson, I think.

31946. And I think you stated you had the papers in an upper room?—Yes; the room over the committee-rooms in 3, Dame-street.

31947. Was that the room in which the expense agents paid?—No, that was the back room.

31948. And these were in the front room?—Yes.

31949. How many tin boxes or cases of papers came over from 47, Dame-street, or from any place to No. 3, in the first instance?—I should say fifteen or sixteen. I should say there was that number.

31950. And it appears from Mr. Sutton's evidence you brought over in the first instance four of them?—I think so; four or five, I am not sure.

31951. Will you say more than four?—I will not, I could not tell.

31952. Were there many more boxes brought over afterwards?—They were all taken away.

31953. Well, Mr. Sutton states that only eight altogether got over there—that is including your first four?—When the boxes came from 47 and 48, Dame-street, they were all put into that room, with a lot of waste paper and different things. I was going through them intending to tear them up. Some of them I did tear up—things that were of no use—they were thrown in a corner—and I brought over all I thought important to Mr. Williamson.

31954. That was on the first occasion?—Yes.

31955. Mr. Williamson came over?—He did, with young Mr. Byrne, and he took everything in the room in my absence, and when I came I think it was the messenger told me Mr. Williamson had been there. "What did he want—did he want me?" I said, "No," said he, "he and Mr. Byrne were here, and brought away all the papers." I said he had no right to let them go away without my authority. I said I thought they had a right to ask me.

31956. Is Mr. Sutton correct, that eight altogether came over, that would be half of the sixteen?—There were other papers, and I have some of them still.

31957. What papers are those—where had you got those papers?—They were thrown on the boards in a heap. The boxes were emptied, and they were thrown out in a heap; and they were gathered up again by Mr. Williamson, and taken away. If he said he only got eight, there could not be sixteen, for I think I had only two or three after. I know I had to buy boxes for my last revision to hold my papers.

31958. Your first transfer of the boxes was on the 1st of January?—I would not say the date. I think that was the first occasion I went over.

31959. You stated that some time before you had got a letter asking for all the papers. How long before?—But one day. I got them brought over the next day, or maybe that day.

31960. Once the petition was presented on the 15th, of course you knew the papers would be required?—I think it was before that.

31961. Once the fight had begun, you knew they must have the papers after the 15th?—Yes.

31962. I think you told us a little while ago, that you had gone upstairs and looked over the papers, and

put aside such as you thought they would want?—Yes; I did that by Mr. Sutton's directions a long time before that, for Mr. Sutton told me in 47 and 48, Dame-street, to get a copy of every circular and paper that was used, and have it at some future time if it was wanted. I put them all in the boxes, and sent them to him in Abbey-street. I was going through the boxes, and setting aside the papers which I thought of no use, when I got the letter from Mr. Williamson.

31963. You had arranged the papers sometime before?—I had, and when I got the letter, I made up the four boxes, and sent them over. I think it was four.

31964. Do you recollect if it was any time before Christmas you began your sorting?—I think so. It was shortly after I left 47 and 48, Dame-street.

31965. Do you recollect that a short time, a few days before Christmas, you were engaged in sorting the papers for the purpose of having the necessary papers transferred over to the office in Abbey-street?—I could not say when it was, but I was.

31966. You remember doing it?—I do.

31967. And when sorting did you tear up and otherwise destroy any papers you thought useless?—Any others I thought useless, I tore up and threw into a corner.

31968. Were any burned?—No, they were sold.

31969. What did you get for them?—I cannot tell you that. The messenger got the proceeds of them—twelve and something I believe.

31970. What did he do with the money?—I think he bought boots. He always gets the waste paper, and sells it; the same way with the waste paper in 47 and 48, which he also sold.

31971. Who assisted you in sorting and tearing up the papers?—I could not really tell you. I should say the messenger.

31972. Carter?—No, Fanning; Carter is only a little boy.

31973. I suppose it was a troublesome job?—Well, it was not very troublesome. I sorted all I thought important, and a great many letters and things that were of no use at all, I tore up.

31974. Can you state as a matter of fact, whether done by yourself or others, were there any papers burned in that room?—No, not to my knowledge.

31975. Did you know that Mr. Williamson went over to look for a missing box, as he thought, of papers, and found the remains of papers in the grate?—I heard so.

31976. You heard it stated?—I heard that he stated so; but if anything was there, I should say it was there from the time of the revision. I did not burn them; no one by my authority burned them, nor did I see them burned.

31977. All you did was to tear up papers?—All I did was to tear up papers. Mr. Williamson asked me about a lot of letters from out-voters, and I said they never came into my possession, nor never came from 47, Dame-street with me, to my knowledge, to No. 3, Dame-street.

31978. What sort of papers did you tear up; were they written or printed, or both?—Printed and written; canvassing lists.

31979. Returns?—Returns and circulars, and different things.

31980. Did you destroy the returns of any of the canvassers; they used to send you returns every two or three days from the ward committees announcing the result of their house to house canvass?—I should say so; that kind of papers; I did not think them worth keeping.

31981. I am asking you to the best of your recollection do you remember that you did tear up papers of that kind?—I do. I think I tore them up and threw them into a corner.

31982. They formed part of the mass that was afterwards sold to the fellow down here on the quay somewhere?—I should say so.

31983. Fanning sold them, you say?—Fanning sold them.

31984. And bought the boots for Carter?—The proceeds went to Carter.

31985. Did anybody come into the room while you were tearing them?—There may have.

31986. Did you see anyone there?—I could not tell you at this moment. I could not think of it—people may have come up that wanted me.

31987. Do you remember anyone in particular?—I don't know. Some of my own clerks might. I could not tell.

31988. Did Mr. White come up?—No.

31989. Or Mr. Williamson?—No, I don't think Mr. Fell White was in Dame-street at all after.

31990. Did Mr. Byrne come up—young Mr. Byrne?—I don't think he did. He may have come, but I don't remember it.

31991. Were there tables in the room, or was it an empty room?—I think the tables in it had gone in for the expense agents. I think it was an empty room.

31992. Was there not even a chair in it?—I don't think there was.

31993. I believe you had to go down on your knees to perform these operations, is not that so?—I was indeed.

31994. You and Fanning were both on your knees tearing away. I suppose there was a considerable mass of documents torn up in this way?—No, not much either, for I had only been sorting them for a little while, and intended to finish it afterwards, and they were taken away before I could do so; a a mass of papers were sold: the majority of the papers belonged to the office, and were old objections from the revision, and different papers that had been collected.

31995. How did they happen to get in among the election papers?—They did not. They were not mixed with them then, but after they were selling. There were not much papers torn up in the room; I think now it was a couple of hours work as well as I remember.

31996. But you do recollect, at all events, these canvassers' returns being torn?—Oh, I do, quite well, for they were rather peculiar—long, large sheets, with headings on the top, and wide red lines.

31997. I suppose among the rest there were a number of returns of canvassers of the freemen?—I should say all the returns were there. Only that they were taken away they would all have been torn up except those of any importance. I did not consider them worth keeping.

31998. Did you tear up any gratuitous service papers?—I don't know. I did not remark. I may have torn up blank ones—I think a lot of blank ones—but I don't think any that were signed.

31999. Amongst the waste were there any books?—There were.

32000. What class of books were they?—They were different books that were kept over in Dame-street.

32001. What sort of books?—Books that were kept with the names of persons and different things—indeed I did not look at them, for I had not to look for them—and these were, I believe, some of the first things that I brought to Mr. Williamson.

32002. Were they amongst the papers destroyed?—They were amongst them, but were not destroyed.

32003. Did you destroy them?—No, I did not.

32004. No books of any kind?—No.

32005. Did you destroy any papers made up book-wise—rough sort of things—sheets stitched together book-wise?—I may have, if I looked over it, and thought it of no use. I don't know. I don't think I could have destroyed much, for I was not long at it; for I did not intend to destroy them all—except a few things and a couple of these circulars.

32006. Did you destroy a lot of letters?—No.

32007. You are sure?—No; I was asked about that by Mr. Williamson, most particularly, and I did not.

32008. Letters of any kind?—No, I am sure; not

to my knowledge I did not; and I don't believe that anyone would have destroyed them without my knowledge; and another thing is, I don't think they ever came from 47, Dame-street, with me.

32009. You mean any letters of any kind?—I don't believe they did. I should have seen them. I heard there was one box in particular that had them in it, and I could not see them. I got a few letters, but that was all.

32010. Is that the box referred to by Mr. Mortimer?—The same box.

32011. That was the box connected with the out-voters?—Yes, that was the one.

32012. But did you not find in some of the boxes, letters—applications from different persons for employment, and the like—letters of that kind?—I think there were some, but not many.

32013. Well you saw those letters?—They were all put on one side to be copied.

32014. Did you destroy any letters?—No; I think not.

32015. Would you undertake to say that you did not?—Oh, I would not undertake to say; for if I read a letter and found it of no use I may have destroyed it.

32016. Suppose you found a letter from a voter saying he was very anxious to vote the way his principles directed him, but that he looked for a little employment, or consideration, or something of that kind, would you consider that worth keeping?—No, I would destroy every one of those, because once the election was over, I did not think it necessary—if there was a box full of those, and I had them, I would have burned them, or done anything whatever with them.

32017. You did not look on them as of any value?—I did not look on them as worth keeping; we had not room to keep all those papers.

32018. Did you not know that at that time Mr. Williamson and Mr. Sutton would be wanting all their own papers, and that these might as well go to them to sort for themselves?—No, not at this time; that was before I brought the box over to Mr. Williamson. I knew nothing about it, and I destroyed them.

32019. Was it not after the filing of the petition—three days before Christmas?—On my oath, I could not tell you the date.

32020. Did you know whom Fanning bought the boots from?—I did not.

32021. I suppose the moment you tore them they were taken out of that to make way—to clear the place?—I don't know. I don't know when he sold them. I think he got a man to sell them.

32022. The object was to get them out of that?—To get them removed out of that, and I told him at the same time to sell all the old objections from court, and things we did not want.

32023. Printed forms?—Printed forms of objection—we kept two copies, one for the Town Clerk, and one for the parties.

32024. In the middle of your, as you say, tearing and sorting those papers, when the message came for you to bring the boxes over to Abbey-street, that stopped you, or you would have had it all done?—No, it did not stop me, for I brought over all that I considered ——

32025. I understand; but did you not tell us a little while ago that you meant to have gone on through the whole of the papers?—I did, only that they were taken away.

32026. You were arrested in the middle of it?—They were taken away.

32027. That is the message came for you to bring over the boxes while you were at work?—No, it did not. I was out at the time and they were taken away without my knowledge at all.

32028. Did you not first take over some of these boxes yourself?—I did.

32029. Did you not take over those in consequence of some message you got from Abbey-street?—I did.

32030. Did not that message come to you while you were sorting the papers?—Not while I was at them—it came at some time, but I could not say while I was at them.

32031. I don't mean at the very time that you were in the room doing it, but after you had begun to make the assortment and before you had completed what you intended to do?—Yes.

32032. Were you not sorting them at that time for the purpose of having all the papers that Mr. Sutton and Mr. Williamson would want handy for them to send over?—Yes.

32033. You knew therefore that they would be required?—I did.

32034. In fact you were sorting their papers?—I was.

32035. Did it occur to you that you might as well let them sort their own papers?—It did not.

32036. Do you remember the time at which Campbell I believe, retired; was it you that intimated to him that you would not want his services any more, after the trial of the election petition?—It was.

32037. What time was that—was it immediately after the trial of the election petition or at a later date?—I don't think it was until we were commencing to work at the new revision. Indeed I am not sure.

32038. The petition was over and the Judge pronounced his decision in the beginning of February; did you dispense with Campbell soon after that—within a month, or two or three months of it?—Really I could not tell you.

32039. You remember that some intimation was given?—I think, to the best of my knowledge, what I told Campbell was, that being considered guilty of bribery by Judge Keogh, anything that he would do for the revision would be null and void, and that he was not to do anything; but I was paying him his salary.

32040. Did you keep any book besides your book of account—which is a very necessary document no doubt—to record your transactions?—Yes.

32041. Where is that?—I have it at the office.

32042. Be good enough to let us see that also?—I will.

32043. Would you in that enter a transaction of that kind?—No.

32044. Or make any minute or note of what you had told Campbell?—No, I would not.

32045. At all events, Mr. Hodson, we shall require to see all your books; but we will inconvenience you as little as possible and give them back to you as soon as we can?—Yes.

32046. It is suggested to me that it would be desirable and convenient for us if you could let us have them at once?—I am not in a hurry with them. I will let you have them on Monday morning.

32047. Could you let us see them this evening; if you give them to us on Monday morning it will be at some late hour?—I have them at my office.

32048. What I was coming to was this—you remember Mr. Campbell leaving your employment and discontinuing under the circumstances you mention?—I do.

32049. Discontinuing actual work but you paid him his salary from week to week until he resigned?—Yes.

32050. And I suppose that was with the knowledge and by the instruction of the body you represent—you did not pay him out of your own pocket?—Oh no; I paid him out of the funds of the society and entered it in the books every week.

32051. It was not an act of your own to pay him?—No; I was never told to stop his salary.

32052. But it was considered imprudent, you say, considering the position he stood in, with reference to Judge Keogh's decision to allow him to take any active part in the work?—Yes.

32053. Do you recollect his coming back to the office at any time?—I do.

32054. Can you tell us, approximately, when that was?—I could not tell you; I think it must have been a month or two before the 4th of August.

32055 Some time in the summer—July?—About that time; I cannot say.

32056. About how long had he been away at that time—a couple or three months?—I could not say; he used to come in off and on to the office.

32057. Do you recollect when he went away did he still retain the key of any drawer in the establishment?—He did.

32058. Where was that drawer—was it in a secretary?—It was a drawer with a press underneath it, and a place for books overhead.

32059. The drawer was at the top, over where the books were put in?—Yes.

32060. And the book place was open?—It was only just a ledge round for leaving anything down.

32061. Do you remember when he was leaving did he take any papers that he had in a box or in that drawer?—No.

32062. I suppose you knew from his retaining the key that he had something in it?—I knew he kept papers and things in that drawer; he always had the key of it.

32063. You did not require him to give up his key when he left?—No, I did not; I did not require to ask him to give it, because I did not think he was discharged.

32064. Did he leave a box or tin case?—Yes, there was a box of his.

32065. And I suppose he kept the key of that too?—Yes, I think he had the key of it; he had it in 47, Dame-street; it was removed over, and I think left on the table for him in the back office.

32066. Now, whilst he was away was the drawer opened?—Yes.

32067. Who opened it?—I don't know. I knew nothing about its being opened until Campbell came in one day, and came to me making a complaint about his drawer having been broken open. I said, "How is this, Campbell?" "I don't know," he said—"a lot of papers are gone, and my drawer has been broken open." I said I would go in and see it, and I went in and saw it. I asked Fanning, the messenger, about it, and he told me he did not know anything about how it had been broken open. I said, "That is very queer—you, who are in charge of the place, allowing a drawer like this to be broken open; send for a locksmith and have it repaired at once."

32068. When you saw that the drawer had been broken open, did you see that the contents of the drawer had been taken away?—I did not, for I did not know what he had in it.

32069. Was it much injured?—I did not remark; I don't think it was; I could not say; I only looked at the lock hanging down inside, as if one of the screws was out.

32070. As if it had been forced from outside?—I should say so; I don't know, but it had that appearance.

32071. Did he complain at that time, Mr. Hodson, that papers had been taken away?—I think he did. He said to me, "It's a hard case that I cannot leave a drawer with the key of it in my pocket without its being broken open and my papers all tossed," or something to that effect.

32072. Did he say not only tossed, but taken away?—I should say he did; I think he did; I could not say, but I think he did.

32073. Did he complain of it?—Oh, I think he did. He seemed very sore about his drawer being broken open.

32074. Did he complain at the same time that his box had been broken open?—No.

32075. Was his box broken open?—No, I think not then; I think afterwards he did.

32076. Did you afterwards, on his complaint, see that his box was broken open?—I don't think I looked at the box.

32077. But you understood from him that it was?—Well, I could not say; he may have spoken to me about it; it is more than likely that he did.

32078. I don't want you to fix any very precise time, but could you tell us about what time that was; you said he came back about August—was it soon after he came back?—I could not tell.

32079. Immediately after he came back?—No, I think it was while he was away, back and forward, from the office that he came in and found that it was broken open.

32080. While he was not on duty?—I think so.

32081. Mr. MORRIS.—Before August?—I should say so.

32082. Mr. LAW.—Did you make any investigation as to what had become of it?—None; but I asked all the clerks of the office, and they said that they had not broken it open.

32083. What clerks had you in the office at that time; a number of them did not remain on at that time of the year, I suppose?—None, I think, except the old staff.

32084. That is the permanent staff?—The permanent staff.

32085. Did you inquire of all of them?—I think I did.

32086. Did any of them say they knew anything about it?—No, they said they knew nothing about it

32087. Was it in the room in which the clerks sat?—It was in the back office.

32088. You sat in the front office?—Yes the front office.

32089. You inquired also of Fanning the messenger?—I did.

32090. When did the clerks go away—at what time did they leave your office?—Five o'clock.

32091. Does Fanning live in the premises?—No, the office is locked up every night.

32092. Who sees it locked up?—Fanning locks it up.

32093. Fanning's duty is to lock it up when everybody goes away?—Yes.

32094. He ought to be the last person there?—He should.

32095. Who kept the key?—Fanning.

32096. He took the key home with him?—He took the key off home with him.

32097. Did Campbell say on that occasion that he had lost any papers of importance?—Well, I could not say. I think he said he lost letters and papers. I did not take notice of any. He was, I know, awfully annoyed at his drawer being broken open.

32098. Do you remember his complaining also of any printed lists that he said he left, not in the drawer but in the box?—I don't remember his having said that, but I heard him state it the other day—a freemen's list.

32099. You do not recollect any special complaint about that document?—No I do not. I don't remember until I heard him state so. He may have stated it.

32100. You say that he was not, in fact, discharged in any way from his appointment under the society?—No.

32101. What was his salary?—One pound five a week.

32102. And he was in receipt then, although he was not allowed to work, of that £1 5*s.* from that time all through I may say until the other day?—Yes.

32103. And was paid every week?—Was paid every week.

32104. Were you present on any occasion prior to the election petition being heard when Campbell was spoken to as to the nature of the evidence he could give on the inquiry?—No. I do not know. I never was by at any.

32105. Never were by at any interview between Campbell and anyone else as to what evidence he could give?—No, I don't remember it.

32106. Did you hear of any attempted arrangement as to Campbell within the last month or six weeks?—No, except what he told me himself.

32107. Did he tell you from time to time that it was going on?—Well, he may have when he came. I generally sent him his salary and whenever he came he talked to me; but I think it was only once that he told me about the arrangement. Twice he may have told me.

32108. That it was on foot?—Yes.

32109. You knew irrespective of what he told you here?—Oh irrespective.

32110. Did he tell you that he had been offered a new post connected with the city registry—I mean the municipal registry?—He did not.

32111. He did not tell you that part of it?—No.

32112. Did he tell you that he had been offered a post of a couple of hundred a year?—Because I had something to say to that myself he might not have told me it.

32113. Did you understand from him that any arrangement was on foot to give him a couple of hundred a year?—He told me that parties had offered him £200 to go away and that he would not go under £300.

32114. Did he tell you who the parties were, or any of them?—No he did not.

32115. Did he mention Mr. Byrne's name?—No, I think not. I don't think he mentioned any party. He said the offer had been made to him by parties; but I don't think he mentioned any names. We were standing at the hall door of 21, Bachelor's-walk where we have moved to now.

32116. When did you move there?—I think in the week before the revision commenced.

32117. Of this present year?—Yes.

32118. Some time last August, I suppose?—Some time about that.

32119. You say that Campbell came back to you some time in August—you told us the 4th?—He was back before the 4th; he was back a month or so, I think, before that.

32120. Did he come back to work?—He came back to work.

32121. In the usual way?—Well, not in the usual way. His usual work was that of an inspector. At the time I got him back I was very busy myself, and had a great deal to do, and I got him to take out the claims.

32122. The freemen's claims?—No; when the wards are inspected, if the man who goes round finds that a new party has come into the house and that the old party has gone away, if the former is of our side we have to take out a claim for him and fill it up. He was doing that.

32123. He had charge of the rated occupiers?—Yes.

32124. How long was he employed at that?—Till after the claims went in—the 4th of August.

32125. Were his services then discontinued, or did he remain on?—One day that I went to Dame-street, while we were moving over to Bachelor's-walk, Campbell came to me, and said—"Am I to go to Bachelor's-walk?" I said no—that he was to stay there. Then he said, "Well, you may tell Mr. Goodman that I won't stay here working by myself. If I am not to be recognised as a member of the staff I won't stay at all."

32126. He did not remain at No. 3 then?—He did not.

32127. Was it intended, or has it been carried out, that one part of the staff should work at No. 3 and the other part at Bachelor's-walk?—Oh no, none. He worked at No. 3 since.

32128. What was the idea of leaving Campbell there at No. 3—was it a make-believe sort of thing, or what was it?—Well, no; we had an office there, and it was said that if he were connected in any way with the revision it would be null and void.

32129. You wanted to keep him still working in some way at the old place, and not to bring him over to the new?—Yes.

32130. Working at number three?—Yes.

32131. Did he understand from you that he was not to be permanently continued?—He did not.

32132. As far as you know, was it the society's intention that Campbell should be permanently continued as before, or in any other office, subject to the temporary difficulty thus created?—I never knew anything to the contrary. I always understood that Campbell was on, and I got no orders about him at all.

32133. To dispense with his services?—None.

32134. But as a precaution, in consequence of his name having been mentioned by Judge Keogh, he was not allowed to interfere?—That was it. I knew nothing further. I heard nothing.

32135. Did you hear from him recently, since this inquiry began, that any arrangement which had been attempted, had fallen through—did he tell you that or did you hear it before you heard it in court?—I don't know. I don't think I saw him. I think it was on Saturday night he told me that—on Saturday in the office, or on Monday evening. No; it was on Monday, for I remember his telling me that he had all packed up.

32136. That was on the day he was to go away?—I think so.

32137. Did he tell you then that the expected gentleman had not arrived, and that the thing had fallen through?—I think he did. I could not state—I think he did tell me. I am almost sure he did.

32138. At that time I suppose you understood it had been arranged that he should have £300, of which there was one to be paid down, and the other ——?—No, I don't think he told me anything about their giving £300. I think he said they would only give him £200, and that he wanted £300.

32139. Did he at any time mention the name of Mr. Byrne, or any other gentleman, in connexion with that arrangement—that Mr. Byrne had sent to him, or made any offer to him?—I don't think he mentioned anyone's name. He may have, but I don't think he did.

32140. Did you ever hear Mr. Goodman's name mentioned in connexion with any arrangement?—No.

32141. Did you ever hear, but from Campbell himself that there was an arrangement on foot with him?—No; except what I heard from Campbell himself I think I did not.

32142. It was not an unlikely subject to be mentioned considering all the circumstances. Up to the present time did you ever hear anybody in the office talk about it?—No, I did not; not to my knowledge. I don't remember that I did.

32143. Did you ever hear of personation at the last election?—I did.

32144. When did you first hear that?—I think it was from Campbell.

32145. You heard it from Campbell himself?—I think so.

32146. About what time did you hear it—about the same time that you heard of the bribery?—Well, I could not really say. I know I heard it.

32147. We shall give you a wide range. Did you hear of it before the petition came on to be tried as you best recollect—did you know of it at that time?—I cannot say, indeed.

32148. Did you hear it a long time ago?—Oh, I did.

32149. Many months ago?—It must have been some time then; when it was talked of.

32150. As I understand, you heard from Campbell of the bribery at that time?—About the time that he brought me the ticket. I think that was the time.

32151. Did you hear in or about the same time, or perhaps a little later, of the personation?—I may

have heard it about that time, or some time about that time.

32152. Did he tell you how many instances of personation there were?—He did not.

32153. He did not give you any list of them?—No.

32154. Did he tell you how it had been arranged?—He did not.

32155. Did he tell you that any of the clerks you had selected for Mr. Byrne's assistance had been employed for that purpose?—No. I think he may have told me that he had got some of the men to personate, but he did not say any particular ones. I think he mentioned M'Guigan and Fanning. These two, I think, he mentioned.

32156. Was there a Fanning amongst the clerks?—I think Fanning was in there at that time.

32157. Was he a son of the man that you had at No. 3?—He is the man that is in it now. He is the son of the old man who is confined to his house not able to do anything—very feeble.

32158. Did you mention this circumstance to anyone?—No, I don't think I did.

32159. Did you never mention it to Mr. Goodman, with whom you were in daily contact?—Oh, no; I used not to have much to say to Mr. Goodman except when I went to him, for he did not come in very often at that time to Dame-street.

32160. What was he doing?—I don't know.

32161. And did he not——?—I admit he did not come in more than once a week to me; and I never saw him except when I wanted money.

32162. Did you never mention to him what you heard from Campbell?—No, not to my knowledge, I did not.

32163. Did you ever tell him about the ticket that Campbell——?—No, I did not.

32164. You are certain you did not?—No; for he was blowing me up the other day for not telling him.

32165. You thought, perhaps, that the better plan was to tell him as little as possible?—I did not want to mix myself up at all in it. I never went over to Abbey-street at all. I thought when I was clear that I would keep myself clear.

32166. When Campbell was telling you that he was willing to take £300, according to arrangement, and to go away, but that he would not take £200, did you understand from what he said—no matter what it was—to whom he was referring as making that arrangement?—I did not. No. I think what he said to me was "several parties"; I don't think he mentioned their names.

32167. He mentioned no names at all in connexion with the arrangement?—I don't think he did. He may have mentioned the arrangement. He was very excited at the time, and was talking and saying that he was badly treated, and all that.

32168. When he expressed his willingness to take £300, did you say anything to him—did you make any reply?—I don't think I did. I cannot say.

32169. Did you not take any part in the conversation?—Well, I was listening to him. Oh, I don't think I did say anything.

32170. Did you encourage him to go away?—Well, I don't know that I did. I think I may have said to him that it would be well if he got it; something to that effect.

32171. Did you say to him that it would be very well if he got the money, and was out of this, so as not to be produced before us?—I don't think I did.

32172. Did you say anything of the kind to him?—No, I don't think I did. Campbell often said to me that he wished he was away.

32173. I know we can well understand that; but did you, during the course of this inquiry think that it would be a desirable thing that he should go away?—Well, I did; I thought it would certainly, from what he told me previously.

32174. You thought it would be better he was away?—If he went away.

32175. I suppose you would have been very glad if the arrangement had been carried out?—Well, I was not glad, for I had nothing to say to it one way or another.

32176. Further than your natural sympathy with the office and the cause; don't you think it would have been pleasanter if he had not been produced here at all?—Well, I do, sir, certainly, for all parties.

32177. Now, can you say whether any of those who are working with you felt the same thing; don't you think Mr. Goodman would have been very glad if he had been away?—I don't know.

32178. Did nothing ever pass between you—did Mr. Goodman never mention Campbell's name to you within the last three months?—Oh, he has mentioned his name. He may have mentioned it often, but I do not think very.

32179. Did he mention his name within the last six weeks to you?—He mentioned it the other day. When I asked him about paying Campbell he told me not to pay him any more.

32180. Well, that was only last Monday, I suppose, or Saturday—was it?—The day Campbell mentioned it on the table here.

32181. He had never given you instructions before that, to pay him no more?—No.

32182. Since he was away from work—I suppose it was for three or four months in the spring that he was away?—Oh, he was and more.

32183. More?—I really cannot say. He used to come in and out sometimes.

32184. But he was not doing any work?—He was not doing any work.

32185. And then he came back to you sometime about the 4th of August; he was about a month at work then; and since then he has been doing nothing at all for you—is not that so?—If you will let me see that book I will tell you. It is all entered. I should say he was about six weeks at work.

32186. Out of the twelve months?—I should say so. I really cannot state.

32187. So that he was paid about £70 by the society for doing nothing?—About that—and then there was one time that he was working late and early, from six o'clock in the morning till twelve at night in taking out claims.

32188. And he was paid for that besides?—He was paid for that besides.

32189. But his ordinary salary for which he was doing nothing would be about £70?—About that.

32190. Who instructed you to make payments to him when he had ceased to serve?—I was never instructed not to pay him.

32191. Of course there must have been some direction—were you told to tell him that his actual interference in the work would be imprudent, and was not to be allowed?—Mr. Goodman told me that as Campbell was mentioned as having been guilty of bribery before Judge Keogh, he could not work for the revision. I asked him was I to pay Campbell, and he said yes.

32192. Pay him on, but do not let him interfere in the work?—Interfere in the work.

32193. Are there meetings of the society held from time to time?—Not now.

32194. Were any meetings held this year?—No.

32195. When did they meet?—Oh, not——

32196. I suppose there are yearly meetings?—I don't think there was any meeting since that "A" book was vouched—since Mr. Harris put his name to it.

32197. That is since May last?—I think so.

32198. Was that done at a general meeting?—I think so.

32199. There was a meeting then?—I think so.

32200. For the ordinary working of the society then I suppose there is no committee of persons who meet,

but it is entirely left to the secretaries?—To the honorary secretaries.

32201. And the treasurer?—That is Mr. Goodman.

32202. Mr. Lang, I think, you mentioned as being on the books?—Yes.

32203. Where is he to-day?—I suppose he is at 21, Bachelor's-walk, now.

32204. That is in the office?—Yes.

32205. We shall allow you now to retire, and go at once and get that book from Mr. Lang and the minute books also, and we shall then, perhaps, be able to conclude your examination much more rapidly than we should otherwise do. Go and bring us that book; we shall sit here till you come back?—I would like to speak to Mr. Goodman first.

32206. Of course. That won't interfere with your speaking to Mr. Goodman. You may do so as much as you like.

32207. Mr. *Goodman.*—I have nothing to say to that.

32208. Mr. LAW.—There are the honorary secretary and the assistant secretary, but we must have the books.

32209. *Witness.*—The position I am in is that I don't know whether I can produce any books to you without an order from the committee and from Mr. Goodman.

32210. Mr. LAW.—Well, we can understand your position, Mr. Hodson, very well, particularly under present circumstances; but as there is no authority of the society capable of working but yourself and Mr. Goodman, and as Mr. Goodman is here now we make an order upon both of you to produce the books.

32211. *Witness.*—There is the committee.

32212. Mr. LAW.—The committee does not meet.

32213. Mr. *Goodman.*—Oh, yes, it does.

32214. Mr. LAW.—At all events we won't wait for the committee to meet; so that the sooner the books are produced the better. Write an order to the secretary.

32215. *Witness.*—I cannot do it without Mr. Goodman.

32216. Mr. LAW.—Well, let Mr. Goodman write it.

32217. Mr. *Goodman.*—Oh, if you direct Mr. Hodson I am perfectly certain he will do it.

32218. Mr. LAW.—We have done so.

32219. Mr. *Goodman.*—Very well, I suppose Mr. Hodson will do so. I only asked the courtesy of being allowed to consult one or two members of the committee.

32220. Mr. LAW.—Very well; produce the books.

32221. *Witness.*—I cannot give an order, sir; they are locked up in my safe.

32222. Mr. LAW.—Well, we shall not ask you to intrust the key to anyone. You will be good enough to go and get the books for us now, understanding that that is our order.

32223. *Witness.*—Well, without my committee how can I do so?

32224. Mr. LAW.—Simply by——

32225. *Witness.*—That won't bear me harmless. However, there is no help for it, sir.

32226. Mr. LAW.—It would be a very weak thing if it were otherwise.

[*Mr. Hodson left court, and in a short time returned and handed in a number of books which he stated were the books of the Conservative Registration Society.*]

32227. Mr. LAW.—Have you got the books referred to as Mr. Lang's?—Yes.

32228. We may call this Mr. Lang's book?—Yes.

32229. Have you got the minute book?—Yes.

32230. Mr. LAW.—We shall call this book letter D. What is the third book you have here?—It is the book with the list of subscribers.

32231. This is a very neat book which I have in my hand? Is there any rough suggestion book or a minute book?—No; when I take the minutes I put them upon a piece of paper, and copy them into that immediately after.

32232. There is no rough minute book?—No.

32233. Is there any other book belonging to the society, or which you as the secretary have, except these books?—No; I have some resolutions, copies of resolutions which were proposed and carried, and entered in that book.

32234. Are they all entered in this book?—They are; anything important I kept.

32235. They are loose sheets of paper?—Yes.

32236. Resolutions which were put into a person's hand in order to be proposed?—Yes.

32237. Have you any documents connected with the society, and not entered here?—No.

32238. Have you books of any kind, except those which we have got here?—No, except this year's pay book since the 1st of January, 1869.

32239. This book I presume is written up to the present time?—That is the minute book in use at present.

32240. Here is a list of the subscriptions, commencing 1st of January, 1864, and ending (blank). I suppose the list ends in 1868?—It goes up to the present time, in each letter you will find it.

32241. Mr. Lang's book is the collection book?—Yes.

32242. You referred to Mr. Lang's book as explaining some matters we asked you about; is there any expenditure entered in that?—The old staff and amount of subscriptions received upon the other side.

32243. I suppose the resolutions and other matters that are formally written up here in the minute book were first written upon sheets of paper?—Yes, loose bits of memorandum.

32244. I observe the committee met 30th June, 1869; was there no meeting since?—There was no meeting if it is not in that.

32245. Were there any other loose sheets with the books when you got them?—I took two or three dozen and left them in the safe.

32246. Why did you do so?—Because they are only resolutions, and I put them in the safe for fear I might lose them. They are resolutions, &c, that were copied into the book.

32247. I am afraid we must ask you to produce them?—They are mere matters of form.

32248. I am sure they are as you state, but as matter of form we must ask you to produce them. Have you other loose papers connected with the society?—No, none whatsoever.

32249. Is there any other account-book?—None except this year's pay-book.

32250. Will you be using it to-night?—I will to pay the men, as to-morrow will be Christmas Day; but I will give it to you on Monday morning, and give you also the other loose sheets.

32251. We shall send a messenger with you for the loose sheets, to save you the trouble of coming back. This book is a committee minute-book, is there any rough book belonging to the secretary?—No.

32252. Does anyone make a minute except yourself?—No.

32253. Are there no memoranda made by anyone but you?—In this way there is:—At the committee meeting I tear up two or three sheets of foolscap paper and leave them on the table for persons to write down resolutions they propose. Mr. Goodman writes down the resolutions, and they are handed to me signed by the proposer and seconder. I take them upon the following day, copy them into the book, and destroy the original.

32254. Is all the secretarial duty done by you?—All done by me under Mr. Goodman's directions.

32255. Has Mr. Goodman any book?—Not to my knowledge.

32256. Then with the exception of the loose sheets, and the account-book of the present year, we

have all the documents of the society?—Yes, all that I have.

32257. Are there others that you have not?—No.

32258. Do you know of anyone having books or documents connected with the society but yourself?—No; I got charge of them from Mr. Barker. I took them from him, and Mr. Goodman never took them away from me.

32259. Then you are in possession of all?—Yes.

32260. I believe I asked you before, who was in the room with you when you were sorting the papers in the early part of this year or the end of last year?—I cannot say. Mr. Fanning, I think, was there; in fact, the other clerks may have been, but I cannot say.

32261. Was Mr. Goodman there any part of the time?—No; I don't think he ever came upstairs except during the revision.

32262. When do you say you moved across to No. 21, Bachelor's-walk?—Before the revision—about a week before it; and the reason I remember it is hearing Mr. Goodman say that it was awkward having to move at that time.

32263. Did you leave any papers behind you in No. 3?—I took all the books, but a tremendous lot of papers, poll and check clerks' books and newspapers, were left after us.

32264. When you say poll books, were they books belonging to the Registration Society or connected with the election?—They belonged to the Registration Society of the former election.

32265. But were any of them books that had been used at the election?—No, I was relieved of all those.

32266. Did they contain any of those papers which were missing—at the election petition trial you heard of papers that were missing?—Yes, and they were good enough even to say that I took the letters and destroyed them, but I did not.

32267. As far as you know were any of the papers left behind in No. 3 connected with the last election?—No, I think not.

32268. How, as a matter of fact, are payments for the admission of freemen entered in this book?—I had only the two payments of 1868 and 1869, 1868 I did not enter at all, and 1869 I have entered at £14 8*s*. I have looked at the book. Paid for freemen's admission £14 8*s*.

32269. In the first year you were there, 1867, do you know whether all the freemen who were admitted that year, for the Conservative side, paid—did you ever hear they got money from any source to pay the fees?—I don't think they did, it would have come through my hands.

32270. Was there any other fund?—No, I think not. People came in and said they were entitled to get their freedom, but would not pay 18*s*. for it, that it was no use to them. I think everyone admitted in 1867 paid for themselves.

32271. Was there ever a special fund for that purpose? Did you ever hear that there had been previously such a fund?—I did.

32272. Who told you?—It was rumoured in the office.

32273. Did Mr. Atkinson tell you?—No, he had left when I came. When people were coming in, asking about their admission, I asked was there any way to pay for the freemen, and Mr. Lang told me there was not any fund, but there once was a special fund.

32274. During your time were circulars sent out to persons who were entitled to be made freemen to send in their names?—That was before my time.

32275. You mentioned early in your evidence that you had a sheet or list that would assist us?—I may not have it, but if I have it I will give it to you, it may be in a tin box with the total of all the payments ticked off.

32276. Could you lay your hand upon it without much trouble?—No, I would take a day to get it.

32277. Mr. Morris.—That went before the auditor?—Yes, I had it for his convenience, he ticked it off.

32278. Mr. Law.—Let us have the present year's pay book upon Monday. If you give it to us at ten you shall have it back at once. If you seal it up and send it to the secretary it will save you trouble.

(Adjourned).

TWENTY-FOURTH DAY.

Monday, December 27, 1869.

(Mr. *Robert Lyster Hodson*, recalled and further examined.)

32279. Mr. Law (*Witness handed in a document*).—Is this the sheet you referred to on Friday in your evidence?—Yes, making up the £674 we spoke of on Friday.

32280. This is made up from the clerk's book you spoke of?—Yes.

32281. (*Refers to Miscellaneous Book.*) I perceive car-hire is separate in this book?—No, sir.

32282. It is nearly all entered in one place?—Well, it is nearly all in one place—the items were just entered into that book from the files.

32283. Have we got among the vouchers you gave us, the vouchers for these different sums?—I should say so. I should say they are all there.

32284. They are all there as far as you know?—Yes, as far as I know. I keep them in a box, and I think they are all there.

32285. I understood from you on Saturday that the large amounts of Sir Arthur Guinness's subscription were lodged to the credit of Mr. Goodman—handed to him in cheques?—Yes, sir; so I understood.

32286. They were not brought into your regular account?—No, sir. I got none but £100.

32287. That was the £100 you mentioned already?—Yes; for the freemen admissions.

32288. And any surplus of that £100 that remained, you lodged to Mr. Goodman's credit, or handed to him?—Yes.

32289. Where shall we find an account of the application of Sir Arthur Guinness's subscription—I mean the £3,800, or whatever its amount was—where shall we find a detailed account of its application?—You mean the way it was applied?

32290. Yes; the items of it?—You have them in one of these books.

32291. Which book do you mean?—Book A, that shows the way it was expended.

32292. It would appear from the books of the society that this £3,800 (or whatever the sum was) was not accounted for at all. I see by a minute of February last that there was a requisition, that the treasurer of the society should close his accounts for the past year, including the £3,800 subscribed by Sir A. Guinness, as sworn to during the trial of the election petition, and that the auditors be summoned for that purpose. (*Reads minute*). It would appear that the first time that sum was brought into the account was after the disclosure made on the trial of the election petition, that Sir A. Guinness had contributed this large sum to the funds of the society?—Well, sir, that money was handed to Mr. Goodman, and according as I wanted a cheque for £50 or £60 to pay clerks, or for incidental expenses, I went to Mr. Goodman and got it from him.

32293. Did not Sir A. Guinness subscribe those large sums in aid of the funds of the society?—Yes, sir; but not coming through me I don't know.

32294. Was it not in respect of those sums, paid in

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large amounts, that Mr. Lang got the allowance of £10?—No, sir, it was not. It was in respect of the £300, which Sir Arthur and the late Sir Benjamin Guinness contributed annually to the funds of the office. There was some agreement that Mr. Lang should get £10 a year.

32295. Then do I understand that over and above the £3,800—the amount of the cheques handed to Mr. Goodman—Sir A. Guinness also contributed to the general fund £300?—No, sir; I did not say that. But Mr. Lang would have got £10, whether Sir Arthur Guinness subscribed £300 or £3,000. He would have got it all the same.

32296. Then the £300 was included in the £3,800?—Yes, sir.

32297. Mr. Lang has been in the habit of getting £10 a year?—Yes, sir.

32298. Was £300 subscribed by Sir Arthur Guinness the year before, and by his father, Sir Benjamin before him?—I should say so.

32299. Were those subscriptions all brought into this account?—I should say so.

32300. Were they brought into Mr. Lang's account?—No, sir; they were not brought into that account. They were handed to Mr. Barker, and never went into Mr. Lang's account.

32301. Mr. Lang had no trouble about that—he got his £10?—Yes, sir.

32302. But it was always entered to the debit side of your account?—Yes.

32303. How did it happen that those large sums were not included in the books at all, until after the trial of the election petition?—I do not know, sir. I had nothing to say to them at all.

32304. I suppose you sit with the Board at their meetings, and take down notes of their resolutions?—I do.

32305. There seems to have been some discussion upon the matter, for it was moved by Mr. Harris, and seconded by Mr. Butler—(*Reads minute.*) This resolution refers to the unfinished state of the accounts; can you explain why the accounts were not completed?—I think it was because Mr. Goodman was engaged in the country on business, and could not furnish his part of the account. I think you will find it mentioned that he wrote a letter explaining that.

32306. Yes, I find next day he accounts for it by saying he was engaged in the country, and very busy?—Yes.

32307. That of course accounted for his not being ready on the day mentioned in the resolution; when the society required him to close up the accounts by a certain day, Mr. Goodman wrote a letter to say he was away in the country, and unable to have them on the day required, but why had not they been completed long before?—I do not know, sir.

32308. The accounts were not vouched until May?—They were vouched before May, but I don't think they were signed till May. I remember them being prepared and ready for the petition. I remember handing one of the books to Mr. Goodman about that time.

32309. Had you any account of the £3,800?—I had in my own book in my own handwriting. Afterwards Mr. Goodman copied it into the other. You will find it in my handwriting in that book.

32310. Mr. MORRIS.—Only one auditor signed it?—Yes.

32311. Mr. LAW.—I find this account of yours agrees exactly with the one finally signed in everything—with one exception, you put down here, "Lodged to credit of J. F. Goodman by R. L. Hodson, £19 14*s.* 1*d.*" I presume that was the balance of the £100 after having paid the expenses of the freemen admissions?—No, sir; that is the balance of the collections of two weeks which I had from Mr. Lang. If he collected £20, or £25, I would only require a certain amount for the office, and if I had a surplus I would lodge it to Mr. Goodman's account; but that only happened in two weeks of the year.

32312. How does it happen that that £19 14*s.* 1*d.* is afterwards struck out of the account? Mr. Goodman seems to have drawn his pencil through it, and it was not copied into the final account at all?—I do not know.

32313. And on the other side you had entered "Balance in R. L. Hodson's hands, £24 17*s.* 2*d.*," and that also is struck out?—(*No answer.*)

32314. Are those balances carried on to the next year's account?—Yes, sir.

32315. The balance in your hands is carried on I presume?—Yes, sir.

32316. How is it that the £19 14*s.* 1*d.* was not credited in any way?—(*Witness examines book.*)—I should say the reason of it was that it was included in the item "Subscriptions per Mr. Lang, £414 9*s.* 5*d.*"—it was included in that. I lodged it to the credit of Mr. Goodman, but it would have been entered twice against him, if the item of £19 14*s.* 1*d.* was placed to his debit, because it was accounted for in the other item.

32317. Is the £19 14*s.* 1*d.* part of the £414?—Yes, sir; it was a surplus I had for two weeks of what Mr. Lang handed to me, and I lodged it to Mr. Goodman's credit.

32318. Then you were wrong to enter it here?—It was found out, I remember now, by Mr Harris. You see, when I lodged it I had the vouchers in my hand for it that I had got from Messrs. Guinness and Mahon; and it was in that way I came to enter it.

32319. Have you always banked with Messrs. Guinness and Mahon?—Mr. Goodman has.

32320. Have the funds of the society always been lodged with Messrs. Guinness and Mahon as their bankers?—Since the middle of 1867 they have, when Mr. Goodman took the post of honorary secretary.

32321. Who had been their banker before that?—I think it was the Royal Bank.

32322. I presume that when Mr. Goodman succeeded Mr. Barker he transferred the account from the Royal Bank to Messrs. Guinness and Mahon?—No, he kept the account with his own.

32323. But he did transfer it?—No; there was never any separate account kept in the bank belonging to the society.

32324. As a matter of fact did the secretary of the society before Mr. Goodman's time keep the account of the society—whether in his own name or in that of the society I do not care—in the Royal Bank?—Yes, sir, as well as I recollect it was in the Royal Bank.

32325. Mr. Goodman transferred the fund from the Royal Bank to Messrs. Guinness and Mahon?—There was none to transfer.

32326. At all events he changed the bank, so far as the society was concerned;—Yes, sir.

32327. Had Mr. Goodman before that banked with Messrs. Guinness and Mahon?—I do not know.

32328. I have to ask you again in reference to the item of "expenses to London of the secretary, Mr. Goodman, and Mr. Byrne" who I take it was Mr. Byrne, senior—is that so?—Yes, Mr. Byrne, senior.

32329. That was in 1868; what was it for?—It was on account of the new Reform Bill. There were a lot of changes and alterations drawn up by the society, and copies of them were printed and sent to every member of the House of Lords; and Mr. Goodman and Mr. Byrne went over to London to have them presented, and to see about having those changes made in the new Reform Bill.

32330. This was the elder Mr. Byrne?—The elder Mr. Byrne.

32331. Was he the person chosen to see after that?—Yes. He was chosen at a meeting of the committee.

32332. Is that entered in the minutes?—I don't know, sir, I am not sure.

32333. Had he any other object in going to London at that time do you know?—Not to my knowledge.

32334. You never heard of any other object?—I did not, sir.

32335. You never heard of any application to any society or persons for assistance?—No, sir.

32336. This "car-hire, printing, &c., £888 19*s.* 2*d.*" entered here, was that all expended in your office?—All, sir.

32337. Every penny of it?—Every penny of it.

32338. I suppose there was a good deal of communication between the county and the city registration offices?—Very little, except when a letter came to me, intended for the county office, I would open it, and send it to them, and they would do the same to me.

32339. Do you know what was the arrangement of the car fund Mr. Boyle spoke of the other day in connexion with the city election?—I do not. I heard at the time that Mr. Boyle was getting it up but that was all I heard. I had too much to do, and did not mind it.

32340. Do you know who was engaged in the matter with Mr. Boyle?—I heard Mr. Gerrard, the honorary secretary of the County Registration Society.

32341. Anybody else?—Not that I remember.

32342. You did not hear Mr. Crosthwaite's name mentioned in connexion with it?—No, sir.

32343. Were there any other gentlemen subscribing to the fund as far as you had heard, except Mr. Boyle?—Oh I heard a lot of gentlemen subscribed, I heard it mentioned how well the subscriptions were coming in for it, but that was all mere casual conversation.

32344. I gathered from Mr. Boyle that the object of it was to have a supply of cars to bring voters to the poll on the day of election?—I should say so.

32345. You understood that was the object?—I understood so.

32346. Were any of those cars retained after the day of the election?—No, I do not think they were. There may have been one.

32347. Loundes and one or two others were kept?—Yes; I think he was kept on afterwards removing things for us. I may tell you what the cars were more engaged in than with bringing voters to the poll—they were engaged with our "runners." A lot of runners came to me for cars, and I gave them these.

32348. I suppose they were employed in general service on the day of election bringing up voters, as well as otherwise?—I think they were all nearly engaged with runners.

32349. Runners would not want the cars all day, surely?—Yes; each runner got a car for himself, and had it the whole day, to bring the state of the poll from each booth to Dame-street.

32350. That was only a matter of a few minutes?—Well, sir, he would have to keep the car the whole day.

32351. Each runner had two hours' interval between his returns?—No, he had to bring the state of the poll every hour.

32352. I understood that the returns were made every hour, but that each runner had to bring it only every two hours, there being two runners, who brought the returns alternately?—No, sir; they brought it every hour.

32353. So Mr. White said in his evidence?—Mr. White knows it better than I do.

32354. Did you understand that in the intervals, when not engaged with runners, the cars were bringing up voters?—No, sir, I did not.

32355. Did Mr. Thomas Vance ever come into your office about the accounts?—He did; I think he came one day when Mr. Harris was there, when going to audit the accounts.

32356. About what time was that—was it before or after the resolution of February, when the society was insisting upon the accounts being made up?—It was after that, when the accounts were going to be audited.

32357. Was he there when Mr. Harris began to audit them?—I think so.

32358. Can you tell me, if that be so, why Mr. Vance did not sign the certificate of audit?—He was not there at the final audit of the accounts. The final audit was finished, to the best of my opinion, in Mr. Harris's house, where I went with some vouchers which Mr. Goodman gave me.

32359. Did not you show them to Mr. Vance?—I did not.

32360. Did you ever hear Mr. Vance was shown them?—I did not.

32361. Did it not strike you as extraordinary that last year, when the expenditure was three times what it was in preceding years, so that it was just the year that it would be desirable to have perfectly correct accounts, that that should be the only year there was a defective audit?—Well, sir, that is easily accounted for. The Reform Bill came on us very suddenly—the lists were greatly increased, there was the lodger franchise, the reduction of the qualification of rated occupiers from £8 to £4, and the county voters—in consequence of that a great amount of work was cast upon us. We had to get extra clerks along with our old clerks, and keep them at work night and day, as every claim that year had to be signed by the claimant in person.

32362. I am quite aware of that; that accounts in some measure for the large expenditure but it does not account for why the large expenditure was not vouched and signed by the two auditors as the smaller expenditure was in former years?—Well, the only reason I can give was, we were in a hurry to have the account ready in time for the petition. During the revision the committee met very seldom. We were in the courts every day, and generally up to ten o'clock at night.

32363. That may explain what took place up to January, but it was not until the petition trial was over that the society insisted on having the accounts audited; they had not been completed at the time of the petition. What I want to know is—why, when completed, were they not submitted to and certified by Mr. Vance as in former years?—I cannot say, indeed; I do not know, except it was forgetfulness.

32364. If it had happened before, it might not be so strange its occurring again, but this was the only year it ever occurred?—I think you will find Mr. Vance vouched the majority of the accounts, as well as I remember, with Mr. Harris; and they would have signed it only they were waiting for a few receipts which Mr. Goodman had not got from solicitors whom he had paid for the revision.

32365. These are large items (*referring to account*), £510, £109, £60, £50—these are substantial items in the account; did Mr. Vance make any objection to them?—Not that I remember.

32366. It is strange that should be the only account not signed by the two of them, though it was well known there would be an inquiry about it, and a discussion about the large expenditure?—[*No answer.*]

32367. I think you told us on Friday you had known Mr. Foster?—Yes, sir.

32368. Did you know him in private?—No, only to speak to him when I met him.

32369. Had you ever been in his house?—No. I think not.

32370. Or he in yours?—No.

32371. You knew he was very much interested about the election—that he was an active man on one of the ward committees?—I heard he was, but that was all. I did not go much to the ward committees. I had to mind the office, and hardly ever went to them.

32372. Did you ever go to the Inns-quay ward committee in Dorset-street?—Never.

32373. You knew however that he was a member of that; do you remember seeing him very recently before the election in or about the office?—I did, sir. I think I saw him a couple of days before the election. He was speaking to me.

32374. Where?—I think I met him in the committee-rooms—on the lobby of the second landing.

32375. In what room had he been, or what room was he going to?—I could not tell you.

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32376. What was he discussing with you?—He only asked me how everything was going on, and if we had all our voting cards ready.

32377. The election was on Wednesday—I suppose that interview took place on the Monday before?—It may have been—I think it was a couple of days before the election, but I am not sure.

32378. Did you ever hear of the office No. 24, Dame-street?—Yes. Letters have come to me directed to Mr. Johnson, and I asked someone where to send them, and I was told 24, Dame-street.

32379. Who told you where to send them to—you must have got instructions from some body, and then of course you sent them on?—I think I went with them myself at first. I really cannot tell who told me. I think I went over myself.

32380. They were addressed "J. Wilson Johnson," were not they?—Johnson, I know, was the direction on them, but I could not say what Christian name.

32381. Were they addressed 47, Dame-street?—I think so.

32382. Was there a Mr. William Johnston in that house?—There was not in the beginning, but in the latter end there was.

32383. When letters came so frequently to J. Wilson Johnson, was Mr. Johnston there?—No, sir; if he was I would have brought them up to him, thinking they were intended for him.

32384. Just so; when letters came, before Mr. William Johnston was in occupation of any room in 47, Dame-street, you took them to No. 24?—Once I took them to No. 24.

32385. Whom did you give them to there?—I am not sure. I think to some one in Mr. Gerrard's room. I am not sure who it was.

32386. You understood from Mr. Gerrard or Mr. Parkinson that there was an office upstairs in which Mr. Wilson Johnson sat?—I do not think I saw either Mr. Gerrard or Mr. Parkinson, but I saw some one there. I was too hurried to wait, and I just gave the letters to some one and came away.

32387. Did you understand from some one of these people, or from some one in your own office that there was a Mr. Wilson Johnson in an office upstairs above Mr. Gerrard's?—I did.

32388. Could you tell us whether you understood so from Mr. Williamson or Mr. White?—I could not say really who I heard it from.

32389. Did Mr. Goodman ever tell you there was an office there?—No, sir. I very seldom saw Mr. Goodman at 47 and 48, Dame-street.

32390. According to the best of your recollection and belief, who was it told you the letters were to go there?—I cannot remember. I could not say, really.

32391. Do you remember when Mr. William Johnston was in one of the rooms in No. 47?—I remember a Mr. Johnston there, but I do not know his Christian name.

32392. Did not letters come frequently addressed to Mr. Johnston while he was there?—I think so—the way was this—I had a letter-box into which all the letters were put. I opened it every morning, and took out the letters. Any directed to myself, or to the office, I opened. Any directed to Mr. Johnston, Mr. Sutton, Mr. White, Mr. Williamson, or the booking agents, I sent away in a basket at once.

32393. To whom?—They were all sent up to Mr. Sutton's room to be distributed.

32394. You did not undertake the distribution?—I did not.

32395. You kept your own, and sent away the others?—Yes.

32396. Of course you must have understood that these letters that were in the habit of coming, directed to Mr. Wilson Johnson, were in some way connected with the election—of course you understood that?—I did.

32397. You understood that Mr. Johnson, or his representative, was somebody in No. 24?—I understood that No. 24, Dame-street was for cars, for expenses of conveyances—that Mr. Boyle and Mr. Gerrard had it there, and that Mr. Johnson was for the out-voters. Of course these were only suppositions of mine.

32398. Quite right; it is plain from the evidence that that was so, or at all events, that this office at 24, Dame-street, was for the out-voters at the city election, and you thought Mr. Johnson had something to do with that?—Yes.

32399. Did you ever hear of Mr. Crosthwaite in connexion with the office?—I don't think I heard his name until the petition proceedings.

32400. I suppose you heard Mr. Parkinson say he had sent letters to Mr. Davenport Crosthwaite that had come for Mr. Wilson Johnson?—I am not sure.

32401. Did you ever hear him say there was a Mr. Crosthwaite in the office?—I am not sure. I may have heard it, but it did not strike me.

32402. How long before the eletion had you any reason to believe what you have stated about Wilson Johnson—did you understand it before Mr. William Johnston came to 47, Dame-street?—Yes, certainly, for if Mr. William Johnston was then at 47, Dame-street, I would not have sent the letters on to No. 24, I would have sent them up to him.

32403. How long before the election was it William Johnston was at the office—was it a fortnight?—I don't think it was.

32404. Was it a week?—I should say a week.

32405. How long before that had you heard about the car fund and the arrangement in No. 24—had you heard it a fortnight before?—No. I should say about another week.

32406. Then that would be a fortnight altogether before the election?—About a fortnight altogether.

32407. It would not be more than a fortnight before the election?—I don't think it would.

32408. Did Mr. Boyle ever come to No. 47, to see any of the authorities there?—I don't remember ever seeing him at No. 47. He may have been in it, and gone upstairs, not into my room, and I not see him.

32409. Did he ever call at No. 3, as far as you know?—No, sir—he was in No. 3 before we removed, during the revision, but not afterwards. I was not in No. 3, and could not tell.

32410. What did he go to No. 3 for at the time you speak of?—I think he came with his father; his father was a member of the committee.

32411. I think you mentioned on Friday that you had not very much correspondence or intercourse with the office in Abbey-street after the transfer of the papers?—No, sir, I had not. I think I was there only three or four times altogether.

32412. Did I understand you to say you never communicated to anybody there the circumstance you had discovered about the tickets?—You did, sir. I do not think I ever mentioned it to anyone.

32413. Or the personation?—No, sir, I don't think I did, to anyone. As far as I can remember, I did not.

32414. Have you any reason to know or believe whether Mr. Williamson or Mr. White knew of that personation?—I cannot say.

32415. Was there any unpleasantness, if I might put it so, between yourself and Mr. Sutton, or Mr. Williamson, concerning the papers that you destroyed?—No, sir, there was not. We had no words at all on it.

32416. Was there any coolness between you, or were they perfectly satisfied so far as you saw?—No, sir, I do not think they were.

32417. Did they complain?—They complained about the papers being destroyed.

32418. Who was it suggested it; it seems you took a great deal of needless trouble to sort and destroy the papers?—What made me do it was, Mr. Sutton asked me to take a copy of each of the circulars and forms we had connected with the election, and to put

them into a box for some future time. On looking over the papers I found a lot of blank paper and pens which I put up for the office; this was when moving from 47 to No. 3. I then put by the copies of the circulars, two of each, intending to keep one of them myself, and the rest I left in a heap in the room, intending not to keep them, as they were of no use.

32419. They moved from 47 to No. 3, about the 20th December. I think that was the time Mr. Meredith said?—They may, sir, but I moved the papers two or three days after the election, and I left half a roomful after me in 47, Dame-street. All the papers in the different rooms in 47, Dame-street, were collected together by the clerks and myself and put into one of the rooms—the front drawing-room—they were collected there, and made a tremendous heap of waste papers, newspapers, circulars, and different things. I collected everything that I thought was of use, put them into boxes, and brought them away in cabs.

32420. How many boxes did you bring?—I think there were four or five loads. I could not tell how many boxes.

32421. Another witness said there were from twelve to sixteen boxes?—Yes, I should say so, but I am not sure of the number.

32422. Did you leave any waste paper in No. 47?—Oh yes. I think there was half a ton of waste paper. It was a heap a couple of feet high in the room quite across. A tremendous lot of paper.

32423. You left that in No. 47?—Yes, and French the messenger got it. I gave it to him for himself.

32424. Now this unboxed paper, which you did not transfer from No. 47 to No. 3, you gave to French?—Yes.

32425. That is quite distinct from the paper you afterwards tore up in No. 3?—Yes.

32426. So that there were two sets of destroyed papers. There was the refuse in No. 47, which you say made half a ton, and which you gave to French; and the papers you afterwards tore up at No. 3?—Well, I would not say there was half a ton. I mean there was a very large quantity.

32427. Whatever the quantity they were quite distinct from the papers you destroyed afterwards in No. 3?—They were quite distinct. All that was torn up was mere refuse; they were what I took out of the boxes as I opened them, and found I did not want.

32428. Mr. MORRIS.—That was after a second examination?—Yes, after a second examination.

32429. Mr. LAW.—It was in consequence of what Mr. Sutton said to you that you undertook that sorting at all?—Yes, but in any case I would have made it. There were check-clerks' returns, and canvassers' returns, and papers of that kind.

32430. Could you take it on yourself to swear you did not destroy any book—anything like this [*showing witness a book on the bench*]?—I can. I would not destroy anything like that. I may have destroyed foolscap paper made up in the form of a book.

32431. Do you think you did?—I may have done so, if I considered it of no use.

32432. You say you destroyed a number of canvassers' returns which you thought of no use?—I am sure I left a lot of them after me at 47, Dame-street.

32433. That was in the lot French got?—Yes.

32434. You thought were of no permanent value?—No—they were mere waste paper.

32435. The term for which 47, Dame-street had been taken appears by the receipt to have expired on the 15th or 16th December. The petition was filed on the 15th, and Mr. Meredith states, and I am sure correctly, that you did not move for two or three days after that, which would bring it to the 18th or 19th, and so I should say you destroyed the papers in 3, Dame-street, a day or two before Christmas?—No, sir. I understand you to say that the time I destroyed the papers at 3, Dame-street, was about the 20th or 21st of December.

32436. Yes; about that time?—No, sir. The election was on the 18th of November, and three days after the election I collected the papers, and brought them over immediately to Abbey-street. I did not wait for the expense agents to move. They remained behind in 47 and 48, Dame-street, for a fortnight or three weeks after I had left, and brought over the boxes to No. 3.

32437. Then the batch of papers you gave to French was about a week after the election?—Yes, sir.

32438. And the destruction of the other batch was two or three days after that?—I should say so.

32439. In making the selection in the first instance what you would bring over, and what you would give to French to keep or destroy, had you any regard to the possibilities of a petition?—Not the least.

32440. Did anyone give you instructions as to the mode in which you should make the selection?—No, sir; the only person who spoke to me on the matter was Mr. Sutton. He came in on the day after the election, and said, "Mr. Hodson, I think the sooner you clear the papers and everything out of this the better, as you will have to be giving up the house." I left everything behind me in 47 and 48, Dame-street, except two or three sets of circulars—one of each.

32441. The French you spoke of was a caretaker, was he not?—No; he was a messenger to the expense agents. He was some relation to the caretaker.

32442. Do you know in whose employment he is now?—No. I do not know where he is. I have not seen him this long time.

32443. Have you any idea whether he is in Dublin or not?—I have not.

32444. What was his Christian name?—I do not know.

32445. I think I asked you on Friday about Campbell's box? Do you recollect Campbell having complained of losing the freemen's list he had in the box—did you hear him complain that the box was broken open?—I cannot say about the box—he may have said so, but about the drawer I am quite certain. I may tell you this, that my messenger told me the other day, and showed me Campbell's box, and it certainly was not broken. The lock, he said, was off it; and the lock is not off it. The lock is soldered inside in the box, and it is not broken, and has no sign of being mended or anything else, so I told him to keep it in case you might wish to see it.

32446. Are you certain it is Campbell's box?—I should say so, it is a peculiar box.

32447. Was his name on it?—No, sir; but it was a peculiar box. He asked me for it, because there was a shelf in the middle of it, running across it, and the lid came on the floor when it was opened—like a deed box. It was very handy.

32448. I suppose the lock is not particularly good?—Well, it is a very fair lock. Campbell, I think, has the key of it. I do not think he ever gave it up.

32449. If there were fifteen or sixteen boxes the chances are that the key of one might open one of the others?—No, sir. I think there were only two or three of those boxes. I tried to get more of them, but I could not.

32450. The drawer, at all events, was broken open?—Yes, the drawer was broken open; it was as if you pulled out the drawer; and the screws came out, and the lock fell down inside and was held by one screw.

32451. No manner of doubt that that was done?—No doubt.

32452. Fanning was the man responsible for that?—Yes.

32453. Is he still in the society's employment?—Yes. Indeed I did not pay much attention to it at the time. I thought the reason of it was because Campbell was not on good terms with some of the persons in the office, and I thought they did it.

32454. It must have been done by some one connected with the office?—It must.

32455. Mr. TANDY.—When did the business of the

registration for 1868 end?—(*Witness refers to book D.*)—On the 10th of October; for there is 5*s.* a week deducted from the clerks' wages after that, which shows the revision had been concluded.

32456. The business of the registration concluded altogether about the 10th of October?—Yes.

32457. Then of course all expenses incidental to the registration ceased about that time also?—Yes, except the ordinary business of the office, and the I. O. U.'s which I paid and entered in book C from the 10th to the 17th, and from the 17th to the 24th of October.

32458. The I. O. U.'s you paid out of the funds of the society?—Yes, they were paid out of the funds of the society.

32459. That was for business done in connexion with the election, and not in connexion with the registration?—Yes, checking lists, and so forth.

32460. What other business in connexion with the election did you pay for out of the funds of the society?—No other to my knowledge.

32461. Then, I presume every item in this book (*book A*) consists of expenditure during the time of the registration and not connected with the election?—I should say so, except what I mentioned. Except the I. O. U.'s when entered in this where marked. These are voters which were paid—with the exception of them.

32462. The ordinary staff of the society was also employed for election purposes?—It was.

32463. Was it employed for election purposes down to the time of the election?—Yes, all the old clerks in the office as knowing the business, and knowing what was to be done, were employed, each of them being placed over a staff of new hands.

32464. Were they paid out of the funds of the society for the time of the election?—Yes, sir, and still are; but if they were not voters, or if it was lawful to pay them a double salary, it was the habit to pay them doubly; a kind of bonus given them for working and showing the others what to do.

32465. During the period from the time the business of the Registration Society ceased down to the election all the business was in connexion with the election?—Yes, sir.

32466. But during that time the salaries were paid out of the funds of the Registration Society?—Yes, sir.

32467. Did they get bonuses besides?—They did not, sir.

32468. Did all those not voters get it?—No, sir; for I am one, and I did not get it.

32469. Did anyone of them get it?—No, sir.

32470. Were those moneys so paid afterwards returned as election expenses to the agent?—Which moneys?

32471. The moneys paid out of the funds of the society—were they returned afterwards as expenses of the election?—Not to my knowledge. I got the money from Mr. Goodman to pay it, and I paid, and never gave an account to anyone, or got any money for that purpose but from Mr. Goodman.

32472. About how many clerks had you employed at the time the registration ceased?—Thirty-nine altogether.

32473. We know that the clerks when the registration was completed were divided into two bodies—voters and non-voters?—They were all mixed in the different rooms, and Bloxham, who had my book, went round and took every man's name who was not a voter, and entered it.

32474. Can you tell me how many clerks were employed in No. 3, Dame-street, and No. 47, for the purpose of the election?—That were non-voters?

32475. Voters or non-voters?—Both; let me see the expense agent's book.

32476. Mr. Morris.—I suppose in round numbers there were 100?—I don't think there were so many.

32477. There must have been not far from it?—[*No reply.*]

(*Book handed to witness.*)—I will take a week far over in the book, that will tell us better, as new clerks were put on every day (*totting up numbers in the book*). There were fifty-five non-voters besides the voters. I have taken the date, 7th December.

32478. Mr. Tandy.—How many voters were there?—I cannot tell.

32479. Have you got any means of telling?—No; Campbell kept a book in his room, and Walsh kept in his room a book of the voters, but I did not keep any book.

32480. Who kept that expense agent's book in your ward?—I kept this. I wasn't to pay the voters, and I did not enter them here.

32481. Did you keep any book that showed the entire number of clerks employed in the office?—No.

32482. Who has such a book?—It is not upstairs; I don't know. Campbell had one set of the clerks in his room and Walsh another.

32483. Did you ever see any book containing the names of the voters?—I think I have, with Campbell and Walsh.

32484. Surely you must have seen the books with the names, when you advanced money to them upon I. O. U.'s?—No, the money advanced was paid by taking other men's "time" from the book.

32485. But the "number," how did you get it?—I think from Campbell; it was put upon a slip of paper and handed to me or Bloxham.

32486. Mr. Morris.—But there must have been in existence a check of some sort?—The way I checked it was, the men always had the same "time".

32487. But that would not check the numbers?—The numbers I took from Campbell and Walsh.

32488. Mr. Tandy.—I understand you to say, although the payment of voters was to be deferred, still there was a general understanding that they were to be paid for their services ultimately?—Yes.

32489. That being the general understanding, I want to know why a book of the voters as well as the non-voters was not kept?—Because I wanted to keep myself clear out of the transaction, and I left Campbell and Walsh to keep the book.

32490. What has become of Campbell's or Walsh's book?—Walsh I don't know, but Campbell's book he had. When the election petition was going on he (Campbell) came to me and asked me if I knew anything about it. No, I said, I suppose you have it in your box. "If I have it," he said, "I must go and make away with it, it may be wanting." I heard him state that it was taken out of his box, and I remember his making the remark in this court.

32491. Did he tell you why he should make away with it?—He said, because the voters' time was in it, and I don't know but the book may be forthcoming at present. There are a tremendous lot of books in Bachelor's-walk.

32492. Mr. Law.—Are they Walsh's or Campbell's?—Campbell's.

32493. Mr. Morris.—The books of Campbell would not contain the whole of the names?—No, they would not.

32494. Mr. Tandy.—Did you ever hear what had become of Walsh's book?—No.

32495. When did you hear it was not forthcoming?—I cannot say.

32496. Was it about the time of the election petition?—I would say so. I know I did not see it, if I did I would have put it in the fire.

32497. But did you ever hear that Walsh had a list and destroyed it?—No.

32498. Why do you say you would have put it into the fire?—Because I was sorry for having anything to do with it after the mess I was in about the I. O. U.'s.

32499. You did not keep the "time?"—No, but I ordered it to be kept.

32500. Can you tell me about how many voters were employed as clerks, to the best of your recollection and belief? There were fifty-five non-voters, you say?—Yes.

32501. Do you not believe that the number of clerks who were voters considerably exceeded fifty-five?—I don't believe it.

32502. Or amount to that number?—No, because numbers of these non-voters were the sons of freemen, rated occupiers and leaseholders, and they came with their fathers and brothers.

32503. Would you say it was about half that number of freemen?—No, I don't think there were more clerks employed than seventy-five or eighty.

32504. That number is irrespective of those in Byrne's department?—I know nothing of that.

32505. But you think the entire number was seventy-five or eighty, taking eighty to be the number, which we are at liberty to assume from the disappearance of the book, to be the number; about twenty-five at least of the clerks were voters?—The number of the I. O. U.s and the book will tell you that.

32506. Mr. LAW.—This was upon the 28th October?—The pressure would be after that.

32507. Mr. MORRIS.—There were others taken in after that?—Yes; every day some were taken in.

32508. Mr. LAW.—Whose book have you? Walsh's?—No. If I have any, it is Campbell's, and my reason for saying so is this. He stated here that the book was put upon the top of the press, he did not destroy it, and if it were at the top of the press it may have come over to the rooms.

32509. Mr. TANDY.—How many of these voters were freemen? Were the large majority?—No.

32510. Can you tell us about the proportion. (*Witness referred to the book*). This will give you some of the voters—Hallon, a freeman, Mazier, a rated occupier, Saunders, a freeman, Lovely, a freeman.

32511. Out of how many are these?—Thirteen.

32512. There are only five freemen in the number?—I would say about half and half.

32513. Of these that were voters?—Yes.

32514. About how many of the non-voters, of the fifty-five, were sons or relatives of freemen?—I cannot say, there were as many rated occupiers as freemen; I did not ask them. They would tell me they were the sons of voters.

32515. Can you tell me about the proportion of freemen or freemen's sons or relatives of freemen, would be amongst the non-voting clerks?—I cannot form an opinion.

32516. Was there full *bona-fide* work to be done by those seventy-five or eighty clerks?—There was plenty.

32517. Was there a fair, honest day's work for each of the men employed?—There was, and we had to work at night also. There were seven or eight circulars sent out to each voter, and they required 13,000 envelopes.

32518. And to the best of your judgment did the clerks, whether voters or non-voters, perform a fair *bona-fide* day's work for their pay?—I would say so.

32519. And was the over-hour work also *bona-fide* work?—Yes; I was there at the time, and used to go from room to room.

32520. Was Walsh under your control?—Yes.

32521. To whom was it his duty to deliver up the book after the election?—To me.

32522. Did he ever deliver it up to you?—No.

32523. Did you require him to do so?—No; I intended he should keep it, I would not have anything to say to it.

32524. Did you give Walsh to understand that he was not to deliver it?—I told him and Campbell they were not to give it, but keep a strict account, and at some future time give it up.

32525. Did you ever ask for it?—No; I did not want to have anything to do with it till a safe time elapsed.

32526. Do you know had the freemen any place of meeting in Dublin, so as to consult for their own interests; do you know had they any place of meeting, to have unity of action amongst themselves before the election?—No, I never heard.

32527. You never heard that they had?—No, except the Metropolitan Hall in Abbey-street, and the school-house in the Liberties; that was the only place I knew of.

32528. What school-house in the Liberties was that?—Some school-house, I think it was in the Coombe it was. I went there at night to a meeting.

32529. Do you know had they any club, or anything of that kind where they could consult for their own interest?—Not that I know of.

32530. When you saw Mr. Foster, did he appear to be in company with anyone; did he appear to be intimate with anyone?—No, I don't think he was with anyone particularly.

32531. You did not see him with anyone in particular?—No, I don't remember seeing him with anyone.

32532. Did you ever see him doing business in the committee-rooms?—No.

32533. Did you ever see him writing there, or doing anything of that kind; or did you ever see him looking over the accounts?—No, I did not.

32534. You never saw him in company, you say, with anyone?—No, the only person I saw with him was Mr. Herbert Purcell.

32535. Was Mr. Herbert Purcell employed at the election also?—I don't know. He was in and out, up and down through the house.

32536. Mr. Purcell was employed at the registration?—He was. He had the run of the house like everyone else that was known.

32537. He was the only person, you say Mr. Foster was intimate with?—I saw him walk along with him.

32538. Were any letters in the habit of being addressed for Mr. Foster to the committee-rooms?—No.

32539. Mr. MORRIS.—Can you undertake to say that there was ever in existence any complete list of the clerks who voted and were not paid, from Campbell or from anyone else?—Campbell had a list in his book.

32540. Was there ever any list in existence that would show the entire number of clerks?—If the two books—Campbell's and Walsh's—were put together, they would make a complete list. I knew all the voters myself, and every clerk in the place. I would go round with Mr. Bloxham, take the names of the clerks and ask if they were voters.

32541. You would, I presume, rather not have such a list in existence?—I had nothing to say to it.

32542. You made two destructions of papers—was the second destruction after the petition?—No, it was before the petition.

32543. No, it was not; when Fanning got the papers it was after the petition was presented?—Yes, but before the judge sat.

32544. Did you carefully examine every single paper you destroyed on the first occasion?—I did. I was not more than a few hours sorting the papers when I was called off. The next day I examined them again, and saw if they were any good.

32545. Do you think you destroyed any freemen's lists?—I don't think I tore up a single freeman's list.

32546. Were there any returns of ward lists among the papers you destroyed?—There may have been. What made up the bulk of the papers in No. 3 was the old objections made at the revision, which the messenger always got for himself. I looked through them all to see if there were any papers of any importance amongst them.

32547. Was anyone annoyed at this destruction of the papers—was Mr. Goodman, or Mr. Williamson, or Mr. Sutton annoyed at it?—Mr. Goodman did not say anything about it. Mr. Williamson and Mr. Sutton spoke about it. There were two boxes that they found open, and which I broke open in No. 3. I had no key for them; some of the clerks had the key of them; I put my heel on them, pressed them open and took the papers out. There were no letters in them; Mr. Williamson and Mr. Sutton, I believe, thought there were; I never saw any letters in them to my knowledge.

32548. Can you undertake to swear whether Camp-

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December 27.

Mr. Robert L. Hodson.

bell's box was broken open or not?—I can't say; the box is there and he will know whether it is his own box or not.

32549. Did Campbell ever complain of the freemen's list being lost that was in it?—Not that I remember. I never heard it until I heard it stated here the other day.

32550. Mr. TANDY.—Where was it you broke open the boxes?—In 3, Dame-street.

32551. What reason had you for breaking them open?—I had no key for them; I could not get the key of them.

32552. What did you want to open them for?—To see what was in them.

32553. Mr. LAW.—Were they not Mr. Sutton's papers that were in the boxes?—No, they belonged to the office. Some of the clerks had the keys, and as I hadn't them, I broke the boxes open.

32554. Mr. MORRIS.—There must have been a good many papers there when they sold for twelve shillings afterwards?—The bulk of the papers was registration papers.

32555. Mr. LAW.—Did any of the lists or papers you tore up in No. 3 consist of returns from the canvassers for the different wards?—I should say so.

32556. Having regard to the fact that a petition had been put on the file, charging the sitting member with bribery, did it not occur to you that the returns from the canvassers for the different wards, stating, for example, that A. B. will not vote unless he is paid, would be material papers?—I would have destroyed them all the same.

32557. You would have destroyed them all the sooner I suppose?—Yes, if I thought there was anything in them that would implicate him, I would certainly.

32558. And I suppose that was a guide for you in your selection of the papers?—It was not. I didn't meet anything of the sort; if I did I would destroy them.

32559. Mr. TANDY.—Do you believe that you did meet with any papers which you destroyed and which were of a character likely to implicate anyone?—I can't say. I didn't meet any paper of that class to my knowledge; if I did it would be impressed on me.

32560. Mr. MORRIS.—Was it a common form to return voters "doubtful" on the canvassers' lists when the parties did not give a decided answer on being canvassed?—No, "He has not made up his mind" was on some of the lists.

32561. Mr. LAW.—If there was a voter on the list with the word "doubtful" appended to his name, what would you understand the meaning of that to be?—When I had a list I used to put "G. P." opposite a voter's name if he voted for Guinness and Plunket; if he did not vote at all I would have him marked "doubtful."

32562. As far as you know, was there any general understanding in the office as to the meaning of the word "doubtful" after a voter's name?—No.

32563. It was understood that he had a doubt which could be removed—by persuasion or other means?—No.

32564. Would that idea occur to you if you saw such a list; if, for example, one of the canvasser's lists had survived that destruction of papers, and you saw on it that A. B. was marked "doubtful," what would you think was the nature of his doubt?—I don't know that I am bound to give you what I think on the matter.

George Haggerty.

George Haggerty sworn and examined.

32565. Mr. LAW.—You are a freeman, I believe?—I am.

32566. How long have you been a freeman?—Since '38.

32567. Then you were in the old corporation?—Yes.

32568. You voted at the last election, I believe?—I did.

32569. Do you remember being canvassed before the election?—I do.

32570. Where do you live?—In Moore-street—No. 12.

32571. What ward are you in?—The north city ward.

32572. Who canvassed you, do you know?—I can't tell you the names of the gentlemen.

32573. You were canvassed by both sides?—I was.

32574. Did you offer your services to any of the committees?—I did.

32575. To what committee did you offer your services?—To the one in Sackville-street—the north city ward committee.

32576. That was at Cherry and Sheild's?—Yes.

32577. Did any person advise you to offer your services to the committee?—No, I heard that it was to be done.

32578. Who told you that it was to be done?—James M'Dowell of Henry-street.

32579. What is he? Is he a freeman?—He is a freeman.

32580. What did he say to you about offering your services?—He told me that I should write a note in, and give it to Mr. Erson or some of the committee, offering my services.

32581. What was the meaning of offering your services, did he tell you?—The meaning was to get on for the day.

32582. To get employment, was it?—Yes.

32583. And was your idea to be paid for it?—I imagined it to be such, but there was not anything there.

32584. You did not ask for employment to get nothing for it?—Of course not.

32585. Do you remember the day of the election?—I do.

32586. Did you sign one of these gratuitous service papers, saying that you were going to work for nothing?—I put my name down; I got it entered.

32587. Were you asked to sign any document, a printed thing?—No.

32588. Do you recollect who the gentlemen were that were present when you signed your name; was it Mr. Erson or Mr. M'Neill, or who was it?—I can't exactly say who the party was that was present. I know all the parties that were there in and out.

32589. Do you not know any of those who were in the committee-rooms when you signed the paper, or got your name entered in the book——you did write a letter to the committee offering your services?—I did. I handed it to Mr. Erson.

32590. Did you offer your services gratuitously—for nothing?—Gratuitously.

32591. Were you told to put that word into the letter—did M'Dowell tell you to put that word in?—I think he did.

32592. He told you, I suppose, that it did not make any difference?—Yes.

32593. You remember the day of the election?—Yes.

32594. You voted early that day?—Yes.

32595. What hour did you vote?—About eight o'clock, or before eight.

32596. You could not vote before eight, as the booths were not open until then?—It was about that time.

32597. You voted pretty early at all events?—I did.

32598. Did you hear, before you voted—either the evening before or on that day—that there was likely to be something going?—I heard a rumour; I was not told it by anyone.

32599. Did you hear that rumour the day before or on the day of the election?—I heard it the evening before.

32600. Was it among the freemen you heard the rumour?—Yes.

32601. Who was it said it—where were you when you heard that there was likely to be something going on the day of the election?—In the committee-rooms outside away from where the gentlemen were doing their business.

32602. A good many people, I suppose, used be hanging about the committee-rooms?—Yes.

32603. Were there a number of freemen hanging about the commitee-rooms the evening before the election?—Yes.

32604. Were there fifty or sixty of them hanging about?—Yes.

32605. And was the rumour general among these fifty or sixty that something pleasant would be going the next day?—Yes.

32606. From recollection can you give us the names of any of those who were, like yourself, hanging about the committee-rooms on the evening before the election?—I have a doubt in my mind as to that; they were strangers to me, they were young men.

32607. Give us the name of anyone that was there—was Hopkins there, for example?—I saw Hopkins there.

32608. Was Hopkins there that evening?—I saw him there, but I can't say it was that evening.

32609. As far as you can tell from what they said, what were these fifty or sixty, or perhaps more, freemen meeting for at the committee-rooms on the evening before the election?—To do gratuitous duties.

32610. And to be paid in the end for them?—They expected it.

32611. Was the rumour that night that these fifty or sixty freemen were to offer their services for nothing, except in the expectation of being paid afterwards?—I should think so. It was not for that I was there. I always gave my services for that day, and whatever was going after I was satisfied with. It was not principally for that purpose I was there. I was always in the habit of giving my assistance on the election.

32612. And I presume you received some kind of acknowledgment afterwards for your kindness in giving assistance at the election?—Yes.

32613. As far as you know, was not that very much the case with the other freemen that you met in the committee-rooms that evening?—Yes.

32614. The general understanding?—Yes. I should say so.

32615. Was it before you went to Sackville-street on that evening, or was it on that evening that you got your name entered in the book?—It was before it—three or four days before it I think.

32616. What brought you to the committee-rooms the evening before the election?—To see what we were to do.

32617. Did you on that evening get instructions as to what you were to do?—No, not until the next morning. As I was, they said, connected with the freemen so long.

32618. I believe you had a long connexion with the freemen, and knew a good deal of them?—Yes.

32619. What were you to do?—I was to be personation agent.

32620. Were you appointed personation agent?—I was not appointed in any booth at all.

32621. Who appointed you personation agent?—It was Mr. Purdon.

32622. Did he tell you that you were to act in that way the next day?—He did, he said that as I was so well acquainted with the freemen, I would be the best person to do this.

32623. To see that there was no one ——?—Going astray.

32624. Did he tell you what you were to get for doing that?—He did not.

32625. Did you see any of the other people get any directions as to what they were to do—did M'Dowell, for example, get any directions as to what he was to do?—M'Dowell was going on different messages.

32626. Had he been employed before that?—Yes, he was employed along with me.

32627. Did they ever ask you or the other freemen how they were going to vote?—They knew that.

32628. Did you ever get a friend to write to any of the agents, in order to get employed, saying how you knew the freemen, and how you had been a long time voting straight?—Yes.

32629. You got a friend to write that for you?—Yes.

32630. To whom did he write?—I can't say. I think I did got a person to do so.

32631. I believe you have some influence with the freemen?—I had at one time. I belonged to the society a good many years ago.

32632. What society did you belong to?—I belonged in the first instance to the Ross-lane, and then to the Aungier-street society.

32633. Are those societies now entirely defunct?—They are all gone.

32634. Do you belong to any other society?—I belong to what is called the tontine society.

32635. Do you belong to any secret society?—No.

32636. Did you get your friend to state that in the letter?—I really cannot say.

32637. Were you ever an Orangeman?—I was, a good many years ago.

32638. I suppose your friend stated in the letter, as a recommendation to get employment, that you were an old Orangeman, and a member of the old Corporation?—No.

32639. Did he tell you he did not do it?—He told me he did not do it.

32640. He took a liberty with your name then?—He may have.

32641. Do you remember the morning of the election?—Yes.

32642. You say you heard the night before a rumour at the committee-rooms that there would be something going next day?—Yes, they expected to be paid for their day.

32643. That was not expecting any more than was always the case?—Always.

32644. I suppose many of these people who were, like you, hanging about the committee-rooms, were working men?—Yes.

32645. And they did not look on it, I presume, as a great condescension, to be allowed to work for nothing?—No.

32646. Can you tell the name of any among this number of people that were at the committee-rooms with you on the evening before the election?—I really saw a great number there, some of whom I knew, and some I did not know.

32647. Of those you did know, can you give the names of some who were there?—I really cannot bring to mind any.

32648. The next morning you went over to Green-street very early—did you see any freemen there before you voted yourself, that you had been previously talking to—did you, for example, see Steed there?—That was afterwards.

32649. You however saw Steed there?—Yes.

32650. That was shortly after you voted yourself?—It was in the middle of the day.

32651. Did he speak to you, or nod to you?—I asked him a question.

32652. Tell us what you asked him?—I asked him was there anything going.

32653. What did he say to that?—He nodded to me, not saying a word.

32654. When Steed nodded to you, what did you understand by the nod?—Being an old hand, I knew what it meant.

32655. It was quite as good as a wink, I suppose?—Just so.

32656. Having had this intimation from Steed, did you speak to anyone then?—No. I had to run about and look after other voters.

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December 27.

George Haggerty.

32657. Did you speak to anyone in the course of the day to ascertain what the nod meant—whether it could be translated into something substantial?—I was on the look-out.

32658. Did you see any likely man who appeared to have something in his hand?—No, I did not see anyone with anything in his hand.

32659. Did you ask anyone about it?—I did in the course of the day, about two o'clock.

32660. Whom did you speak to?—I saw Mr. Henry Digges speaking to Mr. Campbell. When he was done speaking to Mr. Campbell, I called him over, and I said, "Mr. Digges, I hear there is something going, I see you are acquainted with Mr. Campbell." "Yes," said he, "I am." I said, "I wish you would speak to him for me." He seemed to be astonished when I spoke to him about it, and he said he didn't think he was employed for anything of the sort. He then said, "I will speak to Campbell." He went up to Campbell and spoke to him, and immediately after he and I went up to one of the booths.

32661. Who went up to the booth?—Mr. Digges and I went up to one of the booths, and he made inquiry, as I imagined, whether I had voted or not. He then came down stairs, and told Campbell, as I conceived, something to that effect. Campbell then said to me, "come away;" we went to the tally-rooms, and shortly after he said, "Haggerty, if I get you £5, will you give me £2?" I said, "Yes, to be sure." He called a young lad with a jacket on him, and said something to him. He brought me up again, and coming down into the passage the lad slipped me a ticket.

32662. Did he tell you where to go with it?—He did.

32663. I suppose you then went and got the money?—Yes.

32664. Did you see what the ticket was?—It was a Midland Great Western Railway ticket.

32665. You then went to 76, Capel-street with the ticket, and got an envelope with a five-pound note in it?—Yes.

32666. As I understand, when Campbell was told by Mr. Digges that you had voted, he went over with you to the young man, or called over the young man to you?—I went up to the tally-rooms with Campbell, and I waited for him until he gave some directions there, to come down to Halston-street. He then asked me the question—if he would get me £5, would I give him £2.

32667. How did you get the young man with the ticket?—He beckoned over to me. I went up with the young man to the booth, and he slipped the ticket to me in the passage.

32668. Where was the passage?—In this court-house.

32669. Was it inside the building, or outside?—It was inside the building, in the hall.

32670. Would you know the young man that gave you the ticket?—No; he had a jacket on.

32671. Is it an outside coat you mean?—It was a boy's jacket; a young person's jacket. This is not the person that has been represented here with the eye-glass. I saw him also.

32672. Did you also see the man with the glass in his eye?—Yes.

32673. Did you see him speak to any people, or did you see the people speak to him?—Not many.

32674. About how many did you see speak to him—did you see ten or twelve persons speak to him?—No. I saw about half a dozen, or something like that, speak to him.

32675. Do you remember the election of 1865 when Mr. Pim was first put in?—I do.

32676. I suppose you voted at that time for Grogan and Vance?—I did.

32677. Had you any appointment, or did you get employment at that election?—I had an appointment.

32678. What was it—what were you doing at that election?—I was appointed to bring up the freemen.

32679. A similar appointment I suppose to what you had at the last election?—Yes, similar.

32680. What did you get for that?—I got a pound and my expenses from the country.

32681. Where were you in the country at that time?—In the county of Meath, at Drumcree.

32682. Had you been living there for any time?—I was there for thirteen weeks.

32683. What took you down there?—I was working for Mrs. Smith.

32684. What are you?—I am a painter.

32685. Did you write up, or how did they know where to find you?—They always knew where to find me.

32686. Did you write or tell them that you would come up and vote, if they paid your expenses?—No, they inquired where I was at my own place, and sent a circular down to me.

32687. Did you answer their circular?—No. Then they sent down a ticket—just as I was finished, or the day after I was finished my work, I was coming up to Dublin on my own business. I told the postmaster if a letter came for me to open it, and to direct it to my place, which I got on the following day with a first-class railway ticket in it.

32688. From the country?—Yes. Then I brought it to the committee-rooms, and gave it up.

32689. And I suppose they gave you the value of it?—I got the value of it afterwards in a short time. I had to go back in a week or so again.

32690. You were coming up to Dublin at any rate?—Yes.

32691. When you brought it to the committee-rooms, I suppose it was before the election?—No, it was after it.

32692. Are you sure it was after the election?—I am almost sure it was.

32693. How many days before the election did you come up from the country?—The day before.

32694. You say you were coming up about your own business?—Yes, it was the day before or a few days before the election.

32695. You got your expenses?—Yes.

32696. You were employed to look after the freemen, and you got a pound?—Yes, it was a couple of days before the election. That was the reason I only got a pound.

32697. Because you were at work only for a day?—Yes.

32698. Do you remember the election of 1859, when Sir Edward Grogan and Mr. Vance were the candidates on one side, Mr. Brady and Mr. M'Carthy were the candidates on the other?—Yes.

32699. Did you vote at that election?—I did.

32700. Had you any employment then?—I had not. I did not get a halfpenny then.

32701. What was the meaning of that?—The election was lost that time.

32702. How do you mean?—I think one of them was beaten.

32703. No, Sir Edward Grogan and Mr. Vance were returned. You are thinking probably of the election for 1865 when Mr. Pim got in?—No, it was the one before that.

32704. When Mr. Brady and Mr. M'Carthy were beaten, had you not something to do at that election?—Yes.

32705. A similar situation, I suppose?—Yes, to look after people generally.

32706. Were there a good many employed in this kind of situation?—Yes.

32707. A good lot of them, I suppose?—Yes.

32708. What was the pay in the election for 1859, I suppose they gave you more than a guinea?—I had £3 at that time.

32709. Do you recollect the election of 1857 when Mr. Brady and Mr. Reynolds were the candidates against Mr. Grogan, as he was then, and Mr. Vance?—I do.

32710. That was the time of the petition. Were you taken over to London that time?—No.

32711. What was your employment then?—I had no employment then.

32712. That was the old Ross-lane time, when you were a member of the society?—Yes, in Lilly's time.

32713. Did Lilly intimate to you that he would make it all right with you after the election?—He did.

32714. You understood that he would give you some money after the election?—We expected it.

32715. You did not think it was merely that you were to get your dinner for which you were each to pay?—No; we thought we were to have all sorts.

32716. And I suppose you thought you were not only to have their meat, but also their money?—Yes.

32717. Was it the custom in old times, when you were admitted to the freedom—was there anything like head-money then among the freemen?—I never heard of it.

32718. How were the freemen paid at the elections before 1857—say in 1852, was there not always something given?—Yes, according to the way a person would do his duty he would be paid.

32719. Was it not understood that the freemen were largely employed in tolerably easy work about the time of the election?—I don't know that. I was in the entire of it, and we used be very busy as far as I see.

32720. That was on the day of the election?—Yes; and a few days before it. At that time the election used be for a week.

32721. I suppose then the pay was proportionately large?—Yes.

32722. What would a fellow get for looking after the voters at that time?—Three pounds.

32723. That is ten shillings a day?—About that.

32724. That was better pay than a person would generally earn at his usual work?—Yes, according to the line of business he was in.

32725. Was there any treating going on then?—We would have a good substantial supper in the evening.

32726. Where was the supper held?—At one time it was on the quay.

32727. At what house there?—At Charley Finlay's.

32728. When was that, was it long ago?—It was about twenty-five or twenty-six years ago.

32729. Well, was there any supper or refreshment at the election in 1868—did you get any on the day of the last election?—No, not a ha'porth.

32730. Did you in 1865?—Not to my knowledge.

32731. Did you at the election of 1859?—No.

32732. The supper time was long ago—twenty-five years ago?—About that.

32733. Was there none after that?—I never was in any place after that. On the three last occasions I was in no place.

32734. Do you know Powell's in Denmark-street?—I know him very well.

32735. Were you there on the day of the election in 1865?—No.

32736. I suppose you were busy here all that day about the court-house?—Yes.

32737. Did you ever hear that there was anything going there on the day after the election?—I never heard of it, though I am very intimate with Mr. Powell.

32738. Did you never get a hint about it?—Never.

32739. Did you know that there were freemen treated there at that time?—No, not until I heard it here. I am living so near him I was astonished I did not hear something about it before.

32740. Did you ever hear there were any envelopes going at the election in 1865, like the tickets in 1868?—No.

32741. When did you hear of the envelopes going?—I had one myself.

32742. When had you an envelope given to you?—At the election before 1865.

32743. That was the 1859 election?—Yes.

32744. When Mr. Brady and Mr. M'Carthy were up?—Yes.

32745. Who gave you the envelope?—I couldn't tell.

32746. Was it slipped into your hand like the ticket last year?—Yes.

32747. Where did you get the envelope exchanged or discounted at that time?—At some house on Eden-quay.

32748. What was the value of it?—£3.

32749. Was that the way you were paid for your services on that occasion?—Yes.

32750. Was it not a roundabout way of paying for a day's work?—I don't know. I was quite satisfied with it.

32751. These envelopes then were not a new invention in 1865? Did you get an envelope in 1857, maybe that was the way you were paid also in 1857, when Mr. Brady and Mr. Reynolds were up?—I got nothing at that time.

32752. I thought you got a guinea then?—That election was held on Usher's-island, I think, in Homes's hotel.

32753. Did you ever get an envelope put into your hand except in 1859?—I did. I got it twice.

32754. Did you get an envelope in 1865?—Not at all. There was none going at that time. I was only paid in the committee-rooms. I got a sovereign and my expenses from the country.

32755. When Mr. Brady and M'Carthy were up, before the election of 1865, you got an envelope for which you got £3?—In 1865.

32756. No, the election of 1859 it would be—the election before the election in 1865?—I think it was held on Usher's-island.

32757. No matter where it was held, you say you got an envelope twice?—Yes. I got one in 1842, I think.

32758. In 1852, was it?—The first I got was in 1842, I think.

32759. Did you not get an envelope from 1842 to 1859?—I did. I got one afterwards.

32760. Who were the candidates at the time?—I really cannot bring to mind just now who the candidates were.

32761. You remember getting the envelope?—Yes.

32762. Where did you get the envelopes discounted—you say you got one of them discounted on Eden-quay, where was the other discounted?—The other was in Abbey-street, nearly opposite where Mr. Williamson's office is, between Liffey-street and Sackville-street.

32763. Who was the owner of the house in Abbey-street at the time, do you know?—I don't know.

32764. Who was the owner of the house on Eden-quay where the other envelope was discounted?—I don't know.

32765. Did you hear that there were plenty of envelopes going at that time?—I think there was.

32766. Did you see anyone with an envelope but yourself on that occasion—were you knocking against each other when you got them cashed?—I know I saw one person with an envelope.

32767. Who was he?—His name was Booth, he was the son of Booth the gunmaker.

32768. Was he coming with his envelope to get it cashed at the same time as you?—No. I got him an envelope. I took him out of hospital, I brought him to vote, and got him the envelope.

32769. Are you quite certain you did not get an envelope in 1865?—I did not.

32770. You got only a guinea and your expenses coming up to Dublin?—I got only a guinea altogether, fourteen shillings for coming up, and I got an order for a second-class ticket, which was, I think, seven shillings.

23771. To go back again?—Yes.

32772. You had a first-class ticket up to Dublin, and a second-class ticket back, and a guinea for inspection?—Yes.

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32773. How did you travel coming up to Dublin?—I travelled second-class, but I had to pay for a car from Drumcree to Mullingar, which is counted ten miles.

32774. You were coming up to Dublin on your own business at the time?—No; I was coming up to vote, not expecting that the ticket would come down to me.

32775. Did you answer their circular to say that you would come?—I wrote to my own people.

32776. Did you write to say that you would come up to vote, but that, if any of the gentlemen called, you hoped that your expenses would be paid?—No.

32777. Did you not say when writing to your own people, that you would come and vote, but for them to say if any of the gentlemen called, that you hoped they would send your expenses?—No; I understood I was wanted.

32778. Did they say your expenses would be paid?—Not to my knowledge.

32779. Are you sure you did not instruct your own people to say that you were quite willing to come up and vote, but that you hoped your expenses would be paid?—No; I knew very well that they would be paid.

32780. When you say you knew very well that your expenses would be paid, how did you know it?—I always expected it; being generally employed at the elections, I expected I would be paid.

32781. Did you see M'Dowell on the day of the election?—I did.

32782. Had he any employment—Yes.

32783. Like yourself, was it?—No.

32784. What was he doing?—Going back and forwards from Sackville-street.

32785. As a messenger?—Yes.

32786. Did he vote?—He did.

32787. Do you know did he get a ticket?—Not to my knowledge.

32788. Was he in the employment of the committee for any length of time before the election?—No; only the day before the election.

32789. What did he get for it?—I don't know.

32790. You say it was M'Dowell suggested to you that you should offer your services gratuitously?—Yes.

32791. Did he tell you that that was the way to do it?—He told me that we would not get on unless we did, and sent in a letter.

32792. You understood well that you would be paid, for all that?—Yes; that we would be paid for the day at least, and whatever they thought to give afterwards, we would be satisfied with.

32793. Mr. TANDY.—You say that when you asked Steed was there anything going, he gave you a nod?—Yes.

32794. And that you understood it?—Yes.

32795. Did you communicate to any of your friends in the course of the day that there was anything going?—No.

32796. Not to a single one of them?—No; not to my knowledge.

32797. Do you recollect speaking to any freemen after you saw Steed?—Yes.

32798. To whom were you speaking?—I was speaking to one of the Wilsons.

32799. Do you recollect having any conversation with him as to whether there was money going or not?—I had not a word on the subject with him.

32800. Did you bring Wilson up to the poll?—No.

32801. But you brought some parties up to the poll during the day?—I did, some.

32802. Whom did you bring to the poll?—I brought the Tuckers.

32803. What time did you bring the Tuckers to the poll?—In the evening.

32804. Are they freemen?—They are.

32805. What time was it you brought them up to vote?—It was coming up to four o'clock.

32806. Where did you find them?—I saw them in Halston-street.

32807. Had you any difficulty in bringing them up?—Not a great deal.

32808. Had you any conversation with the Tuckers about money going, on your oath?—Not a word.

32809. Did they tell you why they did not vote until four o'clock?—One of them said they were waiting for their brother Richard.

32810. What are their names?—Richard, Thomas, Archibald and Charles.

32811. Are the four of them freemen?—Yes.

32812. Where do they live?—One lives in Capel-street, one in Dame-street, one in Brunswick-street, and the other somewhere about Phibsborough.

32813. You met the four of them together on the day of the election?—No; Richard Tucker was not with them.

32814. Where was it you met them?—I met them in Halston-street.

32815. Were they coming up to vote at the time you met them?—They were.

32816. You brought them to the booth and saw them polled?—I showed them to their booth; I went in with them.

32817. Did you see any of the young persons with the tickets there at that time?—No.

32818. Had they gone away before that?—I really don't know.

32819. After you polled the Tuckers where did you leave them?—I left them in Halston-street.

32820. What part of Halston-street did you leave them in?—Just outside the booth.

32821. Did you see them go up and speak to anybody?—No.

32822. Had you any conversation with them about money going?—No.

32823. Nor they with you?—No.

32824. Tell me what passed between you and Digges when you met him on that day?—Only what I told Mr. Law—that I saw him speak to Campbell. When I saw him speak to him in a familiar way, I thought he was acquainted with him. When he was done speaking to him I called Digges over, and I asked him if he was well acquainted with Campbell. He said he was. I said to him then, "Be so good as to speak to him for me, as there is, I hear, something going." Digges seemed astonished at this, and said, "I don't think there is." I said, "I think there is." He said, "If it is of any use I will speak to him for you." He then went over and spoke to Campbell. Campbell afterwards beckoned to me to come.

32825. Did you see Digges afterwards that day?—No.

32826. Where does Digges live?—He lives in Gardiner-street.

32827. Had you known him long before?—I know him about thirty-six years.

32828. Had he ever been with you when you got the envelopes at any former election?—He never was.

32829. What was about the size of the lad that gave you the ticket—what was his age?—To the best of my opinion he was not more than sixteen or seventeen; his jacket didn't come beyond his waist.

32830. Was it a boy's jacket he had on?—Yes.

32831. What kind of a hat had he on?—He had no hat on; it was a cap he had.

32832. Did you ever see him since?—Not to my knowledge.

32833. Did you ever see anyone like him in or about the court-house?—No.

32834. Did you ever hear who he was?—I never heard.

32835. Did Campbell appear to know him?—He did.

32836. Did you hear Campbell call him by any name?—He beckoned to him.

32837. Did he call him by any name that you heard?—No.

32838. Were you speaking to the young person with the glass in his eye?—No.

32839. Was it at the same time that you saw the

boy who gave you the ticket and the young person with the glass in his eye?—I saw the young person with the glass in his eye near the wall of the court-house.

32840. Where was the small boy?—In the passage leading out to Green-street.

32841. Did you see any other person speaking to the boy in the course of that day but yourself?—No.

32842. Did you see anyone speak to the person with the glass in his eye?—No.

32843. The entire day?—No.

32844. No one that you knew?—Not one.

32845. Mr. MORRIS.—I thought you stated that you saw five or six speak to him?—I did, but I didn't know the parties.

32846. Mr. LAW.—Did you see Mr. White speak to him during that day?—I didn't know Mr. White until I saw him here.

32847. Do you know Mr. Williamson?—I do.

32848. Did you see Mr. Williamson about the street that day?—I did; I saw him in Halston-street.

32849. Was it in the middle of the street you saw him?—Yes; I saw him walking up and down. I really did not know him that day until he was pointed out to me.

32850. Were you down in Abbey-street before the petition came on to be heard?—Before I went to Mr. Williamson I went to Harcourt-street to Mr. Sutton; there were several persons annoying me.

32851. Were you in the office with Mr. Williamson?—Yes.

32852. I suppose you told him pretty much what you have just been telling us now?—Yes.

32853. When did you see Mr. Sutton?—I saw him about a fortnight or three weeks after the election; when Bailey came for me I told him I didn't know anything about it.

32854. You told Mr. Sutton when you were in the office with him pretty much what you have told us?—Yes, I told him and another party.

32855. Who was the other party?—Mr. Byrne was in the office at the time.

32856. Is that young Mr. Byrne?—Yes.

32857. When you went to the office in Abbey-street had you been sent for?—Not at all.

32858. You went over to give information?—Yes, for Bailey came for me a second time; I told him I would not go, as I told him I had my business to mind.

32859. Did you tell anyone else besides Mr. Sutton and Mr. Williamson what took place about the ticket?—I told Mr. Erson.

32860. When did you tell Mr. Erson about it? How long after the election,—was it before the petition?—Three weeks before the petition was signed at all they knew all about it.

32861. Mr. TANDY.—Did you go to Mr. Fitzgerald?—I did.

32862. Did you get any money there?—It was Bailey sent me there.

32863. Did you get any money there?—I did.

32864. How much did you get?—I got £25 altogether.

32865. Mr. MORRIS.—You say you saw fifty or sixty freemen at the committee-room on the night before the election?—Yes.

32866. From your impression, from what you know, or from what you heard said, do you believe that they or the greater number of them expected money at that time?—Yes, every one of them expected money for the day, and more than that.

32867. Do you mean that you cannot give the name of any of the fifty or sixty who were present?—I have not them quite in my memory.

32868. You say you wrote a letter to the committee at the suggestion of M'Dowell, offering your services for nothing?—Yes, that is the fact.

32869. To whom did you direct the letter?—To Mr. Erson.

32870. Was it from any intimation, or from any suggestion that was given to you, that you offered your services in this way?—No.

32871. What then put it into your head?—It was a thing generally spoken of by many of the freemen to do.

32872. Tell me the name of any of the freemen that spoke of it?—Robert Wilson is one in the first instance.

32873. Was it an understood thing among them that they were to make offers of this kind, and to be paid afterwards?—Yes, paid for the day.

32874. Was this a common understanding among them?—Every one of them knew it.

32875. It was a common understanding among them that they were to offer their services in this way?—Yes.

32876. Are you aware that at the time, or before they signed the service papers, you heard of them?—Yes, I signed them.

32877. Was it before you heard of or saw these papers that you sent the letter?—I cannot say for that.

32878. To the best of your opinion and belief, was it a common idea that they were to offer their services in this kind of way?—They were told to do so by some of the head persons.

32879. The common idea was, that they were to be paid?—They expected to be paid for the day, whether anything else would happen after I cannot say.

32880. Mr. LAW.—They looked on it as their right to be paid for their day, and if anything came afterwards, so much the better?—Yes.

32881. Mr. MORRIS.—As to this transaction of signing the gratuitous service papers, did you know anything of the kind to happen previously?—Yes, in 1865 they did similar to that.

32882. Had they printed offers of service in 1865, and did the people put down their names in the same way?—Yes.

32883. Mr. LAW.—Had they printed offers in 1865?—Yes, certainly.

32884. Mr. MORRIS.—Whose party put forward the printed offers of that kind in 1865?—The Guinness party, I should say.

32885. Were they circulated among the freemen and among the other voters in 1865?—I don't imagine they were.

32886. They were circulated this time, and they were signed?—I cannot be certain about that.

32887. Did you sign one of these offers of services in 1865?—I signed one of them.

32888. In 1865?—Yes.

32889. Do you know of any other persons who signed them in 1865?—There were several.

32890. Do you know did many sign them in 1865? Yes, many did. Everyone that went to the board or committee-room signed them.

32891. Did they also expect to be paid in 1865?—Yes, for the day.

32892. Were they paid, as a matter of fact?—I can't say.

32893. You were paid a guinea?—Yes.

32894. And you signed a paper of this kind?—Yes.

32895. I suppose you had no doubt that though you signed this paper it was only a way of getting rid of the Act of Parliament?—Certainly. I would not be employed otherwise.

32896. You signed the paper and you were paid—you knew you must be paid?—Yes, of course.

32897. Mr. TANDY.—You saw the papers that were signed in 1865, at least you saw the one you signed yourself?—Yes.

32898. Did you read it?—I did.

32899. Can you say what it was?—I can't exactly say what it was.

32900. What was the substance or purport of it?—To give my services gratuitously.

32901. How soon after the election in 1865 were you paid the pound?—It was better than a week after.

32902. Was it a fortnight after the election do you think—tell us about how soon after the election were

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you paid the pound, were you paid it in a week after?—I think it was about a fortnight after the election that I was paid it.

23903. Who paid you the pound?—I cannot say who paid me.

32904. Try and recollect who it was that paid you?—Mr. Durham was the party to pay me, it was he that employed me.

32905. Was it he paid you?—No, it was paid in the office in Westmoreland-street.

32906. In the regular office, after a fortnight?—Yes.

32907. You do not recollect who it was that paid you?—No.

32908. Mr. LAW.—Do you know Mr. Atkinson?—I do.

32909. Was he in the office when you were paid in 1865?—He was not.

32910. Do you know Mr. Gibson?—I do.

32911. Was he in the office when you were paid?—He was not.

32912. Who is Digges, is he the sexton of——?—He is the sexton of Gardiner-street church.

32913. That is Trinity church?—I believe so.

Wm. John Campbell.

William John Campbell further examined.

32914. Mr. LAW.—Were you in court whilst Haggerty was being examined?—I was.

32915. He mentioned that the person who gave him the ticket was a lad with a boy's round jacket upon him?—He was the young man I spoke of; the younger of the two young gentlemen I mentioned. They both had the same pea coats—short, round pea jackets.

32916. That was not the sort of jacket I understood him to describe; I understood him to mean a boy's jacket?—A short pea jacket; they both wore the same.

32917. How old was the younger?—About seventeen. I think I stated that before. He might have been older, because he was youthful looking; his hair and complexion were very fair.

32918. Do you recollect Dawson coming to the office in Dame-street the evening before the election?—I did not until I heard his evidence. I quite forgot it.

32919. Do you now recollect that he did?—I believe he did.

32920. Do you recollect having any conversation with him on that occasion?—I would not like to swear about it.

32921. Did you tell him when you saw him the evening before the election that there would be something going next day?—I told him to meet me next day, but I was not aware then that there would be anything going next day.

32922. Did you tell him to come and look for you next day; that there probably would be something going?—No, it might be that I said, "See me tomorrow."

32923. But did you give him to understand that there would be something going?—I was not aware there would be anything going at the time, next day.

32924. You may not have heard of the mode of dealing it out, but had you heard nothing to lead you to think that there would be something going, one way or other?—Well, from the previous election of 1865 I supposed there might be; but I heard nothing.

32925. You did not know of the arrangement about the house in Capel-street, but can you say that you recollect or believe you told him that you thought there would be something going?—I really did not recollect his calling on me at all. I was very busy at the time.

32926. Do you recollect it now?—I recollect that he did call.

32927. Can you tell what passed between you?—I cannot say.

32928. Was he not coming there to see if there would be anything going?—I should say so. I think it is likely that what he said is true.

32929. Did you offer a gratuitous service paper to him to sign?—I cannot say.

32930. Would you say that you did not?—I would not.

32931. But you do recollect telling him to see you next morning?—During the day of the election. I was not aware there would be anything going, but I thought it more than probable that there would be something going.

32932. Can you undertake to say whether you did say anything to lead him to think there would be something going?—I may have done so in consequence of the '65 election.

32933. Do you recollect that you did?—I do not; I cannot charge my memory.

32934. Mr. TANDY.—Have you ever seen to your knowledge that second young gentleman since?—Never to my knowledge or belief. I never did see him, because I would know him if I did. I saw the young gentleman with the glass in his eye.

32935. In the Richmond hospital?—Yes.

32936. Was that the only occasion on which you saw him since?—That was the only occasion; I had a nod from him.

32937. Mr. LAW.—Of recognition?—Yes, sir.

32938. Mr. TANDY.—Do you recollect having any conversation with Digges on the day of the election?—I had.

32939. What passed between you and him?—Digges came up to me, and asked me was there anything going, and I said first there was not. He came back, and asked me again, because he said there was a man he had known a long time, and that he would wish to get him something if there was anything going. Then he pointed out Haggerty. I asked had he voted, "He has," said he. "How has he voted?" said I. He said, "All right;" and I said, "unless I know that I cannot put him in the way of getting it." So then Digges gave me some memorandum—I think it must have been from the inspector of the booth—that he had voted all right. Then I put Haggerty in connexion with the younger of the two gentlemen.

32940. Did you introduce Digges himself to either of the two young gentlemen?—No; I believed Digges to be a man above that sort of thing.

32941. Did Haggerty give you £2 out of the £5?—No.

32942. Did he give you anything?—Nothing.

32943. Mr. LAW.—Why did you not tell Digges, in the first instance, that there would be something going?—Well, I was very circumspect.

32944. You had known Digges for a long time?—I had; but I did not wish to tell anyone about it.

32945. Have you ever seen Mr. Hall since?—No.

23946. The gentleman you spoke of that you were first introduced to?—Yes; I met him at the county election with Mr. Williamson and Mr. White. He was at the county election also.

32947. One of the sixteen or seventeen young men who were there?—He seemed to have charge of them, the same as out here.

32948. Do you know whether he was acquainted with Mr. Williamson or Mr. White?—I know that Mr. Williamson introduced him to me the day of the election, and he was speaking to Mr. Williamson and Mr. White during the county election.

32949. Do you know Mr. Hall yourself?—I do know him by appearance.

32950. Was that he who was here on Friday?—It was; with the exception that he has not his beard.

32951. Did he wear a beard at the time?—He did; and a jacket like those young gentlemen, but his was grayish, and the others were a description of light blue.

32952. Web?—Yes.

32953. Mr. TANDY.—You saw him in communication with the young men?—It was he introduced me to them.

32954. Did I understand you to say that you saw him acting as the medium of communication between young White and Mr. White, his father?—It was young White who was the medium of communication. I never said that Mr. Hall was the medium of communication.

32955. Mr. LAW.—Was it Mr. Hall who had the pea jacket and the white pocket handkerchief?—Yes, but a pilot jacket—a heavier cloth.

32956. Mr. MORRIS.—In fact, you knew nothing about the two young gentlemen until Mr. Hall introduced you?—No; not until Mr. Hall introduced me.

32957. Mr. TANDY.—Did you see young Mr. White on the day of the election speaking to both these gentlemen?—I did several times, and go from that to his father and Mr. Williamson, who remained in the centre of the street.

Mr. *Davenport Crosthwaite* sworn and examined.

Mr. Davenport Crosthwaite.

32958. Mr. LAW.—You were in Dublin at the time of the last election?—I was.

32959. What is your profession?—I am not of any profession.

32960. How were you occupied for the fortnight or so before the election?—I was occupied in communicating, as I now know, with those that are termed "out-voters."

32961. And, I suppose, you were the visible representative of Mr. Wilson Johnson?—For a length of time I was under the impression that there was such a person.

32962. You did occupy those top rooms of No. 24, so far as they were occupied?—Yes.

32963. And I suppose that Mr. Parkinson is right in saying that when the letters came to "Mr. Johnson" they were sent to you?—Yes.

32964. You did believe there was a person of that name for whom you were vicegerent?—Yes. I can explain more fully if you like.

32965. Be good enough to do so. You are entitled to an opportunity of doing so if you wish?—I was ut into communication with Mr. William Johnston of Palace-street.

32966. By whom?—By Mr. Foster; and having had an interview with him—I had been asked previously by Mr. Foster—I may as well explain the entire. Mr. Foster asked me if I would assist in the coming election, knowing that my peculiar views and feelings with regard to the Conservatives were particularly strong. He told me that they wished to have assistance of a nature that they would not wish to intrust to a professional man; that they wanted a gentleman whose integrity, honour, and discretion were sufficiently known to undertake certain duty that would not be intrusted to all. I declined at first, being not much in that sort of business, and being addicted to literary and scientific pursuits; but he assured me that all that would be necessary for me to do would not be in the slightest degree incompatible with my pursuits, and would only take a short time, as I understood. Of course I must remind you that this is my impression after a considerable length of time.

32967. How long before the election was this communication from Mr. Foster?—The latter part of October.

32968. About three weeks before the election?—Yes.

32969. Where was this interview you had with Mr. Foster?—It was returning from Cherry and Shields's room in Upper Sackville-street. I was not there upon any election business whatever but merely met Mr. Foster and Mr. John De Courcy Franklin on business not connected with the election. But as the rooms there were occupied, it was found convenient to both of them for me to meet them there on what was, I may say, private business.

32970. Was it as a member of any society you met them there?—It was. I will mention what it was if you wish.

32971. Very well?—I was the outgoing governor of "The Aldermen of Skinner's-alley," and Mr. Franklin was the incoming officer, and Mr. Foster was the secretary; and it was to give instruction to the incoming officer as to what his list of toasts was to be, the inauguration of officers, and such matters that I met them.

32972. Mr. Foster was the secretary?—Yes.

32973. Was it in that room that Mr. Foster had the conversation with you?—No; it was when we were both walking down; he said he would walk a portion of the way towards Carlisle-bridge with me on my way to Ranelagh, and it was on that occasion that he spoke for the first time to me on the subject.

32974. Did you ultimately before you left him accede to his request?—No; I said I would think it over, and that I thought it was not likely, perhaps, that I would accede to it, because I was not well.

32975. Did he tell you any more about the nature of the duties?—No; I had no idea of the peculiar nature of the business.

32976. When did you see him next?—In a very few days afterwards and a nearly similiar communication ensued. Upon this occasion, even, he did not tell me the nature of the business.

32977. Did you on the second occasion accede to his request?—I said I might if it would not take me an undue length of time.

32978. Where was the second interview?—It was at Mr. Foster's house.

32979. Did he ask you to call upon him?—He did.

32980. When you had thought it over?—Yes.

32981. You had been intimate with Mr. Foster before?—I knew him for many years. The intimacy was never interrupted, but from the circumstance of living far apart it was not as close as it was many years ago.

32982. You knew him in private?—Yes.

32983. Had you any written communication from Mr. Foster about this matter?—Yes.

32984. What was the nature of the letters?—A very short letter requesting me to call upon Mr. William Johnston of Palace-street—a person I never had even heard of, mentioning what his office hours were; from ten or eleven, until four o'clock.

32985. Before the second interview with Mr. Foster had you had any letter between, after being at Cherry and Shields's?—No; I don't recollect.

32986. I suppose it was when he parted from you that he asked you to call?—I should say so. I did call, and it must have been upon that understanding we parted.

32987. Did he on that second occasion give you to understand the nature of the duties?—No; merely just similar matters; but telling me that it would not engross a great deal of my time, either as to the time each day, or even as to the extent of the election.

32988. Had you any further communication with or from him until he wrote to you to call upon Mr. Johnston?—No; I cannot recollect any.

32989. Did you preserve that letter?—No.

32990. It is only on the question of date; would it be about the end of October that letter was written asking you to call upon Mr. Johnston?—I would say it would be one of the latter days of October or beginning of November.

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32991. Did you call upon Mr. Johnston?—I did, and had an interview with him in Palace-street, and he seemed to have been prepared for the visit on getting my name, but he was very cautious in what he said. He asked me was I aware of what assistance I could give. I said, no; that I merely came at the request of Mr. Foster to give him any assistance in my power. "Are you aware," said he, "that we have nothing in the way of remuneration to offer you?" "Perfectly well aware," said I. "I don't come for any such purpose; if anything that way was to be done, it would be to a professional gentleman you should give it. I am purely as a volunteer; I don't want anything for my services." "In fact," said he, "the business you would be required to do would be more in the nature of clerk's work." "I don't mind how humble it may be," said I, "if I consider it may be done by a gentleman I will be happy if I can be of any assistance." I asked him what time he would require, and he said he could not then accurately state the length of time in the day he would require; also that he had not sufficiently arranged what the expenditure would be, but he believed it would be settled; in fact he was not at all communicative.

32992. Did he give you to understand whereabouts your place of business would be?—Yes; he thought there were chambers in Eustace-street.

32993. Did you understand in whose house they were?—No; not at the time.

32994. Did you ever meet him in Eustace-street?—Subsequently I did.

32995. After that interview with Mr. Johnston did you see him or Mr. Foster next?—I did not see Mr. Foster for a considerable time.

32996. You saw Mr. Johnston next?—Mr. Johnston asked me to call upon him in the course of a couple of days. I saw him and he gave me a document to copy, and told me these were to be sent out to a number of out-voters.

32997. When he gave you the document to copy had you to make a number of copies of it, or was it to get it printed?—My remark was, "I am not a quick scribe, Mr. Johnston, and if there is a large number of them, you should get some assistance." "Oh," said he, "one copy for me will do," and he gave me a paper on which he had written a kind of letter, and a couple of sheets of thick note paper to copy it upon.

32998. He gave you a draft?—Yes. I fancy his reason for doing it was that his handwriting was rather tremulous.

32999. You made a fair copy of that note?—I did; there was a note appended to it, and I said, "I suppose I must leave this blank?" "Oh, no," said he, "fill it in." "Is it in my own handwriting?" said I, "Yes," said he, "it will do very well." What he said was to that effect.

33000. What was the signature?—"J. Wilson Johnson," which at the time I believed to be a real person—a member of the firm, or a brother.

33001. Can you give us substantially the tenor of the note thus addressed to voters; asking them to come and vote, I suppose?—Calling their attention to the fact that a close contest was anticipated, and that every vote would be needful. Though I have seen it so often, I really do not remember it, but that is the tenor of it.

33002. That was only common form; but what was the pith of the note; was it arranging about expenses?—There was nothing about expenses; the only word that could be said to bear on expenses was the word "arrangement."

33003. How was it used?—I cannot undertake to recite it; but that which dwells upon my memory is, that it was to enable the writer to know whether his correspondent would come up in order that the necessary arrangements would be duly made.

33004. We don't expect you to repeat the words, but can you say from recollection that the "arrangement" there mentioned appeared to refer to an arrangement for defraying the expenses?—I had not the most remote idea at the time. I thought it was forwarding cards for voting or something that way.

33005. Your recollection is that there was nothing to indicate what those "arrangements" were, or what their purpose was?—That I am quite sure of. At the time it would read perfectly blank.

33006. Merely that arrangements would be necessary?—Yes, I understood that it was to send down voting cards.

33007. You left that fair copy with him?—I did.

33008. Was that all which passed at the interview?—Yes, and he told me to call upon him in three or four days more.

33009. Still you had not got any intimation of where your office was to be?—No.

33010. When you called next time what happened?—To the best of my recollection he told me next time that the matter was settled as to where the office should be and that I was to accompany him which I did to Eustace-street. I am not quite sure of the number.

33011. The name of the owner of the house was given somewhere or other; he was mentioned I believe as Cottle?—I don't know the name at all. I had no communication with the people of the house, except the caretaker.

33012. Was it a tea merchant's?—No, it is a house with several offices in it.

33013. I shall read what Mr. Johnston says in his evidence before the judge, which is the reason I ask you the question:—

"When was the last interview with Mr. Crosthwaite?—The last time I saw him was in Eustace-street, in a house belonging to Mr. White.

"That is a wine and tea merchant?—Yes, and Mr. Cottle, wine merchant."

It was not the same house perhaps?—I don't know the house. There was only one house in Eustace-street in which I ever saw him.

33014. However, you went with him to that house?—I went with him to that house on that day and he had with him a parcel that would come from the stationers. We ascended to the chambers he had prepared. There were a couple of rooms, rather high in the house—not the upper rooms, but about the two pair, over the drawing-room, front and back rooms. These rooms had ordinary furniture, chairs and a couple of tables, &c. Also he sent in a japanned box for holding letters and a quantity of blank stationery—envelopes, blotting-paper, and matters of that sort. He opened the parcel, and to my surprise, this parcel contained facsimiles of my copy—lithographed copies. He sat down, took up a pen and ink, and wrote in the direction upon them—"Eustace-street office," putting in the number and the date—I think about the 10th November—also.

33015. That would be by anticipation, would it not?—I think by this time it had reached the 10th of November. My interview with Mr. Foster, calling upon Mr. Johnston, delaying for two days—to the best of my memory it was the 10th of November.

33016. Very well?—He underlined the portion of the paragraph in which there was the word arrangement, and he told me that my duty would be to work off with pen and ink a certain number—a considerable number of copies of this lithograph—causing them to resemble his, which I set about doing.

33017. Did you set about doing that at once?—At once.

33018. And when they were filled up and completed how were they to be directed?—He gave me a printed list, with pips to certain names, and these names he told me were the names of out-voters, and he requested me to direct envelopes for all these names, which I did. That work took me a couple of days—two or three days at least.

33019. When you had that completed—the letters underlined in this way, enveloped and checked—did he return and give you any further instructions?—Yes; he brought a number of packs of cards—ordinary

voting cards—asking for "the favour of your vote and interest" for Guinness and Plunket; a number of impressed, stamped envelopes, post-office envelopes, and requested me to place one of the prepared circulars and a card in each of my directed envelopes. I was engaged in doing this when—I know there was a cessation of one day or so, whether it was a day intervened, but I am certain that a day intervened from my seeing him and the occasion of my being engaged in preparing these envelopes—when, as I was alone, a knock came to the door, for I kept the door bolted, and I went over to see who it was. A gentleman, whom I had never seen before, bowed to me and said, "How do you do, sir;" I bowed to him, not wishing to admit him, as I was not aware who he was, and whether he had any business in my private room. "I know all about it," said he; "that is my name. What are you doing here?" "Nothing to you, sir," said I. To make a long story short, he told me enough to lead me to believe that he had sufficient reason for coming. This was Mr. Alma. Of course you understand I only give you the substance of what passed; but he gave me to understand that he was authorized to come in and assist me. I said Mr. Johnson was the person with whom I was in communication. He gave me to understand that I would not see Mr. Johnson any more; that there was some change.

33020. *Vice* Johnson retired?—Yes. He said we must make arrangements immediately for getting into our new quarters, and that I must obliterate "Eustace-street" in all the letters, and that they must go out possibly that evening. "Oh," said I, "that would be almost impossible; there are 200 or 300 letters to alter the residences, &c., and put in another place; perhaps, however, that I am going too quick." I think he left me and came back and said there was some hitch.

33021. About the new address?—Yes; that we must not direct our letters from Eustace-street, because it would not do to have them coming from Eustace-street. In fact, I believe some of the agents of the opposite party had offices in Eustace-street, and it was feared that the letters might come to the wrong place.

33022. Did you set about obliterating "Eustace-street" from the letters?—I did.

33023. But you had not got the new address; I suppose there was an interval?—I am not quite certain of it, but I can tell you the substance. On the next occasion Mr. Alma told me they had succeeded in exchanging into an unoccupied room in No. 24, Dame-street, and that we were to put in that direction in the letters.

33024. Did you alter all the directions before you quitted the room in Eustace-street?—Yes.

33025. And the letters were all posted?—From the circumstance of my having posted the letters from Eustace-street I am perfectly certain that the directions were altered before we left.

33026. About how many letters of that kind were there, speaking roughly?—It is hard to give a guess, but I crushed a small carpet bag as full as possible with letters for the post that evening; there might be 200 or 300 letters.

33027. Did you supply the stamps yourselves, or were they supplied?—They were supplied.

33028. Then, I suppose, having despatched the letters you practically ceased to occupy those rooms?—We left those rooms—regularly ceased to occupy them.

33029. And did you find yourself next in No. 24?—Twenty-four.

33030. That would be some little time before the election?—Three or four days before the election.

33031. Was the same furniture moved over—the plain furniture you found in the upper room in Eustace-street? Did it go across to No. 24?—No; I never saw it afterwards.

33032. Did you find, within a few days of the election, a placard posted on the walls directing to Mr. Wilson Johnson's office?—No, that was put on subsequently.

33033. Tell us, Mr. Crosthwaite, after you got across to Dame-street, did you ever see Mr. William Johnston?—Never; I never saw him except since my return from Paris, and I suppose he did not recognise me.

33034. Who was the next person you saw in 24—did Mr. Alma continue to visit you there?—Yes. I never did anything whatsoever connected with the election of my own accord. Everything I did was by his directions. The *nil admirari* principle I followed out.

33035. Were you acting practically under his directions?—Practically, in every possible instance.

33036. Was there anyone else besides Mr. Alma who took any part in the matter?—Nobody took part. Mr. Foster did come in two or three times.

33037. Had he been in Eustace-street?—No, he had never been in Eustace-street, but two or three days after we left he was in 24.

33038. He was in 24?—After his office hours.

33039. What took place do you recollect after you went into 24—I mean anything of consequence—did you send forward any circulars from 24?—No further circulars were sent from 24. Then coming on towards the day of the election—some two or three days before—some letters came directed to J. Wilson Johnson. Everyday I was generally in attendance soon after ten o'clock, and there were a number of letters I found on the table in the room occupied as an office.

33040. That is at the top of the house?—Yes, the top of the house.

33041. I suppose you opened these letters?—No. I showed them to Mr. Alma, whom I looked on as my chief. "Here," said I, "are letters sent to J. Wilson Johnson, are we to wait until he comes?" "Oh," said he, "we must know what are in them all, and you may as well open them; we cannot be waiting"—something to that effect, but it did not disturb my mind as to the real identity of J. Wilson Johnson.

33042. You still believe there was a *bona fide* J. Wilson Johnson?—I believe there was a J. Wilson Johnson.

33043. I suppose after this the letters were opened?—I opened the letters, and he then requested me to make a *precis* of them, and to ascertain what they were. The letters were from those persons who had received communications as I may say from me—you understand what I mean—some of them stating they would come up and record their votes; others stating family circumstances, illness, and soforth, and that they could not come; and other persons stating the way was very long and wearisome, and the charges were heavy, and soforth, and that they would come if their expenses were paid.

33044. Do you know whether the list you had got, Mr. Crosthwaite—the ticked list, or marked list of persons you sent letters to—can you say whether it comprised or covered the whole out-voting constituency, freemen and others?—I have not the most remote idea about it. I was not cognizant of it. I am not intimately acquainted with the matter. I myself believed, until within the last few days, that I had nothing whatsoever during the election, in the slightest degree, to do with the freemen of Dublin; and may I state the only reason at all doubtful—hearing the evidence of a person of the name of Campbell—*quid valeat*—hearing him state there were one or two persons, freemen, communicated with, whose names dwelt on my ear as having heard them before, and which was the first idea I had of such a thing as a freeman.

33045. One of the names he mentioned was Dr. Murray's?—I remember that name.

33046. We have got that letter amongst others which admit of no dispute?—That was the first I heard of the matter.

33047. We may take it for granted the object of

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this correspondence was to bring in all the out-voters?—Its object as I understood was to bring in merely the freeholders. Being a freeholder myself, and knowing the rights of a freeholder, it is not like a freeman, if he is beyond a certain distance.

33048. Did you address any other series of letters to out-voters or others except what you despatched from Eustace-street?—None.

33049. Were your subsequent duties confined to opening the communications? Tell us what took place?—Before the election still.

33050. You made a *precis*, you say; Mr. Alma told you to make a *precis* of the letters as they came in?—So I did, every day's work alphabetically.

33051. To whom did you deliver that, Mr. Crosthwaite?—I used to keep it in the office.

33052. What became of it eventually?—I have not the least idea.

33053. Where did you last see it?—I last saw it in that same office, and in the tin japan box that Mr. Wilson Johnson originally provided.

33054. To whom did you deliver the key of that box—to Mr. Foster?—I delivered it to Mr. Foster.

33055. Well, go on, if you please?—Then about two days before the 18th—that must be Monday—matters, I was informed, were becoming rather urgent.

33056. Who informed you of that?—Mr. Alma. I had no communication, I may tell you, with any other persons whatsoever except with Mr. Alma.

33057. And Mr. Foster, you state, occasionally?—Well, when he came in once or twice, as on the Monday evening when he came, I had no communication with him in the way of business, or with any other party in the house at that time.

33058. Had you any communication with Mr. Parkinson below stairs?—Mr. Parkinson was aware I was there.

33059. And Mr. Gerrard?—I don't know the name of Gerrard.

33060. You knew young Mr. Boyle?—I did not know him at all.

33061. He did not come upstairs?—No. I was not here the day he was examined, and I don't know his personal appearance.

33062. Tell us what took place on the Monday, a couple of days before the election?—The information I got from Mr. Alma was, that it was necessary to send telegrams to many of the out-voters, to, in fact, hurry them up, and to inform them that it was necessary, in order to secure the election, that they should attend.

33063. Did Mr. Alma draw out the telegrams?—I think it was with Mr. Foster's assistance he drew out a form of telegram, being provided with the telegraph books.

33064. The forms?—Yes, the telegraph forms; and the last I may tell you is this, that from going backward and forwards to the telegraph office I have not the most remote idea of the nature of the list, except as to this fact, that I believe those to whom I sent telegraphs were the same as those I had previously communicated Mr. Wilson Johnson's lithograph letter to.

33065. There were no new names?—I don't think any new names had been given to me.

33066. Merely communications with the same persons, or some of them?—Yes; the reason I make that observation is, that having read in the papers while in Paris accounts of the trial of the petition and soforth, I think there were telegraphs sent in the name of other parties—I don't know whether by J. Wilson Johnson, but I think by some persons.

33067. Your recollection is that the telegraphs you sent were addressed to the persons you sent the letters to?—Certainly.

33068. Mr. MORRIS.—All to freeholders?—As I believed.

33069. Mr. LAW.—This took place a couple of days before the election?—It must have been on Monday; I don't think they were sent previously. I think it was on account of the principle he would not have time to communicate by post.

33070. About how many telegraphs did you send?—As far as I can remember I don't think there were more than eighteen or twenty. I must only give you that roughly.

33071. Did you receive answers by telegraph to those messages?—We did—yes; answers came from some that they could not come, and from others that they would come.

33072. What is the form of telegraph you sent?—I really cannot state accurately, but I know it was inculcating haste, and that no time was to be lost.

33073. Was there no attempt made to overcome the difficulty you alluded to with the third class of correspondents, those who had heavy charges, and wanted assistance for moving?—There was this much in them, I don't remember accurately enough to give the words in which they were, and the omission of one word may spoil the entire sense—what was in it as well as I remember was about furnishing an account of expenses. I know that was in the telegraph. There was no promise whatever to persons, but merely to furnish an account of their expenses.

33074. And I suppose you received answers to those—some complying, and others not?—And some we got no answers from.

33075. Did any more take place on that Monday you are speaking of?—I cannot charge my memory with anything. I was there up to a very late hour, for I remember I was over worked that evening. I was there until a very late hour—eight o'clock in the evening.

33076. Did Mr. Alma assist you in sending the telegraphs?—Certainly, I never sent out a telegraph without his directions.

33077. I do not mean directions, but did he assist you?—He did.

33078. Did Mr. Foster remain?—He did.

33079. Had you the assistance of anybody else?—No; my impression, though I am not sure of it, is that while I would run down to the telegraph office, as I did myself, they prepared some of the telegraphs for me.

33080. To carry back again?—No; I will explain that. While I was back, say with six or eight telegraphs to the office—I went with them myself—they were filling up others.

33081. Was there a Mr. Brereton employed—any person of that name?—No.

33082. Did Mr. Foster remain with you the whole of that day, or practically the whole of it?—No; it was only from after his own office hours—four or five o'clock.

33083. Four or five o'clock until a late hour?—A very late hour, I remember it all.

33084. Would you say you were kept up until one or two o'clock?—No; I was not used to that sort of official work; somewhere about eight or nine o'clock.

33085. You had been at it all day?—At it all day; at some sort of work all day.

33086. Do you remember Mr. Foster bringing in any of those posters that day with "Johnson's office" on them?—Not so early as that. I don't think Wilson Johnson's posters came until the morning of the election or the evening. I cannot fix on my memory which.

33087. It would appear from Forrest's evidence that Mr. Foster gave the order to print them on Monday, and took them away on Tuesday?—Very likely it was on Tuesday evening.

33088. What were you doing on Tuesday—the day before the election? I suppose the telegraphs were coming in still. Were you sending any others out?—No, I was in the office. I don't think there were any telegraphs on Tuesday.

33089. I suppose there was always some little

correspondence coming in?—Some of these letters were still coming in.

33090. Do you recollect on any occasion getting any letters sent in to 24, which had been left in the other office?—I don't recollect any letters being brought in from the other office; for in the process of filtration through 24 I lost sight of the communications, but different parties in the house had occasionally brought in two or three letters.

33091. Do you remember anything happening on the Tuesday before the election? Was Mr. Boyle up in your office at all?—No, I don't know Mr. Boyle; he would not be there without my knowing.

33092. Did anything happen that you remember on the Wednesday? Was Mr. Foster in with you?—I don't know any salient point I can fix on.

33093. You do not remember anything happening on the Tuesday?—I don't recollect.

33094. On the day of the election where were you?—On the day of the election I was in that office, and I remember the direction I got was not to personally answer any person, that, doubtless, the day of the election would be a very busy one; at 24, there would be a great many persons asking for J. Wilson Johnson, but I was to remember myself I was not J. Wilson Johnson. I had no difficulty in impressing that on my recollection.

33095. Who was it gave you these instructions?—Mr. Alma and Mr. Foster jointly. I cannot fix it on my mind that either did it of himself.

33096. When the day of the election did come was there a great anxiety to see J. Wilson Johnson?—There was.

33097. From an early hour?—I would not say that.

33098. From eleven o'clock?—About that; so much so that I had great difficulty in going over to William-street to record my own vote. I voted somewhere about one o'clock.

33099. Now, when they told you you were to recollect you were not J. Wilson Johnson, did they tell you what you were to do?—Yes, I was to request all communications to be put in writing, and on that account the front room which was otherwise unoccupied, except with chairs and tables, was to be furnished with stationery, of which there was a supply, for parties to write whatever they wished, and leave it for J. Wilson Johnson.

33100. Was there a considerable appeal at the end of the day?—Not a considerable appeal by post, nor a considerable appeal by call, but there was a considerable number of unfortunate people who occupied a good deal of time. There was one gentleman whose name I don't know, who came and said he was not willing, and would not vote until he got his expenses. I said Mr. Johnson was not there, but that he should write; he took a chair and seemed determined to wait to see Mr. Johnson.

33101. How long did he sit there?—He sat a long time to my great discomfort.

33102. You do not know who he was?—I do not.

33103. You do not know what he was?—I cannot think what he was. I have not seen these lists for many months. It was a person I never heard of before.

33104. Were you instructed, or did you, as a matter of fact, keep any note of those persons who would neither write nor go away?—I did not.

33105. You did not, I understand, settle any expense matter with any of the persons that called that day?—I did with one man.

33106. Who was he?—I cannot tell you what his name was; he was not a voter, so my conscience is perfectly clear. He was brought up under a mistake for some other person, and he stated it was a matter of hardship for him to have to come up from the country, and to be at the expense, and then to discover he was not on the list nor entitled to vote; but he showed me some document that led me to believe he received some communication from Eustace-street or Dame-street.

33107. You were satisfied of his having been brought up under a mistake?—Yes, I was.

33108. Of course you paid him his expenses?—Yes.

33109. What fund was supplied to you for that purpose?—The fund that was supplied to me was given to me by a lady, or at least a lady observed me taking it, and removing it away from the house.

33110. What house?—No. 52, Mountjoy-street.

33111. Was that Mr. Foster's house?—Mr. Foster's house.

33112. What sum of money did you take away?—Somewhere about, as far as I recollect, £150 or £200.

33113. Of course we all understand it had been placed there for you, to be removed?—I took it away and asked no questions.

33114. I suppose Mr. Foster told you you would find money there in some mysterious way?—He never stated much to me, but if I felt any difficulty in any matter it would be removed.

33115. I suppose it was his sister saw you remove it?—It was.

33116. On the day of the election you only paid this one person?—To my memory that is the only person I paid, because I got distinct intimation that I was not to pay in that way.

33117. I suppose these written applications were to be considered afterwards?—To be considered afterwards.

33118. Did you understand from Mr. Foster at any time Mr. Crosthwaite, where the money which he provided you with came from?—Never, either before or since, I never had the least idea.

33119. Do not you remember accurately what sum you got? It was a bulk sum, it was not a broken sum?—I cannot remember accurately.

33120. In what form was it? Was it in gold or notes?—In £50 notes.

33121. Were there three or four £50 notes?—I cannot tell.

33122. Were they Bank of Ireland notes?—Bank of Ireland notes.

33123. Did you go to the Bank of Ireland to get them cashed, to get small notes subsequently?—I did.

33124. When did you do that; was it before the election?—Yes.

33125. When Mr. Foster gave you these notes, how long before the election was it? Was it that evening you called at his house?—No, not the occasion of my seeing him. That was to the best of my remembrance the week of the cessation of business with Wilson Johnson.

33126. The interval between the Alma and Johnson's *regime*?—Somewhere thereabouts; I cannot recollect.

33127. In that interregnum you got the £200?—I think so.

33128. The date of the letter you spoke of sending, was the 10th of November, and I suppose it would be about that time you got this money?—It would be somewhere thereabouts, I suppose within a couple of days.

33129. Did you understand from Mr. Alma that he was in communication with Mr. Foster?—Not until I saw them together.

33130. But after that you had no doubt they were in concert with one another?—They did not state it to me.

33131. You saw them acting in concert?—Yes. They were acting together in my office on the occasion of the telegraphs.

33132. Have you any memorandum which would enable you to fix with accuracy—this may be a matter of some importance—the very day you got this money from the Fosters?—No.

33133. Did you keep no note?—No note.

33134. Did you keep no note of the amount?—Not the least; it was not connected with my own private affairs.

33135. Two hundred pounds was a considerable sum and was it not important for you to know how many notes you got, for your own satisfaction?—I had no difficulty to satisfy my own mind and satisfy those

whose money I had. I had no uncertainty about it, and if anything was wrong I was a good mark for it. I did not feel any doubt at the time.

33136. Are you sure you did not get more than four £50 notes?—No, I don't think I did.

33137. How many days before the election, did you take them and convert them into small cash?—I cannot be sure of that, but it must have been before the occasion of the telegraphs, and I tell you why from the fact of my paying for the telegraphs. I must have had small notes to pay for the telegraphs. I am positive as to that. It was before that.

33138. Saturday was the 14th; the 10th would have been Tuesday?—Well, then, I suppose Wednesday or Thursday. I cannot swear with accuracy.

33139. They were Bank of Ireland notes?—Yes.

33140. Where did you change them?—In the Bank of Ireland.

33141. Whatever the number you got did you change them all at the same time?—Yes.

33142. What did you get? Did you get gold or small notes?—Small notes.

33143. Single notes?—Not all single notes, fives.

33144. How many fives did you get?—I suppose I got £50 worth of fives.

33145. And the rest in small notes?—Yes. I remember now I got some gold, sovereigns and half sovereigns.

33146. Did you ever return any of this money to Mr. Foster?—I did.

33147. How much?—I cannot state. I know I made up whatever I had spent and handed him the balance.

33148. Before the election?—No.

33149. I suppose you settled some account sufficiently for your and his purposes after the election?—There was no mutual settlement of accounts in company, for I believe he had sufficient confidence in my honour with him.

33150. You rendered him a sufficient account to satisfy him of the application of certain portions of the money?—I gave him indirectly my account and the accurate balance.

33151. The whole thing was settled up?—Yes. Mr. Alma's business ran me close on the Christmas holidays, and we were a long time before all the matters were finally settled.

33152. Then I presume with the exception of this one man you paid the expenses of, who came up by mistake, the rest were all settled after the day of the election?—After the day of the election, except minor office expenses.

33153. There were minor office expenses?—I mean telegraphs and things of that sort.

33154. Had you to pay the postage stamps of your letters out of what you got from Foster or were you supplied with stationery and stamps from Mr. Johnston?—No, we used up all Mr. Johnston gave. To the best of my recollection there was not more than a couple of shilling's worth remained from Mr. Johnston. He purchased but what would be required. I don't think we had any more postage stamps, except what we supplied ourselves.

33155. On the day after the election, the 19th, I suppose you began to consider the claims that had been made by written and other applications?—Yes, on Thursday. Mr. Alma wasn't with me at all on Wednesday.

33156. That was the day of the election?—The day of the election.

33157. There was no payment made that day except to the one man?—Except to the one man.

33158. And Mr. Alma returned to assist you the next day?—He returned to assist me the next day, and on Saturday which I think was the day of the county election. Mr. Alma wasn't with me, for he said he would be professionally engaged.

33159. Did Mr. Foster return to assist you at all in this matter on those days?—Not at all to the best of my remembrance at present. Mr. Foster did not appear in that office again to the best of my recollection. I don't think I can charge my memory with having seen Mr. Foster in No. 24 afterwards.

33160. You told us awhile ago it was intimated to you by Mr. Foster that the money would be in Mountjoy-street. How was that intimation given? Was it verbally? Did he tell you that, or did he write to you?—No, verbally.

33161. Was that intimation made to you in the office in 24, or was it in the office in Eustace-street, or at some interview you had with him elsewhere?—I cannot state that with accuracy. I don't remember in what interview with Mr. Foster it was that he suggested that about the money first.

33162. He did give you to understand when you went up to Mountjoy-street you would get the money, and in fact you went up for it?—I did.

33163. Did you see him on that occasion?—No, he wasn't there.

33164. He left the money with his sister?—I am not permitted to swear that. I can tell you the result was that I got the money.

33165. Was it left for you in a letter or envelope, or was it lying loose on the table?—Loose on a side table in the window.

33166. Was it Miss Foster or his married sister?—It was Miss Foster.

33167. What did Miss Foster say when you went in?—I met them some few years ago in society, so I wasn't a perfect stranger.

33168. Any conversation?—Generally, not touching the election.

33169. How did you get towards the £50 notes?—I will tell you. We were speaking about the Puseyite clergyman of Grangegorman, and she told me she assisted in the choir at Grangegorman as an amateur, and she said she would show me the Psalter, knowing I was very fond of music, and she left her seat as well as I remember, and went over to the table and took up the Psalter and showed it to me, and I then saw thin silver paper.

33170. In the Psalter?—Oh, no; it was beside the Psalter.

33171. Did you ask her what that was for?—No, I took it up; "I must find something to do with this," I said, and I put it in my pocket; and she said nothing, and I walked away with it.

33172. Did you understand the reference to the Psalter was to bring you to the notes?—No.

33173. It did, however, lead you on to the right place?—It may have done.

33174. In paying those people their expenses, which I suppose occupied the two or three days after the election, the Thursday and Friday, Mr. Alma assisted you?—I don't think any payments were made so soon as that. As far as I remember we were still occupied. The letters did not come in very quickly—I don't think they came in very quickly.

33175. But as near as you can tell us, on the Thursday and Friday were you making a list of the persons who had written?—I think I was making a list of the applicants.

33176. I suppose every man fixed on a sum for himself?—That was very frequent.

33177. Or, at all events, told you where he came from, and where he did name a sum, I suppose it was put opposite his name?—Exactly put opposite his name. That was not for any sum due until the list was perfectly completed. I had better tell you at once, it was not the sum they applied for that was given. Mr. Alma, with my assistance, made use extensively of the railway guides to ascertain what were the actual mere charges for travelling.

33178. And you found the proper sums there. I suppose you gave them all first-class fare? Did you give them anything for their other expenses?—Not as a rule.

33179. No hotel expenses?—Not as a rule. I cannot bind myself without seeing the list.

33180. What I want to know is this—did you, as a matter of fact, put down the names of all the persons who asked for expenses, and who ultimately got them?—Invariably.

33181. And, of course, you put down how much you did pay them?—Invariably.

33182. Now tell us what time was this matter finally completed? Did it go on for a week after the election?—Yes; it went on till some time in December; it went on for a month.

33183. I gather from you that at the end of that time, somewhere near Christmas, you had satisfied—perhaps that is too strong a word to use—you had paid a number of these applicants, and handed the balance over to Mr. Foster?—Handed it over to Mr. Foster.

33184. Can you tell us was it before or after Christmas you handed over the balance?—It was before Christmas I gave it; for Mr. Alma was anxious to have the matter closed.

33185. Had you heard the petition was filed?—No, I heard nothing about the petition.

33186. I suppose it was at the closing of the account you placed the *precis* of the letters in the box?—Yes, I made two or three lists.

33187. From time to time?—Yes.

33188. Were they all placed in the box?—Yes.

33189. What became of the list of payments?—Also placed in the box.

33190. This was a box which I understand was placed at your service by Mr. William Johnston?—Yes.

33191. When did you deliver up the key of it?—It must have been at the time I had no further occasion for it.

33192. Did I understand you to say you gave the key to Mr. Foster?—I gave the key to Mr. Foster in the street. I met him, as it were, accidentally in Grafton-street, as I was going home, about five o'clock. I said, "I have nothing further to do with this key, and I may as well give it to you"—and I did so.

33193. At this time the list was in the box?—Yes.

33194. Did the box belong to Mr. William Johnston?—As to the actual property in the box I did not know; that was no business of mine.

33195. Did you ever hear what became of those papers?—I never heard.

33196. You were not in Ireland at the time of the trial of the petition?—I was not.

33197. Did you go away with Mr. Foster?—Not with him; I went soon after.

33198. What induced you to go away?—Self-preservation, sir, the first law of nature.

33199. You did not travel together, but I suppose it was settled between you that you would go away?—It was. I understood that as soon as it was found there were traitors and informers in the camp it was considered best to go away.

33200. When did you first hear what took place at 76, Capel-street?—I never had the slightest idea of it till I read it in the papers in Paris.

33201. You knew of it before that?—No, I had not the most remote idea of it—not the slightest glimmer of it.

33202. When you were safe at the other side of the Channel surely you and he had some chat about the matter?—You are quite mistaken, sir, it was a forbidden subject.

33203. How forbidden?—What I mean is that Mr. Foster had every opportunity of volunteering any statement he chose to me. He did not choose to do so, and it would be impertinent and discourteous on my part to ask him.

33204. You were very intimate?—We were.

33205. Was he living in the Rue Castiglione, where he is at present?—Yes.

33206. Were you there too?—Yes.

33207. Did you never treat the matter pleasantly—as a subject you might chat over quietly and jocularly?—No, it did not enter my idea to be jocular about it.

33208. Are we to understand you as saying you never heard or knew of 76, Capel-street till you read of it in the newspapers?—I swear it most distinctly. I remember I am on my oath, and I state it seriously, Mr. Foster never gave me directly or indirectly any information whatever connected with what I have since heard about 76, Capel-street. This trial has given me a great deal of interest because the statements here were new to me. I was in Paris, and these matters are perfectly new to me.

33209. Were you advised or told not to speak to Mr. Foster about this?—Not by any person whatever; it was by, I may say, a tacit mutual arrangement.

33210. Did you take any part at all, directly or indirectly, in the election of 1865?—Not except to register my own vote.

33211. Did you hear that Mr. Foster took any part in it?—No.

33212. Did you ever hear who it was distributed the money in 76, Capel-street?—Never in the slightest degree. I am not at this moment aware on which side of the street 76, Capel-street is.

33213. Did you ever hear it stated by anyone who was the person who gave cash for the tickets?—Never. After returning I was in my house from illness for two or three months. I was not mixing in society.

33214. Were you acquainted with Mr. Henry George Hall?—No.

33215. You did not take any active part in the committee work preceding the last election?—No, my name was put upon a ward, but I did not attend it nor work it at all for the reason simply I was put into other work.

33216. In the house 24, Dame-street, besides your office, there was also an organization for supplying car accommodation?—Of that I know nothing—never heard anything whatever—never was informed of it, nor knew nothing about it. I was isolated in my office.

33217. Nothing of the kind took place in your room?—Nothing; and I can swear it could not have taken place I think without my knowledge.

33218. Did you understand about the time of the election that there was anything of the kind going on?—No, I cannot say I did; for I was so very much isolated there, I was not in the busy haunts of men.

33219. Was there not some attendant who brought letters to you and showed people up to you?—No, I don't remember anyone of that sort, because the letters almost invariably arrived by post, and were placed on the table before I arrived generally, covered over with a large piece of blotting-paper for safety sake.

33220. Did you hear or understand at the time—though you had nothing to do with it—that there was an organization for supplying cars?—It is not present to my mind that I knew anything about it.

33221. Did you know that the people in the county office below were concerned in the city election?—No, I had no reason to know it, nor did I know it.

33222. Do I understand you to say you had no assistance in your own department from anyone but Mr. Foster—from Mr. Wm. Johnston first and then from Mr. Alma?—Not from any single individual.

33223. Had you instructions from Mr. Parkinson?—I knew him, but I had no instructions from him.

33224. You were entirely under Mr. Alma's direction?—Clearly.

33225. Did it never occur to you during the time you were there, as strange that your principal, Mr. J. Wilson Johnson was not coming?—Yes, at that time I began to perceive in my own mind that Mr. Wilson Johnson was not to be found.

33226. Did you remonstrate with anyone?—No, sir, I did not remonstrate, and for the reason that I

believed that whatever arrangement had been made was of some nature I did not exactly understand, but that it was done in the interest of Sir Arthur Guinness.

33227. When did you first begin to perceive that there was no such person in existence as Mr. Wilson Johnson. I do not say that you knew it, but when did you believe it?—I had very little doubt of it when I came to the telegrams.

33228. Three or four days before the election you believed there was no such person in existence?—Certainly not so long as that.

33229. Did you ever ask Mr. Alma where Mr. Wilson Johnson was?—I cannot remember ever asking him. I thought that if he was required, that is if I did think on the subject, perhaps I am wrong in saying I thought it, for I do not remember that I thought it, but if I did I thought that at the proper time he would appear.

33230. Did it never occur to you as strange that no one of the name ever turned up?—I did subsequently think it curious.

33231. But before the election?—I cannot say I thought so.

33232. Did you ever ask Mr. William Johnston about him?—No, I remember stating to you that Mr. William Johnston ceased at a comparatively early date.

33233. Be good enough to look at that, and say if you can tell in whose handwriting it is *(a number of telegrams handed to witness)*?—That (the first) is not my handwriting, nor do I know in whose handwriting it is. That was not written by me. I am very sure that was not written by me.

33234. Whenever you telegraphed did you use two sheets so as to have a copy of the telegram?—Surely.

33235. I think you said that while you were away despatching telegrams, Mr. Foster or Mr. Alma filled up others. That one is not Mr. Foster's writing I know?—I cannot state whose writing it is.

33236. Is it Mr. Alma's writing?—I cannot know.

33237. Do you know his writing?—I do not. Mr. Alma was very reticent of his pen while in the office with me.

33238. Turn over those telegrams and say if you see any of your writing there *(the witness turns over the telegrams)*?—I have not seen any I could state to be in my writing. Moreover I don't remember this as the form. I am sure the form was two or three lines longer than that. That is shorter, although they did not exceed the twenty words.

33239. Do you recollect hearing of any circular being sent out the day before the election asking the voters to come to No. 3, the day but one after the election?—I never heard of that till this trial.

33240. You did not know anything about the circumstance?—I never heard it.

33241. You recognised at once the name of Dr. Murray?—I did.

33242. Campbell mentioned one or two other names—did you recognise the other names?—I think I recognised the other names, but I am not sure, but Dr. Murray's name I remembered, and the reason was because years ago I had known Dr. Murray when he was in the Meath Hospital.

33243. Do you recollect any receipts or acknowledgments for money coming to No. 24, for money that had not been paid by you or Mr. Alma?—I don't remember that.

33244. You probably remember hearing Bloxham state that he went to Mr. William Johnston and told him he had personated his brother, who was a non-resident freeman, and asked for his brother's expenses—that he was told by Mr. William Johnston he would get the money by a post-office order—that he got the money in two or three days after, and acknowledged it to No. 24?—Now I understand. I do remember it. I remember the name of Bloxham.

33245. You received a receipt from J. W. Bloxham for £4 or £5 which you did not pay?—No; I think the fact was, Mr. Bloxham was paid by me. My remembrance is, that a person named Bloxham did get something through a post-office order.

33246. Is it your recollection you did get a post-office order for him?—As far as my memory serves me, I know the name Bloxham turned up. There was something turned up, whether Bloxham was here or not, and that there were two Bloxhams. It was Mr. Alma's duty, and he was responsible for the consideration of these matters.

33247. Did Mr. Alma keep an account?—I don't think he did. I think the only possible account kept of expenditure was the account I myself wrote out. I think that was the only account whatsoever kept of these expenses, to the best of my knowledge. I don't think Mr. Alma made any copy.

33248. Have you any idea of what became of the box?—Not the most remote idea. I left it behind me at 24, and from that day to this I never saw it.

33249. To whom did you deliver the key of the room?—I did not deliver it to anyone in particular.

33250. Merely walked out?—Walked out. As a matter of usage I used to leave the key on an office table going down in Mr. Parkinson's house. I will not undertake to say in which office, it was in one of the rooms—I think in Mr. Parkinson's. It did not dwell on my memory the fact of my having locked the door, and brought down the key.

33251. You recollect you left the box behind you?—I am certain I left the box behind me.

33252. Mr. TANDY.—How long were you in Paris?—From January until about the beginning of July.

33253. You went unaccompanied?—No person accompanied me from Ireland, but I met Mr. Foster in England.

33254. Was it by appointment you met him?—It was.

33255. You arranged before you left to meet him?—Not a mutual arrangement, but he told me he would be in England.

33256. Where did you meet?—Chester.

33257. Did any person except you and Mr. Foster travel together from that?—None that I am acquainted with.

33258. May I ask you whether, during the period you remained in Paris, you lived altogether on your own pecuniary resources?—No, Mr. Foster paid my hotel charges.

33259. Did you ever directly or indirectly ascertain from Mr. Foster from what source he got those funds?—Not in the slightest degree.

33260. You never made any inquiry about it?—Never made any inquiry.

33261. Had it been arranged before you went away that Mr. Foster was to pay your expenses?—It was not, because I expected to have been but a short while away, and I brought money enough with me to last for a short trip.

33262. Afterwards, when you were in Paris, it was thought more convenient you should remain longer away, and Mr. Foster undertook to pay for you?—It was when the judgment of the judge who tried the petition—when I saw that.

33263. Did you ever learn directly or indirectly from Mr. Foster, or any other person, where he got the funds?—Neither directly nor indirectly have I ever learned, nor do I know.

33264. In any of those numerous interviews you had with Mr. Foster in Dublin, did you ever see him in company with any person—see him intimate with any person?—Oh, frequently, but not connected with the —— the question alludes to the election, I presume.

33265. I want to know first whether you saw him intimate with any person or not?—Oh yes, numbers.

33266. Was he particularly intimate with anyone?—Well, I think he was tolerably intimate with Mr Joseph Harris; I suppose he was very intimate with Alderman Warren. I suppose ——

33267. Besides your suppositions, could you tell

me the name of any person you would say he was particularly intimate with?—Not exceedingly intimate with one above another.

33268. Do you know, or did you hear, of any person whom he seemed to treat with more than ordinary confidence?—No.

33269. At any of the conversations you had with him in reference to election matters, did you ever find any person in his company?—No, because I think he was very careful that our conversations should be ——

33270. You did not find any person with him?—I cannot recollect ever finding anyone with him.

33271. Did you ever, in your conversations with him, hear any allusion made by him to anyone?—No.

33272. Did you ever hear any name mentioned in connexion with the election by Miss Foster or any other member of the family?—I don't think I ever had any conversation with Miss Foster on the subject of the election whatsoever, nor have I seen her since my return from Paris.

33273. She is over there?—So I understand.

33274. Did you see her in Paris?—No.

33275. While you were in Paris were you in communication with any person in Ireland in reference to the election?—No, not with any person; no person whatsoever.

33276. Did Mr. Foster ever tell you he was in communication with anyone?—Allow me to correct my answer as to saying I was not in communication with any person regarding the election. I was wrong in stating that, because I was in communication with my own solicitors.

33277. Were you in communication with any other person?—No, I cannot remember any communication with any other person.

33278. Was it in connexion with the part you had yourself taken in the election that you communicated with your solicitors?—Exactly, to ascertain my liability and so forth.

33279. I understand you to say you first met Mr. Alma in Eustace-street?—Yes.

33280. And in fact it was Mr. Alma told you it would be necessary for you to change your office?—Yes.

33281. I wish to call your attention to this evidence given by Mr. Alma before the judge. He is asked where he met you and he says he met you in 24, Dame-street.

"You met him there in the Registration rooms for the county of Dublin?—No.

"Where?—In a room above the County Registration rooms.

"What led you to go there?—I think that either Mr. Parkinson or Mr. William Johnston told me that there was duty going on there in reference to Sir Arthur Guinness and Mr. Plunket, and that I could be of service. I said, 'Very well,' as I very freely and willingly would give any service to these gentlemen.

"Where was it that Mr. William Johnston told you that?—I think I met him in Dame-street, that is my recollection.

"When you went into 24, Dame-street, was there a room set apart for you there?—There was a room set apart for Mr. Crosthwaite."

So that Mr. Alma there represents that the first time he met you was in 24, Dame-street?—So that would appear to state——

33282. That is not the fact?—His memory must have been treacherous for it was in Eustace-street the interview took place. I have a distinct recollection of my working there and putting, with his assistance the various envelopes into a travelling bag to bring to the Post Office. He came expecting to see me there. I am persuaded in my own mind.

33283. Did he not, in fact, tell you that you should change your room?—It was he, indeed.

33284. I take for granted he knew from his intercourse with you at Eustace-street and 24, Dame-street, who you were?—He knew I was Crosthwaite—that he knew, for he stated so when he came to Eustace-street.

33285. Had he got any reason to know you were residing in Dublin?—I cannot say what he knew about me.

33286. Did he think you were a total stranger?—Subsequently during our interviews in 24, Dame-street, I ascertained who he was.

33287. Do you not think he ascertained who you were?—I suppose he did, but he did not state the fact.

33288. Had you any clerks at any time at 24, Dame-street?—Yes.

33289. Who were they?—Two young gentlemen I was not acquainted with.

33290. Had they any names?—Smith, I think, was the name of one.

33291. Perhaps Brown was the other?—No.

33292. What was the name?—I am not sure what it was, but I think it was Henderson.

33293. What were their respective ages?—In or about twenty.

33294. Were they both about the same age?—I could not say.

33295. Judging by their appearance?—I would suppose they were very much about the same age.

33296. One was about sixteen or seventeen?—No, they were older—not very much older.

33297. You think they were somewhat older?—Yes.

33298. How long were they with you?—A very few days. Not more I should suppose than three or four days when the letters came in—the great number of them.

33299. Was that before the election?—No, after the election.

33300. Were they there at all before the election?—I don't remember them before the election.

33301. Who procured their services?—Mr. Foster.

33302. Was it he brought them to you?—No.

33303. Who brought them?—They came themselves.

33304. What conversation had you with Mr. Foster about them?—I had no conversation with Mr. Foster about them. But it was on account of the great deal of work we had, I told Mr. Alma I would be scarcely able to write up all the lists. Mr. Alma seemed to have a wish to have a great number of lists of persons who were out-voters.

33305. Tell the conversation you had with those clerks to come to the point?—I cannot remember what conversation I had.

33306. What conversation had you about the clerks?—I cannot remember more than the fact of my saying it is very hard to get over this work.

33307. Was it you suggested the propriety of getting assistance?—No; I cannot remember suggesting any such thing.

33308. Who suggested it?—I cannot say it was suggested at all.

33309. Did these two young gentlemen drop from the clouds into the office?—I do not know. They came I know from Mr. Foster.

33310. Had they a letter of recommendation to you, or had you spoken to Mr. Foster about them?—I had not spoken about them.

33311. Had Mr. Alma?—That I don't know.

33312. Did he tell you?—He never told me. I do not know about them, except the fact that they came with an introductory letter to the purport—these gentlemen will assist you in writing.

33313. From whom was that introductory letter?—From Mr. Foster.

33314. How long were they with you?—Not many days.

33315. What is Smith's Christian name?—I do not know. I don't remember to have ever heard his Christian name.

33316. Did you ever hear Henderson's Christian name?—Not to my remembrance. I myself think these were not their real names—at least I fancy so.

33317. When did you first suspect they were not their real names?—I cannot say.

33318. Tell me about when you first suspected?—I cannot say when I first began to suspect it, but the latent idea in my mind is, that it was from them not

answering readily. I give that as very uncertain evidence.

33319. You believe they gave fictitious names while they were in your service, acting as clerks under you?—I cannot say I believed it—because to believe it is to firmly persuade a man—whatever I might have imagined it.

33320. Did you imagine it?—Well, Mr. Tandy, I will not swear I actually imagined it.

33321. Did you not tell me the reason you imagined it was that when you called them by the names of Smith and Henderson they did not answer?—I cannot say they did not answer. That may have been an idea if there was any reason for my suspecting it. I do not say that these were not their names.

33322. To the best of your recollection, did you suspect it while they were in your service?—Well, there was a suspicion on my mind.

33323. That being so did you ever make any effort to ascertain their names?—I did not. I had no object in making the inquiry.

33324. Do you not think a person would naturally endeavour to find out the names of persons in his employment whom he suspected of using fictitious names? Yes, but we don't generally go according to natural courses in election matters.

33325. It was just as difficult to find out who these two clerks were as to find out the name of the young gentleman with the glass in his eye?—I say solemnly that I wish to tell the truth. If I knew who these young gentlemen were I would tell you at once. I have no object under heaven in concealing it.

33326. Do you know where they lived?—I do not. I did not inquire.

33327. Who paid them?—They were paid through me.

33328. That means by you?—Yes.

33329. How much did you pay them for their services?—I am not sure, I think it was £2 each.

33330. How many days were they working?—Three or four days.

33331. These young men, not more than twenty years of age, got £2 each for three or four days' work?—Yes.

33332. Did any person suggest what they were to be paid?—Yes, Mr. Alma.

33333. Did he appear to know them?—I cannot say he did.

33334. Can you say he did not?—He did not seem to show any peculiar sign of recognition.

33335. Was he there when they first came?—I cannot remember.

33336. Do you recollect his asking you who they were, where they came from, or any question at all about them?—I do not remember that.

33337. Who directed them in their duties—what they were to do?—It was I who asked them to assist me in keeping the list.

33338. When you paid them the £2 each did you get receipts from them?—I did.

33339. In what names were the receipts given?—That I cannot swear to.

33340. What has become of those receipts?—All included in the same box.

33341. Of which Mr. Foster got the key?—Yes.

33342. Do you say upon your oath you have not the slightest recollection of what names were put to the receipts you got from them?—I swear that most distinctly. I have been in the habit of receiving receipts from such great numbers of persons in other societies and so forth that I do not much mind them.

33343. Mr. Alma said you would not be likely to see Mr. Wilson Johnson again?—Pardon me. What he said was, "You will not see Mr. William Johnston any more."

33344. He saw on that occasion, I take for granted, the name of J. Wilson Johnson to some of the circulars?—Yes, he did.

33345. Did he appear to be acquainted with the name "Wilson Johnson," when he came to Eustace-street?—That I cannot say—I don't remember that he expressed any surprise about it.

33346. Did he not in fact appear to you—as you have said—to understand perfectly all about the matter when he came to you in Eustace-street?—Oh yes. I should think so. That is, that he was sufficiently instructed to instruct me in what to do.

33347. Do you think he was cognizant at all of the use of the name of "Wilson Johnson"?—I cannot undertake to swear that.

33348. Would it be true if he swore he asked you, "who the deuce is Wilson Johnson"?—I don't remember that he ever asked that question.

33349. Will you undertake to swear he did not?—To the best of my belief and recollection he never did ask me that question.

33350. How soon before you went up to Miss Foster and had the interview with her about the Psalter was it that Mr. Foster told you to go there?—I don't think it would have been more than a day or two.

33351. Did he make an appointment for you to go there—did he tell you at what hour to go?—He told me at any time during the day. That is so far making an appointment in that way—at any time.

33352. I take for granted Mr. Alma knew you got this money?—I am not aware he knew it, but he must have seen the results of it. Mr. Alma I may tell you was always very careful not to look upon the occasions of my filling up post-office orders—so that what he may have sworn about not seeing me pay money is doubtless true to the letter.

33353. Mr. MORRIS.—Did you ever happen to look at the papers as to what transpired at the trial?—In Paris I saw some of the papers, but I did not see them continuously.

33354. Did you happen to see what was sworn?—In Paris I saw a report of the trial.

33355. Did you happen to see what Mr. Alma swore at the trial?—Yes.

33356. If he swore that he asked you "who was Mr. Wilson Johnson," would it be true?—I believe that would be a mistake on his part. I believe that would be erroneous.

33357. Do you remember perfectly well when you went to Paris for the first time? Was that late in the year?—On the 21st of January I reached Paris.

33358. Was that from any advice or instruction you had from your solicitors?—No; I had not consulted my solicitors at the time for that.

33359. Was it from any communication you had from Mr. Foster?—It was.

33360. Tell me what communication that was?—The communication was that there were "traitors in the camp," and that there was "likely to be danger," or words to that effect.

33361. Did he mention who the traitors were?—No, not then.

33362. But when did he afterwards?—In Chester, when I saw him.

33363. You met him by appointment there, I think?—Yes.

33364. Who were traitors he mentioned then?—The traitors were persons, one of whom I had never seen, a person of the name of Fraser, and another person of the name of Purcell. I understood by that, that it was Mr. Herbert Purcell, whose name I have heard mentioned here.

33365. You remained in Paris till July, I think?—Yes, I think till the beginning of July.

33366. That was on account of advice that you received from your solicitors?—It was.

33367. And did you take it on account of anything that had transpired at the trial?—Oh yes, sir, pardon me.

33368. Did nothing in the trial keep you in Paris till July?—Oh yes, her Majesty's Government might have instituted a prosecution against me. I think it would seem so, from what Judge Keogh said.

33369. Was it from what had transpired at the trial that you remained, and from nothing else but that?—

Partly from that; and the advice that I received was that I might return at the conclusion of the session, and that then no further step was likely to be taken against me.

33370. When was it, Mr. Crosthwaite, that the idea first crossed your mind that these two boys, Smith and Henderson, went by false names? Was it from anything that took place here at this inquiry, or before that?—No, not from anything that took place here. Whatever idea floated through my mind was generated before.

33371. Was it from a conversation with Mr. Foster?—No, I am quite sure of that.

33372. It is a very singular thing that you positively swear that Mr. Foster and you had no conversation about these matters during the time you were in Paris?—That may seem strange; but I only swear it as a fact. We had abundance to occupy our attention besides; it was my first time in Paris, and we were not among persons who would assist the conversation.

33373. You did not carefully avoid the subject?—You may take it in that sense, that we did.

33374. Did you ever mention to him the interview you had with his sister, about the £150 or £200?—Never.

33375. You knew perfectly, when he spoke of "getting it," that you would get it there?—I did, sir, and I expected it.

33376. There was no account kept at all, about the application of this money?—Oh yes, sir, I kept an account of what money I paid, and so forth.

33377. That is, in Mr. Foster's book?—Yes.

33378. Did you give him that book?—I did not give it to him, but I have reason to suppose that it reached him.

33379. Sir Arthur Guinness kept no account?—Not that I know of.

33380. Mr. LAW.—You say you have reason to suppose that that book reached Mr. Foster. Did he ever speak to you about the contents of it?—About the parcel, sir?

33381. About the books that you say you have reason to suppose reached him?—No, sir, pardon me; the parcel in which I gave him the *precis* of the accounts, and the balance of the money.

33382. I thought you said you believed them to be books?—Oh, no.

33383. How did you transmit the parcel to him?—I think it was the day or so before I went away I went up to see Miss Foster, and this parcel was in my hat, and when I was saying "Adieu" I threw it out of my hat on the pianoforte for her to send to her brother.

33384. Was that a few days before you met Mr. Foster?—Yes.

33385. Did Mr. Foster, when you met him at Chester, say whether he had received this or not?—He made no allusion to it whatever.

33386. Then why do you say you have reason to suppose it reached him?—I may conclude, in my own mind, that it reached him.

33387. Why did you say you had reason to suppose that he had received the amount of the balance that you had in your hands?—Well, I suppose if he had not he would have spoken about it, but he never did.

33388. Did you make no allusion to it, directly or indirectly?—No.

33389. That was a remarkable course of proceeding?—I suppose he had confidence in my honour.

33390. Well, you had business habits enough to send him the parcel. Did you not say "Mr. Foster, I hope you received that parcel I left with your sister?"—No, I never did.

33391. Confidence is one thing, but ——?—Well, there are men that have confidence in one another.

33392. But you had enough attention to business to make a detailed account of the expenditure?—I had.

33393. Well, having done that, I should think it was not an extraordinary thing to say, "I hope you have received the parcel?"—I thought that, if he had not received it, he would naturally, in that case, have said something to me. I am merely stating these facts to the best of my ability.

33394. When did you, as a matter of history, consult your solicitors as to your own position?—After I went to Paris, and after reading the Judge's charge.

33395. May I ask who your solicitors were?—Messrs. White and Williamson.

33396. You sent to them because they were eminent solicitors?—I believe they are very eminent solicitors.

33397. Did you draw up a statement of your case similar to Mr. Foster's?—I did, and returned it to them.

33398. And did they consult counsel, as they did in the case of Mr. Foster, and transmit it to you?—I believe they did consult counsel, and transmit to me their advice.

33399. Not what they themselves said, but what counsel said?—Yes.

33400. Did you and Mr. Foster send over your statements at the same time?—I believe materially at the same time.

33401. Had Messrs. White and Williamson been your solicitors before?—Not before.

33402. You never had required their assistance before?—Never.

33403. Had you ever had any necessity for a solicitor?—Yes.

33404. Who was your solicitor?—George L. Cathcart.

33405. Was it by Mr. Foster's advice you consulted these gentlemen?—It was by Mr. Foster's advice.

33406. Did they send you over any account of their expenditure, in getting the opinion of counsel?—No; I transmitted money to Mr. White for the purpose.

33407. Did Mr. Foster do the same?—I am not aware. My own opinion is that he did; but I am not aware of the fact that he did so.

33408. Was the money that you say you sent over your own, or did you get it from Mr. Foster?—I borrowed it from Mr. Foster. It was part of the expenditure.

33409. Well, now, as to these two young men, that we have heard of now for the first time. I may have misunderstood you, but I thought you said there was nobody whatever in those rooms with you, all through, but Mr. Alma?—I was erroneous in that. I did not wish to convey that. I think there must have been some previous question of yours with regard to the people of the house.

33410. But I certainly did think ——?—It was not a matter that I wished to conceal, not for a moment.

33411. But it turns out now that there were these two young men. How long after the election did they come? The days are very well marked; Wednesday was the city election day, Thursday and Friday you were busy in making up these accounts, Saturday Mr. Alma was away. Was it that week that these two young men were with you?—No, I think it was the following week; to the best of my remembrance it was the following week; and if you have Mr. Alma, he will corroborate my evidence so far as that is concerned.

33412. Your recollection is that it was the week after the election?—To the best of my remembrance it was.

33413. When you complained to Mr. Alma, and when he was anxious to have these lists made out quickly, I suppose you said that you could not get on without assistance?—Yes.

33414. Did you ask him to get you assistance?—No, I did not ask him.

33415. But that was the meaning of your complaint that you could not do without help?—I don't know; I am very sure that I did not actually ask him.

33416. But was not that the meaning of what you

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said? How soon after that statement did the two young men appear?—I don't remember any specific statement, sir; but I should say it was somewhere, I guess, in fact, about the middle of that week.

33417. That was about the 25th?—It may have been.

33418. They came to you, we may say, upon the Wednesday following the election, that is, the 25th?—Well, it may have been that; but I cannot charge my memory, in fact, with the actual date.

33419. I suppose they were acting under your directions?—And Mr. Alma's. Mr. Alma was, in fact, the person who gave us directions as to the particular lists, and the mode of filling them properly, and so on.

33420. In fact, you and these two young men were acting under his directions, in drawing up these lists?—Clearly.

33421. Was this before any payment began?—Practically before the payment began.

33422. Probably during that time, and while these matters were being arranged by Mr. Alma, the payments were being made. Were the young men present when any of the payments were being made?—The young men must have been present when I was drawing out post-office orders.

33423. As a matter of fact, did you pay many people by that machinery of post-office orders?—A good many.

33424. Were they for voters in the country, who had returned after voting?—For country voters, and persons from England, and so forth.

33425. But did you pay anybody in Dublin through the post-office orders got in the Capel-street post-office? That is the way Bloxham was paid, you know?—It is, sir.

33426. Did you pay anybody else in Dublin in that way?—I can't remember any Dublin payments.

33427. Did you pay a number of people in cash?—Oh, no.

33428. Did you pay anybody in cash?—No.

33429. How did you pay any man who chose to spend a week in Dublin after the election? I suppose he came to the office—did you pay him there?—I don't remember any such instance occurring.

33430. Did you not pay anybody in the office?—No, except the man that came up, as I have mentioned.

33431. How did you pay the others? I suppose you would not pay any of them by letters of credit?—They were paid by post-office orders.

33432. Were they all paid in that way?—Invariably; I think I may swear to the fact that they were all post-office orders.

33433. And may I ask in whose name the post-office orders were got?—Mr. J. Wilson Johnson's.

33434. And were they obtained at the General Post Office?—At different post offices, as I found it convenient; some in Stephen's-green, and some at the General Post Office. The majority were got in the Capel-street post office.

33435. When did you get them in Stephen's-green?—On my way, going home.

33436. I should say the post office order department would be closed at that time?—No; I got some there.

33437. And where did you get the majority of them?—In Capel-street.

33438. Did you get any post office orders in Capel-street, payable at the General Post Office, except Bloxham's?—I don't remember that I did. I may have done so; but I don't remember the fact of having done it.

33439. Did you require any acknowledgment, or any receipt, from the parties to whom you paid the money?—Yes.

33440. How was that done?—By filling up a cheque or draft receipt.

33441. Who supplied you with the form of that?—Well, I don't know. I don't know whether it was Mr. Alma that brought it to me, or not.

33442. Were they in the office when Mr. Alma was there?—Yes.

33443. Did Mr. Alma see them?—Oh, yes; he saw the blank forms.

33444. They were lying up there?—Yes.

33445. Was it "Received from J. Wilson Johnson" so much "for travelling expenses"?—They did not say what for.

33446. And was this form sent to applicants before you transmitted the money?—No; it was merely, as I take it, that Mr. Alma had it for his satisfaction that the money had reached.

33447. When you got a post-office order to be sent to the country to the person who was to be thus paid did you require him to send some acknowledgement before you forwarded the order?—No.

33448. Did a number of receipts come back?—Yes, they all came back with three or four exceptions—it may be more or less.

33449. Were the young men engaged in filling up the receipts?—No.

33450. They had gone at this time?—I think they had gone. At all events not one of them had anything to do with the filling of receipts for the post-office orders.

33451. Had Mr. Alma anything to do with it?—I think not; he was very careful not to.

33452. Did you speak to him about the money at all—did you let him know of it?—Oh, my dear sir, every single iota, every penny, was given by the directions and sanction of Mr. Alma. He was the graduator of the whole scale.

33453. Now, listen to this. He is asked whether Mr. Crosthwaite or Mr. J. Wilson Johnson had the control of any money. His answer is, "I can't say whether he had or not. If he had a fund he kept it very studiously from me." "You were not enlightened as to any of his money arrangements?—Not in the slightest degree. I never could ascertain whether there was a fund, or if there was, where it came from"?—He never asked me, and I never volunteered a statement.

33454. "At all events you are not enlightened as to any of his money arrangements?—Not in the slightest degree. If he had a fund he kept it very studiously from me." What is your recollection about that?—My recollection of the event is that he must have known when he graduated the scale, and must have known in every single instance. He may not have seen me filling the post-office orders, or going to the Post Office to get them.

33455. Did you get a number of blank post-office orders into the office, and fill them up there?—Yes, I did; I got a quantity of blank post-office orders.

33456. Was Mr. Alma ever present when you were filling up those post-office orders?—He must have been, though he may not have actually looked at what I was writing.

33457. What did you call those young men?—I don't know? I think "Mr. Smith" was what I called one.

33458. Was it a matter of joke, calling him Mr. Smith?—No, I did not take it as a joke.

33459. When Mr. Foster wrote the letter of introduction what did he call them?—I don't think he mentioned any names, but said, "These young gentlemen will assist you," when they came into the office.

33460. Have you got the letter?—No.

33461. Did you put that in the box too?—No.

33462. But when those individuals were recommended to you, did you ask each of them for convenience sake—"What is your name, sir?"—I have no doubt that I did.

33463. And what names did they give you?—To the best of my recollection, one of the names was Smith.

33464. Was that the name that he gave you?—Yes; I may say I am perfectly sure it was.

33465. The other name was Henderson?—The other was Henderson.

33466. Do you mean to say that these were the names those young men were called when they came to you?—These were the names.

33467. They were there three or four days?—Yes.

33468. Mr. Alma was there too?—Yes.

33469. What did Mr. Alma call them?—I don't remember an occasion of his addressing them.

33470. Where did those young men come from?—I don't know that.

33471. What were they?—I don't know; they were gentlemanly young men.

33472. Were they students?—I don't know.

33473. Did they ever speak when you were there?—It is very hard to keep fellows of twenty without speaking a whole day.

33474. Did you ever hear one of them saying what he was, or where he came from?—I cannot say; and I know I had plenty to do, without listening to their remarks.

33475. As I understand, according to your recollection they did not come to the office until about a week after the election?—I don't think they came till a week after the election; that is my recollection.

33476. Who told you they were to be paid out of the funds you held in your hands?—Mr. Alma made a sort of inquiry, "What shall we give these fellows?" That brought to my mind the matter of paying them.

33477. Did you ever see those young men since?—Never; I doubt if I would know them.

33478. Did you ever ask Mr. Foster about them?—Never; not a single word.

33479. Mr. MORRIS.—What was the amount of the balance that you handed over to Mr. Foster?—I cannot say.

33480. Was it £30, or £40, or £50?—Somewhere about that; it was a broken sum.

33481. Mr. LAW.—Was it £20?—More, I should say.

33482. Was it £30?—I cannot say. I suppose to the best of my remembrance, it was £40 or £50, or somewhere about that. I had several sums of money on paper to deal with, at the same time having been auditor of a society, with a great deal of money in my hands, and therefore the actual sums have not dwelt on my mind.

33483. What was the other society?—The Freemasons. I was then auditor of the order.

33484. But you were not actively engaged in that at the time?—Oh no; but afterwards I was pulling up for business.

33485. Mr. TANDY.—Did these young men look as if they were brothers? Did they resemble each other?—I did not form any opinion as to that. There was nothing that led me to believe that there was anything peculiarly striking in the likeness.

33486. But was there a general likeness?—I cannot say there was.

33487. Were they dark, or were they fair, or what was their appearance?—I could scarcely tell you that.

33488. Had they black hair, or light hair?—If anything, I would say merely brown hair; but this I say with very great uncertainty, because I cannot swear to it.

33489. Have you any reason to believe, or do you believe, that those gentlemen, or either of them, were or was employed during the election, in any capacity?—I have no reason whatever to believe or know the fact, or even to suspect it.

33490. Have you got any suspicion?—I have no suspicion on the subject. I have no reason to suspect it.

33491. You say you made out a statement to be sent over here, and that Mr. Foster did the same. Did you arrange mutually that you should send over those statements?—When I read the Judge's charge, I perceived that I was accused of certain matters——

33492. I do not want you to go into particulars; but I should just wish to know did you and Mr. Foster, between you, arrange that it would be expedient for you to send over statements of your case to Ireland?—Yes.

33493. Did you exchange notes? Did Mr. Foster show you his statement?—No, sir; decidedly not. I never saw his statement.

33494. Did he ever tell you——?—He never told me a word of what was in it. I am most distinct upon the fact.

33495. Mr. LAW.—Have you had any conversation with your solicitors, since you came over?—No; I met my solicitor on the steps in Halston-street the other day, with whom I am acquainted. He told me it was not right to me for people now to talk——

33496. You never saw him since July?—No.

33497. Either of them?—No, I saw my own solicitor since the couching of his eyes, for cataract. I came over from Paris very ill, sooner than I would otherwise have come, and I was confined to my bed for many weeks, with lassitude and illness, and have not seen either of them.

33498. You had no conversation with Mr. White or Mr. Williamson since you came over?—No.

33499. Of course you had correspondence with them?—Very slight.

33500. Mr. MORRIS.—Was Campbell the name of one of the "traitors"?—No, sir; I cannot remember that it was. The only names that dwelt on my memory were two—Purcell and Frazer.

33501. Mr. LAW.—Was that Mr. Herbert Purcell?—As I understood, it was.

33502. Mr. TANDY.—Did Mr. Foster tell you on what ground they were supposed to be traitors, or how they had acted as traitors?—No, except by giving information to the enemy—that is, the opposite party.

33503. Mr. LAW.—Did Mr. Foster seem to think it a hard case that he could not bribe without its being known?—He never said such a thing as that to me, and I never knew, till I left Paris, that Mr. Foster had any other object than that of communicating with the out-voters at that time; and I never had any idea of his leaving Ireland. But I believed that he had left Ireland for the same reason as myself, because he was in very delicate health, and he had a month's leave of absence.

33504. Did you believe that he left Ireland, as Mr. Brown states, because he did not want to compromise others?—That took me by surprise, when Mr. Brown was in court; and Mr. Brown seemed to know more about him and his family than others knew; he knew much that I did not.

33505. Did Mr. Foster tell you the names of the people that he was afraid of implicating?—No.

33506. Mr. TANDY.—Do you remember when these placards about Mr. Wilson Johnson's offices were put up?—I think it must have been on the Tuesday, a day or two before the election.

33507. Were you there when they were put up?—I cannot say whether I was actually in the house or not.

33508. By whom do you know were they put up?—I am not aware.

33509. Did you ever hear?—No; but I think it is exceedingly likely that they were put up by Mr. Foster himself.

33510. When you think further about it, you may perhaps recollect, that you saw Mr. Foster putting them up?—No, I cannot say I did.

33511. Mr. MORRIS.—Are you and Mr. Alma good friends now—on speaking terms, and all that?—Oh, I think so, sir; we have no reason to be anything but on the best terms; he is a gentleman whom I have had no opportunity of meeting, except when I was with him for a month or so, before the election.

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Charles Henry Allison recalled, and examined.

Charles Henry Allison.

33512. Mr. LAW.—I think you stated, that on the day of the election you came up here some time in the middle of the day?—About one o'clock; between half-past twelve and one.

33513. You met your brother inside the building, and went with him and voted?—Yes.

33514. You passed Parker, talking to Barnwell, and went over and voted. Had your brother voted at that time?—No, he came at the time, and we both voted together.

33515. Did you, on that day, after having voted, go to the house 76, Capel-street?—I swear most distinctly I did not. I drove straight from the court-house here to my place of business on Sir John Rogerson's-quay, and never went to such a place as 76, Capel-street, whatsoever.

33516. Do you know the house of Mr. James Forrest?—Since the petition I had the curiosity to look at it.

33517. Had you ever been in that house before, till you so went to look at it?—Not to my knowledge.

33518. Is that since the trial before Judge Keogh?—It is.

33519. Have you ever been in that house?—Not to my knowledge; I may have been in it in the course of my business, in the course of years, but not at any recent time.

33520. Where did you drive to when you left the court-house?—Back to my place of business on Sir John Rogerson's-quay.

33521. Had you driven up from that?—I had, sir, straight.

33522. You did not walk part of the way?—No; no part of the way. I got the car down there, at my place of business, and drove here straight.

33523. Did you keep the car till you had voted, or did you get another car. I paid the man in Green-street and I think I got another car at the corner of the street out here—Britain-street.

33524. Before you got the other car, had not you got as far as Capel-street?—I had not.

33525. Was it at the corner where Britain-street and Capel-street meet, you got the car?—To the best of my belief, it was at the corner where Green-street and Britain-street join, into Capel-street.

33526. You are certain you were not in that house that day?—I swear it most distinctly.

33527. Mr. TANDY.—Do you recollect going into that house on the hearing of the petition, I think you said?—I went in to look at it.

33528. Did you go in?—I went as far as the hall, to see if I could see the mysterious room.

33529. Did you go into that room?—I did not.

33530. Did you see any person in the hall, when you went in?—I think not. I think the hall-door was partially open, and I happened to be passing it casually. I remember I had been in Mr. Ennis"s office, and it struck me I would go and see 76, Capel-street; so I went into the hall, but I did not like the appearance of the place, so I came out again.

33531. Mr. LAW.—How did it look?—It looked dark and gloomy, and I had no special business there; so I came back again.

33532. Mr. TANDY.—Did you see any person in the hall when you went in?—No; but there may have been.

33533. Did you go into the parlour?—No.

33534. Did you open the door?—No.

33535. Were you ever in the parlour?—Never, to my knowledge.

33536. Mr. LAW.—Did you open the back door?—I never was in the back of the house in my life.

33537. Mr. MORRIS.—In fact, you did not go beyond the hall?—No; not beyond the hall.

33538. Are you quite certain of that?—Quite certain.

33539. Mr. LAW.—How long ago could you have been in there?—I could not have been in for the last eight or ten years.

33540. Do you remember ever having been there on business?—I don't know. There was, I think, some lamp-maker's establishment about there.

33541. It appears to have been a printing establishment for a long time?—Then I never was in it, except casually. I may as well tell you, sir, that the day of the election my employer was out about the town, like a great many others, seeing how the election was going on, and the place was entirely in my charge, and my absence was necessarily very short, coming up to vote—so that the time I was absent could not have been more than half an hour, driving here, voting, and going back again.

33542. Did anyone give you a railway ticket that day?—Not one.

33543. Mr. MORRIS.—When you heard of No. 76 at the trial, did it remind you of any house you had been in?—It did not, and I really was under the impression that it was entirely an organization instituted by the Liberal party for the purpose of bribing some parties, and then bringing them forward as witnesses against the Conservatives. That was my impression when I heard it on the trial.

George Hawkins.

George Hawkins recalled.

33544. Mr. LAW.—Did you see the last witness who was up here?—Yes.

33545. Did you ever see that man before?—I did.

33546. Where?—In Capel-street. He was a very handsome man, and I saw him going down to the court. He had two sticks in his possession that day. He was the only man of the sort came in. I have seen him before in court. I saw him here on Thursday.

Charles Henry Allison and George Hawkins.

Charles Henry Allison confronted with the witness, *George Hawkins*, and re-examined.

33547. Mr. LAW.—Do you know that boy's appearance?—I never saw him in my life before to my knowledge. I never set eyes on him before till the moment he comes before me now.

33548. *Witness (to Hawkins).*—Did anyone point me out to you in court?—*George Hawkins.*—No.

33549. Did anyone ever describe me to you?—No.

33550. *C. H. Allison* (to the Commissioners).—I may say that I am very well known in Dublin, and that I am lame. Mr. Campbell has vindictive feelings against me, and it may be purely through that, that he may have mentioned this to him.

33551. Mr. LAW (*to Hawkins*).—Has any person pointed out Allison to you within the last ten days?—No.

33552. When did you first mention to anyone that you knew him?—It was Mr. Todd that asked me did I know him.

33553. When was that?—It was on Thursday when you examined him.

33554. When Allison was being examined?—Yes; when he went down, and asked me did I know him.

33555. *Allison (to Hawkins).*—Where did you see me?—Here, at the trial.

33556. Where did you see me before that?—In Capel-street.

33557. Mr. LAW (*to Hawkins*) — Was it after Allison had gone down that Mr. Todd asked you?—Yes.

33558. And did you tell him that you did know him?—I did.

33559. *Allison* (*to Hawkins*).—You told me?

33560. Mr. LAW (*to Allison*).—You must not speak to him. (To *Hawkins*).—Previous to your telling Mr. Todd that, did you tell anyone that you had had a conversation with Allison?—No.

33561. Did you see him in the court before he was examined?—Yes, I think I saw him that morning before.

33562. Did you tell Mr. Todd that you saw him there?—No.

33563. Why not?—Because I didn't know that he would inquire.

33564. To *Allison*.—Did you use sticks at the time of the election?—No, sir.

33565. Why not?—It is only in the street that I use them. I never use them on cars at all.

33566. To *Hawkins*.—Has Campbell spoken to you about Allison?—I have never spoken to Mr. Campbell at all on any occasion.

33567. Mr. MORRIS (to *Hawkins*.)—Have you been speaking to Saunders at all?—Who?

33568. That old man with the long hair?—No, I don't know Saunders at all.

33569. *Allison*.—He would swear anything, I think.

33570. Mr. TANDY.—You don't know Saunders?—No.

33571. Will you swear you have not spoken to him in this court-house?—I might have been speaking to him.

33572. Were you?—I don't recollect.

33573. Mr. MORRIS.—Because I saw you speaking to him.

33574. Mr. TANDY.—So did I, more than once. What time of the day was it that you saw Allison in the house that day?—I think it was that morning that he was examined that day. I saw him leaving the court at half past eleven or twelve.

33575. I say what time was it you saw him in Capel-street the day of the election?—I think it was between one and half past one o'clock.

33576. Had you any conversation with him?—Yes.

33577. Did you ask him whether he had a ticket?—I did.

33578. Did you show him to the door of the parlour?—I did.

33579. Did you see him going in through the door?—I did.

33580. Were there many others going in about the same time that he was?—Well, there was another knock came about the time that he went in, and I let him partly in, and I stood in the hall-door. This gentleman went out the back way.

33581. Who was the person who came in?—I don't know.

33582. Would you know him if you saw him?—I might.

33583. Did you know Allison before?—No.

33584. Never saw him before?—No.

33585. Never saw him again till last Thursday?—Not to take any notice.

33586. Did he go out by the front door?—No, he went out on the back.

33587. Did any person point out to him the way that he was to go out on the back?—Yes; I think when I opened the door at the front I said, "Go out that way."

33588. Except for the fact that you saw he had two sticks that day, would you have known him afterwards?—I would, sir; because his appearance is known to me.

33589. Was it before Hasset that you saw Allison going in?—I think it was before every man that comes in, going through the court that I would take any particular notice of.

33590. Mr. MORRIS (*to Hawkins*).—Do you know Campbell?—Yes, sir, just by appearance.

33591. When did you know him first?—About a month or so before the election, he came into the printing office.

33592. Have you been in communication with him since?—I never spoke to Mr. Campbell in my life upon anything.

33593. Upon anything?—No.

33594. What do you mean by saying that you knew him coming on business?—By his coming into Mr. Forrest's.

33595. Did you never speak to him then?—No; only opening the door.

33596. When was Mr. Campbell in Mr. Forrest's house?—I don't think he has been there these six months.

33597. Will you swear that?—Yes.

33598. Will you swear that he has not been there within two months?—Not that I saw him. I will swear that I didn't see him within six months.

33599. You never spoke to him there?—I never spoke to him at all.

33600. Mr. LAW (*to Allison*.)—What hour did you vote at?—I think between half-past twelve and one.

33601. Are you certain it was so early in the day as that?—Certain, sir.

33602. It could not have been so late as between three and four?—Oh, I wasn't out of the office between three and four.

33603. Are you certain of that?—I am certain of that.

33604. Mr. TANDY.—Did you and your brother vote together?—Yes, and if you refer to my evidence here the last day, you will find that I said it was between half-past twelve and one.

33605. Mr. LAW.—(*looking at the poll-book.*)—It is remarkable that there are only eighteen names after yours, in A and B?—I don't think there are many names in A and B.

33606. Oh, there are a great number. I think you must have been mistaken about the time you voted?—No; it was between twelve and one.

33607. Mr. MORRIS (*to Hawkins.*)—Did you ever tell Mr. Forrest that you would know these men again?—Yes, I did.

33608. What remark did he make to that?—He said that if I were called on to be sworn, and should know them, to tell the truth.

33609. Did not you know that that man you were talking to the other day was Saunders?—Not till I saw him in court.

33610. Did not you know that the person you were speaking to the other day, with all the hair on his face, was Saunders?—I did.

33611. And why did you say you did not speak to him?—Well, I spoke to several men in court.

33612. What did he say?—I don't know.

33613. Was Campbell's name mentioned?—No.

33614. Was Allison's name mentioned?—No.

33615. Was Yorke's name mentioned?—No, sir.

33616. Mr. LAW (*to Allison*).—You state that Campbell has some grudge against you?—He has, sir.

33617. What do you mean by that—what do you allude to?—I have insulted him on several occasions.

33618. Do you mean recently?—No, but frequently, and I think he is vindictive, and that is the only reason I take offence for his having mentioned my name in this matter.

33619. Has your brother insulted him?—I can't say, sir. He is a man I never liked at all; for he is of such intemperate habits, that he is a disgrace to every person that knows him.

(Adjourned.)

TWENTY-FIFTH DAY.

December 28.

TWENTY-FIFTH DAY.

TUESDAY, DECEMBER 28, 1869.

Peter Robinson sworn and examined.

Peter Robinson.

33620. Mr. LAW.—Where do you live?—At 16, Digges-street.; I did live in York-street.

33621. Are you a freeman?—I am.

33622. How many years have you been a freeman?—Since 1835.

33623. Where were you living at the time of the last election?—In 19, York-street.

33624. You voted at the last election?—I did.

33625. At what hour?—About twelve o'clock, or a little after.

33626. Was the booth in which you voted in this court-house or opposite in the Temperance Hall?—It was in the Lord Mayor's Court.

33627. In this building—in the other court?—Yes.

33628. Were you speaking to any person before you voted?—I seen a man.

33629. Who was he?—I do not know his name.

33630. Whereabouts did you see him?—Some place about the Temperance Hall.

33631. What sort of a person was he?—A man with a big nose.

33632. Was it Campbell?—I don't know his name.

33633. Had he a beard?—He had.

33634. What did he say to you?—He asked me was I a voter, I told him I was. He asked me what was my name or letter (letter R), and he brought me to the Lord Mayor's Court.

33635. He saw you polled?—Yes.

33636. Did you ask him was anything going?—No.

33637. Did he tell you?—No.

33638. At what time did you come down that morning?—About eleven o'clock.

33639. What kept you here an hour?—I did not wait an hour.

33640. You say you came at eleven and voted at twelve?—Yes.

33641. What were you doing all that time?—I was walking about. I met one person and then another, and I was speaking to them. I was looking for my booth.

33642. When you found the booth, that man—we shall call him Campbell—came in and saw you poll?—He did.

33643. Did he bring you up to any man after that?—To a man in Halston-street.

33644. What sort of a man—an old or a young man?—A young man; he wore a jacket.

33645. What happened after that?—I don't know what happened.

33646. What did the young man do?—He told me to have an eye to him.

33647. And had you an eye to him?—I had.

33648. What took place between you and the young man?—He gave me a card.

33649. And did he tell you where to go?—He told me a number ——

33650. In Capel-street?—Yes.

33651. I suppose you went there?—I did.

33652. And got an envelope and some money?—Yes.

33653. You came to Campbell?—Yes.

33654. He changed it?—I don't know what he done with it.

33655. Did you see what was in it?—No; I never opened it.

33656. Did you never look to see what was in it?—No.

33657. What sort of a card was it you got?—I don't know. I never looked at the card, and I cannot tell what it was.

33658. They told you to go to 76, Capel-street?—Yes; I don't know that he said the number.

33659. Is it not Espy's printing-office? Is not that the house?—I cannot tell you.

33660. Have you ever been in this part of the world before?—Yes.

33661. And don't you know that printing-office very well?—No.

33662. Would you know the house again if you were brought to it?—Yes.

33663. Was the outer door shut?—Yes.

33664. Was it opened by a young man?—Yes; I rapped at it.

33665. Did he ask you had you a ticket?—No; we went into a back parlour.

33666. What did he say?—"There; go in there," said he.

33667. When you went in there what did you see?—I saw nothing.

33668. That was a very safe sight. What did you see, sir?—I saw nothing only a door and two men writing, and there was a bit of a door between the front and back parlour—a slide.

33669. Was there anything at the window side of the door—a screen of any kind?—There was.

33670. Did you not see that?—There was a space between the screen, that was [pointing] between you and me.

33671. What did you see—a hole in the door?—Yes.

33672. You have seen a great deal more than you at first recollected?—I seen that.

33673. Did anybody ask you for a ticket?—Someone put out a hand.

33674. And you put the ticket into the hand?—Yes.

33675. What happened—you did not run away before the hand came out again—when you gave in the card the envelope came out?—Yes.

33676. Did anybody speak to you?—No.

33677. Did anybody say "Take that"?—No.

33678. But some one gave you an envelope?—Yes.

33679. Was the envelope closed?—Yes.

33680. Was it directed to any person?—No.

33681. Where did you go when you got that?—I came back to Halston-street; I gave it to Campbell—he opened it, gave it back, and said, "I will go and get it cashed, and be back"——

33682. Then it darkly dawned upon you that there was money inside?—Yes.

33683. Had you any idea you were going to get money before that?—Indeed, I had not.

33684. What did you think when you got the ticket from the young man, and he told you to go to Capel-street, what did you think you were going there for?—I expected I would get money then——

33685. Why not tell us that at once? You did expect something?—Yes, I did.

33686. Campbell said, "he would go and get it cashed"—did he come back?—He did.

33687. Did you ask him to share the money?—He gave me £2 10*s.*

33688. I thought you told us you never got a penny of it, but that Campbell took it away?—No.

33689. Then you got £2 10*s.*?—Yes.

33690. When he gave you that, did you put it in your pocket and walk off?—Yes.

33691. What did he say?—He asked me what I would do with it, and I said I would give him 10*s.* if he gave me £3—he gave me £2 10*s.*

33692. So you got that?—I did.

33693. You valued your vote at £3?—I did.

33694. And you thought you would pay him 10*s.* commission?—That was the arrangement.

33695. Was not that before you got the ticket at all?—After I got the ticket.

33696. Did Campbell say anything about putting

you in the way of getting anything, before he asked you to vote?—No.

33697. Did you think you were going to get anything when you were taken up to vote?—No, upon my oath I did not expect it.

33698. But as soon as you got the ticket you expected it?—Yes.

33699. Was £3 the price at the election of 1865?—I did not get it that time, nor look for it.

33700. Had you any employment in 1865? Were you doing business then, about the election?—No; I was not.

33701. You were not employed as an agent in any way?—No.

33702. Did you get payment for work done in 1865?—No.

33703. Were you employed at all about the election in 1865?—No.

33704. What was the last occasion before 1868 that you got anything?—I got 15*s.* from Mr. Pim.

33705. Do you mean, in 1865?—Yes, in the tally-room, Suffolk-street.

33706. You got 15*s.* in 1865?—Yes.

33707. From whom did you get the money?—From one of the agents. I got an envelope in my shop.

33708. Was it left for you?—Yes.

33709. Who gave it?—A person named Flint.

33710. Who is he?—A policeman, long ago.

33711. Was he a policeman when he gave you the envelope?—No.

33712. Was that before or after the election?—Before.

33713. Had he come to canvass you?—Yes.

33714. Did he tell you if you voted he would take care of you?—Yes.

33715. He gave you to understand if you pleased him, he would try and please you?—Yes.

33716. And you got the envelope a day or two after the election?—Yes.

33717. Was the money in the envelope?—No; I was directed to Mr. Jones of Weaver-square, and from that I went to Suffolk-street.

33718. It was Flint who left the envelope in your shop?—Yes.

33719. Was anything written inside?—I do not know; I did not open it.

33720. To whom was it directed?—To Mr. Jones Weaver's-square.

33721. Was that Chamber-street, where the freemens' meetings were held long ago?—Yes.

33722. And did you go to him?—Yes, and he sent me to Suffolk-street. I went to the *Evening Post* office.

33723. Was it to Mr. Pim's committee-rooms in Suffolk-street that you went?—Yes.

33724. Whom did you see?—I seen lots of men—I cannot tell you the names of any.

33725. Did you see Mr. Molloy there?—No.

33726. Who gave you the 15*s.*?—It was given to me across the counter.

33727. Had they asked you for your name?—No; I gave in the ticket.

33728. Did you get anything in 1859, when Vance and Grogan, and Brady and M'Carthy were up?—No; I got nothing.

33729. When did you get any money before 1865—in the olden times, you know, plenty of money was going?—Yes, there was, but I never got it.

33730. Were you one of the Ross-lane society?—No.

33731. In 1857, was money going?—I don't know.

33732. Can you tell us whether you got money before 1865?—I cannot tell.

33733. Do you believe you ever before got money from any people connected with the elections?—I got it when David M'Cleery was alive.

33734. Who was he?—He was one of the common council—he was Mace-bearer.

33735. What used he give you the gratification of accepting?—He belonged to my Guild.

33736. In what Guild were you?—In the Guild of St. John.

33737. What was "the figure" of that Guild?—What was the figure?

33738. I mean, did they vary, or did they all get the same?—No.

33739. What used you get from David M'Cleery?—He would give me a little ticket—I after got £2.

33740. What kind of an envelope?—A little envelope.

33741. And where used you get it cashed?—I really do not know, but sometimes in Abbey-street.

33742. Where did you get it?—In a gateway.

33743. Inside the gateway?—Yes.

33744. You say you used to get £2 sometimes, what other sums did you get?—That is all I got.

33745. According to your belief or knowledge, was that sort of thing common at the time?—It was.

33746. It was usual for the freemen after the election to get something?—Yes.

33747. When was this laudable custom interrupted?—I don't know.

33748. Now it is a more cumbrous business—still, £2 10*s.* is not so bad as the £2 in David M'Cleery's time—15*s.* was shabby no doubt, but before 1865, had there been a complete cessation of this sort of thing?—[*No reply.*]

33749. Had you got anything before 1865, since the time of Mr. M'Cleery?—No.

33750. How long is it since Mr. M'Cleery disappeared?—I don't know. He is dead.

33751. Is it twenty years since you got the last money from him?—I cannot tell you.

33752. Do you recollect the election of 1857, when Mr. Reynolds was up—Vance and Grogan, Brady and Reynolds?—Yes.

33753. Did you get anything then?—No.

33754. 1835 was your first year of freedom?—Yes.

33755. Did you get anything in 1842?—No, I did not. I was not a freeman in 1842.

33756. I thought you said you were a freeman since 1835—1842 comes after 1835?—Yes, I did in 1842.

33757. Did you get anything then; was that in M'Cleery's time—that is a good while ago?—I cannot tell you.

33758. In those old times I believe it was a common thing to get something?—It was.

33759. Did you see any other men get tickets from the young person in Halston-street at the last election?—No, I did not.

33760. What became of you when you got the £2 10*s.*?—I went home straight.

33761. Did you remain any time going about Halston-street after you got it?—No.

33762. Would you know the young person again who gave you the ticket?—No, I would not; he wore a short coat.

33763. You say you did not look at the ticket?—Indeed I did not.

33764. Mr. TANDY.—I suppose you saw a good many old friends among the freemen, while you were walking about here on the day of the election?—I did not. I saw one man that I polled with at the election before it.

33765. That is at the election of 1865?—Yes.

33766. Can you tell me what that man's name is?—Indeed I cannot.

33767. Do you know where he lives?—I think he lives somewhere towards Clontarf.

33768. Was he an old friend of yours?—He was not—it was once I met him going on a car.

33769. You don't know his name?—No.

33770. What did he say to you when he saw you—or did he say anything to you?—"We are here to-day again," said he.

33771. Did you know Campbell before the election?—No. He called at my place, and asked me would I vote for Sir Arthur Guinness. I told him I would, that if I had twenty votes I would give them to him.

TWENTY-FIFTH DAY.

December 28.

Peter Robinson.

33772. Had you any conversation about anything going then?—No.

33773. Not a word?—Not a word.

33774. I suppose you are a good Conservative?—I am.

33775. And always were?—Yes.

33776. Being a good Conservative, do you mean to say that you voted for Mr. Pim for fifteen shillings in 1865?—I did not vote for him. I got the fifteen shillings, but I didn't vote for him.

33777. You did not give value for the fifteen shillings?—I did not give value for it. I didn't vote for him.

33778. Did they come to you in 1868 to get your vote for Mr. Pim?—No, they did not.

33779. Did no one canvass you for Mr. Pim at the election in 1868?—No not one.

33780. Mr. LAW.—Who was the Flint that came to you in 1865, where does he live?—I don't know. I saw his name a couple of times in the papers about the election.

33781. Do you know does he live anywhere about Rathmines?—I don't know. I seen his name in the papers a couple of times. I believe he lives out towards Irishtown, or somewhere there.

33782. Do you know does he live at Seville-place?—I cannot tell you. I never was in his house.

33783. Or does he live in Cork-street?—I don't know.

33784. Have you any idea where he came from?—I have not.

33785. Who told you what his name was?—A man in the shop, named M'Grane, told me.

33786. Where does M'Grane live?—He lives in his grave, he is dead.

33787. You say you saw Flint's name in the papers?—I did.

33788. What name did you see in the papers, surely there was more than Flint there?—I thought it might be John Flint, on the quay, the fishing-tackle man.

33789. Do you think that that was the man that called with the fifteen shillings to you, to vote for Mr. Pim?—No.

33790. Was the name of the man that called on you, John Flint?—I don't know.

33791. Did you ever see that man before he called on you?—I never saw him before or since.

33792. Did you not hear what his Christian name was?—I did not.

33793. Did you not hear where he lived?—I did not.

33794. You say you thought he lived in Irishtown?—I saw by the papers, I think, that he lived somewhere out there.

33795. How could you tell that that was your man?—It was the man, because why, he was going on for putting in Mr. Pim.

33796. Was he an agent of Mr. Pim's?—He was.

33797. A regular, accredited agent?—Yes.

33798. Mr. MORRIS.—What time in the morning did you vote?—About twelve o'clock.

33799. Did you see anyone in Capel-street but yourself on that day with a ticket?—No.

33800. Did you hear of many Liberals going to Capel-street on that day?—I did not inquire.

Benjamin Katharins.

Benjamin Katharins sworn and examined.

33801. Mr. LAW.—You live in North Anne-street, I believe?—I do.

33802. You are a freeman?—I am.

33803. Who canvassed you before the last election?—I really can't say.

33804. Did you not know the people that canvassed you?—I did not.

33805. Were there two together, or was it only one person canvassed you?—There were two together.

33806. Were you called on more than once?—I was called on twice. I heard I was called on. I was not at home at the time myself.

33807. Did you see the canvassers yourself, on any occasion that they called?—I don't think I did.

33808. Did you never see anyone yourself, who asked you for your vote, for either side?—I saw a person after.

33809. Who was he?—I cannot say.

33810. Where did you see that person?—I saw him in my own house.

33811. Did he come to canvass you?—He did.

33812. From what side?—From the Guinness side.

33813. Did anyone call on you from the other side?—I don't think there did.

33814. What answer did you give the person that called on you?—I said I would not give a promise to anyone.

33815. You did in the end vote—about what hour did you vote?—I think I voted about half-past eleven—it was, I think, between eleven and half-past eleven.

33816. You are certain you voted before twelve?—I think I did.

33817. Do you know Campbell?—No.

33818. Do you not know him by appearance?—No.

33819. Were you speaking to anyone on that day before you voted?—I may have spoken, but nothing particular.

33820. Had you any conversation with anyone before you voted, as to anything being going?—I would not say that I spoke to anyone particularly.

33821. Was there a general rumour that there was something going?—Yes, I heard it.

33822. From whom did you hear that?—Really I can't tell.

33823. Was it a general talk among the freemen that there was something going?—I won't say that there was.

33824. It was talked of?—It was.

33825. Tell us anyone who took part in the conversation, or was present when the talk was going on?—I think—I am sure George Haggerty was.

33826. Do you remember anyone else—was Steed present at that conversation? Do you know Steed?—No.

33827. Steed seems to have given the wink to Haggerty?—I don't know him.

33828. Do you know anyone else who took part in the conversation?—I can't exactly say.

33829. There was, however, a general talk among the freemen either before or after the election that there was something going?—I may say I heard something about it.

33830. Were you in the old Corporation?—I was.

33831. I suppose you have been a freeman for the last thirty years?—Yes.

33832. Did anyone go to see you poll?—Some one brought me up to poll.

33833. Who put you in communication with that party?—I really cannot say.

33834. Did some one bring you up to him and say, "Here is a freeman that wants to poll"?—No, he said, "That is a freeman, he is going to poll." The person then brought me up to the booth. I went in search of my booth. I had no card with me. I came from Merrion that morning.

33835. Were you brought to get a new voting card, either to the Temperance Hall, or in this courthouse?—Yes.

33836. I suppose you got a new voting card?—Yes.

33837. Who was with you when you went for the voting card?—I don't know.

33838. Was it the same person that saw you afterwards poll?—Yes; he brought me to the booth.

33839. After you voted were you introduced to any other person—tell us what then took place?—Nothing more than that. Then after a while a gentlemanly young man gave me the beck, and gave me a ticket.

33840. He beckoned you over?—Yes.

33841. Was it the same person beckoned you over that brought you to the poll, or was it a different person?—It was not the same person.

33842. Did you see the person who brought you to the poll speak to the young man who gave the ticket?—No.

33843. How did the young man know you, do you think?—I don't know how he knew me.

33844. There must have been some one watching the proceedings?—I don't know.

33845. Where was the young man standing or walking when he beckoned you over?—He was walking between Halston-street and the court-house.

33846. Was he opposite the Temperance Hall, or was he walking at the Temperance Hall side of the street?—No, he was on this side of the street.

33847. Was it in Halston-street or in Green-street you got the ticket?—No, it was in the passage between both; between Halston-street and this court-house.

33848. You know this court-house is in Halston-street. Was it in the street or in a house you got it, or where?—I think it was in the street I got it.

33849. Was it in Halston-street you got the ticket?—I really can't say that.

33850. Could you walk to the place where you got it if you were out?—I know I went from Halston-street to it.

33851. Do not you know this place as well as your own kitchen? You live close by in North King-street? Where were you when you got the ticket? Was it in the passage between the two streets you got it?—Yes.

33852. You know the large gate at the end of this court-house. Was there a passage through that from Halston-street to Green-street?—I think there was.

33853. What did the young man say to you when he gave you the ticket?—He told me to go to such a number in Capel-street.

33854. And I suppose you went there at once?—I did.

33855. What sort of a ticket was it that you got from him?—It was something like a railway ticket.

33856. Did you look to see what was on it?—I did not.

33857. Do you know what railway it belonged to?—I can't say.

33858. At all events you took it to the house in Capel-street?—Yes.

33859. Do you remember was the door opened for you by a boy or a young man?—There was a young man there.

33860. He told you, I suppose, to knock at the parlour door, or was it open?—I would not say whether it was or not; I went in.

33861. Did you then get behind the screen?—I went in the parlour door, and the men inside; there were three men there.

33862. Do you remember were there as many as four men there, or were there only three?—There were not four there.

33863. Did some of them tell you, or point to you to go behind the screen?—I had not to go behind the screen at all.

33864. When you got in at the door between the two rooms, was there not a screen between you and the window?—I went into the door, and I handed in the ticket. I had not to go behind the screen at all.

33865. Did anyone ask you for your ticket?—No.

33866. You put in the ticket and a hand came out?—I put my hand in through a hole.

33867. I presume you knew what the hole was there for, very well?—I partly guessed.

33868. The ticket was taken out of your hand inside?—Yes.

33869. Was anything placed in your hand instead?—Yes.

33870. What?—An envelope.

33871. Did you open the envelope when you got out? What was in it? A £5 note?—Yes.

33872. Was it a Bank of Ireland note do you recollect?—I think it was.

33873. When you got the envelope were you asked to go out the back way?—I was told to go out the back way by the boy.

33874. Did you then come back to Halston-street or the court-house, or did you go home from Capel-street?—I came back to Halston-street.

33875. Having ascertained in this most unmistakable way that there was something going, did you tell any of your friends of it?—No, I didn't see any friend to tell.

33876. Did you hear anyone about that time talking of something going?—No.

33877. I presume the rumour had by that time got a little stronger that there was something going?—I don't know, I did not wait a moment.

33878. Did you see anyone you knew about the street when you came back?—I might have known persons, but I did not speak to anyone.

33879. Do you know Mr. Williamson?—No.

33880. Or Mr. Fell White, by appearance?—No.

33881. Did you see anyone about the street that you could recognise?—Not that I am aware of exactly.

33882. Did you vote at the election in 1865, when Mr. Pim was up first?—I always voted.

33883. Did you vote for Mr. Guinness and Mr. Vance in 1865?—No, I don't think I did.

33884. Whom did you vote for in 1865? Did you vote for Mr. Pim?—I am not aware whether I voted or not then.

33885. Had you any employment about the election in 1865?—I never had any employment.

33886. At any election?—Never at any election.

33887. Did you get any envelope slipped into your hand in 1865?—I never got a halfpenny in the course of all my life until the last time.

33888. You never got anything at any other time. Did you never get any employment?—Never.

33889. I mean, of course, employment about the election as inspector, or the like?—Never.

33890. Mr. TANDY.—Do you recollect the time when Mr. Pim stood in 1865, four years ago?—I do.

33891. The first time he stood?—Yes.

33892. Did you vote on that occasion?—I don't think I did. Who were the people that stood at that time?

33893. The late Sir Benjamin Guinness, Mr. Vance, and Mr. Pim?—Perhaps I voted for Mr. Vance. I would not take it on myself to say that I did.

33894. Was there ever an election since you became a freeman at which you did not vote?—I don't think there was.

33895. You voted at every election?—I think I did.

33896. Did you ever vote for Mr. Pim?—Never, I think.

33897. Are you certain you never voted for Mr. Pim?—I won't be positive. I think I never did.

33898. Did you ever vote for anyone but a Conservative candidate?—I don't think I did.

33899. What time of the day was it when you came to Green-street on the day of the last election?—I think it was between eleven and twelve o'clock.

33900. Did you come down here first after you left home?—Yes.

33901. Were you long walking about Halston-street or Green-street, before you polled?—I was not.

33902. About how long were you here before you polled?—I don't suppose I was twenty minutes here.

33903. Did you come straight from home that morning to vote?—I came in from Merrion, and went

TWENTY-FIFTH DAY.

December 28.

Benjamin Katharins

to North Anne-street. I think between North Anne-street and here I was not half an hour altogether.

33904. Whom did you go to in North Anne-street?—I went to my own house.

33905. Did you see anyone in North Anne-street, but the members of your own family?—No, not that I am aware of.

33906. Did you go to any other place after you left North Anne-street until you polled?—I went into the Rotunda, as I was going down.

33907. What place in the Rotunda did you go to? They were going on with some polling there, or something of the kind.

33908. Were you speaking to anyone in the Rotunda?—No.

33909. Did you come down here straight then?—Yes.

33910. How long before the election had you been canvassed, or had anyone spoken to you about your vote?—About a fortnight, I think.

33911. Do you mean to say that no one spoke to you about your vote for a fortnight before the election?—As far as I recollect there was not.

33912. Was there any message left at your place for you, or was there any letter sent to you during that fortnight?—There was nothing.

33913. When they canvassed you a fortnight before the election, did you tell them for whom you would vote?—I did not.

33914. What did you tell them?—I told them I never promised anyone, and that I would not promise anyone.

33915. Did you promise anyone up to the time you voted?—I don't think I did.

33916. Are you certain you did not?—I am almost sure I did not.

33917. Had you made up your mind how you would vote?—I always voted for the one party.

33918. Why then did you tell the Conservatives, when they came to canvass you, that you would not give them any information as to how you would vote?—They knew my principles.

33919. Then there was the less reason for concealing from them how you would vote?—I did not conceal it.

33920. Was not your reason for not giving any information as to how you would vote, that you were waiting to look for money?—On my oath, nothing of the kind. I never got a halfpenny at any election before the last time.

33921. Do you swear that up to the time of your going to vote, you had not the slightest suspicion that you would get any money?—On my oath I had not.

33922. Were you with Mr. Fitzgerald after the election?—I was.

33923. Did you give him information?—Yes, because I was brought into it.

33924. Did you ever go to any of the attorneys engaged for the Conservative candidates, Sir Arthur Guinness and Mr. Plunket?—No.

33925. Did you not go to them at all?—No.

33926. How much money did you get from Mr. Fitzgerald?—Three pounds.

33927. Altogether?—Yes, that is all. I never got more.

33928. Do you swear that £3 is all you got?—I think it was £3, or £3 and a couple of shillings more.

33929. Mr. MORRIS.—What time in the morning did you vote on the 18th?—About half-past eleven, I think.

33930. Was the rumour very common among all the freemen that money was going?—I would not say it was.

33931. About how many, do you think, did you hear talk about it?—I heard some one or two; I can't say any more.

33932. Did you hear of many on the Liberal side being bribed, as well as on the Conservative?—I was not there altogether three-quarters of an hour.

33933. What was the necessity of giving you money—you were always a Conservative and always voted on the Conservative side?—I don't know.

33934. Are you sure you always voted the one way?—I am nearly sure I did; I never got a halfpenny good or bad before—never.

33935. Mr. TANDY.—Do you know Mr. Foster?—No.

33936. Mr. MORRIS.—Were you at the meeting at Cherry and Shields's?—I was never at any meeting, good or bad.

33937. Were you ever in the committee-rooms in Dorset-street?—Never.

33938. Do you know Mr. William Robinson?—No.

33939. Mr. LAW.—What is your business?—House-painting.

33940. You are not at work to-day?—I am at Brooks's.

33941. Is this a holiday with you?—No.

33942. Where are you working at present?—At Brooks's.

33943. Are you working at his place in Sackville-street or elsewhere?—I am working in the country at present.

33944. Are you going out to the country to-day?—No, the day is broken now.

Michael Richard Steed.

Michael Richard Steed sworn and examined.

33945. Mr. LAW.—Where do you live?—In Summer-hill.

33946. What Number?—No. 67.

33947. What is your occupation?—A tailor.

33948. Are you a freeman?—Yes.

33949. How long have you been a freeman?—Since '41.

33950. You voted, I believe, at the last election?—I did.

33951. Who canvassed you before the election?—No one.

33952. Did you, before the election, intimate to anyone for whom you would vote?—No.

33953. You did not?—No.

33954. Did you before the election go to any of the committee-rooms of any of the candidates?—Yes.

33955. What committee-rooms did you go to?—I was in Cherry and Shields's many a time.

33956. Were you employed there?—I was not.

33957. What were you doing at Cherry and Shields's?—I went there from curiosity, to pass time.

33958. Was work so slack with you that you had time to go about from mere curiosity to the several committee-rooms?—I was passing by and I went in.

33959. As you were passing by, and stopped to go into the committee-rooms, what did you go in for?—In the evening time we would meet one another there.

33960. Were they all freemen that you met at Cherry and Shields's?—There were freeholders, lodgers, freemen, all together there. Cherry and Shields's was a very large place.

33961. I believe there was room for a good many there?—There was.

33962. Whom did you see when you went there?—We used see a great number there.

33963. Was there any gentleman in authority there that you saw?—Not one.

33964. Was there an open room there for anyone that liked to walk into?—Yes, it was a large place. There was no table for anyone to sit at; there were two chairs and a fire.

33965. Were there any people there who sat on the two chairs as being of more importance than the others?—No; there was a committee-room off that room.

33966. How often were you in those committee-rooms?—I was there three or four times.

33968. Did you ever ask for employment there?—No.

33969. Did you ever go to the committee-rooms in Dame-street?—I did.

33970. Where did you go to in Dame-street?—To 67.

33971. Forty-seven, perhaps?—Yes, 47.

33972. Whom did you see when you went there?—I saw a great number of persons there.

33973. What were they doing?—Looking for employment, I suppose.

33974. When you went to the committee-rooms in Dame-street whom did you look for?—Mr. White.

33975. That is, Mr. Fell White?—Yes.

33976. Did you see him?—I did.

33977. What did he say to you?—He told me he could not give any voter employment.

33978. Did you not know that you could not get employment, being a voter?—I didn't know it at the time.

33979. How long before the election was it that you applied to Mr. White for employment?—It was about a week or ten days.

33980. Did you sign a paper?—I did.

33981. Who was in the room with you when you signed the paper?—There was no one in the front parlour but a man named Wilson and myself.

33982. In what parlour in Dame-street did you sign it?—In the front parlour in the house next to Eustace-street.

33983. What is Wilson's Christian name?—Robert.

33984. Is he a freeman?—He is.

33985. Where does he live?—In Cumberland-street, I think.

33986. Were they printed papers that you signed?—No.

33987. Did you sign your name to a printed form, or did you write a letter offering your services?—I wrote my name and Wilson's on a piece of paper and left it there.

33988. Did you say what you wanted when you wrote your own and Wilson's name on the piece of paper?—Not a ha'porth; I said nothing more than what I told you.

33989. Was it not looking for employment you were?—I was refused employment at that time.

33990. Did you not put at the top of the piece of paper, "wanted employment," or anything like that?—No; I only wrote my name and address.

33991. What did you mean by writing your name and address on that piece of paper?—I cannot tell you; I heard it rumoured that they were signing papers to work gratuitously.

33992. You were ready to sign anything in that way too?—I did sign; I put my name on a sheet of paper.

33993. What value was that—it didn't bind you to anything?—It did not; I had my mind made up before that at all for whom I would vote; I always voted the same way.

33994. When did you make up your mind to vote for Guinness and Plunket?—I made up my mind to vote for them as soon as I heard that they were canvassing, before I got a circular at all.

33995. Did you ever go back to Dame-street after you wrote your name on the piece of paper?—After the election I did.

33996. Did you, before the election, and after you wrote your name on the paper?—Not to my knowledge.

33997. Did you, after you left your card there?—I was in it many a time; when I was passing by in the evening I went in.

33998. Did you ever go in looking for employment at the election?—Never, after the refusal.

33999. Was it not after the refusal that you wrote your name on the sheet of paper?—Yes.

34000. Was it not to let them know where they would find you, that you left your card with your name and address on it?—No; I imagine the heads of them knew me.

34001. What was your meaning in writing your name and address?—I had no meaning in it; the paper was on the table, and I wrote my own and Wilson's name on it.

34002. Did Wilson ask you to write his name on the paper?—He did.

34003. What object had he for writing his name on the paper?—He had no meaning in it more than myself.

34004. Was there anyone in the room with you when you wrote it?—No.

34005. Had anyone been in the room previously?—I dare say there had.

34006. Was the room open when you went into it?—It was; two or three rooms I saw were open.

34007. Did you see anyone writing his name and address in that room, but yourself?—No.

34008. Do you remember the day of the election?—Yes.

34009. Did anyone come to canvass you before the election?—No; not one.

34010. Did you tell anyone in Dame-street how you would vote?—I did not; but I will tell you what I did, I wrote a letter to say that I had an empty house to let, and that if they wanted it, they might have it.

34011. You offered this house to them as a convenient place to keep the freemen?—I don't think I spoke of freemen, but I offered it to them as a tally-room, or something like that.

34012. Did you not say that if a little money was spent in making them comfortable, it would be a very convenient place to keep the freemen boxed up until the election?—I can't tell you the very words of the letter.

34013. Well, I can tell you the words of it, for we have the letter. You offered this house as a convenient place for keeping the freemen together in, until the day of the election?—To put them in.

34014. And to keep them together in?—No; it was very hard to keep the freemen together in election times.

34015. You intimated, I believe, in that letter, that you would be very happy to forward the interests of Sir Arthur Guinness and Mr. Plunket?—I was.

34016. Did you not tell them that you would?—No; I don't think there is a line in the letter about it. If you have the letter before you you will find there is not.

34017. I have not it before me at present, but I remember it sufficiently well. Did you intimate that you were friendly disposed to Sir Arthur Guinness and Mr. Plunket, was not that the meaning of your offer?—I dare say it was. No one concocted it with me, I wrote it out of my own head.

34018. On the morning of the election did you go early to vote?—I did.

34019. At what hour were you here to vote that morning?—I was here at eight to vote.

34020. Were you the first man to vote in letter "S"?—I dare say I was the first. They were lighting the candles when I went in to vote.

34021. Were you the first person that voted that morning?—No; there was a great number of gentlemen there, and I would not intrude on them.

34022. Did anyone ask you to be at the poll early?—No, no one.

34023. When did you vote?—I voted as soon as I got an opportunity to put in my card, after eight o'clock.

34024. After you voted, did you go home immediately?—No; I remained here the whole day up to four or three o'clock.

34025. Were you exerting yourself to bring up voters during the day?—Yes.

34026. How many did you bring up during the day? Did you bring up forty or fifty?—I brought up more.

TWENTY-FIFTH DAY.

December 28.

Michael Richard Steed.

34027. Did you bring up 100?—About sixty, to be sure, I brought up as many as I could.

34028. You gave your services in this way the whole day?—Yes.

34029. I suppose you know the freemen very well?—I know them by sight.

34030. Were you ever connected with any freemen's society?—No.

34031. Do you recollect seeing in the course of that day Hassett or Haggerty?—Towards evening I saw Haggerty.

34032. When did you see him?—I saw him about three o'clock.

34033. Did you see him before three?—I might have.

34034. Do you recollect his asking you if there was anything going?—He told me that there was something going. He said I should put it in his way as one friend should serve another.

34035. What then took place?—I told him that I should manage it for myself first and that he should wait.

34036. After Haggerty had addressed you in that way did you speak to Campbell?—No, I was after speaking to him.

34037. What had you been saying to Campbell?—I told him I would do the same as Wilson did with him.

34038. Wilson, I believe, divided the money he got with Campbell?—The elder Wilson did not.

34039. You told Campbell that you would do the same as Wilson did with him; what did you understand that Wilson had done?—Young Wilson brought an envelope unopened.

34040. And I believe there was some division of the money between them?—Campbell opened the envelope, took the money out, went off and changed it, and gave him £3.

34041. You understood that that division was made when you stated that you would do the same as Wilson did?—Yes.

34042. What did Campbell say to that?—He told me to go be damned, or something like that.

34043. He did not accede to the proposition?—I knew very well by his face what he meant.

34044. He did not look as if he disliked it?—No.

34045. His face, you thought, was expressive of assent to the arrangement?—He meant it.

34046. Was it after this conversation with Campbell that you spoke to Haggerty?—Haggerty saw me speak to Campbell and he kept to me.

34047. Did you not go after Campbell and speak to him again?—Campbell came to me again.

34048. What did he then tell you?—He pointed to a young person.

34049. Did you go up to that young person?—Yes.

34050. Would you know him again?—I would not.

34051. Where was the young person standing or walking, when Campbell pointed him out to you?—He was in the passage.

34052. In this building?—Yes.

34053. Inside the building?—Between the two courts.

34054. What did this young person give you—I suppose he gave you a ticket?—Yes.

34055. Did you see what it was?—No.

34056. Did he tell you where to go?—No, I knew where to go. I did not give him time to tell me anything.

34057. How did you know where to go; had anyone told you where to go?—Young Wilson told me.

34058. Is his name Robert or John?—John.

34059. Did you go to the place with the ticket immediately?—I did. I went across through the police office into Capel-street.

34060. Was the door opened by a young man or a boy?—There was a young man standing outside the railing of the door.

34061. Did he ask you if you had a ticket?—No.

34062. Had you to ask leave to go in?—No, I did not give him time to give me leave, or say anything to me. I went into the parlour.

34063. Who told you to go into the parlour?—No one.

34064. You knew that also? Wilson, I suppose, told you that too?—He did not. I did not know it, but the young man might have followed me in. I was in the parlour before he had time to be in the hall.

34065. When you went into the parlour did you put the ticket into a hole? What hour was it when you went to Capel-street—was it dark?—It was dark; it was so dark that I could not see the ticket. I handed in the ticket and was handed back an envelope.

34066. You opened the envelope?—Yes.

34067. And there was, I suppose, £5 in it?—Yes.

34068. On what bank was the £5 note?—On the Bank of Ireland, I think.

34069. Did you divide the money with Campbell?—No. I borrowed a pin from the first woman I met, I threw away the envelope, and pinned the note.

34070. You had not voted at the election in '65 for Mr. Guinness?—No.

34071. Whom did you vote for at that time?—For Pim only.

34072. Did you get anything in respect of that vote?—I got employment.

34073. In what way?—As a messenger.

34074. How long were you acting as a messenger?—A week.

34075. Did that not interfere with your ordinary work of tailoring?—It did not.

34076. What did you get for that week?—A guinea a day.

34077. That is £6 altogether?—Yes.

34078. I believe that was about the price at the time?—I don't know.

34079. How many messages did you go in the course of the week?—A good many.

34080. I suppose you went messages after hours when it did not interfere with your ordinary work as a tailor?—I may tell you that I do not exactly follow the tailoring. I live between some little house property.

34081. You are not then a permanent workman at the trade?—I never work at the tailoring. I may tailor on my own account in making a suit of clothes for myself.

34082. I thought you said you were in trade as a tailor; have you no permanent occupation?—No.

34083. Did you apply to Mr. Pim for employment at that election in 1865?—No.

34084. How did it come to you?—A journeyman tailor rapped me up one night as I was going to bed. He asked me would I vote for Mr. Pim. I said I didn't know whether I would or not. "No matter," he said, "whether you do or not, go over to a gentleman—I forget his name—and he will employ you at work; speak to him at all events."

34085. Who is the journeyman tailor?—Michael M'Mahon.

34086. Where does he live?—At Dolphin's-barn I think.

34087. Have you seen him recently?—I saw him within the last week or ten days.

34088. Does he work with you?—He does not.

34089. Where does he work?—In Dawson-street.

34090. For whom does he work?—I cannot recollect the names.

34091. Where is the place he works—at which side of Dawson-street is it?—It is near Morrisson's.

34092. Is it on Morrison's side of the street?—Yes.

34093. Is it Comyn's?—No, Meyers.

34094. He told you to go where—what office were you to get employment at?—No office.

34095. He told you to go and ask for employment?—Not employment, but that Mr. Meyers wanted to see me. I called on Mr. Meyers the next morning.

34096. What passed between you and Mr. Meyers, in substance; did he ask you to vote for Mr. Pim?—He didn't.

34097. Did he tell you that you would be employed as a messenger?—He asked me if I would be a messenger. He might have asked me if I would vote for Mr. Pim—it is a good while ago now. I will tell you the substance of what took place.

34098. I have no doubt he asked you to vote for Mr. Pim, and said he would get you a situation as a messenger—did you assent to that?—I did.

34099. Did Mr. Meyers send you to any office or committee?—No.

34100. Did you deal with anyone but Mr. Meyers before the election of 1865?—I didn't see anyone but him.

34101. Is there anyone in the place but Mr. Meyers?—Not to my knowledge.

34102. Do you know what his Christian name is?—I do not.

34103. Where does M'Mahon live now?—In Dolphin's- barn.

34104. Did he always live there?—No.

34105. Where did he live?—He lived in Temple-court or Temple-lane.

34106. Was it Britain-court?—Yes, Britain-court.

34107. After the election you did not see anyone but Mr. Meyers?—No.

34108. You gave your vote for Mr. Pim?—Yes.

34109. Did anyone speak to you about the election, except Mr. Meyers?—No.

34110. Whom did you go for messages for?—For Mr. Meyers.

34111. In connexion with his shop?—No, about the election. I was sent to see how things were going on through the city.

34112. Were there any committee-rooms in his house?—Not to my knowledge.

34113. I suppose Mr. Meyers knew that you were acquainted with the freemen?—He heard it, I suppose.

34114. What sort of messages did he send you out on?—He sent me among the freemen.

34115. Was it not to encourage them to vote for Mr. Pim?—It was to bring back news of how things were going on.

34116. When you voted for Mr. Pim, did you get a ticket or anything showing how many days' work you had been doing?—No.

34117. Who paid you the £6?—Mr. Meyers did.

34118. Did you happen to meet any other messenger at that election, who had similar employment?—I did, one.

34119. Who was he?—A man named Hanlon.

34120. What is his Christian name?—I don't know.

34121. Where does he live?—I don't know.

34122. Have you known him long?—I know him these twenty years.

34123. Is he a freeman?—I think he is a Roman Catholic. I don't know. I don't think he is a freeman.

34124. Do you know where he lives?—I recollect him being behind the counter as a clerk in Pim's.

34125. That is in George's-street?—Yes.

34126. Do you know where he lives now?—No.

34127. Do you know where he lived in 1865?—No.

34128. Do you know whereabouts he lives now?—No.

34129. Did Mr. Meyers employ him too?—I don't know, I know he had a tack like me. He had a car going about.

34130. Were you supplied with a car also?—No.

34131. Whom did you vote for in 1859 when Mr. Brady and Mr. M'Carthy were up?—I always voted for Sir Edward Grogan and Mr. Vance.

34132. Except in Pim's time?—Yes.

34133. Had you any employment in 1859?—Yes.

34134. What was it?—I was personation agent.

34135. On the day of the election?—Yes.

34136. What did you get for that?—A guinea.

34137. Had you any other employment at the time?—No.

34138. Were you not employed before the election?—No.

34139. You voted in 1857, I suppose, when Alderman Reynolds was up?—I did.

34140. When Brady and Reynolds were up against Grogan and Vance, for whom did you vote?—I voted for Grogan and Vance.

34141. What employment had you at that election?—I was personation agent. I think it was at that election that I put the fellow up for personating, I caught him in the act.

34142. What did they give you for that?—A guinea.

34143. Did they not pay you for the fellow you caught personating?—I expected it, but I did not get it.

34144. Did you get nothing at the election of 1857, or about that time, but the one solitary guinea?—No.

34145. Had you no other employment then?—I had not.

34146. Do you remember the time when M'Cleary was officiating about the corporation?—I knew him very well; he was in the corporation with me.

34147. Did you ever get an envelope from him?—Never.

34148. Was 1841 the first time you were a freeman?—Yes. I was going about the corporation since I was twelve years old.

34149. I believe there used be money going in those old times more liberally than now?—No, we would get a good dinner in Morrisson's, and a supper.

34150. The feeding was good, did you hear of any little envelopes going besides?—I did.

34151. Did you get any little envelope?—I did.

34152. From whom did you get it?—I can't tell.

34153. It was left for you, was it?—No, I got it into my hand.

34154. Where did you get it cashed?—On Eden-quay.

34155. What time was that?—I couldn't tell.

34156. It was a good many years ago, I suppose?—It is a long time ago—about '45, I think.

34157. Were you at Eden-quay more than once, to cash these little envelopes—were you there two or three times?—I might be. I cannot remember at the present time.

34158. Did you ever get an envelope cashed anywhere in Abbey-street?—Never.

34159. In those former times was it a common thing for freemen to get these little gratifications after an election?—I don't think it was.

34160. Whom was it confined to; who was to get this gratification?—None but freemen.

34161. Was yours a very peculiar case, that you got it?—Not at any time.

34162. Wasn't it a common thing to get it? Didn't they all expect to get it?—I didn't expect to get it until I got it put into my hand.

34163. How many people did you come across at the house on Eden-quay when you went to get the envelope cashed?—The stairs were full; I climbed over the banister and got to the top, for fear the hole would be shut.

34164. What time was this?—I am telling you that this was in the election in 1852.

34165. Or was it before that, in 1840 something?—It was in 1840 something.

34166. Were you in the house on Eden-quay, except the time you climbed over the heads of the people the place being so full?—If it was given out a second time I was there, I am not sure that I was.

34167. Do you recollect getting anything or any employment in respect to your vote in 1852?—Who were the candidates?

34168. Alderman Reynolds was then the Liberal candidate?—Yes, Mr. Grogan and Mr. Vance on one side, and Alderman Reynolds on the other. I was personating agent at that time.

34169. And you got a guinea for it?—That was exactly the time. I recollect Mr. Reynolds going down in a carriage.

34170. That was the time you caught the man personating?—Yes.

TWENTY-FIFTH DAY.

December 28.

Michael Richard Steed.

34171. Did you get nothing but a pound then?—I did not.

34172. There was not an envelope put into your hand or left for you at that time?—I didn't know of any going.

34173. The time you were on Eden-quay would be before that, I suppose?—It was.

34174. I presume you were in one of the old guilds?—I was in the corporation of tailors.

34175. Were you a member of the Ross-lane body?—No.

34176. Have you ever been a member of any Protestant freemen society?—I never knew of any society but the one.

34177. You were at the committee-rooms in Sackville-street before the election last year?—In Cherry and Shields's?

34178. Yes?—I never was in the committee-rooms, I was in the hall.

34179. Do you know Mr. William Robinson, the man who has the loan office?—I do.

34180. Did you see him at the committee-rooms in Sackville-street?—Yes.

34181. When did you see him there?—I believe it was the night before the election.

34182. Were there a number of people there at the time? Did you see Booth, Beckett, Walker, and others there?—There were so many people there I could not say. I was standing talking to I don't know who at the time Mr. Robinson came in. There was a parcel of freemen there, Beckett and these people; he was like a hare with a parcel of hounds after him; they were running in behind him.

34183. Did he take your name down?—He did not take my name down; I did not give him any name.

34184. He caught it some way, for he took it down?—Well, then it must be some of the people about me that gave it to him.

34185. Did you hear anyone speak to him, and ask him when they should call at his house?—No, I was at one end of the room and they were at the other end.

34186. How did you happen to be there?—Just as I would come in here to see what was doing.

34187. Did you not come from the Post Office with the others that night?—No, I did not, I came from Britain-street.

34188. Had you any conversation with anyone there about money going at the election?—No.

34189. You heard on the morning of the election from some one, that there was something going?—No.

34190. I thought you said you heard from Wilson that he got money?—That was in the day, about two o'clock.

34191. Did you hear a whisper in the committee-rooms that there would be anything going?—I did not.

34192. After you heard of that from Wilson did you bring up people to the poll?—I did, sir.

34193. Did you tell anyone that there was money going?—I did not, sir—I did not know it.

34194. Not a word about it?—Not a word, sir.

34195. What had you to pay when you were admitted to the freedom of the city?—I think three guineas.

34196. What was that for?—I don't know—there was so much to the clerk of the guild, and so on.

34197. Did you pay for admission to the guild, and for admission to the freedom of the city afterwards?—I did.

34198. Did you pay that yourself?—I did.

34199. Do you know whether Mr. Meyers who paid you £6 was on Mr. Pim's committee?—I think he was Mr. Pim's brother-in-law or something that way—or Mr. Gatchell who lived next door was his brother-in-law.

34200. Did you understand at the time that Mr. Meyers was working for Mr. Pim on his committee or anything of that kind?—No, sir. I heard he was Mr. Pim's tailor—that he had a good connexion from Mr. Pim and the family.

34201. Working for them?—Yes, sir.

34202. Mr. TANDY.—Was there anything on the paper you signed in Dame-street—anything written on it?—Nothing, sir.

34203. Or printed?—No, sir.

34204. Nothing at all?—No, sir.

34205. A blank sheet of paper?—Yes, sir, there were three or four blank sheets of paper on the table.

34206. Did you ever write your name in any of the committee-rooms on any other paper except that?—No, sir.

34207. You did not?—No, sir.

34208. Did you ever sign a paper in Sackville-street?—No, sir, not to my knowledge. I never did.

34209. Are you quite certain you did not?—I am, sir.

34210. Is not your name Steed?—Yes, sir; Steed is my name.

34211. Listen now to what you swore before Judge Keogh (*reads*): "How many times did you sign a paper that you were to work for nothing?—I signed one in Sackville-street." That was what you said when you were examined before Judge Keogh. Now, having heard that evidence read to you, do you recollect whether you signed a paper or not in Sackville-street? Well, I believe I did then, sir, and will I tell you how. I went in for a ticket for the meeting to be held in the Metropolitan Hall and I don't know whether I signed my name or not on that occasion. That was the only time that I was inside the rooms in Sackville-street, but that was in the mid-day.

34212. You swore before that you did sign it; now you say "you think" you did—can you tell whether you did or not?—I could not tell, sir, whether I did or not.

34213. Was there anything written on the paper that you signed there?—I do not recollect signing any paper in Sackville-street.

34214. You swore before the judge that you did?—Well, sir, I think it must be a mistake if I did—it must be in Dame-street I meant.

34215. No such thing; for you go on to say you signed one in Dame-street also (*reads*): "And another where?" you were asked, and your answer was, "Another in Dame-street," so that you swore you signed two; one in Dame-street and the other in Sackville-street. Now was that true?—Well, sir, if I swore it it must be true, but I have not the slightest recollection of it.

34216. Can you recollect whether either of those papers were papers stating that you would work gratuitously?—No, sir.

34217. They were not?—They were not, sir, not to my knowledge.

34218. Listen now. Here is another question that was asked of you (*reads*): "Did you sign a paper that you were to be employed gratuitously?" and your answer to that is "Yes." Is that true? That was what you swore before Judge Keogh?—(*No answer.*)

34219. Mr. LAW.—And you answer it in your own words—"I believe I did sign a paper before I would work for nothing."

34220. Mr. TANDY.—Did you sign a paper that you would work gratuitously?—Well, sir, if I signed a paper at all it was that I would work gratuitously.

34221. Did not you say just now that there was nothing on the paper that you signed—that it was a blank sheet of paper?—It was, sir, as well as I can recollect.

34222. Was that the sheet of paper by which you pledged yourself to work gratuitously—a blank sheet of paper?—Yes, sir, I suppose so. There was no printing about it at all, sir.

34223. Do you know Mr. Thomas Fell White?—I do, sir, by sight.

34224. Do you know Mr. Williamson?—I do not, sir.

34225. Did you see Mr. White during the day of the election?—I did, sir.

34226. In Halston-street?—Yes, sir, in Halston-street.

34227. Was he in company with any person at the time you saw him?—No, sir.

34228. Did you see him speaking to any person any time that day?—He had two or three of those young students with him.

34229. Did you know any of them?—No, sir. I know his son, sir, by sight.

34230. Did you see his son there that day?—Young Mr. White, sir, I did.

34231. What was young Mr. White doing on the day of the election?—I think he was doing the same as I was myself—if you or any other gentleman was coming down to vote and did not know the way to the booth, to bring him to it. That was what he was doing, I think.

34232. Did you see him doing anything more than that?—No, sir.

34233. Did you see him bring up any persons to the gentleman who gave you the ticket?—I did not, sir.

34234. You were there the entire day, from eight o'clock in the morning till just four?—Yes, sir.

34235. Was that young gentleman who gave you the ticket there the entire time?—I did not see him till he was pointed out to me.

34236. Had he a glass in his eye?—He had not when I saw him.

34237. Did you see any young gentleman with a glass in his eye?—I did not, sir. I did not remark anyone in particular.

34238. Could you tell me the names of any of those sixty freemen that you say you brought to the poll that day?—I could, sir.

34239. Tell me the names of some of them?—I polled the two Wilsons, and I brought the Honorable Mr. Vereker.

34240. Who else?—I really could not tell.

34241. Come now, do you not recollect the names of some more of the sixty freemen—you know you knew them all well?—I cannot, sir, at the present moment.

34242. Do you know any persons of the name of Tucker?—No, sir—oh yes, I knew one person of that name by going to Sunday school with him.

34243. Did you bring up any persons of that name to vote that day?—I did not bring up the Tucker I mean that day.

34244. Did you bring up any Tucker that day, sir?—Not to my knowledge.

34245. Come now, tell us the names of any others whom you brought up besides the two Wilsons and Mr. Vereker?—Give me time to think. (*After a pause*)—I remember I brought up a gentleman of the name of Mowatt; he has a situation in Christ Church.

34246. Who else?—I brought up Mr. Pennefather—a young gentleman named Pennefather and his father.

34247. Did you bring up any more of the class of the Wilsons?—Of the class of the Wilsons, sir.

34248. Yes; of the class of the humbler freemen. You are giving us the names of the respectable freemen—I understand you perfectly—what I want to know is, did you bring up any more of the humbler class?—I did, sir.

34249. Who else did you bring up—give me the names of some of them?—I could not tell you the names, sir, but I know their faces.

34250. You must know some of their names?—If you tell me their names, sir, or remind me of them——

34251. Tell me their names, you know them better than I do?—I cannot, sir.

34252. Upon your oath cannot you tell me any of their names?—I cannot recollect them, sir, if I know them.

34253. Cannot name a single man?—Not this present minute, sir.

34254. *Witness is handed a gratuitous service paper.*) Did you ever, either in Dame-street or Sackville-street, sign a paper of that character?—No, sir, not to my knowledge. My sight is so bad I can't read it, nor know what is in it.

34255. Where did you change the £5 note you got that day?—I did not change it at all.

34256. You brought it safe home with you?—Yes, my wife took it.

34257. Did you go into any public-house that day on your way home?—Do you mean going home, sir?

34258. Yes; after you got the £5 note, did you go into any public-house?—No, sir, not one.

34259. Were you in any public-house before that day?—I was, sir.

34260. Were you there in the company of any freemen?—I was, sir.

34261. Whose company were you in?—The two Wilsons, sir.

34262. Any other persons?—Not to my knowledge; there may have been other persons in the place, but I did not know them.

34263. About how many were there at that meeting in Sackville-street, where Mr. Robinson attended the night before the election?—Close on a couple of hundred, I should imagine.

34264. There were a couple of hundred persons there?—Yes.

34265. At Mr. Robinson's meeting?—I didn't count it Mr. Robinson's meeting.

34266. I mean the meeting at Cherry and Shields's, where Mr. Robinson was?—Yes—Mr. Robinson came in.

34267. About how many of those couple of hundred were freemen, do you suppose?—I could not tell you.

34268. About how many freemen?—Anyone could have come in as well as freemen.

34269. I ask you about how many freemen were there?—I could count about fifty freemen.

34270. Were the greater portion of those there freemen?—I suppose there were both.

34271. Were the greater portion of them freemen?—I could not tell.

34272. Upon your oath about how many freemen did you see there that night?—To count how many were freemen out of 200 would be hard to do.

34273. I am only asking you about what number—I do not want it exactly?—I would say about fifty as well as I could form an opinion.

34274. This was the night before the election?—It was, sir.

34275. What hour was it when you were there?—About half-past eight o'clock. It was about eight when I left my own place.

34276. Did you see Mr. Robinson that evening taking down the names of any persons there?—I did not, sir.

34277. Were you at the Post Office with any freemen that night?—No, sir.

34278. You went straight up to Cherry and Shields's?—Yes, sir. I was coming down the city, and I went to Britain-street from my own place, and then went to Cherry and Shields's. I think Wilson was along with me.

34279. Did you go to Mr. Fitzgerald's after the election?—I did, sir.

34280. You gave him information?—Yes, sir—I was brought there.

34281. How much did you receive there?—Three pounds, sir.

34282. Altogether?—Yes, sir, £3 altogether.

34283. Was that all you got?—That was all, sir.

34284. You never received any more than the £3 for giving the information?—That was all, sir.

34285. Or for giving evidence on the trial of the petition?—No, sir; and I went there against my will. I was brought there.

34286. Mr. MORRIS.—In 1865, when you got the six guineas, how much work did you do for it—did you do half a day's work?—I did, sir.

34287. How many days' work did you do?—I should be there morning and evening, sir.

34288. Taking your ordinary rate of wages, did you do a day's work?—I did, sir. I spent nearly the whole of six days.

34289. Did you do two days' work during the six days?—I was out every day, sir.

TWENTY-FIFTH DAY.

December 28.

Michael Richard Steed

34290. What are your ordinary wages?—Some weeks I could earn £3 or £4.

34291. Then you got six guineas for doing an ordinary day's work?—No, sir.

34292. Was your whole time taken up during the six days?—I gave my whole time to it, sir.

34293. From all you heard or know, was that a common practice in 1865, among the freemen voters, to get employment?—I do not know, sir.

34294. Did you know it from Mr. Meyers?—I did not.

34295. Did not you hear it?—I did not.

34296. Have you reason to believe it?—I have not.

34297. Do not you know that a good deal of that six guinea business was going on with the freemen?—I do not.

34298. You never heard it?—I never heard it.

34299. You are sure of that?—I am quite sure.

34300. How did it happen to be confined to yourself?—I don't know, sir.

34301. Now come to the election of 1868—the last election—you looked for employment then?—I did, sir.

34302. What kind of employment were you looking for then?—I did not mind what employment, if I got paid for it.

34303. You were not paid?—I was not employed.

34304. Did you look at that paper before you signed it?—I did.

34305. There was some difficulty about Sackville-street, or Dame-street. Did many freemen sign papers of that kind, as far as you know?—I dare say there were.

34306. Did you hear there were?—I did, sir.

34307. Were there many freemen going after Campbell on the morning of the election, like hounds after a hare, as you said they were after Mr. Robinson—were there many hunting Campbell?—Not to my knowledge, sir.

34308. You were there the whole day?—I was, sir.

34309. Did you see many going after that young man whom you mentioned?—I did not, more than any other man.

34310. Do you swear that it was not till two o'clock you heard money was going among the freemen?—Well, sir, I am on my oath, and to the best of my belief, I did not know a ha'porth about money going, good, bad, or indifferent, until young Wilson came up and told me Molloy was after sending him of a message. He thought Mr. Campbell was this gentleman here [*pointing to a gentleman at the table*] and he brought him back an envelope.

34311. Do you know Mr. Foster at all?—No, sir.

34312. Mr. LAW.—How many people do you say were in the room in Sackville-street that night?—A couple of hundred, I think.

34313. Fully that?—Fully.

34314. Which of the Wilsons came there with you?—Robert Wilson.

34315. That is the father?—The father.

34316. Did anybody else come with you but Robert Wilson?—No, sir.

34317. Did you speak to anyone that evening about going to Cherry and Shields's?—No, sir.

34318. Did you gather together any freemen a day or two before the election?—No, sir.

34319. You could have gathered a lot of them together if you liked?—I dare say I might.

34320. How many could you have gathered together if you had chosen?—I dare say I could have gathered fifty or sixty.

34321. Could you not have collected more than that?—Well, I might.

34322. Could you have gathered 100 or 200 of them together?—I would not say I could have gathered so many as that; but if I gave them a "wrinkle" to come to such a place, I suppose they would soon come.

34323. I dare say, if they got a hint to come and to run down a man whom they expected something from—you say they were running after Mr. Robinson like hounds after a hare?—Yes, they came in such a cluster together.

34324. Tumbling over one another to get near him?—They came in such a body against him—the room was nearly thronged, but he walked very quick, and they all followed him.

34325. Where did they follow him?—Down to the end of the room.

34326. They got him to the end of the room, and surrounded him?—Well, he did not keep them long at any rate, for he went out in twenty minutes after that.

34327. Did you hang on the outside of the crowd?—No; I was in the middle of the crowd.

34328. Were you one of the number who ran down to the lower end of the room after Mr. Robinson?—No, sir.

34329. Where were you when the rest were hunting him down to the end of the room?—The whole of them did not go to the end of the room.

34330. Did not you tell us that the whole of them were hunting him like hounds after a hare?—Eighteen or twenty of them did.

34331. Where were you?—Over near the front of Sackville-street—at that end of the room.

34332. Were you near the fire?—I was.

34333. Who was at the fire with you?—There was a Scripture-reader, but I did not know his name.

34334. What was his name?—I don't know his name.

34335. Have you been in the habit of seeing him?—Occasionally. I knew him by sight.

34336. Would you know his name if you were reminded of it?—I would not, sir.

34337. Where had you seen that Scripture-reader before?—In Gloucester-street.

34338. Whereabouts there?—In Lady Harberton's school.

34339. Is he permanently employed there—you seem to know him as a Scripture-reader?—I do.

34340. Did you ever hear him reading?—I heard him in that school-house—that was what made me know what he was.

34341. What was his name?—Well, sir, I might have heard, but I don't remember it.

34342. Was it M'Guigan?—No, sir, I know Mr. M'Guigan.

34343. Was he employed at the election?—Not to my knowledge.

34344. Is he a Scripture-reader?—He is.

34345. Did you see a person named Walker in the room that night—you know William Walker?—I know him by sight, sir, he might have been there.

34346. Do you remember seeing him there?—I do not, sir.

34347. Do you remember seeing Hassett there?—No, sir, I do not.

34348. Whom did you see there?—I saw a great many there.

34349. Tell us the names of some freemen you saw there?—Well, sir, I could not tell you. I could not recollect their names. I would tell you if I could.

34350. I do not ask you to tell the names of the whole fifty or sixty that you saw, but tell us the names of any of them?—I have seen Mr. Tickell there; I don't know whether he is a freeman or a freeholder. I saw Mr. Charles, the printer, in Abbey-street, there, and Mr. Smith of Mary-street.

34351. What is he?—A painter.

34352. Is it Robert Smith?—No, sir, his name is Samuel Smith.

34353. Whom else did you see—go on, now, you know a lot of names?—Well, sir, I could not tell their names. I knew the faces of many of them, but not their names.

34354. You know the freemen very well?—Well, sir, I did not keep company with them.

34355. You have great influence with them, haven't you?—I don't know whether I had or not.

34356. So you said, at least; you told Mr. Sutton you had, did not you?—Not to my knowledge.

34357. Did you tell him you could get a lot of them together, and tip them the wink?—No, sir, I did not say that.

34358. No, you did not say "tip them the wink," but did you intimate to Mr. Sutton that you could get a great number of freemen together?—No, sir.

34359. [*Reads from letter*]—"I could assemble three or four hundred together in two days. I don't require any employment or engagement, but you to tell me go and do the work"—did you write that, sir?—I think I did, sir.

34360. Was it true?—It is.

34361. Then you could assemble three or four hundred of them together?—Yes, sir.

34362. Then you see your influence was greater than you represented it just now—you were making little of it; come, sir, tell us who were in the room that night; what freemen were present?—I could not tell you any more than I have already told you.

34363. Those were not freemen?—I dare say Hassett was there.

34364. Oh, of course, you will tell me any name I have told you myself—tell me some of those I do not know?—Well, sir, indeed if I could recollect I would be most willing to tell you, but I do not; I really cannot remember.

34365. Were you in the room when Mr. Robinson came in?—I was.

34366. What did he say when he came in?—Nothing that I heard.

34367. Nothing at all?—Nothing that I heard, sir.

34368. Did you hear his voice?—I did not hear his voice; he passed me by.

34369. Were you in the room till he went out again?—I was, sir.

34370. Did you see him go out of the room and come back?—No, sir, I saw him go out in about twenty minutes or twenty-five; he passed me by again.

34371. Then those people had him penned in the room for some twenty minutes before he got out?—I don't think it was so long.

34372. You said just now twenty or twenty-five minutes?—Well, sir, it might be only ten.

34373. What were they doing all that time?—I think they were hanging about him.

34374. What were you doing?—Talking.

34375. Who were you talking to?—Were you there about the election?—No, sir, I was not.

34376. What took you there?—The same as I would go into any court. I was not there for anything particular.

34377. Who were you talking to?—I was talking to that Scripture-reader.

34378. Who is that Scripture-reader—you seem to have made a particular friend of him; surely you can tell us his name?—Well, sir, I could make it out for you.

34379. Yes—just try and make it out for us?—I can't make it out, sir. I don't know it myself; but I might see some one in the court who knew him.

34380. Do you mean to say you did not know his name before?—I did not, sir.

34381. Did you see him in this court-house to-day? I did not, sir; I did not recognise many in the court to-day.

34382. Is his name Usher?—Not to my knowledge, sir; he is a tall big man.

34383. [*Witness is handed letter*]. Is that your letter—do you know your own handwriting?—Yes, sir, it is my handwriting.

34384. Mr. TANDY.—That is the letter to which you referred?—I think so, sir.

34385. Mr. LAW.—Did you write more than one letter to Mr. Sutton?—No, sir.

Francis Courtney sworn and examined.

Francis Courtney.

34386. Mr. LAW.—Where do you live?—At 27, Wellington-street.

34387. I believe you are very much of an invalid?—Very much so; I am very infirm and almost deaf.

34388. Did you vote at the last election?—I did.

34389. Whom did you vote for?—For Guinness and Plunket.

34390. Had you been canvassed by anybody before the election?—I was.

34391. Who called upon you?—Mr. Pim.

34392. Was it Pim himself?—No, sir, he sent his card.

34393. Did anyone call upon you to ask for your vote?—No one called upon me, sir.

34394. Do you know a Mr. Cowan who lived in your street?—No, sir, I do not.

34395. Did you not see anybody before the election who asked you to vote?—No, sir, not one.

34396. You live in the house of Mr. Yorke?—Yes, sir.

34397. Did you hear from Yorke whether anyone had called at the house asking for you?—No, sir, not a word; If anyone had called I would have been informed of it.

34398. At what hour in the morning did you go down to vote?—About ten o'clock, or a little after it.

34399. Did you walk or drive down?—I walked.

34400. I believe you were not very well able to walk at the time?—I was an invalid.

34401. Do you use a stick?—No, sir, I don't use crutches.

34402. Do you use a walking stick?—I do.

34403. Do you use two sticks or one?—One, sir, an umbrella.

34404. Did you go down from your residence with Yorke or after him? Did you go down alone?—I did, sir, I came down alone.

34405. Had Yorke left the house before you?—I do not know.

34406. Did you leave Mrs. Yorke at home when you came away?—I did.

34407. She remained in the house after you left?—Yes, sir, she was there.

34408. Had Yorke gone away before that?—No, sir, I don't think he had.

34409. You think you came first?—Yes, I think I was the first out.

34410. I believe you saw Yorke very soon afterwards in Halston-street?—No, sir, the moment I voted I went home; I didn't find myself well, and I walked home and went to bed.

34411. Do not you remember seeing Yorke in the street before you went home?—When, sir?

34412. In the street, in Halston-street?—No, sir, I do not remember.

34413. I suppose you know the house in which Yorke's brother-in-law lives, the house in which Mr. Herbert Moore lives?—I have heard of it.

34414. The house beside the Temperance Hall?—Yes sir.

34415. Were you not standing for some time after voting, at the opposite side of the street? Do you remember standing at the side of the street opposite Moore's house, or opposite the Temperance Hall?—No, sir, I came straight home.

34416. Who showed you your way up to your booth—the place for you to vote?—A young man came from the rere and asked me whom I was going to vote for;

I said for Guinness and Plunket; "Come with me," said he, and I went with him.

34417. And he brought you to the right place?—He did. I gave my vote and came away directly.

34418. Do you recollect seeing Mr. Yorke before you left Halston-street?—I do not, he may have been there, but I do not remember seeing him.

34419. Do you remember his speaking to you?—No, sir, I went straight home as I said before.

34420. Do you not recollect Yorke coming across the street from near the Temperance Hall and speaking to you?—No, sir, I do not.

34421. Do you know William J. Campbell's appearance?—No, sir, I have heard his name, but I would not know the man from Adam.

34422. Do you remember anyone speaking to you that morning about your voting?—Do you mean in the street, sir?

34423. Yes, or elsewhere, after you came down here?—No one, except the young man who showed me where to go.

34424. Who was that young man?—I don't know. He appeared to be a person employed to show the way to persons coming to vote.

34425. Do you know who he was?—I do not know. He was a young man; quite a young lad.

34426. How was he dressed?—Like a gentleman, sir; I can't recollect his clothing.

34427. Had he a jacket?—He was very polite to show me the way.

34428. Did he wear a glass in his eye?—No, sir, he was without spectacles.

34429. Had he a single glass?—No, sir.

34430. Had he a jacket on him?—No, sir, he wore what is called a frock coat.

34431. Are you certain it was a frock coat?—I am not, sir, for I did not take particular notice of his dress.

34432. About what age was he?—I dare say about twenty or twenty-five. He was a well-looking young man.

34433. Did you see any railway tickets with him?—No, sir, I did not. He was appointed there for the purpose, in my opinion, of conducting those that voted for Messrs. Guinness and Plunket to the place where they should give in their votes.

34434. Did you hear that morning that there was anything in the way of acknowledgment for people voting the right way?—No, sir.

34435. Did you hear there was any money, or money's worth going?—No, sir, I did not.

34436. Did anybody put a railway ticket into your hand?—Do you mean while voting?

34437. Or after it?—A railway ticket, sir?

34438. Yes?—No, sir.

34439. Or any sort of ticket?—I did not, sir; I got no railway nor any other ticket.

34440. You do not recollect Yorke speaking to you at all?—No, sir. He may have spoken to me when I came home.

34441. Did you go into any house after you voted and before you got home?—No, sir.

34442. You did not go to Findlater's?—No, sir. I was glad to get home from the crowd and bustle.

34443. Did you vote at the election of 1865?—I voted at every election since I was made a freeman.

34444. Always for the same party?—Always; the same as now.

34445. Has Mr. Yorke been unwell of late?—I heard him complaining, but he was not confined to his bed.

34446. Has he been within the last year or two at all seriously ill?—Not seriously ill; he was complaining occasionally, but he was not unable to go to his duty.

34447. How long have you been living in the house with York?—Since the year 1843.

34448. That is long enough. Has he ever been seriously ill during that time?—No, not that I recollect. He was in the police at the time I first knew him. I never knew him to be unfit for his duty during that time.

34449. Was he ever in any hospital?—I think not, sir.

34450. Not that you know of?—No, sir, but I am constantly in bed and so many little matters might have occurred that I knew nothing about.

34451. You never heard that anything serious was the matter with him?—No, sir, not serious—nothing dangerous.

34452. Did you ever hear of his head being affected in any way?—He must be very bad indeed if he would complain, sir; but I never heard him complaining of anything of the kind.

34453. He never was in confinement, was he?—Where, sir?

34454. Was his mind ever astray?—No, sir.

34455. Mr. Morris.—Was he ever in an asylum?—He was in confinement a long time ago, sir, when in the police for some words he had with a comrade of his.

34456. But his head was never affected?—No, sir, he was always sensible.

34457. Mr. Law.—Mr. Yorke told us the other day that he recollected speaking to you at the opposite side of the street from the Temperance Hall?—Do you mean on the voting day, sir?

34458. Yes, do you recollect that?—I think not, sir. I went home straight.

34459. I know, but before you went home did you speak to Yorke?—No, sir, I made no delay; I went direct home, for I was glad to get away.

34460. Did you ever hear that Yorke had left a message about you at the committee-rooms in Dorset-street?—Yorke's son was employed there, sir.

34461. Did you ever hear a message had been left at those rooms to say that you would not go down to poll unless paid for your day's work?—No, sir.

34462. Did you ever hear that message had been left?—No, sir, I heard of no message.

34463. Mr. Courtney, did anybody put any railway or other card into your hand on that day—the day of the election?—No, sir, I did not delay.

34464. Did Yorke tell you he had got a railway ticket?—No, sir; he is not a man of that description; he is a very silent man.

34465. Did he ever tell you he had paid a visit to a house in Capel-street?—No, sir.

34466. Did you go to any house in Capel-street that day?—No, sir.

34467. You did not?—No, sir.

34468. Did you see or hear Yorke speaking to anybody about getting a ticket for you?—No, sir, he is not a man of that description.

34469. How do you mean?—He is a very reserved man. I had very little communication with him though living in the same house with him. He did not wish me to know many little family matters that took place.

34470. Were you in any employment in 1865?—During what time, sir?

34471. In 1865?—No, sir. I left my employment in 1851.

34472. You have a pension?—I have.

34473. What were you?—I was staff officer's clerk. That is the last situation I had. I remained in that situation about five years. The way I recollect it so well is, there was an increase of pay every five years and I did not get the increase of pay; so I could not have been five years there.

34474. Did Yorke ever tell you he had spoken about your vote to the people in Dorset-street?—No, sir, I did not hear anything of the kind.

34475. I understand you to say you did not receive any money the time of the last election?—No money, sir.

34476. Did you ever hear that Yorke did?—I cannot say, sir; he would not tell me or anyone else. He would not tell his own wife.

34477. Were you confined to bed at that time?—I was, sir. I had to get out of my bed to vote. That was what caused me to hurry back again as soon as possible. I am rather a delicate man now.

34478. What were you suffering from?—General debility—just what I was discharged from the army for—general debility and weakness.

34479. [*Witness is handed Dorset-street committee book.*]—Read that entry?—[*Witness reads*]—"Mr. York, freeman, called and stated that he resided at 27, Wellington-street; that his father-in-law, Mr. Francis Courtney."——I am not his father-in-law, sir.

34480. I know that; that is a mistake; go on?—(*Witness reads*)—"That his father-in-law, Mr. Francis Courtney also resided at 27, Wellington-street, that they both voted for Vance and Guinness"——Vance was not a candidate then, sir.

34481. Yes, he was in 1865, go on?—Oh, I see (*reads*)—"That they both voted for Vance and Guinness at the last election."

34482. Just so; this was written on the 3rd November, you know?—(*Witness proceeded*)—"And requested to make known to our committee that they both lost their employment"——I had lost no employment, sir.

34483. Go on?—(*Reads*)—"Lost their employment in consequence; that they would vote for Guinness and Plunket, but expected to have the loss of their day's work refunded to them, otherwise they will not go to the poll".—— That is the first I heard of it, sir.

34484. Mr. MORRIS.—I believe Mr. Frederick Courtney, your brother, has not been for a long time over in Ireland?—Yes, sir; he is a freeman of Dublin.

34485. He has not been over here for a long time?—Not for a long time. He had a situation for a while as librarian of the Royal Barracks.

34486. You were not in Dorset-street at all, were you?—Not at all, sir—where in Dorset-street?

34487. The committee-rooms?—No, I was not, sir.

34488. Did Yorke give you any money after the election?—Not a penny, sir. I never received a penny of it.

34489. Did you ever speak to Yorke about any money after the election?—No, sir. We had very little communication together. He was a man who kept himself to himself, and I kept the same with him. My brother that you spoke of just now, he was not here at all at that time.

Richard Steed recalled and further examined.

Richard Steed.

34490. Mr. LAW.—I suppose you know Mr. William Robinson?—I do, sir.

34491. Have you ever had any money dealings with him?—I used to go bail for parties in his office.

34492. As security for some of the loans?—Yes, sir.

34493. Were you security for any parties in November, 1868?—Not to my knowledge.

34494. Will you swear you were not?—The last time I signed for anyone in Robinson's office, was about 1865.

34495. For whom did you sign then?—A man of the name of Goodwin.

34496. What was the amount of the debt?—A £10 loan I think.

34497. When was that paid?—I do not know, sir.

34498. Is it paid yet?—I do not know, sir.

34499. Were you in Mr. Robinson's office as security or otherwise in November, 1868?—Not to my knowledge.

34500. Did you know Mr. Foster?—No, sir, not then.

34501. In the old times, when you used to get the envelope to take to Eden-quay, what did you say was the value of the envelope—what did you get for it?—It was £3.

Dr. *Henry George Hall*, sworn and examined.

Dr. Henry George Hall.

34502. Mr. LAW.—You knew Mr. Foster?—I was acquainted with him.

34503. For many years?—Not for many years.

34504. Have you ever been in the registry office?—Never; I don't remember.

34505. At any time?—I don't remember.

34506. Have you ever been employed in the registry office?—The registry of deeds office?

34507. Yes?—No.

34508. Were you ever in any way connected with the Conservative registration office?—Never.

34509. How many years did you know Mr. Foster?—I don't know. I knew him more than two years.

34510. Where did you first meet him?—I really forget; I don't remember.

34511. I suppose you can tell us about what time you became a member of the Inns-quay ward committee?—At this election?

34512. Yes?—Some short time before the election.

34513. I assume that it was before the election, but how long before the election?—I think it might be a month.

34514. Who asked you to become a member?—They elected me without asking me.

34515. Had you been upon the ward committee in 1865?—I think I was; I don't know whether my name is on or not.

34516. But you do remember the fact that you were there in 1865?—I was.

34517. Did you take an active part in the committee work in 1865?—Not particularly active; I canvassed.

34518. Did you attend the meetings of the committee?—Occasionally—not regularly.

34519. No doubt you dropped in occasionally; but were you there as much as anybody else?—I have been there frequently.

34520. You were very frequently there in 1868?—Not so frequently as in 1865.

34521. You must have been a very good attendant in 1865. You were however, in 1868, on the general committee in the Inns-quay ward, and also superintendent of the working committee?—Yes.

34522. You cannot have forgotten all that. At whose instance were you appointed superintendent of the working committee?—I don't know; there was a meeting of the committee in my absence, and they appointed me.

34523. When you were appointed you happened to be absent?—Yes; I don't know who the gentleman was.

34524. What was your duty as superintendent of the working committee?—I presume to see that the work was carried out.

34525. What was the work?—Lists of voters. I never attended that working committee to my knowledge.

34526. What was the meaning of making you superintendent of it—they seem to have gone to some trouble to form it of "carefully selected men. When was the working committee appointed?—I don't know.

34527. Was it appointed at the beginning?—No.

34528. How long before the election?—I could not say.

34529. Surely you must remember that?—I could not; I have no idea.

34530. It is a wonderful thing how people's memory fails them about election matters. I don't ask you to

TWENTY-FIFTH DAY.

December 28.

Dr. Henry George Hall.

say within a day or an hour, but was it a week or a fortnight, or a month before the election that the working committee was appointed?—I think it was within a fortnight.

34531. Was it within a week of the election?—I think it was more than a week.

34532. Was it less than fourteen days?—I could not say.

34533. If you were asked the question by any friend outside about how long before the election the working committee was formed, what would you tell him?—To the best of my belief it was within a fortnight.

34534. We only ask you to tell us as you would tell anyone else. Who was the secretary of the committee?—I think Mr. Lawler.

34535. He was solicitor in charge?—Yes.

34536. Had you not a secretary besides?—Not that I am aware of.

34537. Had not Mr. Falkiner some duties?—There was a gentleman of that name; I believe there was a Mr. Falkiner, but I don't know whether he was the secretary or not.

34538. We see from the minute book of the committee that you were constantly in attendance; so of course you know a good deal about the working of that committee. Mr. Foster too was constantly there; is not that so?—I did not see him there frequently.

34539. How large was the room in which the committee met?—A front and back parlour, and inside the door there was a small room about 18 feet by 20.

34540. It would not be possible for you and Mr. Foster, with whom you were so well acquainted, to be in so small a room together without seeing each other?—I think I would see him.

34541. Do not you know that you saw him there constantly?—I have seen him on several occasions, but not frequently.

34542. Can you tell us whose handwriting that is in this book—one of your own books; the minute book of the Dorset-street committee?—I don't know.

34543. That is one of the books; I suppose you know the book?—Yes.

34544. It was, I presume, your duty as a member of the committee to do something; was not this memorandum book laid before you every night?—Anyone——

34545. Is not that the original label on the book?—Yes.

34546. "Memorandum and suggestion book"?—Yes.

34547. Was not that to lay suggestions before the committee each night of meeting?—The object of that book was when any person came in to make a suggestion.

34548. Who was to consider the suggestion?—It was to be laid before the committee.

34549. I suppose each night that you met if there was a new suggestion made in the book, it was considered by the committee?—Yes.

34550. Here I find "2nd November, present, H. G. Hall"—that is yourself, and the like on 6th November, and 7th November. Can you not form any opinion as to whose writing that is?—I have not the slightest idea.

34551. Do you remember that it was brought before you for consideration?—I don't remember.

34552. Can you tell me in whose writing that entry is?—(*Same look handed to witness*)—I don't know; I cannot say.

34553. Have you ever got a note from Mr. Foster?—I have.

34554. Is not that entry in his handwriting?—It may be.

34555. What do you believe?—I cannot say.

34556. What do you believe?—It is like it. I could not say it was.

34557. I do not ask you to say it is; but do you believe it is his handwriting?—I could not say; it is like it.

34558. Do you believe it is his handwriting?—It is like his handwriting.

34559. If you got a letter in that handwriting would you think it was his if it was signed "Henry Foster"?—I would.

34560. Were you appointed one of the canvassers of the freemen in that ward?—I am not aware that I was appointed canvasser, but I did canvass.

34561. Under the date of 26th October, 1868, we find "Present, Mr. Foster; Messrs. Hassett, Stephens," and a great many others: "Lalor; Cowan; Beckett; Thompson; H. G. Hall"—that is you: there was a George Hall too?—Yes.

34562. You have no doubt you were present that night? Then I find "several suggestions were entered in the book, and the secretary produced Registry and sheet lists made out by him for canvassing the freemen of the ward; Mr. Henry G. Hall and A. Cowan, jointly undertook the canvass;" and that is signed by the chairman?—That may have been; I don't remember it.

34563. I hope you have a better memory for other things?—I paid very little attention to it. I had other business to attend to.

34564. An election in which one takes an interest, as you very naturally did, is not likely to fade out of the recollection so quickly: do you remember that you did undertake the canvass?—It may have been.

34565. "May have been" will not do; do you recollect that you did it?—I remember canvassing.

34566. But do you recollect this particular matter?—I dare say as it was entered there that I have done so; but I don't remember.

34567. Do you recollect that you did undertake to canvass the freemen in that ward?—I remember we got lists, and undertook to canvass from the lists.

34568. Do you remember that Cowan was appointed with you?—A man named Cowan came with me. I do remember that.

34569. It was in consequence of a suggestion entered in the "Suggestion Book," that some discreet people should be appointed to canvass the freemen of the ward. Do you know Mr. Thomas F. White?—I am slightly acquainted with him.

34570. "Mr. T. F. White called and requested that at the meeting of the committee this evening two gentlemen should be selected to canvass the freemen of the ward, and report their progress to the committee on Wednesday, the next meeting night." This was a suggestion on the 26th October. You attended the meeting that evening; the suggestion, as the minute purports to state, was read, and then you and Mr. Cowan jointly undertook the canvass; do you remember that?—I don't remember it; but it must have been the case.

34571. Do you remember anything that happened before last Christmas twelve months—anything in 1868 at all?—I remember the election.

34572. That there was an election?—Yes.

34573. Do you remember attending the meetings in Dorset-street?—I do, some of them.

34574. Deal candidly with us, Mr. Hall; do you mean to say that you do not remember the part you took, last year, at the election in Dublin?—Yes; I remember attending the committee. I would be most happy to throw any light I can on the matter. I have no object in concealing anything.

34575. I dare say you have not; but almost everyone seems to think he should exhibit as much reticence as possible. Tell us fairly what you recollect. It is impossible to believe that a gentleman of your intelligence and education cannot remember what happened fifteen months ago. Irrespective of that book altogether, do not you recollect that you undertook to canvass?—Yes.

34576. Did you canvass?—I did.

34577. And did you, in compliance with this resolution, report the result of your canvass to the committee?—Yes.

34578. I suppose you went amongst the freemen

and made notes on paper or in a book as to the result of the canvass?—Yes.

34579. Was it upon the printed list of freemen or upon separate sheets you made the notes?—We had sheets drawn out.

34580. With lists of the freemen?—Yes.

34581. Were these lists printed or written lists?—There were some printed and some written.

34582. You say you had sheets drawn out. Were they printed or written?—These were written, drawn out from printed sheets.

34583. Extracts from printed lists of doubtful voters?—Yes.

34584. Or of non-pledged voters?—I don't know whether they were doubtful or not, but they were freemen.

34585. They had a printed list of all the freemen, and you were sent out with a more compendious list of some of the freemen?—I think it was an indiscriminate list of freemen, not a list of particular freemen.

34586. Were they all the freemen of the ward?—Yes.

34587. Did you make those returns to the committee more than once?—Yes, several returns.

34588. How often?—I don't remember how often.

34589. I do not want to pin you to a particular number? Did you make many returns or few?—We did not go over——

34590. Did you make a return of half a dozen sheets one night and some more sheets next night, and so on?—Yes.

34591. About how many returns did you make altogether?—I could not really say; I think three or four.

34592. I only ask you the number, to the best of your recollection?—I think three or four.

34593. No one wants to fix you to a particular number, but tell us, as you would tell a friend to whom you were willing to give information. When you say the number is about so-and-so, we understand that is to the best of your belief. Were the lists you returned to the committee signed by you?—I do not remember. I do not think they were signed by me.

34594. Who drew up the lists: you or Cowan?—I think it was one of the clerks in the office.

34595. From what document?—I think they were taken from the printed lists of the freemen.

34596. We are talking of different things. The printed lists of the freemen we are familiar with; separate lists were given to you for the purpose of your canvass, and these were made out by the clerks. But when you made a return of the result of your canvass from time to time were the lists that you handed in the original lists which you got from the office with your notes upon them?—Yes.

34597. In whose handwriting were the notes? Was it all in yours or all in Cowan's, or did you both make notes?—It was all my writing.

34598. Cowan went with you as he knew where the people lived; you always canvassed jointly?—Yes. There were some few cases of people I did not go to, and Cowan took these. I don't know what notes he made of them.

34599. Speaking generally, it was you made the notes, the result of the canvass in which you were jointly engaged?—Yes.

34600. And you made those notes opposite each man's name upon the sheets copied out for your use?—Yes, pencil notes.

34601. Were those notes afterwards transcribed for the use of the committee at their meeting?—I don't think they were; I don't know.

34602. You will see that the suggestion was that you were to canvass the freemen, and report progress to the committee upon the next Wednesday. The 26th was Monday—I suppose you had not made much progress by the 28th. Do you remember whether you did make a return by that time?—I forget.

34603. Can you tell us how long before the election was the last return that you remember making of your canvass?—I think it was about a week.

34604. Your canvassing went on continuously for about three weeks, I suppose—on the 26th you began, and the election was on 18th November. Were you more than a fortnight?—Not much more than a fortnight.

34605. And you think you may have made three or four returns?—Yes.

34606. I am speaking of the freemen only?—Yes.

34607. Look at that document. Whose handwriting is that (*document handed to witness*)?—I don't know.

34608. Did you ever see that before?—I don't remember having seen it before.

34609. Is it the writing of one of the clerks in the office, or whose writing is it?—I don't know. I never remember seeing that handwriting before; I don't know whose it is.

34610. You were superintendent of the "working committee," and you seem to have attended very regularly. Did you never see that document before?—I don't remember having seen it.

34611. Who did the work upon that committee of which you were the superintendent?—Mr. Lawler was the secretary.

34612. He was the solicitor in charge?—Mr. Falkiner——

34613. I am not talking of the writing. Who did the work, such as considering the propriety of taking certain steps?—The chairman appointed from the meeting.

34614. Who was the chairman?—There were different chairmen.

34615. You were the superintendent of the "working committee," chosen, no doubt, for the position from your intelligence and earnestness, and now you tell us that you took no trouble about the matter?—I took no trouble.

34616. It is hard to believe that. You took the trouble of attending very regularly?—I used to drop in, but I used not stop during the whole of the meeting.

34617. When that document I handed to you now was laid before the committee, did you not examine it?—No; there were many papers that I never looked at.

34618. Can you tell us the names of any of the people you canvassed?—I could not.

34619. Not one—did you keep any memoranda of the men you canvassed?—I got a memorandum of the names and addresses.

34620. But did you keep any memoranda in your note-book, or on a slip of paper, of the people whom you canvassed?—No.

34621. Were you present when the result of your canvass was discussed by the committee?—No, not that I remember. I don't remember being present.

34622. Were you present at any meeting when the result of the canvass was discussed; was the result never considered?—The results of the canvass were taken down.

34623. Do you not know you were appointed to report the result of your canvass to the committee?—Yes.

34624. Were your returns ever considered?—Not publicly; not at the meeting.

34625. Were they considered privately?—The result of the canvass was taken down.

34626. Were your special reports as to particular voters, who had not promised, considered, as far as you know, by any members of the committee, publicly or privately?—I don't know; I can't say.

34627. Do you mean to say you do not know?—I canvassed, and sent in the papers, and I heard no more about it.

34628. Sent them to whom?—To the secretary.

WENTY-FIFTH DAY.

December 28.

Dr. Henry George Hall.

34629. You know you were superintendent of the working committee; do you think it was an accident that put you there?—I don't know.

34630. How did it come that you were made superintendent?—The committee met on one occasion to appoint gentlemen to different positions, and they appointed me to superintend that work.

34631. There was a general committee of which you were not the chairman; but in the same ward there was a working committee, of which you were appointed superintendent?—I don't know how it came about; I never remember attending a meeting.

34632. We all know there was no special meeting; but how did it come about; who had you appointed chairman?—Of the working committee.

34633. Yes; how did you come to be appointed?—I don't know.

34634. Did you ever hear who proposed you?—No.

34635. How did you know that you were appointed?—I heard it the next time I came to the meeting.

34636. Who told you?—I think Mr. Lawler.

34637. Did Mr. Foster ever speak to you about it?—He did.

34638. What did he tell you?—He said I was appointed superintendent.

34639. And did he not tell you what you were to superintend; did he not say he had confidence in you?—He said he hoped the ward——

34640. Would be safe in your keeping?—No, not in my particular keeping; but that it would be canvassed well.

34641. When did Mr. Foster tell you this?—Some time before the election.

34642. Did he tell you he had got you appointed superintendent of the working committee?—He did.

34643. You knew Mr. Foster very well; did you ever call upon him at the Registry Office?—No.

34644. Were you ever in his house?—I was.

34645. Had you been frequently there during 1868?—I was there several times.

34646. When were you first in his house in 1868? I think it might have been about a month before the election.

34647. Had he written to you?—No; he met me in the street.

34648. Did he ask you to call upon him?—Not on that occasion.

34649. When you met him in the street what did he say to you?—He said he would like I would go to the meeting in Dorset-street.

34650. He asked you to go upon the committee?—Yes.

34651. And you consented?—I said as well as I remember that I was too busy and that I had not time; he said I should go up.

34652. That they could not do without you?—I don't know that. He said he would like I would go up.

34653. Did you go?—I did.

34654. And did you meet him the first evening you went to the committee-rooms?—I don't remember having met him the first evening.

34655. Was it after you were at the meeting of the committee that you called upon him?—Yes.

34656. Did he ask you to call up or did you get a note from him?—I cannot remember. I don't remember what occasion I called, I think it was about canvassing.

34657. What brought you to call upon Mr. Foster about a month before the election?—I really do not remember what was the particular occasion.

34658. Did he ask you to call, or did he write to you, or send a message, or what was it made you call?—I think I called myself.

34659. I suppose you did, if you called?—I went of my own accord.

34660. Had you ever called at his house before?—I don't remember.

34661. At any time?—I don't remember.

34662. What did you want to see him about?—About canvassing some of the streets in the vicinity.

34663. Tell us what passed when you called on him?—I quite forget what passed. It was about appointing different canvassers to the streets.

34664. Did he suggest that you would be a good man to be appointed canvasser of the freemen?—No; I am not aware.

34665. Did he say anything about the freemen?—I think it was the freemen we were canvassing.

34666. They were the particular subject of conversation?—Yes.

34667. Tell what he said to you about the freemen?—It is so long ago.

34668. It is not so long ago (only thirteen months) as that a gentleman of your education, and taking so great an interest in the matter should forget it?—I paid very little attention.

34669. We cannot believe you did not pay attention, because we find that you did by the minutes as recorded in the book. I do not ask you to give us the exact words, but you surely remember the substance of the conversation?—The subject was the canvassing of the freemen.

34670. Yes, but the substance?—It was arranging about taking different streets.

34671. What did he say—not the words, but the substance?—I cannot possibly tell.

34672. I fear you could tell if you liked?—I cannot possibly tell.

34673. We expect you to tell us fairly and candidly what you know. A gentleman of your intelligence and education telling us that he does not remember the substance of a conversation that took place thirteen months ago, upon a naturally interesting topic, is too much for our credulity. You remember that it was about the freemen?—Yes.

34674. You recollect the fact? What did you go to him about?—I wanted to ask him—— I think I wanted him to canvass certain streets as well as I remember.

34675. Did you ask him to canvass certain streets?—Yes.

34676. What streets?—His own street.

34677. Are there many freemen in that street?—I don't know.

34678. Did he ask you to canvass any street?—Not that I remember.

34679. Had you at this time undertaken the duty of canvassing the freemen?—I think so.

34680. Then it would be after the 26th October?—I don't remember the day.

34681. That is the date of your undertaking the canvass?—It must have been.

34682. Remembering that fact, can you recollect whether it was after or before you were appointed a canvasser that you went to call upon Mr. Foster?—I could not say; I do not remember the date.

34683. I did not ask you about the date; but I have told you to look at the book, where you find that the date on which you were appointed was 26th October. You remember that you were appointed?—Yes.

34684. Do you see that you were appointed on the 26th; turn over the page and look to the last minute?—Yes.

34685. Now I suppose you are satisfied that the appointment was on the 26th October?—Who was the chairman that signed that minute?—Mr. Hunt is the chairman.

34686. In whose handwriting is the minute recording the appointment?—I don't know.

34687. You have no doubt you were appointed on 26th October?—According to that book.

34688. Which is your own book, coming out of your own custody. There is but one minute book of the committee, and that is it?—Yes, but others may have entries in it.

34689. But, I presume, you would not allow people

to enter things after the meeting was over. Have you any doubt that the entry was made on the 26th?—I dare say.

34690. You remember you were appointed?—Yes.

34691. Was it after you were so appointed that you called on Mr. Foster?—I think it was.

34692. You believe it was?—I believe it was.

34693. Did you ask him what was to be done with the freemen?—No, not that I remember.

34694. Tell us what Mr. Foster said about it?—He said to canvass the freemen.

34695. Did he tell you there would be anything going for the freemen?—No, he never did.

34696. When did you see Mr. Foster next? You say you called upon him several times. The first must have been after the 26th October, three weeks before the election? How often did you call upon him between that and the day of the election?—I could not say.

34697. Half a dozen times?—I think so.

34698. Now you know quite well what brought you there the next time?—I went up several times about these freemen lists.

34699. How do you mean; did you not get the lists in the office in which you were superintendent; do you mean that you had to go to him to get the lists?—I left one or two lists with him.

34700. What for?—To canvass.

34701. What were the one or two lists; I think you said you asked him to canvass only his own street, in which, by the way, we find there are no freemen at all?—The lists of names on two separate papers.

34702. Were they both lists of freemen?—Yes.

34703. What class of names?—The ordinary lists; no particular names picked out.

34704. In fact you employed him as a sub-canvasser under you?—No.

34705. Did you not undertake the canvass of the whole of them?—The whole of the freemen?

34706. In that ward?—No.

34707. Is not that the minute?—I canvassed as many as I could. I did not canvass the whole ward.

34708. Did you get Mr. Foster to canvass all the rest of them?—There were a few streets I asked him to canvass.

34709. Did he ever make a return to you?—No.

34710. Did he go to the committee?—I think he returned me the papers, saying that he could not canvass them.

34711. Did you give him papers drawn up similar to what you had only confined to particular streets, and did he hand back the papers without any notes on them?—Yes.

34712. Then he did nothing?—No.

34713. When did you give him the papers; was it on the first occasion you went to him?—I think I asked him about them the first time I called. It was one of the first times I called, that I gave him those lists.

34714. What was the second occasion on which you saw him?—I don't know. I remember being up at his house several times, but I don't remember the occasion.

34715. Did you always go up in the evening?—At different periods of the day.

34716. Was he not engaged all day at his office until four o'clock?—I called several times, and he was not in.

34717. Did you call always in the evening?—Not always in the evening.

34718. How often did you see him in his own house?—Frequently.

34719. As you called often and did not see him, and called frequently and did see him, about how many times were you at his house in the course of three weeks—twenty times?—I may have been ten or twelve times.

34720. How did it come you were always looking after Mr. Foster? Did you recognise him as the most important man on the committee?—I was not looking particularly after Mr. Foster.

34721. Did you ever call upon anyone else as often as you did upon Mr. Foster in connexion with the election?—No.

34722. Then I am not wrong in saying you seemed to look up to him?—Yes, in a measure.

34723. Mr. TANDY.—Did you ever call upon anybody else?—Yes, upon Mr. Lawler.

34724. Mr. LAW.—He was the solicitor in charge. Did you call upon any other member of the committee but Mr. Foster?—Not at that period.

34725. Did Mr. Foster give you any instruction, direction, or advice, as to how you were to canvass the freemen?—In what way?

34726. I cannot put it to you any clearer than I have done?—Is it with regard to the lists?

34727. You know well what I mean. Did Mr. Foster give you any instruction, direction, or advice, as to how you were to canvass the freemen?—He gave me advice with regard to men asking money. He told me they could get no money distinctly.

34728. Always to refuse them?—Yes.

34729. Do you think he was serious?—I think he was.

34730. I suppose you never had any reason to change your mind upon that?—Afterwards I had at the trial.

34731. Probably before the trial?—A little after the election.

34732. Or before the election?—Not before the election.

34733. Had you reason to do so on the day of the election?—About the latter part of the day of the election.

34734. Were you in Mr. Foster's house the day before the election or the evening before?—I don't remember.

34735. Were you in the committee-rooms in Dorset-street the evening before the election?—I don't think I was.

34736. Were you upstairs in that house with Mr. Foster the evening before the election?—Yes, I was.

34737. In the drawing-room?—Yes.

34738. Was there anyone there but you and Mr. Foster?—There were some men; I didn't know any of them.

34739. Were you and he above until those men came in?—No.

34740. When you went up to the room who did you find in it?—There were two or three men.

34741. Did you and Mr. Foster go up to the room together?—No.

34742. When you went up to the room who did you see in it?—As well as I recollect there were four or five men.

34743. Was Mr. Foster one?—Not at this time. I think he came in after.

34744. Was there gas or a lamp in the room?—There were candles.

34745. Who told you to go upstairs?—I think it was Mr. Foster.

34746. Where was Mr. Foster when he made that suggestion or gave you that direction?—I don't remember. It was some short time before. I think it was on the street.

34747. Did he tell you he wanted you there that evening and to come upstairs?—Yes.

34748. Did you walk up straight to the drawing-room without going into the committee-room?—I think I was in the committee-room before.

34749. Did you go into the committee-room to see if Mr. Foster was there?—No.

34750. Did you then go up to the drawing-room?—Yes.

34751. Did you speak to the persons there when you went into the room?—I don't remember. I think I made some observation about the state of the weather or something of that kind.

34752. Did you say, "I beg your pardon, gentlemen, for coming into the room"?—No.

34753. What class of people were these?—Rather of an humble class; plain looking men.

34754. How long were they in the room before Mr. Foster came in? Did you sit down in the room?—I think so. I am not sure whether the whole of the men were in the room when I went in or not.

34755. Some of them were you think?—Yes.

34756. Was it long before Mr. Foster came in?—Some five or ten minutes.

34757. Were you talking to the men or any of them in the meantime?—I don't remember any conversation.

34758. I do not ask about any particular conversation, but were you speaking about the absorbing topics which then occupied everyone's mind; the city or county election?—The men were talking themselves. There was a conversation going on.

34759. Was it about the election?—I think it was about the county election. I speak subject to correction for I quite forget.

34760. We understand that with every witness. What were they saying about the county election—give us the substance?—I don't remember the substance of the conversation, I quite forget. They were speaking about the likelihood of there being a contest in the county.

34761. Did they speak as if they had anything to do with the contest themselves?—I could not say.

34762. Did you gather from them what part they were to take in the county election?—No.

34763. Did you understand from anything they said that they were waiting for Mr. Foster as well as you?—I think so.

34764. When Mr. Foster came in did he speak to them, or they to him?—He spoke to them.

34765. What did he say?—I don't remember.

34766. He did speak to them—you remember that?—Yes.

34767. Did he make any arrangement with them for the next day?—Not before me. He spoke of the election.

34768. Did he speak of the county election?—Yes.

34769. Did he give any of them books?—I think so.

34770. Did you understand those to be canvassing books—books containing the names of county voters?—I did not understand the description of books—he gave them some papers.

34771. Did you make any observation? Did you say it was well to be prepared?—Not that I remember.

34772. It would be a natural observation to make. If they swore you did make that observation, what would you say?—I might have said it.

34773. Did Mr. Foster leave the room with those men?—Yes.

34774. They all went down stairs?—Yes.

34775. About what hour was that—was it eight or nine o'clock?—I think about nine o'clock.

34776. How long did you remain in the room?—Better than half an hour.

34777. Were you there alone?—No; those men.

34778. As I understand Mr. Foster had asked you to meet him specially that evening?—Yes.

34779. You have not told us yet whether he said anything to you or not. Did he not come back to the room?—Not that I am aware of.

34780. How long did you remain?—I went out with him.

34781. What was the object of his asking you there that night?—He casually spoke to me. He did not speak particularly.

34782. What was the meaning of his asking you to meet him there that evening?—I don't know.

34783. Did you ever ask him what he brought you there for?—I understood there would be a contest for the county, and that they were making some preliminary arrangements for the contest. He came and spoke to these men.

34784. What was the meaning of his bringing you there?—I really don't know.

34785. Do you mean to say that Mr. Foster asked you to meet him specially in that room that night to hear this vague talk about the county election, and that you never asked him what he really wanted you for?—He asked me to meet him there. He said I may call there.

34786. What did you understand you were meeting him there for?—I don't know.

34787. Did you ever ask him?—I don't remember having asked him.

34788. Did you hear or see Mr. Foster speaking to these men on the street when you got outside the door?—Yes.

34789. Did you hear him tell them to be at Capel-street next day?—I did not.

34790. Did you know they were to meet him next morning somewhere?—No.

34791. What did you hear him say to them about the booths?—I heard him say something about the county election.

34792. I suppose he said there was very little time to spare, and they had better set to work next day?—Something to that effect.

34793. Did you understand they were to work?—I had not the slightest idea.

34794. You were so incurious you did not ask. Did you even hear the name "Marcus?"—On the day of election I did.

34795. Did you hear Forrest's name mentioned that night?—No.

34796. Did you hear Capel-street mentioned that night?—No.

34797. Do you mean to tell us that you, Mr. Foster's friend, who had been so many times at his house before the election, were asked to come on this extraordinary errand, and never understood for what purpose you were so brought there that night?—I think I asked him some question and he said there would be a contest in the county.

34798. But did you ask him what he wanted you there for that night?—Yes, as well as I remember he said they would have to make out lists for the county—some casual observation.

34799. And they could not do that or get instruction from him without your being present? After you despatched these men, where did you and Mr. Foster go?—I went home. I walked to the corner of the street—a very short distance. The men went down with him.

34800. Did the whole four of you walk together?—I think two walked together and two walked with him.

34801. What were they saying?—I cannot say. He appeared to be talking in a low voice.

34802. Now, Mr. Hall, don't try our credulity too far. Do you mean to tell us you did not understand pretty well from your friend Mr. Foster that night when he brought you to the drawing-room in Dorset-street, and when you heard this discussion, that those men were to meet in some house in the city next day?—No.

34803. You did not ask him what he wanted with you there that night?—I don't remember asking him.

34804. Did it occur to you as strange that he should ask you to meet him in an upper room that night?—I understood they were preparing lists.

34805. Did it strike you as strange that he could not give instruction to those three or four men whose conversation you were not to hear, and whose object you were not to know—without having you by?—I think he intended me to assist in the canvass.

34806. Did he say so that night?—No.

34807. In the name of common sense what did you understand to be the meaning of your being brought there that night?—I understood he proposed giving me some instructions about the county election.

34808. Did he give you instructions?—He did not.

34809. When you found he did not, did you speak to him about it?—I don't remember. I went up there to receive instructions.

34810. When you did not get them did you ask

him for them?—No, he was too busy with those men.

34811. You separated at nine o'clock?—Yes.

34812. Did you understand from anything that passed that you were to meet him next day?—[*No answer.*]

34813. It was all haze—you met in a room to talk about the county election, and you came out again?—Yes.

34814. It was for that foggy proceeding you were invited there?—No. I thought it was intended to canvass for the county.

34815. Did you assist in the county election on the next Saturday?—I did.

34816. Did Mr. Foster say anything to you on that night about your giving assistance on the county election?—Not that I remember.

34817. So that in point of fact according to your representation your meeting him by special arrangement in that drawing-room that night was wholly purposeless?—No.

34818. You were not to hear what passed with those men, for you say they spoke in a low tone, and you were told nothing yourself?—They did not speak in a low tone all the time. After he came in they spoke about the county election.

34819. Did you hear him say to them he should see them next day, or there should be a place provided for them to work in?—No.

34820. Did they look like good scribes, men able to handle a pen well?—They appeared to be respectable men.

34821. That could handle a spade well, perhaps. Did not you know they were labouring men?—I did not. They appeared to be men who could write.

34822. Were you much surprised to hear them swear afterwards they could not write?—I did not hear them.

34823. Were you not present in court part of the time?—No, I came in here on Friday morning, that was the first day.

34824. Where did you go after that?—I called here.

34825. I am speaking of the trial before Judge Keogh?—I was not here then.

34826. Were you out of the country?—Part of the time.

34827. Over in England?—Yes.

34828. Had you been speaking to Mr. Foster shortly before he went away?—Yes.

34829. I suppose you knew he was going away?—Not till he went.

34830. How soon before he left did you see him?—I think three or four days.

34831. Did he tell you he was going?—Not immediately, I understood.

34832. Did you understand from him he was going to quit this country before the trial of the petition came on?—He was in very bad health, and said he should go away.

34833. We have heard that very often. Almost every witness prefaces his evidence about Mr. Foster with that. Did you understand he was going to leave the country before the trial came on?—I understood he was going to travel.

34834. Did you understand he was to commence his travels a few days before Judge Keogh would sit?—No.

34835. You knew he was going off immediately?—I knew he proposed going.

34836. Was he a man of fortune?—I don't know, I am sure.

34837. Had he not an appointment in the Registry of Deeds' Office?—Yes.

34838. Where was it he told you his health required change of climate—was it in his own house?—I think so.

34839. Have you any doubt about it?—I met him frequently in the street.

34840. Did he tell you frequently his health was failing before he ultimately told you in his own house that he was going?—He did.

34841. When did he begin to make those dolorous complaints of his health?—I think when I first met him in 1868 he was complaining of being delicate.

34842. The city election was on Wednesday, and the county election was on Saturday—did you see him between the Wednesday and the Saturday?—Yes.

34843. Where—was it in his own house?—No, not in his own house.

34844. Where?—I think I saw him the morning of the county election.

34845. Where?—I really forget where.

34846. Where did you see him on the Saturday—the morning of the county election?—I remember seeing him on the day of the county election. I was at Kilmainham.

34847. What took place when you did see him?—Nothing, only I think I was speaking to him.

34848. What were you saying to him?—It was only a casual conversation about the election.

34849. Where was it—was it before you started for Kilmainham?—I could not say.

34850. Was it in the street?—Yes.

34851. How soon after the election did you see him in his own house?—It may have been a week or ten days.

34852. Did you call upon him then?—Yes.

34853. Had he written to you to call?—No, I think I called myself.

34854. What did you go to see him then about?—To hear about the petition.

34855. You heard there was a likelihood of a petition?—Yes.

34856. I presume from what you told us a while ago you had seen quite enough the day of the election to suggest that a petition was very likely?—Yes.

34857. When you saw him the week after the election, what did you tell him?—I just went up to——

34858. To hear what he had to say on the subject?—Yes.

34859. What did he say?—I don't remember exactly.

34860. I do not expect to hear exactly what he said, but something like what he said?—I think he said it was likely there would be a petition.

34861. Did you tell him what you had observed yourself the day of the election?—I really do not remember.

34862. You do remember, however, that you were there, and spoke to him face to face?—Yes.

34863. Was this on some evening after he came from work?—Yes, I called on himself; not on anyone else.

34864. Did you always see him alone?—Not always.

34865. Sometimes his sisters would be present?—Yes.

34866. On this occasion you were in the study with him?—Yes.

34867. There was no one else present?—No one.

34868. What passed between you when you went up to discuss the probabilities of a petition?—It was a casual conversation.

34869. It was not a casual conversation at all for you called on him specially to have it?—I called in—not specially, just casually to see him; to hear any news there was about it.

34870. What did you hear?—I heard it was likely Mr. Pim would present a petition.

34871. What did Mr. Foster tell you would be the ground of it?—Bribery.

34872. Did he tell you he knew anything about the bribery?—He did not.

34873. Did you ask him where was the bribery?—I asked him who were bribed?

34874. What did he say?—He said some of the freemen got £5 notes.

34875. Did he say who told him that?—I don't know

34876. Did you tell him you had yourself noticed some very queer arrangements in Halston-street, towards the close of the day?—Did I tell him?

TWENTY-FIFTH DAY.

December 28.

Dr. Henry George Hall.

34877. Did you tell him you noticed anything queer about the court-house in Green-street, the day of the election?—I don't remember that I did.

34878. Did you tell him anything? I hope you were a little more communicative to him than you are to us. Maybe you went there to listen to what he had to say, and to say nothing yourself?—I went there to hear what he had to say.

34879. Did you tell him what you noticed yourself?—No.

34880. You have told us already that before the close of the day, before the polling was over—and truly, for we have the proof of that—you did know there was something that was not quite right going on. Did you tell him that?—Yes, I alluded to that.

34881. I suppose he did not make any allusion?—I forget. I heard some word about bribery.

34882. Did you tell him what you had noticed yourself towards the close of the day?—I don't remember.

Mr. TANDY.—You know, Mr. Hall, that you were the intimate friend of Mr. Foster.

34883. Mr. LAW.—I need not tell you that this mode of giving your evidence does not satisfy us of your perfect candour. It is utterly impossible that with a gentleman of your education and intelligence all these matters can be shrouded in fog and mist. We do not believe that. No matter what you know, no matter what part you may have taken in those transactions, as we believe you did, and as has been sworn you did, no matter what disclosures you make, you will be protected against any unpleasant consequences provided you answer fully and truly. I must however tell you we are not at present satisfied as to your perfect candour?—I will tell you anything I know.

34884. Oh well, you know if it were a common labourer he might take refuge in that sort of haziness; but with you, chosen as you were, and considering the position you held, it is quite impossible that three sensible men could believe you?—It is so very long ago.

Mr. TANDY.—We believe you are quite competent to give the general purport.

34885. Mr. LAW.—They were not casual conversations because you sought them, and they were about a matter in which you were greatly interested, and very naturally and properly so?—I did not go up specially, I dropped in.

34886. It was a very important matter whether there was to be a petition or not. Were you not interested in the result of the last election?—Yes, I was.

34887. Of course you were, and very properly. Did you take no interest as to whether there would be a petition or not?—I did.

34888. And was it because you had an interest in the matter that you went to speak to Mr. Foster?—Yes.

34889. Do you suppose then we can believe you cannot tell us a word of what passed between you.

34890. Mr. MORRIS.—You see, Mr. Hall, you have sworn already, which is undoubtedly the fact, that you had seen something wrong going on that day. Now, when Mr. Foster called your attention to that fact you certainly do not mean to say that you did not tell him what you saw that day?

34891. Mr. LAW.—What did you see? You are blinding yourself if you imagine that this sort of thing will do you any good, or save you from any evil consequences?—[*No answer.*]

34892. Mr. MORRIS.—Just say what you said to Mr. Foster?—I don't remember the purport of the conversation I had with Mr. Foster. If I remembered it I would at once tell you. I came here for the purpose of telling everything.

34893. Mr. LAW.—But you have a very unfortunate way of doing it.

34894. Mr. MORRIS.—You have sworn that you saw something wrong that day. What then was the point of your conversation at that time. Only recollect, sir?—The point of the conversation was——

34895. Mr. TANDY.—I may add this too, that you stated that on the day of the election you heard the name of Mr. Marcus mentioned. That is rather a significant fact.

34896. Mr. LAW.—We understand the thing very well. You will do yourself a great deal of harm by not giving your evidence candidly and fairly?—I will give it as openly as I possibly can.

34897. You must not regard the consequences to anybody else. We cannot be so blind as to believe that you were the passive and uninterested spectator that you represent yourself. You very properly took an interest in the election. What did you see during the day of the election that led you to think there was something wrong going on?—(*After a pause.*)—Did you ask me a question?

34898. You will do yourself harm in every possible way if you do not answer properly. You may think it very clever to withhold answers or to answer with reticence and reserve?—Really I do not want, sir, to withhold the slightest answer. I will give you every answer.

34899. You swore a little while ago that you did know before the election day was over that there was something wrong going on; what was it you observed that showed you there was something wrong?—There were tickets used at the election.

34900. When did you first see those tickets used?—I saw them on the morning of the election.

34901. Whom did you see them with?—I had them.

34902. You had them? now, Mr. Hall, I tell you fairly, it is answers like that that will serve you?—I don't try to conceal anything at all.

34903. It is not unnatural perhaps that you should have some disinclination to tell; but you may depend upon it you will serve your own interests most by answering candidly. Whom did you get the tickets from?—I got them at 54, Mountjoy-square.

34904. From Mr. Foster?—In his house.

34905. Who was present when you got them?—Miss Foster.

34906. What tickets were they—railway tickets; were not they railway tickets?—They resembled railway tickets.

34907. What colour were they, to begin with?—I cannot say what colour they were; I think they were white.

34908. How many bundles were there?—Two.

34909. Were the bundles made up in large packages?—Yes—packages about so large.

34910. Tied round?—Tied round.

34911. Did you see what tickets they were; had they "Midland Great Western Railway" on them?—I did not examine any of them.

34912. Did you not see what was on them; they have been deposed to by so many witnesses that I may ask you that question?—I don't remember examining any of the tickets. I don't think I read any of them before.

34913. Did you not see on the top of any of them the words "Midland Great Western Railway?"—No, I did not.

34914. Or "M. G. W. R.?"—No.

34915. Could you not tell us from recollection and belief what railway they belonged to?—I did not see any railway marked on them.

34916. Did you not see a name on them?—I think I saw the name of Mr. Marcus on one of them.

34917. Written or printed?—Printed.

34918. Were the bundles made up in that sort of way (*indicating*)?—No, not in that way; there were two bundles laid together.

34919. Tied like that?—Not so large as that, something about that size; and another bundle laid by it.

34920. Did you understand from Miss Foster how many tickets there were?—No, she did not tell me they were tickets at all.

34921. You knew you were to call for them?—Yes.

34922. Did Mr. Foster tell you that you were to call for them?—Yes.

34923. When did he tell you that?—That morning.

34924. I suppose early that morning?—Yes.

34925. Was it at the committee-rooms or in your own house?—No, I think it was at the Bilton Hotel.

34926. He had made arrangements with you that you should meet there?—We breakfasted there.

34927. You and he together?—Yes.

34928. You arranged over night, that you should breakfast there?—Yes.

34929. Did you make that arrangement after the meeting you had in Dorset-street, when the three men came in?—I think it was an evening or two before the election.

34930. I suppose it was at a very early hour?—I think it was about seven o'clock in the morning.

34931. Where did Mr. Foster go after you breakfasted?—I don't know.

34932. He did not come home with you?—No.

34933. I suppose he told you to go up to his house and that you would find those tickets?—He did.

34934. Did he tell you what to do with the tickets when you got them?—He did.

34935. What did he tell you to do with them?—He told me to give them to young gentlemen that were in Halston-street.

34936. Who were the young gentlemen that you were to give them to?—Some four or five of them.

34937. Who were they? Of course he gave you their names?—There were Mr. Wright, Mr. Vesey, Mr. Taylor, Mr. Wall, and Mr. Johnston.

34938. Had you known these young gentlemen before?—Yes.

34939. Now were there any more than the five?—I had only five.

34940. That you gave the tickets to?—Yes, there were only five. It was I that engaged them.

34941. Did you give the tickets you got in Mr. Foster's house to these five young gentlemen?—I did.

34942. Did you keep any yourself?—I kept both the bundles, and I gave them out.

34943. As they wanted them?—As they wanted them.

34944. What is Mr. Wright's name?—I don't know.

34945. You say you engaged them; where did you find them? Were they medical students, or college students, or what were they?—There were some of them college students.

34946. What is Mr. Wright?—I think it was through Mr. Taylor that I found Mr. Wright; I knew him, but did not know where he lived.

34947. Who was Mr. Taylor?—He is a medical doctor.

34948. Is he a young man?—He is, quite a young man.

34949. What is his Christian name?—Frederick.

34950. Where does he live?—He is now down in the country practising.

34951. Where does he live when he is at home?—No. 8, Sackville-garden.

34952. Is he in business for himself?—Yes, he is practising.

34953. Was it Mr. Taylor that got you Mr. Wright?—As well as I remember, I think it was.

34954. What was Mr. Vesey's name?—Egmont.

34955. Where does he live?—I think he is in Antrim; I don't know where he lives.

34956. Where was he when you found him?—In the Richmond Hospital.

34957. You had known him, though you did not know the others?—Yes, I knew them.

34958. Had you known him for some year or two before this?—I had known him for some considerable time.

34959. He came from Antrim?—Yes.

34960. Is it the town of Antrim?—I don't know, really; he lives in the North of Ireland, some place; it was in town that I knew him.

34961. Was he in the Richmond Hospital when you knew him?—I think so.

34962. Had you been attending the Richmond Hospital yourself?—No.

34963. You attended the City of Dublin Hospital?—The City of Dublin.

34964. Who is Mr. Wall?—He is a Trinity man.

34965. What is his Christian name?—I don't know.

34966. Where does he come from? Who got him for you?—I know him for some considerable time.

34967. If you know him for a considerable time, of course you know his Christian name?—I can get you his Christian name; I don't know it now.

34968. Has he any friends in Dublin?—Not that I am aware of.

34969. Where does he come from?—He is a Trinity man.

34970. I know; but he was not born in Trinity College; where did he come from?—I think he comes from the south of Ireland; I don't know what town or county.

34971. Mr. MORRIS.—Is he one of the Waterford Walls?—I don't know indeed.

34972. Mr. LAW.—You say you will be able to get his Christian name; from whom will you get it?—I will make inquiries.

34973. What friends has he in Dublin that you can inquire from?—I am not aware of any friends; he may have acquaintances.

34974. Whom would you go to, to inquire what is his Christian name?—Well, I would write to Dr. Taylor.

34975. Mr. TANDY.—Is Mr. Wall still in college?—No.

34976. Mr. LAW.—When did you see him last?—I saw him within the last fortnight.

34977. Where?—In the south of England.

34978. Did you see him at Netley?—He is.

34979. What is Mr. Johnson's Christian name?—Eustace Martin Meredith Johnson.

34980. Is he a Dublin man?—He is. He lives at No. 1, Bella-villa, Rathmines.

34981. You will be good enough to get us the name of Mr. Wright?—If I possibly can I will.

34982. Is he in Dublin at present?—No.

34983. Where is he now?—Practising in the west.

34984. Where?—I think in the west somewhere.

34985. Do you know the place?—I think it is near Castlebar.

34986. How long has he been there?—Some considerable time.

34987. For the last twelve months?—Yes, I think for about twelve months.

34988. Is he settled down?—He is a dispensary doctor.

34989. You gave out those tickets?—It was I that engaged these gentlemen.

34990. You said that these were the only gentlemen you engaged?—Yes.

34991. Were there young gentlemen engaged by others as you understood?—There were two more engaged; I don't know who they are.

34992. Did you give these two young men tickets?—Yes, just the same as the others.

34993. You don't know who they are?—I don't know who they are.

34994. Were they brothers?—I don't know.

34995. Will you tell us which of these young gentlemen—he has been spoken to by so many of the witnesses, that we may as well refer to him at once—was the one with the glass in his eye?—There were three gentlemen that had glasses in their eyes.

34996. Three!—no wonder that there should be some confusion; who were they?—There were three of these five that had glasses in their eyes.

34997. Had Mr. Wright a glass?—I think so.

34998. Well, who were the others?—I think Mr. Vesey wore a glass.

34999. Did they wear them for the nonce that day?—No.

35000. They were *bona fide* near-sighted?—Yes.

35001. Who was the third?—Mr. Johnson. I don't know whether he had a glass that day or not, but he usually wore a glass.

35002. Did these young gentlemen wear any particular dress?—Not that I am aware of. Their ordinary dress.

35003. Tell us now how was Mr. Wright dressed that morning?—I think he had a low hat—one of those round hats.

35004. Black or white?—I think it was black.

35005. Do you remember whether any of these gentlemen had a white hat?—Not one.

35006. Had they all low-crowned hats?—Well, I think Mr. Johnson had a tall hat.

35007. Were there two brothers amongst them?—No. I am not aware.

35008. There were two young men spoken of by many witnesses as being so like, that they might possibly have been brothers?—I am not aware.

35009. You do not know if any two of them were brothers?—I do not.

35010. Were all the tickets that any of these young men got, as far as you are aware, got from you?—Yes, everyone.

35011. There was no second batch of young men who got tickets from another person, as you understood?—There was another gentleman that had tickets.

35012. Besides you?—Besides me.

35013. Who is he?—I think Mr. Alma is his name.

35014. You know him by sight, I suppose?—I don't know whether I would recognise him or not; it is a long time ago.

35015. Is he young or old?—An old gentleman.

35016. I suppose it is Mr. Alma the solicitor?—I think so.

35017. As you understood at that time, did Mr. Foster say that he had supplied him with tickets also?—He did not.

35018. Tell us frankly how you came to know that Mr. Alma had tickets?—I think some of these young gentlemen got tickets from him.

35019. When yours were done?—Oh, no; I had tickets all through.

35020. How many tickets had you at the end?—I don't know; I had a large bundle.

35021. What did you do with them?—I returned them to Mr. Foster.

35022. Was it from some of these young men that you learned that tickets had been got from Mr. Alma?—No, but I understood that he had tickets to give out.

35023. From whom did you understand that?—From some of those young gentlemen.

35024. Did you hear from them that they noticed him giving tickets, or that they themselves had got them from him?—I think they themselves got them from him.

35025. As they wanted them?—Just the same as they did from me.

35026. There were two others, you say, but that at this moment you cannot recollect their names?—Yes.

35027. Seven altogether?—Yes.

35028. You will be able, I presume, to let us know the names of these young men?—No; I don't know who they were.

35029. Did you not give them tickets?—I did.

35030. How did you know that you were to give them tickets; who told you to give them tickets?—Mr. Foster.

35031. Did he introduce you to them?—Yes.

35032. Where?—I think it was in Halston-street.

35033. Was that about nine o'clock in the morning?—Early in the morning.

35034. Were these two like brothers?—There was a resemblance.

35035. Had they fair hair?—I think so.

35036. Were they a little sallow?—I don't remember.

35037. Do you know what either of them was?—No. I don't know anything about them.

35038. Did you never hear their names?—I never did.

35039. Are you sure?—No; I don't remember.

35040. Did not Mr. Foster tell you who they were?—He did not. I don't remember. I met them for a few hours, and I have not seen them to my knowledge since.

35041. Do you know if either of them was a medical student?—I don't know, indeed.

35042. How were they dressed, do you remember; had they pea-jackets, or anything of that kind on them?—No; I think they had frock coats—long coats.

35043. Which of the young gentlemen was it that was dressed in a coat of blue web—a sort of elastic cloth that coats are made of?—I don't know of any of these five gentlemen being dressed in that way. I don't remember.

35044. When you were told by some of these young gentlemen of Mr. Alma having the tickets, was he pointed out to you as Mr. Alma?—Yes.

35045. Had you known him before by sight?—Not till that morning.

35046. I suppose you knew him to be a resident in Dublin?—No, I did not.

35047. Could you tell us which of these young men it was that told you of Mr. Alma having the tickets?—I don't remember how I ascertained that Mr. Alma had the tickets.

35048. Did you speak to him?—I did on several occasions.

35049. To Mr. Alma?—Yes.

35050. Throughout the day?—Yes.

35051. In the course of conversation with Mr. Alma had you a mutual understanding that you had tickets and he had tickets?—I understood so.

35052. Did you let him know that you had tickets?—I think he knew it.

35053. At all events you came into contact through the day, and the result was that each knew that the other had tickets?—Yes; quite so.

35054. Did you happen to see Mr. Alma giving a ticket to anyone?—No.

35055. Where did Mr. Alma principally remain through the day?—He remained in Halston-street.

35056. Which part of Halston-street?—There is a long passage into Green-street, between it and the court-house.

35057. Is that the passage through the gates?—Yes.

35058. And you were busy in Halston-street most of the day?—Yes, we were both in Halston-street.

35059. Where did you principally stay to supply these young men?—In Halston-street.

35060. Was it opposite to the Temperance Hall?—Along the whole street.

35061. They knew, of course, they had got instructions to come to you when they wanted tickets?—Yes.

35062. Who gave them their instructions—I suppose you did?—Yes.

35063. By Mr. Foster's directions?—Yes.

35064. When did you give them those instructions—I suppose two or three days before the election?—I think so; Yes.

35065. Had you brought them up to Halston-street, and shown them where they were to be?—I did not.

35066. Do you know if these young men were after-

wards paid for working on the day of the election?—They were.

35067. How much did they get?—Five pounds each.

35068. Who paid them?—I.

35069. Who supplied you with the money?—Miss Foster.

35070. Did you pay each of the seven?—No.

35071. The other two were not of yours?—No.

35072. How did you manage, you and Mr. Alma both having tickets; did you arrange with him so that he and you should not be giving tickets to the same person?—There was no arrangement—no understanding.

35073. But I suppose the young men went to either you or Mr. Alma indifferently—whichever they found the handiest?—I don't know whether Mr. Alma had tickets; I don't say positively that he had.

35074. You have stated that it was your impression that he had?—That impression was on my mind.

35075. Did I understand you to say that some of these young men spoke of getting tickets from him?—I think I remember something of their having spoken to him—that he had got tickets; but I won't speak positively.

35076. Which of them do you think spoke of it?—I don't remember.

35077. I suppose you think that Mr. Boyle and Mr. Alma knew perfectly well that you had tickets?—Yes.

35078. Do you know Mr. Boyle?—No.

35079. Do you know him by sight I mean?—I don't know him.

35080. Do you remember seeing Mr. Foster in Halston-street early that morning, between eight and nine o'clock?—I saw him there some time that day.

35081. Do you remember seeing Mr. Williamson there?—Yes.

35082. Do you remember Mr. Williamson coming over to you and offering you a pinch of snuff?—I remember his coming to me, but I don't remember the snuff.

35083. Was it early in the morning—about eight or nine o'clock?—Yes; I think so.

35084. Had you known Mr. Williamson before?—No.

35085. That was the first time you spoke to him or he to you?—I think so.

35086. Did you know him by sight; did you know who he was when he came over?—I did not. I knew who he was at that time. I had met him some few minutes before.

35087. Where did you first meet him?—In Halston-street.

35088. You say you had never known Mr. Williamson even by sight before that day?—No.

35089. When, or how did you first meet that morning?—Mr. Foster introduced him to me.

35090. Introduced you to Mr. Williamson?—Yes.

35091. What did he say when he introduced you?—I forget really. He just introduced me.

35092. I know; but did he introduce you—as we all know now, as being in each others confidence?—Just as being in his confidence.

35093. Merely that?—Yes; at least so I understood.

35094. That was all that was done in your presence?—Yes.

35095. Where did that introduction take place?—In Halston-street.

35096. In the middle of the street—casually?—Yes.

35097. Before the voting began?—I think so.

35098. It has been stated that Mr. Foster was down at a very early hour—almost before the voting began?—Yes.

35099. At all events he put you in communication with Mr. Williamson; do you remember Mr. Williamson coming across to you a little later—say half-an-hour or so afterwards?—I do.

35100. Had you then seen him leave Campbell, whom, I suppose you knew by appearance that day? Did he come across from Campbell to you, and then go back to Campbell?—I don't know where he came from, but he came across to me.

35101. Did Campbell come to you immediately?—After some little time.

35102. I believe he introduced a voter to you, and told you that there was a man to be polled, or something of the kind?—No.

35103. When he came over what did he say to you?—Mr. Williamson came over to me, and said that this man wanted to speak to me.

35104. That Campbell did?—Campbell. I said I did not want to have anything to say to him. So, in a few minutes Campbell came over and said he wanted to speak to me. He brought me to one side. "Well," said I, "what do you want?" He asked me for money—could I lend him some money. I was quite surprised at his asking me for money. "What do you want," said I. I think I said something about five or six shillings. I thought he had come out without breakfast, and wanted to go to a hotel. "Oh no," said he; and I think he asked for the loan of £2 or £3. I said I had no money to give him and walked off.

35105. Did any further interview take place between you and Campbell?—Not at that time.

35106. A little later?—He spoke to me about freemen holding back, and, as well as I remember, I told him I did not know anything about it.

35107. How did you first put Campbell or anybody in communication with these youths that had the tickets?—I did not put Campbell in communication with any of them.

35108. Well, but didn't Campbell ultimately know, at all events, that these young gentlemen and you were in communication, and that you had tickets to be disposed of?—He may have known it; I don't know how he ascertained it.

35109. Did you say anything to him when he said that these freemen were holding back? I suppose the nature of it was—whatever words were used—that they were holding back in the expectation of getting something; was not that what you understood by it?—I would understand so.

35110. Did you tell him, "Let them poll and it will be all right"?—I don't remember.

35111. Would not that be likely;—the tickets, you know, were for a bribe?—I was very guarded in what I said to anyone that day.

35112. Did you not understand from Mr. Williamson that Mr. Campbell was a man—you knew that much, probably, from what you mentioned before—who had charge of the freemen?—I did not know that particularly.

35113. Did you not know he was employed by the Conservative candidates?—Oh, yes, I knew he was.

35114. Under Mr. Williamson and under his charge?—Yes.

35115. When Campbell came and told you that freemen were holding back in the expectation of getting something did you say, "Oh, let them poll away, it will be all right," or anything of the kind?—No, I did not.

35116. How did you communicate—how did it become known—of course there was some way of getting it abroad that the freemen would get paid?—I don't know how it went abroad.

35117. The tickets and apparatus were not there for nothing?—I did not know what the tickets were for at that time.

35118. You knew that it was a matter that required to be conducted with discretion and secrecy. What did Mr. Foster tell you the tickets were for?—He did not say.

35119. When he was asking you to provide these young men did he say what he wanted them for?—To distribute the tickets.

35120. On the day of the election?—Yes.

35121. Did he tell you what class of young men he wanted?—Yes.

35122. What?—Active young men.

35123. And intelligent fellows, I suppose?—Intelligent.

35124. Steady men, that could be depended upon?—Yes, gentlemen.

35125. Honourable men. Did you know or hear of any place that day where those tickets were to be presented?—No.

35126. Did Mr. Foster tell you where they were to be presented?—Not for some time after the polling commenced.

35127. Did he tell you then where they were to be presented?—I don't remember his having told me.

35128. Whom did he tell?—I don't know. I don't know from whom I heard "No. 76, Capel-street" that day. I had the tickets some time that morning before I knew what was to be done with them and where they were to be sent to.

35129. Was it from any of those young gentlemen that you heard it?—I don't remember. I think I remember having told one or two of those young gentlemen where to send the people to.

35130. About what time was that do you think?—It was early in the morning.

35131. And you had, of course, heard that from Mr. Foster?—I don't know whether it was from Mr. Foster or someone else.

35132. Did you hear it from Mr. Alma? Did Mr. Alma tell you where they were to go to?—No, he did not.

35133. Or Mr. Williamson?—No, Mr. Williamson did not. I don't know from whom I heard where the tickets were to be sent to.

35134. When Mr. Williamson came across the street to tell you that Campbell wanted to speak to you, tell us as nearly as you can what was it that he said? You know Campbell was a man under his authority—under his orders?—He drew my attention to Campbell.

35135. Pointed out Campbell?—Yes. "You see that man," said he, "at the opposite side of the road." I said, "Yes." "Well," he said, "he will come over to you in a minute or two; he wants to speak to you."

35136. Did you ask him what he wanted with you?—Yes. "Oh," said he, "he wants to speak to you." So I said that I did not want to have anything to say to anyone that day, that I did not know anything about it. Mr. Williamson went away.

35137. When you told Mr. Williamson that you did not want to have anything to say to anybody did he make any answer?—I think he said, "Oh hear what he has to say," or something to that effect.

35138. It was soon after that Campbell came across to you?—Yes.

35139. Now you saw Mr. Foster early in the morning before the polling began?—Yes.

35140. When did you see him next?—I think it was in the middle of the day.

35141. You were walking about Halston-street I suppose, up and down? Did you keep more to one side of the street than to the other?—There is a footpath on one side.

35142. That is at the court-house side?—Yes.

35143. Was there generally one or two of those young men about the steps of the court-house outside the large railings?—Yes there was.

35144. There is a very handy corner at the other side of the gateway—a nice little recess. Was one of them generally there?—Well they were not stationed in any particular place.

35145. Look to that map, (*map handed to witness*), and you will see Halston-street and Green-street with the court-house between them. You will also see there the passage referred to, running from Green-street to Halston-street?—(*Witness referring to the map.*) Yes, there is an iron gate here. This is the place where Mr. Alma was. (*Marks the position on the map.*)

35146. Where this pencil line is drawn is where you were walking backwards and forwards?—Yes, I was there principally.

35147. Was your station from the court-house steps up towards the end of Halston-street where it joins North King-street?—I was up opposite to the Temperance Hall.

35148. Where were you when Mr. Williamson directed your attention to Mr. Campbell? Were you on that beat?—Yes, nearly opposite the Temperance Hall.

35149. We did not get from you the Trinity gentleman's name. Who was his tutor?—I do not know.

35150. Did he live in College?—I don't think so.

35151. Where did he live then in Dublin?—I don't know indeed.

35152. Do you know anyone with whom he was very intimate here?—He was with Dr. Taylor.

35153. Was there anyone else in Dublin with whom he was intimate, so that we might save trouble and time in finding him?—I didn't know any of his acquaintances.

35154. Mr. TANDY.—When did he take out his degree in College?—I don't know.

35155. Mr. LAW.—Had he taken his degree in 1868?—I don't know. That is easily ascertained.

35156. Did he graduate in arts, or was he a medical or engineering student?—He was a medical student. I don't know whether he took his degree in arts or not. However, I can tell myself any part that any of the young gentlemen took in the election that day.

35157. Mr. TANDY.—Did any persons breakfast with you and Mr. Foster on the morning of the election?—These other gentlemen.

35158. Do you mean only the five young gentlemen or the seven?—I think the seven did. I am not sure.

35159. Did any others except them breakfast with you?—Mr. Alma did.

35160. Was there any other person?—I am not aware of any other.

35161. Mr. LAW.—Had it been arranged for some days previous that you were to breakfast together?—Yes.

35162. I suppose from the time that you had secured the services of the young men it had been arranged that you were to meet at breakfast on the morning of the election?—Yes.

35163. Did you ask them or did Mr. Foster?—I think I asked them.

35164. Now, was Mr. Alma's range on that day from the passage from Halston-street to Green-street, along that passage which was open on that day between the two streets?—He was principally from that passage to the court-house.

35165. Between the passage and the court-house steps?—Yes.

35166. Well, between you and Mr. Alma your two beats completed the range from the front of the court-house up to opposite the Temperance Hall?—Yes.

35167. The meaning was that you should not cross each other. You were on one part of the line and he on the other?—Yes.

35168. Now your breakfast was about seven, and I suppose you were in Green-street before eight o'clock, as the polling began at eight?—Yes.

35169. Did the young gentlemen accompany Mr. Foster and Mr. Alma after breakfast to Green-street?—I don't know.

35170. Did you leave them and go to Mountjoy-street for the tickets?—Yes. I left them in the Bilton Hotel.

35171. You went up by yourself?—Yes.

35172. Did you see tickets with any person in the Bilton?—No.

35173. Or did you hear anyone speak of them. Did you hear Mr. Alma mention them?—No.

35174. Then having got the tickets you came down and found the rest of your friends here?—Yes.

35175. You said that Mr. Foster returned about the middle of the day, between one and two o'clock?—Yes, I think some time about that.

35176. Of course you were speaking to him. I suppose he came to see how matters were going on?—No, I think I spoke to him.

35177. Did you see him speaking to Mr. Alma?—Yes.

35178. Did you see him speaking to Mr. Williamson?—I don't remember.

35179. Did you see him speaking to Mr. Williamson except at the time he introduced him to you?—I don't remember.

35180. I gather from your evidence that that was before the election began?—Yes, in the morning early.

35181. When Mr. Foster came back in the middle of the day, do you remember where he went?—No, I just saw him for a minute or two.

35182. Did you see him go to the Temperance Hall?—No, not that I remember.

35183. Were you speaking to Mr. Williamson after the time he pointed out Campbell to you in the way you tell us, or did he speak to you throughout the day again?—I think we spoke on one or two occasions afterwards.

35184. Now on the subsequent occasions what did he speak about? Was it about how things were going on?—He had a list of the state of the poll during the day and he referred to it to me.

35185. To show how things were going on?—Yes.

35186. Did he ask about the number of tickets that you had got rid of?—No, he did not speak at all of tickets.

35187. He kept clear of that?—I don't think Mr. Williamson knew that I had tickets at all.

35188. Did you think he knew what you were there for?—I don't think he did.

35189. Did you see him speaking to Mr. Alma?—I don't remember.

35190. But he knew that Campbell wanted to see you?—Yes.

35191. Did you tell Mr. Williamson, after Campbell had made the request of you, and asked for money, what he wanted with you?—No, I don't remember.

35192. Did you remain on the street or in the precincts of the court-house until after the election was over?—I did.

35193. And you did not leave the street at all?—Oh yes, I was through the city in different parts.

35194. How often were you away from this in the course of the day?—I think about once or twice.

35195. Where did you go on the first occasion?—I went down to Abbey-street, towards the Metropolitan Hall.

35196. I suppose you drove on a car?—No, I walked.

35197. Where did you go there?—To the polling booths.

35198. To see how things were going on?—No, to vote myself.

35199. When you had voted did you return to Halston-street?—Yes.

35200. Well, on the second occasion where did you go?—I think I went to have lunch at the European Hotel.

35201. Then you came back as soon as you could?—I think so.

35202. Were you away canvassing, or on any mission of that kind, during the day?—No.

35203. Was there any person with you at the European Hotel?—No.

35204. Had these young men who were running about any refreshment provided for them?—No.

35205. Not that you know of?—Not that I am aware of.

35206. Did they go to the European Hotel?—I don't think they did.

35207. When was it that you paid these young men?—Sometime after the election.

35208. Was it a week after it, or longer?—I think about a week.

35209. Had you told them beforehand that they would receive a gratuity?—I don't remember having told them.

35210. Of course they understood, either from what you stated or otherwise, that they would get something?—I don't know.

35211. But did you not tell them they would?—I don't remember having told them.

35212. Who was it that fixed the amount at £5 each?—It must have been Mr. Foster.

35213. Then, I suppose, the money was left for you with his sister in so many £5 notes?—Miss Foster gave the money to me.

34214. Was the money you got for the purpose in £5 notes, or was the amount given by cheque?—No, it was in notes. I don't know whether it was in £5 notes or in single notes.

35215. The probability would be that they were in £5 notes for convenience. Do you not remember whether you had to count the notes or merely to hand out a single note to each person?—I think I remember giving out single notes.

35216. Did you take any receipts from the young men?—No, I don't think I did.

35217. I suppose you had a list of them for the purpose of paying them?—No, there were only five.

35218. You did not pay Mr. Foster's two young friends?—No, I did not.

35219. Did you give tickets to them in the course of the day?—I did.

35220. As well as to the other five?—I did.

35221. Do you say that you returned whatever tickets you had over to Mr. Foster?—Yes.

35222. Did you not look, at any time in the course of the day, at the tickets?—I did not.

35223. I suppose you kept them in your pocket and doled them out as they were asked for?—Yes.

35224. How many did you give at a time to each person?—Three or four at a time.

35225. Did you count them?—No, I gave a few at a time.

35226. You handed out the tickets?—Yes, and some were handed back.

35227. Did you not disburse all the tickets?—No.

35228. How many tickets did you give back?—I gave the majority of them back. I distributed very few of them indeed.

35229. Did the seven young men get tickets from you from time to time?—Yes.

35230. How many would you say, or do you believe in your conscience were disposed of by them?—I have not the slightest idea.

35231. Were there 100?—I don't think there were more than half that.

35232. Were there fifty?—I don't think there were fifty altogether.

35233. Did you dispose of a bundle this size (*package of tickets about four inches long produced*)?—I don't think so. There were two bundles about twice that size each.

35234. How much in bulk would you estimate that you had handed back?—I handed back twice that much.

35235. That would be about the whole that you got originally?—Nearly all that I got I returned.

35236. How many bundles did you get?—Two large bundles.

35237. Did each bundle consist of double the quantity in this package?—They appeared to do so.

35238. Were they laid side by side?—Yes. I did not open out the parcel, I tore part of the paper open.

35239. You kept the parcel in your pocket, and gave out the tickets as they were wanted?—Yes.

35240. Was the length of the packet anything like this one (*smaller packet produced*)?—Something like that.

35241. Were there two bundles, each double that size?—Yes.

35422. What quantity did you give back?—I don't know.

35243. At the end of the election did you give back

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December 28.

Dr. Henry George Hall.

to Mr. Foster tickets that you believe would amount to one of the double bundles?—I think I gave back a double bundle unbroached, as well as I believe, besides the better part of the second bundle.

35244. You gave back one double bundle unbroken?—I think so.

35245. How many of the other—the broken bundle—did you give back?—The greater part of them I think, but I don't know.

35246. Were they loose?—No, there was a corner where the breach made them loose, but the parcel was compact.

35247. But it was reduced in size?—Yes.

35248. Do you suppose you actually disposed of as many tickets as there are in this bundle, which would be half a double bundle?—No, there was not half a double bundle disposed of.

35249. Can you say how many less?—I could not exactly say.

35250. Would there have been half that quantity disposed of?—I did not open the bundle in the latter part of the day to see what had been left.

35251. How often did you give the young men tickets?—Several times during the day.

35252. To each of them?—Yes.

35253. Did any of them give you back tickets at the end of the day?—Yes.

35254. Did they give many?—Whatever they had remaining.

35255. Those were loose tickets?—Yes.

35256. How many loose tickets did you get?—I think on the whole I got some sixteen or eighteen. I did not count them. I got a number back.

35257. Did you give all back to Mr. Foster?—Every one.

35258. Did Mr. Foster tell you on any occasion, or did you understand from him where he had got those tickets?—No, he did not.

35259. When he told you to go for the tickets that morning, did it not occur to you to ask him where they came from?—He did not tell me at all.

35260. Did you not ask him?—I did not.

35261. Did you hear the subject of the tickets spoken of that morning at the breakfast-table?—No.

35262. What were you talking of at breakfast time that morning—was it about the weather and your appetites, and so on?—It was a casual conversation.

35263. Well, it was not a casual meeting. How often were you speaking to Mr. Alma in the course of the day?—I spoke to him several times. I don't remember how often. When I met him on the street we would speak.

35264. Did you understand from Mr. Foster that Mr. Alma had been supplied with tickets?—I did not.

35265. Did you understand it from himself?—What induces me to understand it was, that it was my impression he had them.

35266. On that day then you were under the impression that he had tickets, too?—Yes.

35267. By whom did you first hear 76, Capel-street, mentioned—was it by one of the young men, or by some of the voters, or by whom?—I don't know whether it was Mr. Foster who told me first or not. Just as the canvassing or polling commenced, either he or someone there told me where to send the tickets to.

35268. There was a certain bulk of tickets given to you on that day; now, could you tell us about what proportion of the original bulk was gone when you came to return them—was there one-fourth of them gone?—I don't think there was quite one-fourth.

35269. Was there near one-fourth, as well as you can say—was there one-fifth?—There was something like about one-sixth of the size of the package gone.

35270. Would you say there was one-sixth?—I could not really say.

35271. Well, as you did not count the tickets, and nobody expected you would, could you say about what proportion of the original bulk was gone, speaking candidly and fairly?—When I took the parcel out of my pocket I did not remark the original size of the number of tickets, because there were several papers round them, and when I was returning them I did not take off the papers to see how many were gone.

35272. Would you say there was one-fifth of the original bulk gone?—I believe between one-sixth and one-eighth was gone.

35273. That would be one-seventh. Now, as near as you can say—neither saying too much nor too little—was there not one-sixth of the tickets gone to the best of your belief?—I think there was only a small quantity gone from one of the bundles. I don't think that the space taken from the parcel would be more than this size (*witness described about the length of two inches on the package produced*).

35274. Were all the tickets of the same colour?—I did not examine the tickets as I took them out of the parcel.

35275. Were they in a paper parcel when you got them?—They were in two or three papers.

35276. You say there were two double bundles?—Yes.

35277. Were they all in one paper parcel?—No; in two separate bundles.

35278. Well, you say one of those double bundles was not opened at all?—Yes.

35279. You did not open it at all?—No.

35280. Did you return it to Mr. Foster as you got it?—Yes.

35281. Did you not untie the cord?—Yes.

35282. You did untie the cord of the other bundle of course?—Yes.

35283. You took off some of the paper wrappers to get at the tickets, I presume?—Yes.

35284. And you left one end open?—Yes.

35285. Did you take the tickets from the two bundles at the same time, or did you take only from one?—Only from one. I think the individual bundles were tied separately, and were joined in two rows.

35286. Was there anything between the two bundles of tickets to keep them in their places?—I did not open the parcel to examine it.

35287. How did you get the first ticket out?—I tore the paper open, and took it out.

35288. Was it confined by anything?—I don't remember that it was.

35289. When did you return the tickets to Mr. Foster?—That night.

35290. Where?—At his own house.

35291. Was there anybody with you when you went to his own house?—No.

35292. Did you find anyone there?—The two young gentlemen were there.

35293. His two young friends?—Yes.

35294. You must have heard their names then?—I heard their names on one or two occasions, but I quite forget them. I don't know their names at all.

35295. They were not Smith or Henderson?—I could not say.

35296. Did you ever hear either of them called Smith?—No, I never did.

35297. Did you understand from Mr. Foster that these young gentlemen were used in anyway after the election for any other purpose?—I never did.

35298. Did you never hear that they were employed in 24, Dame-street?—I never heard that they were.

35299. Were they staying in Mr. Foster's house when you saw them there?—I don't think so.

35300. Were they relatives of his so far as you could understand?—I don't think they were.

35301. How did he speak of having met them?—These two young gentlemen were two of his friends.

35302. Were they known to the others that you had engaged?—No, I am not aware that they were.

35303. Did none of the others know them?—I don't think they did.

35304. As you were introduced to them, not only on the day of the election, but when you met

them in the evening and had some social chat, did you not get to know where they came from? Were they Dublin men?—I think so, but what they were I don't know.

35305. You would understand from their conversation, and from what they were talking about that they were at home in Dublin?—I would understand that. They were quite juvenile.

35306. Would Isdell be the name of one of them?—I could not say.

35307. You said you would recollect the name if you heard it?—I would not know the name if I heard it.

35308. Was it Connell?—No, it was not.

35309. Or Charters?—I could not say.

35310. Had you ever seen them before?—No, never to my knowledge.

35311. But I suppose you have seen them since?—I saw them on one or two occasions since.

35312. Where?—In the street.

35313. In what street?—In Grafton-street.

35314. Mr. MORRIS.—Were they walking together?—I think I saw them on separate occasions.

35315. Mr. LAW.—About what age were these young men?—About twenty.

35316. Both of them?—No, one was a year or two younger than the other, I think.

35317. Had they whiskers or moustaches?—No, I think not.

35318. Were they what you would call "fair"?—Yes, something like that complexion.

35319. Had neither of them anything like a mustache?—No, I think not.

35320. When you met either one or other of them in Grafton-street, was he with anyone else?—No.

35321. Was he alone?—Yes.

35322. Now, I believe you said that you saw Mr. Foster on the day of the election about the middle of the day, or about two o'clock?—Yes.

35323. Did he return to Halston-street about four o'clock?—Yes.

35324. Then you saw him here after four o'clock?—Yes.

35325. Was that when the election was over?—About the time it was closing.

35326. Did you see him speaking to anybody then but yourself?—I think he was speaking to Mr. Alma.

35327. Did you see Mr. Williamson about at that time?—Not about that time.

35328. Did you see Mr. Foster speaking to Mr. Williamson at anytime that day except in the morning when he introduced you to him?—I do not remember.

35329. I suppose Mr. Williamson was up and down the street all day?—I saw him on several occasions.

35330. Did you see Mr. Fell White?—Yes.

35331. Do you know young Mr. Fell White?—I am not acquainted with him.

35332. You knew him by sight, or at any rate, you saw him that day?—Yes.

35333. Did you see young Mr. Fell White speaking to any of the five young men whom you had engaged?—No.

35334. Or to the two others?—No.

35335. Did you see him coming back from Mr. Williamson and speaking to any of them?—No, I did not.

35336. What was he doing when you saw him?—He was walking from the court-house to the Temperance Hall. I think I saw him once or twice walking back and forward from the court-house to the Temperance Hall.

35337. I believe Mr. Fell White was attended by some young men on that day?—Not by these young men.

35338. Of course not by your young men. Did you see a man or two follow Mr. Fell White during the day?—I did not remark.

35339. Do you know a young man called Goode?—No.

35340. Were there not a great number of young men employed on the day of the election—independent of the five you had engaged, and the other two—in doing other work, such as that of runners?—Yes. I saw a number of them bringing up voters.

35341. Do you know any of them?—I don't remember them.

35342. Do you know the young Isdells?—No.

35343. Or Connell?—No.

35344. Do you know M'Carthy?—No.

35345. Did you know either of the Malleys?—No, I did not.

35346. I suppose you had frequent conversations with Mr. Foster after the day of the election, when there was the prospect of a petition being presented. Did you ever hear from him how he got those tickets?—No, I did not.

35347. Now, could you not form any belief as to how he came by them?—I could not form the slightest.

35348. Did you never hear from him or anyone else how long the tickets were in his house?—I did not.

35349. When were the tickets first mentioned to you by Mr. Foster—because of course it was before you gathered in the young men?—Yes.

35350. Well, that was two or three days before the election?—I think so.

35351. Did he tell you at first that he had got tickets?—No, he did not.

35352. What did he say he wanted the young men for?—To give tickets to the voters.

35353. Did he say when he asked you to select the young men, that he had got the tickets?—I did not know then, whether the tickets were to come from him or not, or from whom they were to come.

35354. You did not know that he had them at that time?—I did not.

35355. After you gave the tickets back to Mr. Foster, what did he do with them?—I do not know.

35356. Did you know any of the young men who were about Green-street, or Halston-street, on the day of the election?—I don't remember.

35357. Do you know Mr. John Judkin Butler?—I have met him.

35358. Where?—At Mr. Foster's.

35359. When was that?—I think some time before the election.

35360. Was it many days?—It was a week or ten days.

35361. Were you both spending the evening there?—No; I casually called in to Mr. Foster, and met this gentleman there.

35362. Was that gentleman a young man?—Yes, about twenty-five years of age.

35363. A slight, fair young fellow?—Yes.

35364. Was this young man employed in the Midland Railway office?—I don't know. He was introduced to me as Mr. Butler.

35365. As far as you know now, try and recollect?—I don't know; he was merely introduced to me.

35366. Do not you know that this young gentleman was a relation of Mr. Judkin Butler's?—I think he was some relation to him.

35367. Did you see him the day of the election—do you remember him going with his grandfather to vote?—No.

35368. Do you recollect hearing that this was his grandson, at the time you called at Mr. Foster's?—Yes, I believe there was something about it.

35369. Was there anybody else with Mr. Foster that evening?—Not that I recollect.

35370. Do you recollect meeting in Mr. Foster's house, on any other night, any other gentleman?—No, I don't remember.

35371. Did you find him alone on every other evening when you called?—Mr. White was there when I called on one occasion, and I remained only for a few minutes.

35372. How long was that before the election?—I could not say.

35373. Or was it after Mr. Butler was there?—I could not say.

35374. Try and recollect now, was it after the election?—No, it was some time before the election, I think.

35375. How long—when you say some time before the election, do you mean a month, a week, or a day?—I could not say. I don't think it was a week.

35376. Some days then?—Some days, I think.

35377. What did Mr. White want with Mr. Foster?—I don't know.

35378. From what you heard of the conversation, could not you form any opinion?—His conversation was about the state of the weather and other general topics.

35379. Did they retire to the study to talk?—No, I got up and left them.

35380. You got up and left them alone?—Yes.

35381. You suspected they wanted to have some private conversation?—Yes.

35382. Did you ever see Mr. Williamson in Mr. Foster's?—Never.

35383. But you saw Mr. Judkin Butler and Mr. Fell White. Did you ever see anyone else when you called there?—I don't remember.

35384. Do you know Mr. Bradburne?—Yes.

35385. Do you know him long?—Not very long.

35386. How long?—I think I first met him at the election of 1865.

35387. Who introduced you to him?—I can't call to mind, but I think I met him in the committee-room.

35388. In Westmoreland-street?—I don't know what committee-room it was, but I remember meeting him at the election in 1865.

35389. Have you ever met him since?—I have.

35390. Have you ever seen him in Mr. Foster's?—No, I don't think I have.

35391. You know Mr. Bradburne pretty well?—Yes.

35392. Have you ever been in his house?—No, never.

35393. Or he in yours?—Never.

35394. Can you recollect the names of any other gentlemen you saw at Mr. Foster's, say within a month of the election, or a month after it?—I don't remember any.

35395. The evening you went up after the election to ask about the rumours of the petition, was there anyone with Mr. Foster?—No, I don't think there was.

35396. Did you understand there was anyone else in the house—did you leave the room where his sister was and go into the study?—I found him in the study.

35397. Alone?—Yes.

35398. Did anyone come in while you were there?—Not that I remember.

35399. Did you see anyone else there after?—No, I don't remember seeing anyone after that.

35400. Are you a friend of Mr. Crosthwaite?—No.

35401. Do you ever remember seeing him there?—I don't know him at all.

35402. Did you ever hear his name before?—I heard it at the trial.

35403. Did you ever hear of Mr. Wilson Johnson?—I heard of him at the trial, but not before that.

35404. Did Mr. Foster tell you he organized an office under the name of Wilson Johnson?—No.

35405. Did you ever hear anything from Mr. Foster as to any office for dealing with out-voters?—No, not to my knowledge.

35406. You heard the name of Marcus on the day of the election?—Yes.

35407. From whom did you hear that—was it from Mr. Foster?—I can't say.

35408. On what day did you hear it mentioned?—I forget now whether it was the day of the election or the next day. I can't say whether it was the day of the election.

35409. Did you understand on the day of the election that this house 76, Capel-street, was Marcus's offices?—Yes.

35410. Did you understand that he had handbills printed for the purpose?—No, I did not know that.

35411. Do you know anything of Forrest?—No, I never saw him.

35412. On any of the visits you paid to Mr. Foster did you ever see Wilson Johnson there?—I don't know him at all.

35413. Do you remember seeing anybody in company with Mr. Foster in his own house on any occasion you went there to visit within a month after the election?—No, I don't recollect.

35414. Do try and recollect now. Did not he call on Mr. Foster as well as you?—I am not aware.

35415. And where did you ever hear of him?—I am not aware.

35416. Did you hear that Mr. Lawlor called on him?—He may have.

35417. But did you hear it?—No, I do not remember it.

35418. Mr. TANDY.—Did you ever dine with Mr. Foster?—I spent evenings at his house. I don't remember dining with him.

35419. Mr. LAW.—You stated that you did hear the name of Marcus in connexion with the office. Did you not know that was the so-called office in 76, Capel-street? Was not that what you understood that day?—I did not.

35420. Who was it, do you think, first mentioned Marcus to you?—I have no idea.

35421. Was it Mr. Foster?—I don't know; I don't think it was.

35422. On the evening of the election when you went to deliver the surplus tickets of course you had some talk about that?—Was it that evening? No, we had very little conversation that evening. I was in a great hurry to get away and Mr. Foster was very busy.

35423. What was he doing?—I think he was going to write letters.

35424. Of course you did not understand when you got this money from Foster to pay these men £5 each, you did not understand it was his own money?—I didn't know.

35425. What did you think?—I didn't know.

35426. But did you believe it was his money that was being dealt with in this liberal way?—I formed no idea about it.

35427. Did you believe it was his own money or money that was supplied for that purpose?—I can't say positively.

35428. I don't ask you to say positively, but when you got this money from Foster was it your belief that it was his own money he was thus distributing so liberally?—I did not know where the money came from.

35429. I did not ask you whether you knew or not. Did you believe it was his own money?—I did not.

35430. Of course you did not. Did you ask where he got it?—I did not.

35431. Had you ever any conversation with him or his sister that would enable you to form a belief as to where it came from?—No.

35432. Did you ever say anything to her about the money paid away?—About the money I had?

35433. Yes, about the money he seemed to have such an abundant supply of; did you say anything about where he got it?—No.

35434. Did it not strike you as a thing worth considering where he got all this money? You know you had a great interest in the matter, and it must have been impossible for this to escape you?—I made no inquiry where it came from.

35435. But though you made no inquiry where it came from, had you any idea where it came from?—I had not.

35436. Did you ever hear anyone else say where the money came from?—No, I did not.

35437. Or where he thought the money came from?—I did not.

35438. How did it happen that you and Mr. Foster being, one may say, in the same boat, you did not ask any questions about it?—I did not.

35439. Why not?—I don't know; Mr. Foster did not wish to tell, and I asked no questions.

35440. Did he show by his manner that he did not wish to tell?—I don't know. When he did not tell me, I did not ask. I was not in his confidence.

35441. You knew him intimately—were a visitor at his house—he used you for this secret service, distributing these cards which you knew were to be taken to 76, Capel-street, and exchanged for money; and yet did you never say a word to him about where all this money came from?—I did not.

35442. Had you any ticket yourself without asking?—I did not know where it came from.

35443. I dare say you did not know, and when I ask what you believe, pray do not answer that "you don't know." Have you any belief or opinion as to where it came from?—I don't know where it came from.

35444. There now, you are slipping back to the "I don't know" again. I do not ask you that; but have you any opinion or belief, as to where it came from?—I don't know where Mr. Foster got it.

35445. I do not ask you whether you know or not, but whether from the time of the election up to this you have formed no opinion or belief, as distinguished from knowledge as to where it came from?—I suspected it was supplied by the candidates at the election.

35446. And why did you suspect that?—I had no reason. I dare say from its being used for election purposes I conjectured it was supplied by them.

35447. That was your conjecture?—Yes.

35448. When did you form that conjecture?—After the trial.

35449. At the time Mr. Foster was getting you to distribute these tickets, or just after it was all over, what was your suspicion then as to where the money came from?—I had not the slightest suspicion where it came from.

35450. Did you ask?—I did not.

35451. You know you had every right to ask because he certainly used you?—He did not tell me.

35452. Why did not you ask him?—Well, I had no object in not asking him.

35453. Mr. TANDY.—Ladies, you know, are sometimes very communicative. Had you any knowledge of where it came from, from your conversation with Miss Foster?—I had not.

35454. Mr. LAW.—When you got this £35 or £40 to pay the young men, where did you get it?—Miss Foster gave it to me.

35455. Had she it in her pocket in an envelope, or in a drawer, or where?—I think she had it in her pocket.

35456. What did she tell you, when giving you the money?—I forget, but she gave it to me in her own drawing-room, and I understood it was to pay these gentlemen.

35457. How many £5 notes did she give you?—I think some of them were one pound notes.

35458. I know, but how many sets of £5 did she give you?—Twenty-five pounds.

35459. That is for your five friends?—Yes.

35460. Were you paid anything for your own services?—I was paid £5.

35461. Was that £5 also paid by Miss Foster, or by Mr. Foster himself?—I think that was paid by Mr. Foster.

35462. To yourself?—I think so.

35463. Was that before or after you got the £25?—After it, I think.

35464. Did you ask for it?—I don't think I asked for it.

35465. You were employed, I think, also on the day of the county election?—Yes.

35466. What were you employed for?—For bringing up voters.

35467. Who was it employed you for that?—Mr. Williamson, I think.

35468. Mr. Williamson and Mr. White, I believe, were engaged at the county election also as well as at the city?—Yes.

35469. Were you provided with a car to bring the voters up?—Yes; but it was more about the courthouse I was than any place else.

35470. About Kilmainham?—Yes.

35471. Were you paid anything for that?—Yes.

35472. How much?—Two pounds.

35473. I suppose you got that from the expense agent?—Yes.

35474. Who was it paid you?—I really forget who paid me.

35475. Where was it you were paid—was it in the office?—I forget where the office was.

35476. Was it the expense agent—you know what I mean—who paid it?—Yes, it was.

35477. Paid by the ordinary expense agent, whoever he was?—Yes, that is as well as I remember. I don't remember exactly.

35478. You were not down in Drogheda—were you?—No.

35479. Were any of these five young men you spoke of at the county election?—I don't know.

35480. Do you remember seeing any of them?—I don't remember.

35481. How soon after the election and becoming acquainted with Mr. Williamson did you see him?—A very long time; some months after that.

35482. Did you see him in the month of December, after the petition was filed?—I do not remember having seen him.

35483. Were you ever in the office in Abbey-street?—Never.

35484. Did Mr. Fell White ever come to you or you go to him?—Never.

35485. Did you give any information as to what you knew yourself?—Never.

35486. When did you next see Mr. Williamson?—I think it was at Mrs. Foster's funeral. I think that was the next time I saw him.

35487. To the best of your recollection was that the first time you saw Mr. Williamson after the day of the election?—I think so.

35488. Had you seen Mr. Fell White in the meantime?—Yes, I had seen him several times.

35489. Where did you first see Mr. Fell White after the day of the election?—Oh, I have seen him in the streets several times.

35490. But where did you see him to stop and speak to him—had you any conversation in the street?—No. Oh, yes; there were one or two occasions.

35491. What was the first time you met and had a chat in the street—I suppose he talked to you about the election, did he not?—Yes, there was one evening I met Mr. White, I think it was in Rutland-square, and we were chatting, walking up and down the square for some little time.

35492. About how long after the election was that?—Oh, it was a considerable time.

35493. I suppose it was before the Christmas that followed the election, before the trial; you remember the trial before Judge Keogh?—I think it was much later than that.

35494. After the trial?—I think so.

35495. Had you no conversation with Mr. Fell White between the time of the election and the time the petition was tried before Judge Keogh?—No.

35496. When you had the conversation with him in Rutland-square, after the trial, was it after Mr. Foster had gone away?—Yes, it was.

35497. I suppose the conversation was apropos of that?—Yes, it was.

35498. Did he mention Mr. Foster's departure, and so on?—Yes.

35499. And then, I dare say you and he had a conversation about Mr. Foster's position?—Yes.

35500. Did he tell you at this time that he had received any communication from Mr. Foster from Paris?—I don't remember.

35501. Was it before or after he had got from Mr. Foster instructions to take counsel's opinion about his position; do you remember Mr. White mentioning that to you?—I did not know whether he was engaged by Mr. Foster at the time.

35502. Did he speak of Mr. Foster's difficulties and position, and so forth?—He was speaking of his being away.

35503. Did he tell you why he went away?—In consequence of the petition, I understood.

35504. Did he tell you that he was in communication with Mr. Foster?—I think so; yes.

35505. Just tell us the conversation; you were walking up and down the square for a time talking about this?—Not very long; just a few turns.

35506. One might say a great deal in that time; did you tell him anything of what you knew?—No.

35507. He knew very well that you were intimate with Mr. Foster; did he appear to know all about it without your telling him?—No, he did not appear to ask anything.

35508. Now, you know at this time the petition was heard?—Yes.

35509. And the whole story of the giving of the tickets was out?—Yes.

35510. Did he appear to know that you had anything to do with the distribution of the tickets—did not he know that?—I am not aware that he did; Mr. White appeared to be very guarded.

35511. But did he not talk to you as if he knew all about the tickets?—No, he did not.

35512. What did he say to you?—I do not remember his speaking at all about the tickets.

35513. What did he say to you about the business of the day of the election; he knew you were in Foster's confidence?—As well as I remember, our conversation was about the evidence given at the trial, that was in the papers.

35514. What did he say?—I forget.

35515. Did he seem very much surprised?—Well, he did not; it was quite a casual conversation—comments on the evidence given in the papers.

35516. A casual conversation would be all the less studied; could you say during the course of the conversation, did he speak as if he knew all about it, and that there was no use in your telling him anything, because he knew it as well as you did; was that the impression the conversation left upon your mind?—Well, it did not touch much at all upon the election.

35517. But surely the whole matter of the election petition was about the election?—He was speaking about Mr. Foster's having gone away.

35518. Was he talking about the part Mr. Foster had played in the election?—No, I really forget.

35519. In the name of common sense what was he speaking about?—He was speaking about the evidence given at the trial.

35520. How did he connect Foster's being away with the evidence given at the trial; what did he say about it?—I think I asked Mr. White where was Mr. Foster.

35521. And he told you he had sent him away, I suppose; what did he say?—He told me where he was staying in Paris.

35522. Did he tell you why he had gone?—No, he did not.

35523. I thought you told us a little while ago that you understood he had gone in consequence of the election petition?—I understood so.

35524. Was that from Mr. White?—Mr. White did not tell me.

35525. You understood it probably from Mr. Foster's sister; did you call at Mr. Foster's house after he went away?—Yes.

35526. Frequently?—No, once or twice.

35527. Did you understand from Miss Foster that he had left this country in consequence of the election petition?—Miss Foster told me that he was so ill that he had to leave.

35528. Did you believe that that was the reason he went away?—I could not say. I believe that he left in consequence of the election petition.

35529. Do you not know that that was the reason he went away?—I knew him to be very unwell.

35530. But he was not so unwell that he could not stay in this country for some time longer; do you not believe that he went away, as everybody admits, in consequence of the petition?—I do.

35531. Did you understand from his sister how long he was likely to remain away?—No, she could not tell me.

35532. I believe he lost his appointment soon after the judge's decision, had not he?—I do not know, I am sure.

35533. Did you ever understand what difficulty there was about his coming home?—No; I did not know anything about it.

35534. Did you ever hear that even if he wished to come home there were reasons to prevent his coming?—No; I did not.

35535. Did you ever hear that he was under any honorary or other obligation to stay away?—No.

35536. Did you ever hear as sworn to by his friend Mr. Browne that he would be glad to come home, and tell us all he knew, but that he does not want to involve the names of other people?—I saw something of that in the paper.

35537. You mean that you read the evidence of Mr. Browne?—Yes.

35538. Now Mr. Browne appears to be an intimate friend of his; did you ever see him in his house?—I did.

35539. When did you see him?—After Mr. Foster left.

35540. After he left this country?—Yes.

35541. On some of the visits that you paid to his sister?—Yes.

35542. You met Mr. Browne?—Yes.

35543. Did Mr. Browne, conversing about Mr. Foster's absence, tell you that he had heard from him?—I don't remember.

35544. Did you hear him say that he had letters from him?—No; I don't recollect.

35545. Did you hear Mr. Browne in Mr. Foster's house speak of his keeping away, not for his own protection, but to protect others; did you ever hear him say anything of that kind?—He may have said it, but I do not remember.

35546. You say that you saw it in the papers; do you mean by that that you saw Mr. Browne's sworn testimony in the papers?—Yes.

35547. Had you ever heard before anything that led you to think when you saw it in the papers that that was the true reason of Mr. Foster's absence?—Well, I never heard anything previously to indicate that.

35548. Did you ever believe that there were other people in the back ground whom Mr. Foster was anxious to protect? Did you ever think that before you saw Mr. Browne's testimony?—I do not know.

35549. There again, you are getting into the difficulty of referring to your knowledge in place of your belief; did you believe at any time that Mr. Foster was keeping away, not altogether for his own protection, but to avoid disclosing the names of others?—I could not say.

35550. Did you ever think so until you saw that Mr. Browne stated it on his oath?—Well, I did not form an opinion. I did not think about the matter at all.

35551. Why did you think Mr. Foster was staying away?—Well, indeed, perhaps it is to prevent other people being involved.

35552. You thought that at the time?—I did not think anything particular about it.

35553. Are you aware that he was anxious to come home?—No.

35554. Do you know that he wrote letters saying he was very tired of continental life, and wanting to get back?—No; I do not.

35555. Did you ever hear anything that led you to think that Mr. Foster was keeping away not for his own sake altogether, but rather for the sake of others?—I do not remember having heard anything to—[*unfinished.*]

35556. Did his sister ever tell you anything of that kind?—She may have, but I do not remember.

35557. Now, do you not believe that she did?—She may have, but I have no recollection.

35558. Do you believe that his sister told you something to that effect?—No; I do not remember her ever telling me.

35559. But do you believe she did?—Well, till you drew my attention to it now I never thought of the matter.

35560. What do you think of it now; do you believe that she ever told you anything of the kind—not those words, but anything to that effect?—She may have told me, but I do not remember her having told me. It is probable she might have told me.

35561. Did you ever hear whether Mr. Foster was supplied with any other resources than his own while away?—I did not hear.

35562. You never heard anybody speak of that?—Never.

35563. I suppose you know that a gentlemen whose office, whilst he retained it, was only worth £300 a year, had not large resources of his own; how do you think he has been living in the Rue Castiglione for the last year?—I have no idea at all.

35564. Have you had any letters from him?—I had, sir.

35565. How often—every month I suppose?—I have had a number of letters from him since he went away.

35566. When did you get the last letter from him—The last letter was about a fortnight ago.

35567. Where is it?—It is destroyed.

35568. When did you destroy it?—About ten days ago, I think.

35569. Was that after our summons had been served at your house?—No; I think it was before that.

35570. When did you learn first that a summons had been served at your house?—On Thursday last; on Thursday about twelve o'clock.

35571. Had you received no intimation in any way that a summons had been duly served for you at your home?—No.

35572. Did you give instructions when going away last September, that nothing of the kind should be sent after you?—No.

35573. Eh?—I did not.

35574. When you were leaving home in September, I believe Mrs. Hall said you had discussed the possibility of this commission sitting?—I might have.

35575. Well, did you?—I think I made some allusion to a commission likely to sit, in a casual way.

35576. Did you give directions that no communication of that kind should be sent on to you?—I did not.

35577. Did you date your letters as usual in the course of the last month?—I did not.

35578. And why did you not?—I did not want to be disturbed.

35579. You did not want, in fact, to be brought over here?—Yes.

35580. It was not, perhaps, unnatural on your part; the last letter of Mr. Foster which you received about a fortnight ago, you destroyed ten days ago?—Yes.

35581. Had you his other letters at that time?—I had some three or four.

35582. Did you destroy them at the same time?—The whole of them.

35583. Now, speaking honestly and candidly, did you not destroy those letters that you need not have to produce them if brought over here?—I did.

35584. Now, tell us did Mr. Foster, in any of those letters, refer to any person by name for any purpose—did he mention the name of any friend in this country?—No; I am not aware that he did.

35585. In any part of the correspondence with him, has there been any mention or reference to friends in this country or in England that supplied him with funds?—No; none whatever.

35586. Have you any idea now, as a gentleman, from the correspondence with him, or from the conversations with his sister, as to from what source Mr. Foster has been maintaining himself?—He never told me.

35587. Could you gather from his correspondence that there were some persons, whoever they were, who were supplying him with funds?—No; not in the slightest way.

35588. Why did you destroy the letters—what was in the letters to cause you to destroy them?—There was nothing particular.

35589. There must have been something particular, because you were not a foolish boy to destroy letters with nothing in them?—Well, I did not like Mr. Foster to be implicated.

35590. But Mr. Foster's implication is beyond our help; and besides we have nothing to do with Mr. Foster's innocence or guilt; what was in the letters that you did not wish us to see?—I destroyed all his letters.

35591. What was there in them—they were more than merely friendly letters, or you would not be afraid of his being implicated; what was there in them to implicate him?—Well, there was nothing particular in them to implicate him.

35592. Why did you destroy them—you say you destroyed them because you did not want to have him implicated; what was there in them in reference to the matters we are inquiring about here?—I think I remember writing to Mr. Foster about this commission being about to sit, and he wrote back to say that it would sit, and I should be likely to be brought over, and he wrote to me to say to tell the truth, the whole truth, about anything I knew, and in one of those letters he said, "I don't think you will be able to give much information—or know much"—he said something to that effect.

35593. That was rather a suggestion that you had not much information to give; you were not afraid of keeping that back from us?—Well, there was nothing particular in the letter, but I destroyed them all with a number of other letters.

35594. Whom were they from?—From my own family; and letters from other acquaintances quite foreign to this matter.

35595. Had you any letters from anybody else who had any dealings with, or any connexion with, this election?—None.

35596. And why did you take this fit of destroying letters about ten days ago—had you had a letter at that time from anybody in this country, advising you to burn all those letters?—None, but the members of my own family.

35597. Had they suggested to you that you should burn or destroy the letters?—Not a word.

35598. Had you read in the newspapers anything that induced you to destroy the letters?—I read one or two articles in the paper.

35599. Did you read any evidence?—I think so; I think it was the evidence in one of those papers that induced me to destroy them.

35600. What was that evidence?—Some witness.

35601. Mentioning your name perhaps?—No, but destroying any correspondence they had.

35602. And was that held up in the leading article as a commendable proceeding?—Not in the leading article; it was in the ordinary evidence.

35603. Was it Mr. Fell White's evidence, in which

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he deposed that he kept all those letters up to a certain date and then burnt them?—It may have been Mr. White's evidence.

35604. Do you think, as a gentleman, that that was an honourable, or candid, and proper course to take?—Well, I think it was; there was nothing particular in the letters.

35605. If there was nothing in them why should they be destroyed; we were not going, I need not tell you, to inquire into family matters. You see a witness, like yourself, lays himself open to observation by needlessly, as you say now, destroying letters?—I might have kept them.

35606. And nobody in his senses believes people destroy letters because there is nothing in them; you would find it very hard to satisfy a jury of that. Had you any letter, by-the-by, from anybody in this country who was connected with the election for the last month?—No.

35607. Did you hear from Mr. Williamson?—No.

35608. Mr. Fell White?—No, I did not.

35609. Mr. Bradburne?—I did not. No.

35610. From anybody?—No.

35611. No one but members of your own family?—No.

35612. Did they tell you that any person had asked them to make a communication to you? Did any of your family, in writing to you, say that anybody asked them to make any communication to you?—No, I am not aware they did.

35613. Was there any message conveyed to you through your family from a person who did not write to you himself?—No.

35614. Did you desire your sister to destroy letters of yours that might come?—I think so.

35615. When did you tell her that?—I do not know; some time ago.

35616. Was it after you had destroyed your own letters?—I think about the same time.

35617. A general letter-destruction took place about that time I believe. Now, this last letter that Foster wrote you about a fortnight ago—that was after this Commission opened—was not it?—Yes.

35618. What allusion did he make to the Commission?—He said that it would be likely I should be called over.

35619. Did he tell you that he had been summoned himself?—No, I do not think so.

35620. He did not tell you that he had got a summons and letter from the secretary?—I do not think he did.

35621. Did he say anything about having got an intimation that we should be glad to see him if he would come over?—No, I do not think he did.

35622. Had you written to him yourself before that?—Yes.

35623. What did you write to him about?—I wrote to him about a rifle.

35624. And did he in reply to the rifle open upon the Commission?—He made some allusion to the Commission.

35625. He said you would be certain to be sent for, and to tell the truth?—Yes.

35626. But to recollect you did not know much?—Well, that was not the way.

35627. It was not, perhaps, put so nakedly as that; but his opinion was that you did not know much about it?—He told me to tell what I knew candidly.

35628. But that you did not know much about it?—Some allusion of that kind.

35629. Now, when had you heard from him before that?—I think about a fortnight before that.

35630. Did you correspond with him fortnightly?—No, not exactly; sometimes about a month or six weeks.

35631. What was the letter before that about?—I think it was giving a description of different places he was at on the Continent.

35632. Was there any allusion to the election or Commission, or anything of that kind?—I do not think there was.

35633. And that too was a very harmless letter to destroy. Mr. Foster writes a very pretty hand, and we should have been glad to see his letter, giving a description of Parisian life?—Well, I do not think it was giving a description of Parisian life.

35634. Well, St. Cloud, perhaps, or Spa?—Well, Spa, I believe. He appeared to be tired of the place.

35635. Was he in Paris at the time of the late election? Did he compare how they did these things in France?—I do not know.

35636. He did not say that they manage these things better in France?—I do not recollect that he did.

35637. He seems to have compared our system with the French in some of the letters to Mr. Fell White. Did he not institute any comparison between our system and the French system in any of his letters to you?—I do not think he did in any of the letters to me.

35638. How many of his letters had you ten days ago; four or five?—I think I had three or four.

35639. Well, the Spa letter was taken up with the enjoyable life he had there?—Oh, it was not an account of life there, but a description of the place.

35640. He was tired of it?—Yes.

35641. I believe his sisters joined him there?—I don't know, I am sure.

35642. They left this country at all events, soon after his mother's death?—I believe they did.

35643. Has he been ever over, as far as you know, since?—I am not aware that he has.

35644. Have you seen him since the time of the election, or soon after? Has he ever been over to London?—No, I have not seen him since he went away.

35645. Since he went away first?—Yes.

35646. Did you ever hear of his being in London since he went away first?—He may have been over.

35647. As far as you have reason to believe, has he been in England at all since he first went to France?—I do not know I am sure; I think he came to meet his sisters.

35648. When they were going over last summer?—Yes.

35649. Did you ever hear of any friend from Ireland going over to France to see him?—No.

35650. Did you ever hear of anyone going over there?—No.

35651. Or to Belgium?—No.

35652. Did you ever hear that Mr. Crosthwaite was spending some time with him in Paris?—I learned it by the papers.

35653. Not otherwise?—Not otherwise.

35654. He did not allude to Mr. Crosthwaite as being on a visit with him, when he wrote to you in the early part of the year?—He did not.

35655. Have you ever been in Paris yourself?—Never.

35656. Did I understand you to say, that nobody ever intimated to you in any way, that a summons had been left at your house?—Not till Thursday; that is the first intimation that I got of it (*handing in a telegram*), and this is the answer (*handing in another telegram*).

35657. We do not want to read it; what is the date?—The 23rd of December.

35658. Where were you when that was sent to you?—At the Royal Victoria Hotel, Netley.

35659. You had been in London some few days before?—Some short time before.

35660. Have you been practically at Netley for some time back?—Yes.

35661. You left this I believe for the purpose?—I went over to London, and from that I went down to Netley.

35662. Have you never heard from anybody how Mr. Foster was enabled to visit fashionable watering-places, and spend the winter in one of the best streets in Paris?—Never, he never let me into any of his private affairs.

35663. Did you never hear that?—I never heard.

35664. Did you ever hear from Mr. Foster at the time of the election, that there was any organization in Dame-street for dealing with voters of any kind?—No, I never did.

35665. Did you hear that there was a car fund for jaunting people up to the poll?—I do not remember hearing distinctly. I heard of there being some arrangement for conveying voters to the poll.

35666. Did Mr. Alma never say anything to you that morning—he had something to do with one of those offices—did he not allude to the place he had in Dame-street?—He did not.

35667. Mr. TANDY.—When was it that you arranged to breakfast in the Bilton Hotel?—I think it was the day before the election.

35668. Was it the morning or night?—I don't know which. I know it was a day or two, at most, before the election.

35669. Mr. LAW.—Did you ever call at the Registry of Deeds Office to see Mr. Foster?—Never.

35670. Did you know any of the people there?—No.

35671. There were some of them on your committee; were there not? Mr. Young for instance?—Oh, Mr. Young—Yes.

35672. Did you ever call at the Registry of Deeds Office to see him?—Never called at the Registry of Deeds Office to see anyone.

35673. Are you acquainted with Mr. Barker?—No.

35674. I asked you some time ago about your canvass; when a freeman—I suppose the thing did happen occasionally to you as well as to other people—gave you a dubious answer, or perhaps even went the length of saying that he would like to have some reason for voting for Guinness and Plunket, how did you put him down; did you put him down as voting conditionally?—No.

35675. How did you put him down?—Doubtful.

35676. Was "doubtful" a technical term? Suppose a fellow asked for money, what did you put down? Suppose a bare-faced fellow said, "I won't vote unless I get a £5 note"?—I got special orders to say we would not give any money.

35677. Still, if a man said, I will vote for Guinness and Plunkett, but I shall expect to be paid a £5 note, and won't vote unless I get a promise to have it; how would you put him down on your list?—I would take his answer that he would vote for Guinness and Plunkett.

35678. You would take that part of it?—I would take that part of it.

35679. Suppose he said, "I won't vote for Guinness and Plunket unless I get a five-pound note," how would you distribute that sentence?—Well, I don't know; I never met any case of that kind.

35680. Do you remember people whom you called upon saying that they thought they could influence others?—Yes.

35681. Do you remember freemen saying so?—Yes.

35682. Do you remember a man named Beckett?—I think so.

35683. Was he a man who said he could influence others?—He may have said so; I do not know.

35684. I suppose in that case you would have put down, "says he can bring up so many people to the poll"?—I have done that on several occasions.

35685. I suppose a number of people told you they could not afford time to go to the poll?—In my canvassing several people wanted to know if they were to be paid for voting.

35686. Mr. MORRIS.—And what did you put down for that?—I would take no notice of that.

35687. Mr. LAW.—Suppose a fellow said, "I should like to vote for Guinness and Plunkett, but I should like also to have something for it," did you take that man down at once as a certain voter, although it was pretty plain that he meant to be a conditional voter?—If a man said that I would put him down as a voter.

35688. Did you ever make a return of people who promised to vote conditionally?—No, not that I remember.

35689. Suppose it had been intimated to you, either by a man or by his wife, that he would probably vote the right way, but that his wife would expect a present—did that ever happen to you?—No; I do not remember.

35690. What streets did you canvass?—I canvassed Eccles-street.

35691. But there are very few freemen there?—There are some.

35692. Did you canvass such a place as Ormond-quay?—Yes, I did.

35693. Did you canvass Liffey-street?—It is an unpleasant street. I was down in that locality; I do not remember exactly the streets down there.

35694. But nearly everybody knows Liffey-street. Do you remember tripping over the furniture in trying to canvass them?—I do not know; one Liffey-street I may have canvassed; I canvassed a number of those back streets there.

35695. Beckett lives in Liffey-street—that is the reason I ask you?—Yes.

35696. Did Beckett say that he "could bring up sixteen others to the poll if it was made worth his while"?—He did not say so to me that I remember.

35697. Do you remember canvassing Great Strand-street?—I do not remember.

35698. Do you remember canvassing in Jervis-street?—I think I canvassed Jervis-street, but I do not remember the names of the streets I did canvass.

35699. Did you canvass in Middle Abbey-street?—I could not tell you the number of the streets or the individual streets.

35700. You know Little Denmark-street?—No, I do not know it.

35701. Did any man suggest to you that he would like to vote for Guinness and Plunkett, but that, on the other hand, he would like you to buy a bird from him?—No.

35702. You do not remember that?—No; no one made such a suggestion to me.

35703. Was there anybody else that canvassed freemen in your ward except yourself and Cowan?—Oh, yes; I understood several men to be specially out canvassing.

35704. Canvassing through the street?—Yes.

35705. Were not instructions sent from the central office that some of each ward committee should be told off to look after the freemen?—Yes.

35706. Printed instructions; and Mr. Arthur Cowan and you were told off to canvass jointly the freemen of your ward. Now, do you recollect whether any man called Atkinson, for example, in Jervis-street suggested to you that he would like you to buy a bird from him?—Not to me.

35707. Were you and Cowan always together when you canvassed?—No; there were some occasions when he went to look for some voters—whether they were in at the time I called or not.

35708. Do you remember any fellow saying that he would vote for the best pay?—Yes, there was one or two.

35709. Who said that?—I do not know.

35710. Whereabouts were they—were any of them in Liffey-street?—They were in some of those back streets; but I remember several men made use of that language.

35711. Do you remember a man in Upper Abbey-street saying you ought to make a present to his wife?—He may have said so, but I do not remember the instance.

35712. You did hear some people—freemen—say that they would vote for the best pay?—Yes, one or two said so.

(Adjourned.)

TWENTY-SIXTH DAY.

December 29.

Dr. Henry George Hall.

TWENTY-SIXTH DAY.

WEDNESDAY, DECEMBER 29, 1869.

Dr. *Henry George Hall*, further examined.

35713. Mr. LAW.—Have you ascertained the Christian names and addresses of the young gentlemen whose surnames you gave us last evening?—I have not.

35714. May I ask you why you have not?—I have not had time since yesterday; I thought I would have been able to have got all, but I have not had time.

35715. Have you done anything towards it?—I called at the house of Dr. Taylor, but they could not give me the exact names.

35716. Is Dr. Taylor in Dublin?—No, I called at his house in town.

35717. Has he a town house?—His mother lives in town.

35718. Where?—No. 8, Sackville Gardens.

35719. Did you write for the information?—No, I will try to find it out.

35720. You know we expected that a gentleman like you would try at once to find out what we have required—you will facilitate the discharge of our duty, as well as yourself in returning to your pursuits, by acting on your promise. This is an inquiry the Legislature has thought fit to institute, and you are not to regard yourself here as a party-man—no matter what the consequences may be to any persons, you are bound to give us every information we require?—The only opportunity I had was last night.

35721. Had you not the power of writing—why did you not write to Dr. Taylor to ascertain the names of the others to whom you referred? I suppose he knew better than his mother did—do not you see the thing is absurd. Let us not hear anything more of this trifling?—I shall write to Dr. Taylor to-day.

35722. How long have you known Mr. Bradburne?—I first met Mr. Bradburne, I think, at the election of 1865.

35723. Who introduced you to him?—I don't remember, but I think I met him in the committee-rooms in Dorset-street.

35724. What were you doing then?—I was canvassing.

35725. Were you upon the committee?—I think my name was returned in some book.

35726. Do you believe you were on the committee?—I took no part in it.

35727. You told us you took almost no part in the election of 1868—the books tell the contrary—and we have the other books which tell us the contrary in this also. I do not ask whether you were there every night, but did you attend the committee meetings from time to time, at the rooms in Dorset-street?—I did.

35728. Were they held in the same house—Stevenson's house?—Yes.

35729. Who was the chairman of the committee?—There were various chairmen.

35730. Who was the chairman appointed and published, as Mr. Norwood was the chairman of your last committee?—I really cannot tell.

35731. Who was secretary?—I don't know.

35732. Who was solicitor?—I don't remember.

35733. Mr. Lawler?—No.

35734. Mr. Barlow?—No.

35735. Was Foster a member of that committee?—I don't remember seeing him there in 1865.

35736. I did not ask you that, but can you form any opinion whether he was a member of that committee?—I cannot form the slightest opinion.

35737. You were tolerably active in 1865?—No, just as a canvasser.

35738. But very active as that?—I canvassed a little—not very much.

35739. Did you render efficient service to the cause in 1865?—No, not particularly.

35740. Was your effective service in 1865, the reason why you were appointed to the novel office of superintendent of the Inns-quay ward working committee in 1868?—I don't know—I am not aware.

35741. Did you ever understand that your previous services were gratefully acknowledged in 1868?—They may have been.

35742. Did you ever hear they were gratefully remembered?—I remember Mr. Lawler saying I canvassed very well in 1865.

35743. Can you form any opinion whether the service you rendered in 1865, was the reason why you were selected to fill the office of superintendent of the Inns-quay ward working committee?—No.

35744. Did anybody ever tell you that was the reason?—Not that I remember.

35745. In the committee meetings at which you sat in the Inns-quay ward, you recollect the interesting names of Hassett and Beckett, who were constantly sitting beside you?—Yes.

35746. Neither of them I suppose hinted about the likelihood of getting anything?—They may have done so—I don't remember.

35747. Did Beckett ever intimate to you, or did you hear he had intimated that he would expect something for his trouble?—I don't remember.

35748. Did you hear at the time he had?—No, I might have seen it in the papers.

35749. Did you believe that Hassett and Beckett, were persons who had not taken and would not take a bribe?—I had no thoughts upon the matter.

35750. Where had you canvassed in 1865?—Some street off Capel-street.

35751. Was your canvassing confined to freemen or rated occupiers?—I think it included all.

35752. General canvassing?—Yes.

35753. What part of the neighbourhood—was it part of the northern side?—Yes.

35754. Who canvassed with you?—I do not know the man's name.

35755. I find your name as attending a meeting in the committee-rooms at 107, Dorset-street, so early as the 2nd October, 1868, when it was proposed by Mr. Foster that a working committee, meaning, I presume, a secret committee, be appointed, and the following persons were selected—Mr. S. T. Bradburne, Mr. George E. Young, Mr. Foster, Mr. Stevenson, Mr. Herbert Moore, Mr. Joly, Mr. Lawler, Mr. Kennedy, and Henry George Hall. Then I find upon the 5th of October, a meeting at which you were present with Mr. Foster and others, when it was proposed by Mr. Foster, and seconded by Mr. Young, that Henry G. Hall be appointed superintendent of the ward, "in order to secure his services, which were so effective at the last election." Were you present?—I don't remember. I think there were some meetings at which my name was entered as being present, when I was not present.

35756. That is not the usual way of doing business, and in the absence of the man who made the entries, we must assume them to be correct?—I did not make them. Some of those meetings I did not remain long at, at all.

35757. But they were made by the secretary of a committee of which you were a member and superintendent, and we assume the entries to be correct. If these were false entries, you should have corrected them at the time?—The entries may not have been false. I may have been there for a few moments.

35758. What were your effective services at the election which Mr. Foster and the solicitor were so anxious to secure—that was the 5th of October, and your services were so important that they wanted to have them secured?—That was only in reference to canvassing.

35759. Who put you to canvassing at the election before that?—I do not know who the members of the committee were.

35760. Who asked you to join the committee of 1865?—I forget really.

35761. Had you been engaged on election work before that?—I think that was the first time.

35762. Are you sure—where were you in 1865? Were you in college?—I was in college. I was going through the Royal College of Surgeons.

35763. Following your professional studies?—Yes.

35764. Had you prior to that been engaged in any election work; had you anything to do with election matters up to 1865?—I think the election before that—the 1859 election.

35765. What were you doing at the election of 1859?—I was engaged on the day of the election as poll clerk.

35766. Who appointed you?—Mr. Norwood.

35767. Did you know Mr. Foster at that time?—No.

35768. At that time you lived in Nelson-street, nearly opposite to Mr. Norwood?—Yes.

35769. Did I understand you to say that you were indebted to Mr. Norwood for your appointment at that time?—Yes.

35770. Had you worked at any time before the day of the election?—No.

35771. Between that and 1865 were you engaged in any way with election matters, or had you anything to do with municipal elections?—No.

35772. Did you canvass in 1859?—No.

35773. Then you were merely appointed as a good penman to act as poll clerk in 1859, and paid whatever the amount was?—I was not paid anything.

35774. You got no payment?—No.

35775. At all events you acted?—Yes.

35776. What booth were you in? Was it in Green-street?—I think it was in Green-street, but I do not remember.

35777. The booth was situated hereabouts at all events?—Yes.

35778. Who was associated with you?—No one with me in particular.

35779. Who was inspector of the booth?—I was part of the time in Westmoreland-street, running backwards and forwards.

35780. Were you a poll clerk or a runner?—I brought slips part of the time.

35781. And the rest of the time did you mark the votes?—I really forget; I was at different things during the day.

35782. You were not poll clerk, but were engaged to carry the slips—the results of the polling at different hours?—Yes.

35783. Were the committee-rooms in Westmoreland street, in 1859?—I don't know that.

35784. When you brought the returns from here to the committee-rooms, where were they?—There was an office in Westmoreland-street.

35785. When you left with the slips of paper where did you go?—To Dorset-street.

35786. In 1859?—I brought several slips up to Dorset-street.

35787. In 1859?—Yes.

35788. To the same house?—Yes.

35789. Was that always used as a committee-room?—I believe so.

35790. Did you bring any of those slips across the town, to the other side of the water?—I don't remember that.

35791. Is your recollection that any slips you did bring in 1859 you brought to Dorset-street?—Yes, that is my recollection.

35792. To whom did you give them?—I don't know; there was some man in charge, but I don't know who he was.

35793. Who was it selected you in 1865 for the electioneering work?—I think my name was upon the books from the previous election, and they sent a circular requesting me to attend the committee, as everybody else got a circular.

35794. You were a very young man in 1859?—Yes.

35795. Were you of age?—No, I was not.

35796. Then your name would only appear as a runner or something of that kind. Who told you about the meetings of 1865?—I do not know who told me; some one met me and asked me to go down to the meeting in Dorset-street, but I cannot remember who——

35797. Whom did you come in contact with in the course of electioneering work in 1865?—I think I met Mr. Norwood; I don't remember whom I met.

35798. Were you ever in the central office in Westmoreland-street, in 1865?—I was. I have been there.

35799. Where Mr. Gibson and Mr. Atkinson were?—Yes; I have been there.

35800. Do you know Mr. Atkinson?—I think I would know him if I saw him. I am not acquainted with him.

35801. I suppose you know him as the predecessor of Mr. Hodson?—Yes.

35802. Are you a freeman yourself?—No.

35803. A rated occupier?—Yes.

35804. Do you remember seeing Mr. Atkinson in the central committee-rooms in 1865?—I think so.

35805. Did you see Mr. Foster in the committee-rooms in 1865?—I don't think so.

35806. You say you first became acquainted with Mr. Bradburne at the election in 1865, in the committee-rooms in Dorset-street?—Yes; I think so.

35807. How was it you made his acquaintance?—I don't remember.

35808. It is not so long ago, only four years?—I think I saw him come into the committee-rooms; he made inquiry as to how the lists were being made out. I then inquired who he was, and I was told that he was Sir Arthur Guinness's private secretary.

35809. Having ascertained that, did you make his acquaintance immediately?—Not immediately.

35810. How did you become acquainted with him?—I don't remember. I forget how it was that I became acquainted with him.

35811. Was that the first place you saw Mr. Bradburne?—It was.

35812. Did anyone introduce you to him, or him to you?—No, I think not.

35813. Did you go up and speak to him without any introduction?—We spoke to each other in the transaction of business.

35814. Did you know Mr. Foster at that time?—I don't think I did.

35815. Who introduced you to Mr. Foster?—I don't remember. I think I met him at the committee-rooms in the same way.

35816. Is it your belief that no one introduced you to Mr. Foster?—I don't remember where I first met him.

35817. Is it your belief that no one introduced you to Mr. Foster?—I don't remember being introduced to him.

35818. Do you conscientiously believe that you were not introduced to him?—I really cannot remember how I met him first.

35819. Is it your belief that no one introduced you to him?—I don't think I was formally introduced to him.

35820. I did not ask you whether you were formally introduced to him—I asked you is it your belief that no one introduced you—I do not care whether formally or not, to Mr. Foster?—No; I was not introduced at all to him by anyone that I remember.

35821. Do you remember the first evening, or the first occasion that you saw Mr. Foster?—I do not.

35822. I am afraid we are getting back again into the region of mists?—I saw Mr. Foster a long time before I saw him in the committee-rooms in Dorset-street.

35823. Did you know him by sight?—Yes.

Dr. Henry George Hall.

35824. Did you know that he was an active man about elections?—No; I did not.

35825. You knew his appearance?—Yes.

35826. Did you know his name?—Yes.

35827. Did you know what he was?—I did not, I think.

35828. I believe you at one time lived very near him?—Yes, I lived within a few streets of him.

35829. Had you ever met him in society before you saw him in the committee-rooms in Dorset-street?—No, I had not.

35830. Did you know any mutual friends of his?—I did not.

35831. Do you mean to say that, having in the beginning of your public life become acquainted with Mr. Foster, who we now know had assumed somewhat of a public position, you cannot tell how you made his acquaintance?—I don't remember how it was. I think it was in connexion with the election. The first time I became intimately acquainted with Mr. Foster was at the election of 1868.

35832. I did not ask you that—you know that Mr. Foster proposed, and his friend Mr. Young seconded, a resolution to the effect that, in consequence of your very efficient services at the election in 1865, you should be selected superintendent of the working committee; that, we believe, must have been for something, and if you think you will disabuse our mind of that impression, you are greatly mistaken?—I really cannot tell you how I became acquainted with Mr. Foster.

35833. If we do not get from you, not only now, but through the progress of this inquiry, perfectly candid evidence, and if we are not perfectly satisfied that you are not concealing or withholding anything that you believe or suspect in this matter, it will be our duty to mention you as a very prominent gentleman connected with this transaction?—I am not concealing anything whatever.

35834. I do not believe, and I am sure my brother Commissioners do not believe, that all that happened within the last three or four years is so vague and hazy as you at times represent. It is difficult to believe that a young gentleman entering on politics for the first time, and introduced to a well-known politician like Mr. Foster, cannot remember how he made such an acquaintance?—I am throwing all the light I can on the matter.

35835. We are disposed to think that you are not?—I will tell you all I know. I will throw all the light I can on it.

35836. You will serve your own interests by doing so—it is not only your duty, but your interest to do so. It is your duty to yourself simply to throw all the light you can on the matter, and not conceal anything?—I have no object in concealing anything. I will tell you everything I know about it.

35837. Did you become acquainted with Mr. Young in 1865?—I think it was in '68 I met him.

35838. Where did you meet him?—In the committee-rooms.

35839. Did Mr. Foster introduce you to Mr. Young?—No.

35840. Did you ever see Mr. Foster and Mr. Young together?—I don't remember seeing them together.

35841. When was the first occasion in your life that you were at Mr. Foster's house?—I think the first time I was at Mr. Foster's house was about three weeks or a fortnight before the election.

35842. Were you not at his house before that?—No; not before that.

35843. Had he ever been in your house? Had he ever called to see you before that?—No; I think not.

35844. Had you ever met him in any other person's house before?—No; I never had.

35845. Is it your recollection that Mr. Foster first made you acquainted with Mr. Young?—I don't think he did.

35846. Mr. Young seems to have recognised you in the important service you rendered in 1865; if he did not know it himself, he took someone's word for it. Did you know young Mr. Purcell in 1865?—No.

35847. Where did you meet him?—I met him at college. He was going through the College of Surgeons at the time.

35848. Was it not before 1865 you were pursuing your studies in the College of Surgeons?—I did not meet him then. I did not know him in '65.

35849. Did you know Mr. Purcell by sight in 1865?—I don't think so.

35850. Did you know Mr. Foster in 1865?—I don't remember knowing him in '65.

35851. Did you not tell us that the first place you met Mr. Foster was in the committee-rooms in Dorset-street before the election in 1865—you told us you knew him two or three years before 1868. I supposed you meant by that the election of 1865?—I don't remember anything about the election of '65. I forget all about it; the people I met at that election were all strangers to me. I was only there a few days, and I lost sight completely of them afterwards.

35852. When did you meet Mr. Lawler first?—Some years ago. He was then living nearly or almost opposite to me.

35853. That was when you lived in Nelson-street?—Yes.

35854. I suppose you knew him very well; is he an old man?—He is rather an old man.

35855. You knew him by living in Nelson-street?—Yes.

36856. Was it in Nelson-street or in Berkeley-street he lived?—In Berkeley-street.

35857. Did you ever meet Mr. Lawler in society?—Never.

35858. How did you become acquainted with him?—I met him casually in the street, and I spoke to him.

35859. You surely do not speak to every one you meet in the street?—I knew him. I used to talk to him; we used to salute each other when we met.

35860. Who was the gentleman appointed chairman of the secret committee—the working committee?—I don't know.

35861. You were, you know, the superintendent of it?—I never attended it. The working committee was a number of the staff that sat in an inside room to draw up the lists.

35862. Whatever it was, you were superintendent or bishop of it; who was appointed the chairman?—I don't know.

35863. Was it Mr. Barton or Mr. Barlow? Who is the person that signs himself W. W. Barton?—There was a man there, a pensioner.

35864. Who was he?—He was a pensioner, he lives, I think, in Henrietta-street.

35865. We have got beautifully written out here, on the one side, the ordinary committee of the Inns-quay ward, of which the president is Mr. John Norwood of Nelson-street; then we have members and officers, of which there is a considerable number, but among which your name does not occur at all—as this is your own book and comes from your office you must know it; on the opposite side is the working committee of the Inns-quay ward: superintendent, Henry G. Hall; messenger, Edward Inglis; Chairman, W. W. Barton, recommended by Mr. B., which I presume was Mr. Bradburne—who is that pensioner?—He came from 4, Henrietta-street, I think.

35866. Which was it 4 or 14?—Perhaps it was 14.

35867. What did you understand he was a pensioner of?—He was a pensioner in the army.

35868. He was appointed chairman of the working committee?—He also, I believe, held some appointment in the Dublin militia staff.

35869. Who was Mr. John Bradburne? Was he a brother or relative of the other Mr. Bradburne?—I didn't know any Mr. Bradburne but Sir Arthur Guinness's private secretary.

35870. I did not ask you whether you did or not. Who was the Mr. Bradburne that comes after Mr. Samuel Bradburne?—I don't know. I was not aware that there was any other Mr. Bradburne but the one.

35871. George A. Young is the person, I suppose, you spoke of last night?—I think so.

35872. Have you any doubt that he is?—He must be the same.

35873. Henry H. Foster is the gentleman we were speaking of yesterday?—Yes.

35874. Herbert Moore is Sir Arthur Guinness's gate-keeper?—I don't know.

35875. Henry Stephenson is, I believe, the proprietor of the house?—He is.

35876. John Jolly. Who is he?—I don't know.

35877. George Hall. Who is he?—I think he held some appointment near the Broadstone.

35878. He could not be nearer to it, for he is employed in the Broadstone terminus; he was examined here. I suppose you have no doubt that the person from the audit office who was examined here, and the person who, you say, held some appointment near the Broadstone are one and the same?—I think so.

35879. Do not you know that he was the man that was examined here?—Yes.

35880. Why did you say, then, "Near the Broadstone?" Did not you see by the papers that were sent to you, that he was examined here?—I didn't know that he was employed in the railway. I did not get all the papers.

35881. By-the-by, who sent you the papers you got?—My sister sent some.

35882. Did you receive any papers that were not directed by her?—No; not from Dublin.

35883. From what other place did you get papers? Did you get them from any other place?—I got one from Paris.

35884. Who directed that to you?—Was it Mr. or Miss Foster?—Mr. Foster.

35885. When did he send you that paper?—I think it was abont a fortnight ago.

35886. Was that the paper that contained the evidence of Mr. Fell White?—No, I don't think it was in it.

35887. Do you recollect what evidence was in that paper?—The article about Mrs. Jones was in it.

35888. Was that the article about the Commission in 1879?—Yes.

35889. Have you got any paper from Mr. Foster with any part of the evidence marked?—No, not marked.

35890. Did you receive any paper from him with any of it marked?—No.

35891. It was Mr. Fell White's evidence suggested the destruction of Mr. Foster's letters. Did it suggest to you that it would be a good thing for you to destroy them?—Yes.

35892. Do you think that that was a perfectly correct thing for a gentleman holding, or expecting to hold Her Majesty's commission to do?—I do.

35893. You knew that the Legislature intended that this inquiry should be made before you destroyed them?—There was nothing in them that had reference to it.

35894. You know you told us last night that you did not want to implicate Mr. Foster; you told us very fairly that you destroyed them because you did not want to produce them here?—I did.

35895. Did you see this pensioner from Henrietta-street, Mr. Barton, who was put as chairman of the working committee? Did you see him frequently? Did he often preside at the meetings?—He was up there very often.

35896. Was he wounded or disabled in any way?—No.

35897. Is he an old or a young man?—He is an old man.

35898. I suppose he could read and write?—He could, very well.

35899. As well as Watkins?—He could read and write. He wrote a beautiful hand.

35900. Who was the man that was under your charge—Kennedy?—I don't remember the name of Kennedy.

35901. We find by the minutes duly entered up from day to day, that you attended the meetings with exceeding regularity and it is very hard for us to believe—it is very hard for anyone to believe—that you do not know something of those that were under your charge?—They were all strangers to me.

35902. You proposed, and it was duly seconded, that you should meet from night to night, until the work was done, you had therefore every opportunity of knowing those under your charge for six weeks?—I did not meet there every night.

35903. If you did not meet there every night, you proposed that they should meet every night?—I only went there for about an hour in the evening, when I did go there.

35904. We only know what is recorded here in this book, and if we had not this record, I am afraid we should find it very difficult to ascertain who were there, and who were not—this man Kennedy, who was he; was he a pensioner also?—I don't remember the name; if I saw the man, I might know him. I saw several strangers there.

35905. If they were strangers to you at first, you would know them surely in six weeks—what were you appointed superintendent for?—To draw up these lists.

35906. That would be clerk's work?—Well, then, to see that they were drawn up.

35907. Did you ever appoint Kennedy anything to do?—I don't think I ever did.

35908. Did anyone else, that you know of?—I am not aware.

35909. Who was William Sparks?—He is a turnkey in Mountjoy prison.

35910. Who was William Wallace Harris?—I don't know.

35911. You don't know him?—No.

35912. Who was Samuel W. Tindall?—He is a person who lives near the Basin in Blessington-street.

35913. What is he?—I don't know what he is.

35914. Do you know him?—I do.

35915. How long have you known him?—I have know him for years.

35916. For how many years have you known him—I suppose since you were a boy?—I have known him for a number of years.

35917. What is he—is he a professional man?—I think he has some office in Dame-street; I don't know what he is.

35918. Can you not tell us who John Gamble is?—The name is quite familiar to me, but I don't know who the man is.

35919. That committee was appointed, and you were made superintendent of it in the beginning of October—can you tell us who was Thomas Williams who was added to the committee afterwards at the suggestion of Mr. Foster?—I think he had some situation either in the Registry of Deeds office, or at the Broadstone.

35920. You believe he had some situation in one or other of these establishments?—In one or other of these establishments.

35921. I believe it is in the registry office?—Yes.

35922. Do you remember a Mr. Davis attending any meeting of the committee?—No.

35923. When did Mr. Foster first begin to write to you—do you recollect when did you get the first letter from him?—From Paris.

35924. When was the first letter he ever wrote to you in his life?—I think it was some days before the election.

35925. Did you ever get any letter but the one before the election?—I think I had.

35926. How many letters did you get from him?—I don't know. I can't say possibly.

35927. Did you get any letters from him before you called at his house?—I don't think I did.

TWENTY-SIXTH DAY.

December 29.

Dr. Henry George Hall.

35928. Having regard to the dates I gave you from your own book—you were appointed on the committee on the 2nd October, you were appointed superintendent in five days after, on the 7th October—can you tell how soon after that you called on Mr. Foster?—I could not possibly say; it was some time before the election.

35929. Of course it was—you told us yesterday that he met you in the street, and asked you to assist him in the committee-rooms in Dorset-street?—Yes.

35930. Was that before your name was added to the working committee?—Yes, long before it.

35931. How long before it do you think it was?—I think it was sometime in September.

35932. After you met him in the street, and said you would give him assistance, had you any communication with him until you appeared on the committee?—I don't think so.

35933. What was the first letter you had from him about?—I don't remember. It was relative, I think, to the ordinary meetings in Dorset-street. I can't remember exactly what was in it.

35934. I don't ask you what exactly was in it; what was it about?—I forget what it was about. It was something about the ordinary business in Dorset-street.

35935. Was it soon after you had given in your adhesion to the committee that you got it?—It was not immediately after, but it was some short time after.

35936. Was it nearer that time or nearer the election?—It was nearer that time.

35937. When did you hear from Mr. Foster next before the election—about how long after that was it?—I don't remember. I remember having several letters from him between that and the election, and I don't know what time that would be.

35938. How many letters would you have from him during that time—would you have half a dozen or a dozen?—I should say under half a dozen—some three or four, I think.

35939. Tell us what any of them was about?—They were all about the election—about the canvassing, as well as I recollect, of the freemen of that ward.

35940. Did he put you in communication with anyone?—He did not.

35941. Did he mention any gentleman's name in any of these letters?—I don't think he did.

35942. Did he mention in any of the conversations he had with you that you might go to him if you wanted any assistance?—No.

35943. I suppose you saw him frequently between the beginning of October and the 18th November?—I did.

35944. At his own house?—Sometimes there and sometimes in the committee-rooms.

35945. Were you ever upstairs in the rooms above the committee-rooms except the once you spoke of last night?—No.

35946. Were you ever in any of the upper rooms of that house in Dorset-street except the one occasion?—No.

35947. I suppose you saw Mr. Bradburne frequently in the committee-rooms in Dorset-street?—Not frequently; I saw him drop in there several times.

35948. Were you ever in any rooms in that house with him but the committee-rooms?—No.

35949. Did you see Mr. Bradburne there a day or two before the election?—I don't remember having seen him there.

35950. Were you ever at the Bilton Hotel with Mr. Foster except on that one occasion, the morning of the election?—No.

35951. Did you ever dine or breakfast, or spend any evening with Mr. Foster at any other place except at the Bilton hotel?—I was to tea in his own house.

35952. Were you ever at any hotel with him except on the one occasion at the Bilton?—Never.

35953. Was there anyone present, or did you meet anyone at his house on the occasion you were at tea there?—I don't remember meeting anyone there.

35954. Do you recollect did Mr. White ever drop in?—Not on this occasion.

35955. Do you recollect did Mr. Williamson ever drop in?—He did not while I was there.

35956. You know, I suppose, that Mr. Williamson is the landlord of Mr. Foster's house?—I saw by the papers that he is.

35957. Did Mr. Bradburne ever drop in?—I never saw him there.

35958. Are you a member of any society?—No.

35959. Are you not a member of the society of which Mr. Foster is a member?—No.

35960. You told us last night that Mr. Fell White dropped into Mr. Foster's house on one occasion that you were there?—Yes; that was one evening that Mr. Foster and I were in his study.

35961. Mr. White called in on that occasion?—Yes.

35962. You left the room in order to let him be alone with Mr. Foster?—I was there for some time before Mr. White came in.

35963. You saw that he wished to speak to Mr. Foster?—I saw when he called that he wanted to see Mr. Foster.

35964. As an intimate friend of Mr. Foster's, and knowing Mr. White well, why did you get up and leave them together—was it not because you saw he wanted to say something to Mr. Foster alone?—I was there for some time, and I wanted to get away; I thought it time to go.

35965. Whom else did you meet at Mr. Foster's house?—I don't remember meeting anyone else.

35966. You told us yesterday of meeting another person?—I met Mr. Butler there on one occasion.

35967. When was that?—It was sometime about a week before the election.

35968. You knew Mr. Butler previously?—I never had the pleasure of meeting him before.

35969. Did you know who he was when you met him first there?—I did not.

35970. Did you know his name?—I did not.

35971. Did you hear that his father's name was John Judkin Butler?—I did.

35972. But I suppose you recognised the name when you heard he was the son of John Judkin Butler?—When I heard the name Butler I did not know what Butler it was, but when Judkin was added I was sure who it was.

35973. Did Mr. Butler drop in for tea on that occasion?—He was with Mr. Foster when I went in there.

35974. Was it in the study or in another room he was with Mr. Foster?—It was in the study.

35975. Were any of Mr. Foster's sisters present at the time?—No.

35976. Did you go into the study?—Yes.

35977. And found Mr. Butler with Mr. Foster?—Yes.

35978. Did Mr. Butler go away when you went in?—He did not.

35979. Did he remain for some time there?—He did.

35980. Did you go into the other room where the ladies were on that occasion?—I did not.

35981. Did you see anyone else in the house with Mr. Foster at anytime before the election, except Mr. White whom you once saw in his study, and Mr. Butler whom you once saw in his study?—I don't remember having met anyone else there.

35982. When did you first see the two young persons that you say you saw on the day of the election two or three times, and afterwards in the evening—what was the first time that you saw them?—What two young persons?

35983. The two young persons that Mr. Foster had under his protection, and whose names you could not recollect last night?—I think it was a day or two before the election.

35984. Where did you see them on that occasion?—I think it was in Mr. Foster's house. I cannot well say. I think it was there, but I am not sure.

35985. You think it was in Mr. Foster's you met them?—Yes.

35986. You did not see them in the committee-rooms?—No.

35987. Was it the evening that you were taking tea at Mr. Foster's, and were in the room with his sisters?—I don't remember. I think it was in the drawing-room I saw them.

35988. When the ladies were there?—I think so.

35989. You never saw these two young men in Mr. Foster's study?—Never.

35990. It was the evening, I suppose, that you sat down to tea and chatted?—I don't remember.

35991. Were there two sisters of Mr. Foster?—Yes.

35992. Are they both unmarried?—Yes.

35993. Has he a married sister also?—I believe he has.

35994. You never met her?—Never.

35995. Do you know her name?—No.

35996. Do you know where she resides?—I do not.

35997. Did you ever hear?—Never.

35998. You never saw in the paper where she lived?—I did not.

35999. Had Mr. Foster more than one married sister?—I don't know.

36000. Did you ever hear whether he had?—I never heard.

36001. It was a couple of evenings before the day of the election that you saw, you say, these two young men in Mr. Foster's drawing-room?—Yes.

36002. Were they there when you went in?—They were.

36003. Was Mr. Foster or his sisters in the drawing-room when you went in?—Mr. Foster came in after.

36004. When you called, you were, I suppose, shown into the drawing-room, where you found the ladies and these two young men?—Yes.

36005. Did one or other of the ladies introduce you to these young men?—I think so.

36006. You all then sat down, and Mr. Foster came in and spent the evening?—I left after some time.

36007. You came to pay a visit, and you stayed some time?—Yes.

36008. Did you leave these young men after you when you went away?—I did.

36009. About what hour did you pay the visit on that occasion—I suppose it was after dinner sometime?—It was immediately after dinner.

36010. About seven or eight o'clock, I presume?—It was about seven, I think.

36011. What hour did you leave to come home?—I don't think I stopped more than twenty minutes or half-an-hour. I think I left before eight o'clock.

36012. Had these young men dropped in to have tea at Mr. Foster's?—I don't know.

36013. You found them there when you went in?—I did.

36014. When you saw them in Mr. Foster's house that evening, you told us that you did hear their names, that they were introduced to you by name; and that you knew them from that for three or four rather important days after—can you now recall the names of any of them?—I cannot.

36015. Mr. MORRIS.—Think now—try and recall the names—surely you must know them?—On my oath I don't know them.

36016. You stated also that you knew they were Dublin men?—I don't know that they are Dublin men.

36017. Mr. LAW.—Do you believe that they are Dublin men?—I have no reason one way or the other for knowing that they are.

36018. When you were introduced to them you heard their names; it appears a remarkable circumstance that while you can recollect the names of six others, you cannot recollect the names of these two who were under Mr. Foster's special protection, and with whom you were associated on two or three special days?—I was not associated with them. I met them only for two or three minutes.

36019. Mr. MORRIS.—The whole of your evidence will be read, and it will appear from it that at one time you thought they were residents in Dublin, while now you say you don't know whether they were or not; and again, that you were introduced to them by name, whereas now you say you don't know their names?—I met them but for a few minutes. I do assure you that I don't know their names.

36020. Mr. LAW.—Have you any reason to believe that these young men were introduced to you under feigned names?—Not the least whatever.

36021. Do you believe that they were introduced to you by their real names?—I understood so.

36022. Introduced to you by name as people generally are?—Yes, as well as I recollect.

36023. Did you at any time form a belief as to where they came from?—I have not the least idea where they came from.

36024. Did you ever hear where they came from?—Never.

36025. Did you at any time suspect where they came from?—No. I did not.

36026. Did you think from what you saw that night or afterwards, that they were Dublin men, or living in Dublin?—The reason I thought they were Dublin men is that I saw them sometime afterwards in the street.

36027. In Dublin?—Yes.

36028. Was that the only reason you had for thinking that they were Dublin men?—Yes.

36029. Did you believe from what you saw that night, that they were staying in Mr. Foster's house?—No. I understood that they dropped in to pay a visit only.

36030. You believed that they were not staying in Mr. Foster's house?—I did.

36031. That you say, was a couple of days before the election?—I think it was some short time before the election.

36032. The days were very marked—the election was on a Wednesday, you collected your young friends, five in number, two or three days before that; did you do so in the course of the previous week, or was it on the Monday or Sunday of the week of the election—when did you make arrangements with them?—I think it was on Monday, it was two or three days before the election.

36033. Three days before the election would be Sunday?—I think it was on Monday.

36034. I suppose you remember as well as yesterday the Sunday before the election?—It was not on Sunday.

36035. Do you remember that it was done before Sunday?—It might be Saturday, but I think it was Monday.

36036. At the time that you selected the five whose names you gave us yesterday, did you know of the existence of those two friends of Mr. Foster's—did he tell you he would have them there?—He did.

36037. When did he tell you that?—Some few days previously.

36038. He must then have given you instructions before the week of the election to get the five men that you got, and said that he would add two of his own?—He did.

36039. Did he tell you that the persons you were to select should be gentlemen on whose discretion and activity you could rely?—Yes.

36040. That you should not select them haphazard?—No.

36041. When Mr. Foster told you that he would have two others, did you ask him who they were to be?—I think I did.

TWENTY-SIXTH DAY.

December 29.

Dr. Henry George Hall.

36042. What did he say?—He said that they were friends of his own.

36043. Did he not tell you who they were to be?—He did not tell the names at that time.

36044. Did you understand where he was to look for them, or where they were to come from?—No. I knew nothing about them at the time.

36045. Did you not ask him, when he said they would be friends of his, who they were, on whom you were afterwards to depend as well as he?—I asked him who they were, and he said they were two friends of his own, whom he knew very well. I asked no other question about them.

36046. Did you ever see the names of either of them in writing?—I did not.

36047. Did you ever see any written reference to them?—I did not.

36048. Did Mr. Foster ever refer in any letter to you, to those two young friends of his?—I don't think he ever did.

36049. Do you believe he never alluded to them in any letter of his to you?—I don't think he ever did.

36050. Had you ever any letter from Mr. Bradburne?—I had not.

36051. Had you ever any letter from anyone connected with the election, except from Mr. Foster?—I had not.

36052. You know Mr. Fell White?—I do.

36053. Do you know his family?—I do not.

36054. Do you know the young man?—I know his appearance.

36055. How many more are there in the family?—I don't know, I am not sure.

36056. You know there are several children?—I saw a number of children in his place.

36057. Do you know are there any grown-up people like young Mr. White?—I don't think there are.

36058. Do you know are any of them as old, or nearly as old, as the young man who was examined here?—I don't think so; I think the next boy is only about a child.

36059. You say you had a conversation the week before the election, about getting these five young men that you were to procure, and on Monday you set about getting them?—Yes.

36060. To whom did you go first? Did you go to your brother-in-law first?—No, I did not; I think I went to Mr. Taylor first.

36061. You knew him as a brother student?—Yes.

36062. Where was he living then?—He was living in Sackville-gardens.

36063. Do you know had he passed his examination at that time?—I don't think he had.

36064. Did you ever pass any examination in the College of Surgeons, and take out a degree there?—I took out the London degree.

36065. Not the Dublin degree?—I took out the Dublin degree of physician in the King and Queen's College of Physicians in Ireland.

36066. When was that?—I think it was in 1868; I took out the degree of surgeon in 1867, and the other the year following.

36067. You say you think you went to Dr. Taylor first on that Monday?—Yes.

36068. Did he give you the names of any of the others? I suppose you and he had a talk over the the matter? Did he suggest the names of any of the others?—I think he did; I think we had a talk over those we were likely to get.

36069. I suppose Dr. Taylor and you selected four others from your mutual friends?—Yes.

36070. Whom did you go to next?—I don't remember which of them I went to next; I know I went to the whole of them at some time.

36071. I am right I suppose in assuming that Dr. Taylor was the person you chiefly trusted?—No, I trusted to one as much as the other; I trusted to the entire of them equally.

36072. You trusted to him in making the original selection?—I asked him about one or two of the others.

36073. Was Wall one of these?—He was.

36074. Who was the other?—I think Wright was the other.

36075. I suppose then I may take it that Wall and Wright were your nominees, and that the others were his?—They were all my nominees; I had not so much knowledge of the others as Dr. Taylor had.

36076. That was on Monday?—Yes.

38077. Did you arrange with the five to meet you that evening?—I did.

36078. Where did you meet them?—At my house.

36079. Did the two young friends of Mr. Foster come to your house also that evening?—I don't remember; I forget whether they were present or not; I think they did come, but I am not sure.

36080. Do you believe that they came to your house that Monday evening?—I think they were present.

36081. Were they there on that same evening that the five others were?—I think they were there at the same time.

36082. I suppose they were made known to the five others who were present at your house, so far as they were not known to them previously?—Yes, I think so.

36083. Was not the meaning of the whole of them meeting in your house, that they might receive your directions?—Yes.

36084. I suppose you arranged that they should meet at your house at a particular hour after dinner that evening?—Yes, about eight o'clock.

36085. Did you call on, or write to Mr. Foster, to send his two friends down that evening?—No, I did not.

36086. How did you arrange with him that they were to come down?—I forget whether they were present or not that evening; if they were, Mr. Foster brought them with him.

36087. Did Mr. Foster himself come down to your house that evening?—He did.

36088. Is it your recollection that Mr. Foster did come down to your house that evening, and that he brought these two young men with him?—I think so; I don't remember whether they were present or not.

36089. I suppose you do remember that these two young men, if they did not know the other five previously, were on that occasion made acquainted with them by you?—If they were there that evening, they were in the same room as the others. I don't know whether they were introduced to the others or not.

36090. It is impossible to make us believe that these seven persons would set about a joint business of this nature, if they were not made acquainted with each other?—They could act perfectly independent of each other.

36091. Was there any sign by which one would know the other?—There was not.

36092. Did they all wear any particular dress to make them known to each other?—No.

36093. Did they wear anything on their coat, for example, anything like the Legion of Honour on their breast?—They did not.

36094. How then did they know each other?—They did not require to know each other.

36095. They might give two tickets to the same person, I am sure you did not leave them in that fashion?—I certainly did. There was no occasion that they should know each other.

36096. What did you bring them to your house for?—To make arrangements to meet on the morning of the election.

36097. To instruct them in what they were to do?—Yes.

36098. Can you not form a belief as to whether the two friends of Mr. Foster were, or were not in your house with the other five?—I don't remember. If they were in it; it was at the same time as the others.

36099. Do you believe that they were in your house?—I don't think they were.

36100. What makes you now change your mind

and on second thoughts say that they were not in your house?—I think there were only these five there.

36101. Do you remember these two young men being in your house at all?—If they were there on any occasion, it must have been on that occasion.

36102. Did any of the five that you brought there seem to know either of the other two young men?—I am not aware. I don't think they did.

36103. Why have you changed your mind on that within the last minute; is it for fear that any information you might communicate to us, would afford us a clue to ascertaining their whereabouts?—Quite the contrary. I have no object whatever in suppressing anything.

36104. How long did the five persons remain in your house that evening?—I think they remained from half an hour to an hour.

36105. Did you tell Mr. Foster that they were to come to your house that night?—I did.

36106. When did you tell him of it?—A day or two before.

36107. Was it after the interview you had with him when he asked you to get these five persons?—It was.

36108. Was it after you made a selection of them, with Dr. Taylor?—It was.

36109. You stated that you made the selection of them on Monday?—Yes.

36110. And that they met at your house that evening?—Yes.

36111. The week before the election, it would probably be Saturday the 14th, Mr. Foster asked you to get the five persons you got, and said he would provide two others?—Yes.

36112. Did you after that, do anything about getting them?—I did. I consulted Dr. Taylor about getting them.

36113. Did you yourself call on any of these five?—I did.

36114. In that week?—Yes.

36115. Did you make any arrangement, when you first called on them, as to when they were to call at your house?—I think I appointed to meet them on the Monday before the election.

36116. Did you call on them more than once?—I don't remember that.

36117. When you called on each of the five, did you arrange that he was to come to your house at eight o'clock on Monday evening?—I think so.

36118. Did you immediately tell Mr. Foster what you had done?—I think I sent a message to one or two of these five persons by Dr. Taylor. I think I did not call on them all myself.

36119. Was it to Wall and Wright, you think you sent the message?—Yes, I think so.

36120. And did you call on the others?—I did.

36121. When you told Mr. Foster that you had arranged for them to meet at your house on Monday evening at eight o'clock, had Mr. Foster suggested that you should have that meeting?—It was my suggestion that they should meet in my house.

36122. Did you ask Mr. Foster to come down to your house that evening?—I think so.

36123. Now do you still honestly think that those two young friends of Mr. Foster were never brought to your house to see the other fellows?—I am not sure whether they were there at that time or not.

36124. Were they there at any other time?—If they were not there that evening, they were not there at any other time.

36125. Did your five friends, as we shall call them, know each other previously?—I think they did.

36126. Did you select them because they knew each other previously?—No, I selected them because I knew them.

36127. Did it form any ground of your selection, that they knew each other?—Not the least.

36128. Was Mr. Foster at your house before the five came that evening?—No. I think he came in after.

36129. I suppose you introduced them to him?—I introduced some of them to him.

36130. You introduced, I suppose, those he did not know?—I don't think he knew any of them.

36131. How many of them did you introduce to him?—I introduced one or two to him.

36132. Which of them did you introduce—you know there were only five altogether?—I don't know which of them I introduced to him.

36133. Did you introduce your brother-in-law to him?—He was not there at the time Mr. Foster came in.

36134. Did you introduce all that happened to be in the room when Mr. Foster came in?—I don't think I introduced them all to him.

36135. I suppose you told him that these were the persons you had gathered together?—Yes.

36136. Did you give him their names?—I did.

36137. Did you give him their names on a slip of paper?—I don't remember.

36138. Had you given their names on a slip of paper before that evening to him?—I don't remember having done so.

36139. Did Mr. Foster speak to the young gentlemen, or what did he tell them?—He partially instructed them.

36140. I suppose there was no person present on the occasion—I mean none of your sisters?—No.

36141. It was intended to be a private meeting?—Yes, it was a private meeting.

36142. Tell us what Mr. Foster said to them, in substance?—He told them to give these tickets next day.

36143. Did he tell them that they should have tickets?—I think he told me first, and I instructed them. I think that is the way of it.

36144. How was it done? How were they made to understand their duties?—I think it was that I would give them tickets, and after a man would vote he was to get one of these tickets.

36145. After he had polled?—Yes, after he had voted.

36146. No matter for whom he voted?—If he voted for the Conservatives he was to get one of the tickets.

36147. Was everybody that voted for Guinness and Plunket at Green-street to get a ticket?—He did not say that.

36148. Well, you knew that everybody that wanted a ticket was to get one?—Any that were seen to vote, and any of those men that were looking for tickets were to get them.

36149. That is what we want to ascertain? What do you mean by these men?—Any of those who were looking for tickets.

36150. How was that class of voter to be ascertained? How did Mr. Foster tell you to act, or how were you to know when a person wanted a ticket?—From those men that kept back from voting.

36151. On whose word were they to depend?—Were who to depend?

36152. On whose word were the young men to take it that any particular voter was to get a ticket?—Any one that I would indicate was to get it.

36153. Then you were the judge as to who should get a ticket?—Yes.

36154. And had reference to be made to you throughout the day as to whether each person who claimed a ticket was to get it or not?—I think so.

36155. Was there anybody else in co-ordinate authority with you as to directing the giving of tickets?—Not that I am aware of.

36156. If Mr. Alma vouched for a person would it be the same?—There were none that I am aware of except Mr. Alma.

36157. When you were instructing the young men,

did you tell them that they were to receive directions from you as to giving the tickets to any person, and also from Mr. Alma?—Yes.

36158. Was that instruction given to them in your house by yourself, or by Mr. Foster in your presence? Who gave the instructions?—I think I instructed them.

36159. You knew this from Mr. Foster before that?—Yes.

36160. I suppose he had told you the whole arrangement, and when they came to your house you conveyed the instructions to them?—Yes.

36161. May I ask you how you were to ascertain whether a particular voter who asked for a ticket was to get it or not? You directed the young men, you say, but what test did you apply?—They were for any man that I saw keeping back from the poll.

36162. Was that by the look of the fellow?—By his not going up to the poll.

36163. When you saw a man holding back, were you to intimate to him through any of the young men that, if he came forward and voted, he would get a ticket?—No.

36164. How was it done then?—I really cannot explain.

36165. It appears that either you or Mr. Alma were to decide who was to get a ticket. What was the test?—Really, I don't know. If any man whom I saw hanging back went up and polled, one of these young gentlemen gave him a ticket.

36166. I want to ascertain from you was this the arrangement, that only those who would not vote without this persuasion, were to be brought up and polled by one of these young men, and then to be brought back to you, when you were to tell the young men in charge to give the tickets?—These young gentlemen followed them up to the poll, and saw that they voted.

36167. They could not follow everybody up. Were they instructed by you to watch for people who would be hanging back?—I don't remember telling them that; but they were to watch for men hanging back.

36168. But if they saw a man standing with his back against a wall, how would they know whether he had voted or not?—I presume they would ask.

36169. But suppose the man had voted?—Well, they would let him alone.

36170. Are you aware that numbers of the men did not get tickets until after they had voted?—I am not aware of anyone getting a ticket before he had voted.

36171. Mr. MORRIS.—You must have had a test or standard of some kind before you gave your instructions to the young men. What was it?—I had no particular standard. I assure you I had not.

36172. Mr. LAW.—How many hours was a man to be dallying about before he would be called holding back?—If any of the poll-clerks had canvassed men, and they did not vote, we knew of it.

36173. Did you trust to the canvassers to ascertain whether a person was of this dubious character? Were you in communication with the canvassers for the distribution of the tickets?—No.

36174. It was the duty of the canvassers, according to the printed instructions, to see that the freemen were brought to the poll?—Yes.

36175. Was it your duty to ascertain from the canvassers whether A or B would or would not go to the poll without getting a ticket?—No.

36176. Would you have taken the statement of a canvasser if he had come up to you and said, "Mr. Hall, A. B. is hanging back. I asked him so and so, and he would not come unless I would give a certain promise." Would you tell the canvasser to bring him up to poll, and then to bring him back to you?—I would say nothing to the canvasser, but I would make a sign or give a nod of the head to one of the young fellows, and he would look after him.

36177. Were the young men to try and get the parties to vote without giving them anything, and if they would not vote were they to give the ticket?—No. After they got a man polled, they would give him a ticket.

36178. How were the young men put in communication with the voters?—Any case that came under my notice I pointed out to them.

36179. How was it brought to your notice?—By some men there such as Campbell. Campbell brought several under my notice.

36180. Who were the others that were like Campbell?—I really don't know them.

36181. You know that it is not possible the young men could have been put in communication with the parties except by a process of that kind?—I don't know.

36182. Who were the other men?—There were one or two men.

36183. Were there one or two men like Campbell, whose word you would take as authority to deal with a particular voter?—No.

36184. Was Campbell the only one?—He was about the only one. Several men came up to me, and asked would they vote, and I directly told them I did not know anything of it.

36185. You spoke here of Campbell and others?—I saw others acting as Campbell was doing.

36186. Who were they?—I don't know.

36187. Did they come to you?—No.

36188. Did they come to the young men?—I don't know.

36189. To whom did you see them speak?—They were strangers to me.

36190. Did they speak to Mr. Alma?—I don't know.

36191. Or to Mr. Williamson?—No. I saw Mr. Alma speaking to several men.

36192. You say you do not know their names?—Yes.

36193. Well, we shall call them C. and D. Did you see C. or D. speaking to Mr. Williamson?—I saw Mr. Campbell speaking to Mr. Williamson.

36194. We know his name. Did you see any of the others speaking to him?—I did not.

36195. Did you see any of the others speaking to any of those whose names you do know?—No.

36196. Did you see Campbell speaking to any of them?—To none but Mr. Williamson.

36197. Now, what did you mean when you spoke of Campbell and others vouching for the voters?—The others were acting as poll clerks, bringing up the voters too.

36198. You did not mean that, with great respect. You meant at the time to state that there were others having the same *quasi* authority as Campbell?—Excuse me, I did not mean that.

36199. What did you mean by saying Campbell and others like him?—I meant that Campbell was acting like the poll clerks in bringing up voters the same as the other men.

36200. Did any others speak to you about a doubtful voter except Campbell?—One or two came to me to see if they would vote.

36201. They were voters?—Yes.

36202. Did any others, having a real or assumed authority, speak to you about bringing up voters?—No, I don't think they did.

36203. How were the young men to ascertain the people who were to get tickets?—If they saw men hanging back they would speak to them.

36204. Did you give them a general authority that if they saw a man hanging back they were to try and poll him, and give him a ticket?—I did.

36205. Then all of them had authority equal to yours, that if they found a man who would not vote without a ticket, they were to poll him and give him a ticket?—They were.

36206. In fact, you trusted to the discretion of these young agents to see and do their best, and deal with the tickets accordingly?—Yes.

36207. You were not to be referred to in every instance?—Not in every instance.

36208. Only in particular cases?—Yes.

36209. Cases of difficulty?—Yes.

36210. Mr. TANDY.—In what particular cases?—When they were not sure whether to give a ticket or not.

36211. Mr. LAW.—If a fellow had voted before he came near these young men and asked for a ticket, then that would be a case that would be referred to you?—I think so.

36212. Suppose a man had rational grounds for belief, or, at all events, had an expectation that he would get something, had voted at nine o'clock, and did not discover the way of getting the money until one o'clock, would that case come before you?—I did not meet a case exactly of that kind.

36213. There seems to have been plenty of such cases according to all accounts. Were the young men told in your house, in Mr. Foster's presence, on Monday evening, that the tickets were to be given to them, —that their duty was to poll the doubtful voters; and that after they had polled it was left to their discretion to give or withhold a ticket from those who would not do without it?—Yes.

36214. Mr. TANDY.—I wish to call your attention to what I understood to be your evidence five minutes ago. It was this:—"I was to indicate to whom the tickets were to be given, and Mr. Alma was to do the same"?—I don't know anything about Mr. Alma.

36215. Mr. LAW.—Were you to decide who was to get the tickets?—If a young man had doubts he would come to me.

36216. But he would have authority to deal with the case if he had no doubts?—Yes.

36217. And if he thought a voter would not vote without a ticket, he was to give it to him when he voted?—Yes.

36218. That was the instruction you gave on Monday evening?—Yes.

36219. Did Mr. Foster tell you on that occasion that he had got the tickets?—He did not.

36220. Did he speak of them as if they were already in his possession?—No, he said he would get tickets. I think it was to me he told that.

36221. You spoke of the tickets to the young men as things that would be placed in their hands?—Yes.

36222. When did you first hear from Mr. Foster that he actually had the tickets?—On the morning of the election.

36223. You did not know until that morning at breakfast?—I did not.

36224. When you went to his house for the bundle you said it was put up in several covers of paper?—There were two bundles.

36225. Were they separate?—Yes; two distinct packets.

36226. Were they tied up like ordinary parcels?—Yes.

36227. Were they directed to anybody?—No.

36228. Was there any writing on the outside?—I don't think there was; I did not remark any writing at all on them.

36229. Was there anything on the outside?—I don't think there was.

36230. Was there no ticket outside or anything of that kind?—No.

36231. What room did you find them in when you went up?—In the library.

36232. In what you call the "study," or front parlour?—Yes.

36233. Was Miss Foster in the room?—No, she came down stairs.

36234. Had you been in the house on the night before—on Tuesday?—No, I don't think I was.

36235. Did Miss Foster that morning come down to the study before you got the tickets?—No; she came down stairs and gave me the parcels.

36236. Did she come down before you got the tickets?—She brought the parcels down and gave them to me. I don't know whether she knew what was in them or not.

36237. Did she say anything to you when giving them to you?—No.

36238. What did you say when you went into the house?—I asked was there a parcel for me, and she said, "Yes, there is a small parcel," and she gave it to me.

36239. Was it directed to you?—No.

36240. Well her brother must have told her that this parcel was to be given to you?—I think so.

36241. I suppose it was not directed for obvious reasons?—There were no directions on it.

36242. At any rate it was not to be given to a common messenger. Were either of the packets sealed?—I don't think they were sealed.

36243. I would like to ask you, now, is this young gentleman, Mr. Wright, whom you have mentioned, a medical student?—I think he is a medical student; I don't know whether he is a medical student or in the engineering class.

36244. Is he the gentleman who is in college now?—Yes.

36245. Is Mr. Wright a Dublin man?—I don't know, indeed; I don't think his family live here.

36246. Where used you to see him?—I met him several times down at the Boat Club.

36247. At Ringsend?—Yes.

36248. Was he a member of the University Rowing Club?—Yes.

36249. Had he brothers members of it?—Yes, I think so.

36250. How many?—There was one at any rate, but I don't know whether there was a second.

36251. Well, which of the brothers was your friend?—I think he was the youngest.

36252. This one you selected?—Yes.

36253. He was a member of the club at all events?—Yes; he was the second or the eldest brother.

36254. There were two brothers members?—Yes.

36255. Which club do you mean?—The Trinity Boat Club.

36256. You know there is a boat club and a rowing club?—I mean the new club.

36257. It was the younger of the two that you selected?—Yes.

36258. Had this youth whiskers?—I don't think he had; if so they were very slight.

36259. Well, the elder had whiskers?—Yes.

36260. The other was rather a friend of Dr. Taylor's?—He was an acquaintance.

36261. He and Mr. Wall were acquaintances of Dr. Taylor's, and more intimate with him than you?—Yes.

36262. Was Dr. Taylor a member of the club too?—Yes.

36263. I think you told us last night that none of your five young men were employed at the county election?—I am not aware that they were.

36264. Do you know if Mr. Foster's young men were employed at it?—I do not.

36265. Did you see any of those seven young men—your own five and Mr. Foster's two—upon Tuesday, the day before the poll?—I don't remember; I don't think I did.

36266. You do not believe you did?—No, I don't think it.

36267. On what occasion was the arrangement made to breakfast at the Bilton on the morning of the election?—I think it was on Monday night.

36268. Was that the evening you all met in your house?—Yes, I think it was that night.

36269. I suppose Mr. Foster arranged that?—Yes.

36270. Did he pay for the breakfast?—I don't know who paid for it.

36271. You did not?—I did not.

36272. Did not you understand he had invited them to be there?—Yes.

TWENTY-SIXTH DAY.

December 29.

Dr. Henry George Hall.

36273. Did he tell you on the Monday evening when he invited you to the breakfast on Wednesday morning that you would have Mr. Alma's presence at it?—He said there would be another gentleman.

36274. Whom you found to be Mr. Alma?—Yes. I did not know who he was until afterwards.

36275. Except that you knew him by sight?—No; I never saw him before.

36276. You understood on Monday evening that there was to be another gentleman at the breakfast?—Yes.

36277. Were Mr. Foster's two young friends to be at breakfast with you also?—I think so.

36278. Have you any doubt about it?—I think they were there.

36279. You saw these two young men in the course of the day working away like your own five?—Yes.

36280. Did you see either of them speaking to Mr. Alma?—I don't remember.

36281. Which of the five or which of the seven was it that you saw in communication with Mr. Alma or that spoke to you of Mr Alma?—I think Mr. Johnston and Mr. Vesey were more in communication with him than the others.

36282. Do you recollect what hour it was when you left Halston-street on the day of the election?—I think it was about half-past three or four.

36283. I suppose you did not leave until the polling was practically over at all events?—It was nearly over.

36284. Did the young gentlemen accompany you when you went away?—No.

36285. You did not draw off your forces. Did you meet that evening?—No; I think they went home.

36286. Did you leave Green-street alone that day when the polling was over?—I think Mr. Foster was with me. I am not sure.

36287. Now when the work was all at an end, did you speak to Mr. Williamson or Mr. White in the street?—Not that evening.

36288. Did you speak to Mr. Alma when your labours were over?—No; I think Mr. Alma went away as well as I remember.

36289. But your recollection is that Mr. Foster and you went away together?—Yes.

36290. Do you recollect where you went when you left Green-street?—I think I went to his house.

36291. Did you go with Mr. Foster to Capel-street at all?—No.

36292. Mr. Foster we find went to 76, Capel-street when the polling was about over at four o'clock, and discharged your old friends whom you had met in the Dorset-street drawing-room the night before. Were you with him then?—I was never at 76, Capel-street.

36293. Were you with him when he went there?—No, I was not.

36294. Well, it appears he was there and discharged the men. I suppose he must have gone to Green-street from that, and then went away with you?—I don't know where he came from.

36295. You do not think you left him until you went to his house?—I think he came with me.

36296. That is your recollection?—Yes.

36297. According to your recollection he could not have been at the other place after he went away from this with you?—No; I don't think he was.

36298. It was about four o'clock when you walked to Mountjoy-street?—Yes.

36299. Did you go into his house?—Yes.

36300. Who did you see when you went in?—I don't remember seeing anyone.

36301. Did you go into the study?—Just into the study. I remained only a few minutes.

36302. Did you give him back the surplus tickets on that occasion, or later in the evening?—On that occasion.

36303. You emptied your pockets of all?—Yes.

36304. Did you see his two young friends on that occasion?—I don't remember. I think they were in the house, but I am not sure.

36305. I suppose you saw their hats in the hall, or something that indicated to you that they were in the house?—I don't know.

36306. Do not you believe that they were in the house at that time?—I think they were.

36307. Where did you go after you left Mr. Foster's house?—I went home.

36308. I suppose Mr. Foster asked you to come back in the evening?—Not that evening.

36309. I thought I understood you to say you were there later in the evening?—I don't think I was.

36310. You told us last night that when you went there on the evening of the election you found the two young gentlemen in the house. I thought that might be a subsequent visit, for you now seem to think you had only a sort of indication that they were in the house?—I met them there one evening, but whether it was on the evening of the election or the next evening, I don't know. I was shown into the drawing-room, and saw them there. I think that was on the evening of the election, or the next evening. I am not sure which.

36311. Do you think it was the evening of the election?—I think it was.

36312. It may have been the other, but your impression is it was the evening of the election?—Yes.

36313. Was that on the occasion when you went to the house with Mr. Foster, or at a later hour in the evening?—On that occasion.

36314. Well, your recollection is that when you went with Mr. Foster to his house you went up to the drawing-room?—Yes.

36315. After being in the study and emptying your pockets?—Yes.

36316. Who was in the drawing-room then. Who besides the two young gentlemen?—Mrs. Foster, and I think both the Misses Foster were there. One or both of them was there.

36317. How long did you stay? I suppose you sat down and had a chat?—I stopped but a short time. I stopped only a few moments.

36318. Was any other person in the room?—I don't remember any others.

36319. Was anybody else staying in Mr. Foster's at that time?—There may have been but I am not aware.

36320. Can you form a belief as to whether there was or not?—I don't think there was.

36321. When you found the young gentlemen in the house again, did it strike you that they were staying there?—No, I thought they went up there after the election. I believe they called casually, and that they proposed leaving that evening.

36322. Did you understand that they were going to stay for dinner?—No, I did not.

36323. I suppose they had got nothing to eat all day and were pretty hungry. Did you see them settle down as if to get something to eat?—No, they appeared as if they were paying a visit.

36324. Had they their hats in their hands?—I think they had, but I am not sure.

36325. When you said you thought they were in the house before you recollected that you saw them I thought perhaps you had seen their hats in the hall?—I don't remember seeing their hats; I thought the young men were not stopping there, but were paying a casual visit.

36326. Were they talking about the election?—Yes.

36327. What did they say?—I don't remember, it was the ordinary chat about the state of the poll.

36328. Were they talking about the hard work they had, and laughing over it?—There was some allusion to some votes that took place, and about rows on the street.

36329. Had they taken part in them?—They had not, but they were looking on.

36330. Had they any anecdotes about particular voters, and the fun they had with them?—They said nothing about them at that time.

36331. Did they say anything about Capel-street?—Nothing.

36332. This was about half-past four o'clock, I suppose?—I think so.

36333. Did these young men seem as if they were going to flit away like yourself?—They did. At least I understood them to be there as I was myself, and that they were to leave in a few minutes.

36334. Did you understand whereabouts in Dublin they were staying?—I have not the slightest idea. I do not know.

36335. Go back again now to young Wright. What was his complexion? Was he dark or fair?—Rather fair.

36336. One of the brothers I am told had something the matter with his eye?—I don't know. The eyes of young Wright who was engaged were regular, but he was short-sighted.

36337. Had he no whiskers?—I don't think he had whiskers.

36338. When did you see Mr. Foster first after the election?—I think I saw him within a week.

36339. No doubt you did. Was it in his own house?—I think I met him on the street. I think I met him in Sackville-street as well as I remember.

36340. Was it within the election week. Did you see him before Saturday?—I think so.

36341. You were engaged one day at the county election with Mr. Williamson and Mr. White?—Yes.

36342. Was it before that or after the county election?—It was before the county election.

36343. When did you meet him in Sackville-street?—On the day after the election or the next day. Now that I remember I met Mr. Foster at Amiens-street terminus either that evening or the next day.

36344. What was he doing?—He was going down to the country.

36345. Was he going to Drogheda?—He was going north. I think he was going to Londonderry.

36346. Down to the election there?—Yes.

36347. Was anybody with him?—I was with him.

36348. Did you go to Londonderry with him?—I did.

36349. Did you see Mr. Alexander M'Neill in Londonderry?—Yes.

36350. He did not go in the same train with you?—He may have been in the same train, but I am not aware that he was.

36351. Did you find him in Derry when you went there?—We saw him the next day in the street.

36352. Was it on the Wednesday evening—the evening of the Dublin election—that you went away?—I think it was.

36353. Did you go by the five o'clock train or the mail train?—I think it was about seven o'clock.

36354. You travelled all night?—Yes.

36355. And got to Derry the next morning?—Yes.

36356. Where did you put up in Derry?—I forget the name of the hotel.

36357. Was it M'Cormick's hotel?—I think it was M'Cormick's.

36358. Was there anybody else with Mr. Foster?—No.

36359. Were you and he the only persons of your party in that hotel?—I am not aware of any of our party being there but us.

36360. Did you arrange when you were going down what hotel you would go to?—No.

36361. At whose instance did you go down to Derry?—At Mr. Foster's instance.

36362. At whose instance was he going down?—I don't know.

36363. You must have heard?—I don't know really.

36364. Did he tell you what you were going down about?—He did not.

36365. We might conclude that you were going down about the election?—I understood it was about the Londonderry election.

36366. And we might perhaps go as far as to say that you were going down on the one side—to assist the Conservative candidate?—Yes.

36367. Did he tell you he had been in communication with anybody about going down?—I don't remember.

36368. Did you understand he had been?—I did not.

36369. Did you understand he was going down as a knight-errant?—He may have been in communication with some parties.

36370. Did you believe he was?—He did not tell me.

36371. How long did you stay in Derry?—Two or three days.

36372. Did you remain all Thursday?—Yes.

36373. Did you remain all Friday?—I think we came away on Friday evening.

36374. And got here in time for the county election?—Yes.

36375. You travelled back at night?—Yes.

36376. Was anybody else with you coming back?—No.

36377. Where did you see Mr. M'Neill?—I saw him on the street.

36378. In Derry?—Yes.

36379. Where had you seen him last before that?—I think it was in Dame-street.

36380. Did you ever see him in the Sackville-street committee-rooms?—I did not.

36381. You know he was there?—I heard it.

36382. Were you surprised to see him in Derry?—I was.

36383. Did you start?—No.

36384. Was he surprised to see you?—I don't think he knew me at all.

36385. Was he surprised to see Mr. Foster?—I don't know. They spoke to each other.

36386. What did you do in Derry?—I did nothing.

36387. Were you helping Mr. Foster to do nothing?—No.

36388. What was he doing?—I don't think he did anything.

36389. That is very near doing nothing too?—He was looking over the lists, and he said he found them in a very bad way.

36390. What did he do?—He came away and did nothing.

36391. Did he go to Derry to ascertain that the lists were in a very bad way, and then come back—come, you know very well what he did?—I am not aware that he did anything.

36392. I do not mean to say that he arranged about tickets, but what did he do?—I don't think he did any of the ordinary business of the election.

36393. Did you not ask him why he brought you on that journey, losing two nights' rest?—He said there was a very bad system in Derry.

36394. Having ascertained that there was a very bad system in Derry, do you say he came away without doing anything?—The time was very short.

36395. What took him down?—I don't know.

36396. Mr. TANDY.—Did he bring the surplus tickets with him?—I am not aware that he did. I did not see any tickets.

36397. Mr. LAW.—It is rather much to suppose that we imagine Mr. Foster left his place of business and his home, and took you besides along with him, his superintendent of the Inns-quay ward, to ascertain that the lists of Derry were in a bad state, and that he came back without doing anything more—who were you in communication with in Derry?—I was with no one.

36398. Was Mr. Foster?—I saw him speaking to Mr. Hamilton.

36399. What is he?—I think he is a barrister.

36400. I suppose you did not stand at a distance when they were talking?—Their conversation was quite private.

36401. Did Mr. Foster make any use of you at all when he got you there?—None whatever.

36402. Then he brought you for the pleasure of your company. Did you see him speaking to anybody else?—I don't remember.

36403. Did he tell you he was speaking to anybody else but Mr. Hamilton?—He did not.

36404. Did he tell you what he said to Mr. Hamilton?—No.

36405. Do you mean to say you went on this apparently absurd journey, that you were satisfied to lose two nights' sleep, and still never know what you went down for?—I don't know what I went down for.

36406. Do you know what you did when you went down?—I did nothing.

36407. Did you ask Mr. Foster why he brought you there to do nothing?—I did.

36408. What did he say?—He said he went down to see how the election was going on.

36409. Was the election going on when you were there?—Yes.

36410. Was it Thursday or Friday?—I think it was Thursday.

36411. You spent a day in resting after the election?—Yes.

36412. You arrived there on the morning of the election?—We got there on Thursday morning.

36413. Was that the morning of the election?—Yes.

36414. Whom did you first see after being made comfortable at M'Cormick's?—I think Mr. Foster went to see Mr. Hamilton.

36415. Where did you understand he was going to see him?—To the Imperial.

36416. Did he come back and tell you he had seen him?—I went up with him.

36417. Were you shown into the room where Mr. Hamilton was?—Yes.

36418. You saw Mr. Hamilton then face to face?—I saw the gentleman whom Mr. Foster afterwards told me was Mr. Hamilton.

36419. I suppose Mr. Hamilton asked you to sit down?—No; I went over to the window and looked out.

36420. You spent your time looking out of the window?—Yes.

36421. What was the meaning of that?—The conversation was evidently private, and I did not wish to intrude.

36422. Did Mr. Foster tell you it was private?—No. He took Mr. Hamilton aside and spoke privately to him. I did not want to listen, and I went to the window.

36423. How long did the conversation last?—About five or ten minutes.

36424. Can you form a belief as to what they were talking about?—No.

36425. After this interview with Mr. Hamilton, which was very satisfactory to you, no doubt, did you leave the hotel in company with Mr. Foster?—Yes.

36426. Did you see anybody else in the room before you quitted the hotel?—No.

36427. Did Foster tell you what you were to do through the day?—He did not.

36428. What did you do?—We walked through the town.

36429. Admired the view from the walls, I suppose?—Yes.

36430. What did you do then?—Went home to the hotel again.

36431. Oh, it was in the evening, I presume, that you went home?—Yes.

36432. What time of the day was it you went to Mr. Hamilton?—I think it might be between ten and twelve.

36433. The election was going on briskly at the time, of course?—It was going on.

36434. When you quitted Mr. Hamilton where did you go?—We went about the town. I was never in Londonderry before.

36435. I understand that very well; but you had the next day, when there was no election, to see the beauties of the place. What were you doing while the election was going on—tell us the first place you went to?—We walked about the street, and we went up on the walls.

36436. Did you stay there the whole day?—No. We walked about the place and went back to the hotel again. We did nothing but walk about.

36437. Did you speak to anybody?—No.

36438. Or did Mr. Foster?—I am not aware of his speaking to anyone but Mr. Hamilton.

36439. So that he must have delivered himself of the entire business that brought him to Derry in the ten minutes' conversation he had with Mr. Hamilton while you had your face to the window?—I think on the following day he was in the Imperial Hotel some hours.

36440. It is nonsense to tell us that he went to Derry for the purpose of having this conversation, and that he brought you to Derry to be present at a conversation which you were not to hear. Tell us what was the object of his going to Londonderry?—I do not know. I understood it was to assist at the election.

36441. How did he assist at the election?—He did not assist at the election.

36442. Did he give any directions to other people?—I am not aware that he did.

36443. Were you with him the whole day?—I was not.

36444. When he got you on the walls of Derry did he go away?—No; he did not go till the following day.

36445. The following day was not the day of the election; it was the day after the election. I think he left the day the election was over.

36446. That was Friday?—As well as I remember.

36447. I dare say it is the case; it is more probable that you got to Derry the day before the election; but you told us a while ago that the morning you got to Derry was that of the election?—It was either the day of the election or the day before it.

36448. I believe Friday was the day of election at Derry?—It was.

36449. Mr. TANDY.—Have you any reason to believe that Mr. Foster brought down any sum of money to Derry?—I think he told me he had some money with him—I think he did, but I am not sure.

36450. Mr. LAW.—Now, Mr. Hall, the Derry election was on Friday, not upon Thursday, so that you were there one clear day before the election began, and, as you corrected yourself now, it was on the evening of the election you came back to Dublin?—Yes.

36451. Did you understand from Mr. Foster, during your journey to Derry, or while you were there, or while coming back, that he had brought money down to Derry?—I think he made an allusion while in Derry, one night, that he had some money.

36452. What did he say? Honestly tell us, according to the best of your recollection what he said?—I think he made allusion to having money enough to bear his expenses, or something of that kind.

36453. Whose expenses?—Our expenses.

36454. That, you know very well, is not what you meant in answer to Mr. Tandy?—(*No answer*).

36455. Mr. TANDY—You knew perfectly well that was not what I meant?—Of course it was not. He did not indicate what sum he had.

36456. Did you understand he had a sum of money for election purposes?—I understood he had a large sum of money.

36457. I do not ask you the precise sum you understood him to have, but did not you understand about what sum it was?—I had not the slightest idea.

36458. Did he speak of hundreds or thousands?—I do not know; he did not speak of any particular sum.

36459. What was the impression on your mind—if you were asked then, what sum would you have said, after the conversation you had with him, that he had brought to Derry?—I would infer he had hundreds, but how many I do not know.

36460. Would you have inferred he had thousands?—I would not.

36461. Mr. LAW.—In this conversation you knew he had this fund (whatever the amount of it was) for certain purposes; you knew that, and that he had come to Derry for that purpose, did not you?—That was what I thought—I thought so.

36462. Did you understand where he had got that money?—I did not.

36463. In the course of your conversation with Mr. Foster, on any occasion, either in Derry, Dublin, or elsewhere, did he ever mention any source from which he had derived money?—He did not.

36464. Did he ever mention the Carlton Club?—Yes; now that you draw my attention to it, I think he did.

36465. Where did he mention that?—I think it was in Derry.

36466. What did he say about the Carlton Club?—I do not know exactly.

36467. I did not ask you exactly the words—what was the substance?—He made some allusion to the club.

36468. Was that in connexion with the money he had brought with him?—I do not know whether he said he had got the money from the Carlton Club, or that the club would let him have the money.

36469. That they would let him have as much as he wanted?—Yes.

36470. Was the impression produced on your mind—whatever his words were—that his resources for election purposes were derived from the Carlton Club?—Yes; I did not remember that until you drew my attention to it.

36471. Did you understand from him—or I will not say "from him"—but was it your belief at the time that the money he had in Derry for election purposes, was a portion of the same fund that he had in Dublin for election purposes?—No. I thought it was from the Carlton Club.

36472. Which did you think was from the Carlton Club?—The money he had in Derry—I concluded so.

36473. Had he not brought it down from Dublin with him?—I did not know where he got it.

36474. Did not you understand, wherever he got the money in Derry, that it was part of the same fund he was using in Dublin?—I did not think of that.

36475. What do you think of it now?—It may have been.

36476. What would you think now, honestly, supposing you had ascertained that the money he had in Derry was money from the Carlton Club, do you not think it was the same money he had in Dublin?—I did not know indeed.

36477. What was your impression?—I could not form an opinion.

36478. Did he allude to this money—whether in his pocket, in his portmanteau, or otherwise at his command—during the journey down to Derry?—No; I think it was when we got down to Derry.

36479. When did he first ask you to come down to Derry?—I think it was the day of the election here.

36480. Did he tell you the first time that morning?—I think he did that morning.

36481. Was it over the breakfast table?—No. He came in late to breakfast, and he asked me could I go down to the country with him that night if he required it.

36482. And I suppose you said you would?—Yes.

36483. Was that at the Bilton Hotel, as you best recollect?—I think it was in the Bilton.

36484. Was Mr. Alma in the room at the time?—I think he was.

36485. Did he hear the conversation?—No.

36486. I suppose Foster drew you aside and asked you the question?—Yes. It was quite private.

36487. I suppose you asked him what part of the country he wanted you to go to?—Yes, and he said Londonderry.

36488. Of course you understood what the meaning of going down to Londonderry at that time was—you understood it was connected with the election?—I understood it was connected with the election.

36489. You met Mr. Foster again that day after the election was over; did he speak of the journey you had before you in the course of that day, afterwards?—No.

36490. Not till you met in the evening?—Not till the evening.

36491. I suppose when walking home together after the election you talked of having to meet at the railway station for Derry—did you not?—Yes.

36492. Did he tell you then what the object of his going to Derry was?—He did not.

36493. Is it your recollection, Mr. Hall, that the first time he spoke of having any election funds at his disposal was after he reached Derry—that he did not tell it to you either the evening before you left Dublin, or in the course of the journey?—I think it was in the hotel.

36494. You are quite sure it was not in the railway carriage?—I am.

36495. Was anybody with you in the carriage going down?—There were some gentlemen part of the time.

36496. Do you know who they were?—No.

36497. Had you any person in the carriage with you towards the end of the journey?—No. I think they had all gone out except Mr. Foster and myself.

36498. You had the carriage to youselves then?—I think so.

36499. When you were left to yourselves in the carriage I suppose you slept for a part of the time, but on waking up when you approached the end of your journey had you any chat with Foster as to what you were going to Derry about?—No; I do not recollect any.

36500. Did you sleep the entire journey?—I slept going down, towards the end of the journey.

36501. When you got to the station had you any chat with him?—I do not remember any particular conversation.

36502. I suppose then it was in the morning when you had got there, when you had finished your journey, you thought it was then time to think of what brought you there; now, when he told you he had funds at his disposal, did you understand from him how he was to use those funds?—No, sir, he did not tell me.

36503. What was he to do with it, was he to hand it over to anybody?—He did not tell me.

36504. We must get it some way or other from you; what did you understand you went to Derry about?—I thought we went down there to assist at the election.

36505. But when the thing was over, did it occur to you when you got back again—did the meaning of your journey to Derry then dawn upon you; did you know what you went there for?—I understood we went down to assist at the election.

36506. Did you assist at the election?—No; we did not.

36507. Then when you had time to reflect—I will even give you Saturday, for you were busy that day at the county election, but on Sunday when you had time to reflect, did you then think over what took you down to Derry?—I thought we went down to assist.

36508. I know; but when you found you did not assist, what did you think?—The reason why we did not assist was we found there were no lists made out.

36509. Lists of what?—Lists of voters.

36510. Surely there was the authorized list of voters—the list the law recognises?—No, but the regular list of voters. I understood it was not drawn up properly.

36511. That is, it was only drawn up as the law required?—The legal list I understood was not drawn up correctly.

36512. Was that what Foster told you?—Yes.

36513. Mr. TANDY.—Did you understand or did you believe that you were to assist in any particular department, such as the money transactions?—No, I did not.

36514. Mr. LAW.—When he asked you to come down with him to the Derry election, and spoke of having hundreds at his disposal for election purposes, and brought you down as his friend in the matter,

did you understand then what you were to do?—I understood we were to assist at the ordinary work of the election.

36515. What did you think when he spoke of having a fund at his disposal which he brought down for the purposes of the Londonderry election?—I understood that was for the purpose of the ordinary expenses of the election.

36516. To assist the Duke of Abercorn's son in defraying the ordinary expenses of the election?—Yes, I understood so.

36517. Did you see Lord Claude John Hamilton in Derry?—I did, outside the Imperial Hotel steps.

36518. Were you introduced to him?—No.

36519. Was Foster?—I am not aware that he was.

36520. Was anyone with him when you saw him?—There was another gentleman with him, but I am not aware who he was.

36521. Did you see Mr. Alexander M'Neill in Derry?—I did.

36522. How often?—I am not aware that I saw him more than once in the street.

36523. When did you see him?—I think it was on the Friday as well as I remember.

36524. You did not see him till Friday?—I don't think I did.

36525. Where did you see him on Friday?—In the street—walking down the street.

36526. Did Mr. Foster tell you anything on your way back from Derry? He was very much displeased at the lists not being made out right—is not that so?—Yes.

36527. You came back on Friday when the election was over?—Yes.

36528. Did he tell you he was bringing back the fund he had brought down?—No.

36529. Did you understand he had brought it back?—No.

36530. Did you understand from anything that took place that he had parted with it?—I did not. I did not know whether he had it or not.

36531. Supposing he had it—did you understand that he had parted with it or brought it back?—He did not tell me. I did not understand whether he had brought it back or not.

36532. Tell me what it was he said in connexion with the fund about the Carlton Club? How did he mention the Carlton Club?—I do not exactly remember what he said about it, but from what he said I inferred there could be funds got from the Carlton Club.

36533. Did not you understand that he had at his command several hundreds for election purposes?—I did.

36534. Did you understand that those resources were Carlton Club resources?—I did: so I understood.

36535. He did not tell you he had parted with any of those resources while in Derry?—No, he did not.

36536. I suppose you got back to Dublin early on Saturday morning?—Yes.

36537. And you were busy at the county election all day?—Yes.

36538. That brings us to the end of the week of the election, Saturday, the 21st?—Yes.

36539. When did you see Mr. Foster after the county election?—Well, I could not say exactly. It was some time.

36540. Do you recollect the time you got money from Miss Foster to pay the five young gentlemen?—Yes.

36541. That was a week you say after the election?—Yes.

36542. Had you seen Mr. Foster in the interval?—Yes.

36543. I suppose he told you to go up to his house and get the money to pay them?—I forget whether he told me or not, but I know I got the money at No. 54.

36544. As I understand you had not intimated to any of those young gentlemen that they were to receive payment?—I don't think I did.

36545. At all events I understood you to say last night there was no sum mentioned?—There was no sum mentioned.

36546. Of course Mr. Foster must have told you there was money to be given to them?—I think he did.

36547. How did he tell you—did he write, or did you meet him in the street?—I think it was at an interview in the street.

36548. When you got this £25 to distribute amongst the five young gentlemen, of course you took for granted that was part of the resources he had at his disposal; you did not think it was his own money?—No.

36549. Was not the impression on your mind that it was part of the fund that he had at his disposal?—Yes.

36550. Your impression at the time was that he had got it from the club?—I did not know where it came from.

36551. Did you think the Carlton Club resources were applicable only to Derry?—I did not think anything about it. I could not say.

36552. Did you understand from him at anytime, either in Derry, Dublin, or elsewhere, that he had been in communication with the Carlton Club?—I did.

36553. Did he tell you how?—No.

36554. Did he say he had letters from them?—I don't remember. I think he made some allusion to correspondence.

36555. Did he receive any correspondence while in Derry from the Carlton Club?—I am not aware.

36556. Did he receive telegrams from anyone while in Derry?—I am not aware.

36557. Did you ever understand that he was in communication with the Carlton Club while in Dublin?—He did not tell me.

36558. Did he tell you at whose suggestion he was going to Derry?—He did not.

36559. Did you think from anything he said that it was in consequence of any communication from the other side of the water he was going to Derry?—He did not tell me.

36560. What was your impression?—I did not know. I did not know at this time that he had any correspondence with the club.

36561. You did not know that till you got to Derry?—Not till I got to Derry.

36562. You understood then that he was in correspondence with some of the authorities of the Carlton Club?—Yes.

36563. Did you see him address any letters or hear him speak of addressing any letter to them?—No.

36564. Did he write any letters while in Derry?—He may have, I think he did. I think so.

36565. Did he address any letters while in Derry to anybody in the Carlton Club?—I do not know indeed, I could not say.

36566. Have you any belief on the subject?—I have not the slightest idea. I don't know to whom he addressed the letters he wrote while there.

36567. I am only asking you your impression? Was it your impression while in Derry that he was writing letters to anybody connected with the Carlton Club?—It was not.

36568. Or sending telegrams?—No.

36569. You said Mr. Foster gave you something yourself. I presume that was at a subsequent date to the payment of the young men?—Yes, a week or so,

36570. That would bring us to about the end of November?—I think so.

36571. Did you see Mr. Foster frequently between the time of the election and the middle of December when the petition was filed?—I saw him on several occasions.

36572. I suppose as your intercourse began in October in reference to the election, when you saw him on those occasions it was in reference to the same subject?—Yes.

36573. Did you discuss the probability of a petition?—On all occasions that I met him it was not with regard to the election—sometimes I met him casually.

36574. You told us he came to your house on Monday evening, before the election?—Yes.

36575. Was he ever afterwards in your house?—I don't remember that he ever was. He called for me one evening, but I was out.

36576. How often do you think were you in his house between the middle of November after the election and the middle of December?—I frequently inquired for Mrs. Foster who was very unwell at the time.

36577. I don't mean anything of that kind—how often were you at his own house on business?—I think half a dozen times.

36578. How soon after the election was the occasion you spoke of last night when Mr. Foster and you discussed the probabilities of a petition and you spoke of the tickets?—It was some time after the election.

36579. How long after—was it a week or ten days?—It might be more.

36580. Was it after the payments were made?—Yes.

36581. You are sure of that?—I am.

36582. There was rumour about the petition I suppose at the time?—Yes; I heard something about it at the time, and I just asked him about it. I said I had heard a rumour of a petition.

36583. What did he say?—He said he thought it likely there would be.

36584. Did you see him after the petition was filed?—I don't remember.

36585. Did you ever call at the office in Abbey-street where the solicitors for Sir Arthur Guinness were?—Never.

36586. Was it suggested to you that it would be desirable you should go there?—No.

36587. You had a good deal of information to give them?—It was never suggested to me, and I never called on them.

36588. Did it ever occur to you to call upon them—that they might be on their guard as to what you knew?—No.

36589. Did Mr. Williamson ever ask you to call on him?—No.

36590. Mr. Williamson, who was introduced to you so formally and at such an important moment, never sent for you?—No.

36591. Did he never write to you?—Never.

36592. I think you told us you were not in court at the time of the petition before Judge Keogh?—No.

36593. Where were you?—I think I was in London at that time.

36594. You were in Dublin very recently before it?—Some time before it I was here.

36595. Did anybody suggest to you that you might as well go away?—I beg your pardon——

36596. Was it suggested to you that you might as well go?—I am not aware.

36597. What did you go to London for?—For my health—I was very unwell at the time. I was down in the country for a while.

36598. I presume you saw Foster after the petition was filed, you were here then I suppose—that was on the 15th December?—Yes, I think I was in Dublin then.

36599. How soon after that did you go to the country—were you there at Christmas?—No, I was at home at Christmas.

36600. Then we come to New Year's day—did you go to the country after New Year's day?—I think it was some considerable time after New Year's day.

36601. Where did you go?—I went from Sligo, and from that to Bundoran, I was not more than two or three days there.

36602. That was a queer place to go to if you were not well—had you any friends there?—No. I went just for a tour.

36603. What did you go down to Bundoran for?—I was very unwell and I was told a change would be useful. I had no exercise about Dublin, and was very much confined.

36604. What was the matter with you?—My chest.

36605. Were you advised by any medical man to leave town?—I was.

36606. Who was the medical man?—Dr. Hewitt of York-street.

36607. Did he tell you that for a person with an attack on the chest, it was a good thing to go to Bundoran, in the month of January?—He recommended change of air—he did not say Bundoran.

36608. Why did you select Bundoran?—I had been there before. It is a nice watering-place.

36609. It is; but rather breezy, I should say, in January for a man with a delicate chest?—I did not stop there long—only a day or so.

36610. Where did you go when you left Bundoran?—I went to Ballyshannon, and by Dundalk home.

36611. How long did you remain at home before you went to England?—A considerable time; I think it might be six weeks or two months.

36612. Were you in Dublin the time the petition was heard?—I think I was.

36613. Did you go to Southampton with one of your sisters who was going abroad?—Yes, in February.

36614. Was that after the petition was heard?—I don't know when the petition was heard. I know I left Dublin for Southampton on the 3rd of February.

36615. That was the day before Judge Keogh gave his decision?—I do not know.

36616. I suppose you read the papers containing an account of the trial of the petition?—I read some of them, not the whole.

36617. There were very few people had a better right to read them. Do not you know whether you read those papers while in Dublin, or while you were away?—I think it was in Dublin I read them.

36618. Then you were at home?—Yes.

36619. Mr. TANDY.—Did anyone accompany you on your tour?—No.

36620. Mr. LAW.—Do you remember what time you went to Sligo and Bundoran?—I think some time in January.

36621. Was it early in January; was it before the petition came to be heard?—I think it was some time in the middle of January.

36622. Just when the petition was coming on?—I think so.

36623. Now tell us honestly—had the hearing of the petition anything to do with your going away?—No; it was my health brought me away.

36624. You are positive of that?—It was.

36625. Did anybody suggest to you that it would be well you should be away?—I am not aware.

36626. I mean to yourself—did anybody suggest to yourself that you would be as well away?—Mr. Foster may have on one occasion.

36627. Do not you believe he did? You understood from him that he was going away for his health, but to a certain extent, in consequence of the petition; did he suggest to you that you might also as well go away for your health?—I think he made an allusion to it on one occasion at his own house.

36628. When was that—was it when he told you he was going?—Some time before that.

36629. Was he not complaining in a pretentious way about the state of his health at that time?—He was.

36630. Had you left Dublin before he left?—I think so.

36631. I suppose you knew, before you left town, that he was going to start immediately?—I knew he proposed going away.

36632. Tell us when you got the first letter from Mr. Foster after this time. We have now reached the 12th of January—he was in Paris we know during part of the time the petition was being heard—when did you first get a letter from Mr. Foster from abroad?—I could not say.

36633. About what time—did you get one in the

course of the spring while he was in Paris?—I don't remember receiving any at that time.

36634. At what time was the first letter you received from him?—I think it was some time in October last.

36635. Was that the first letter you got from him?—I may have got letters before, but I am not aware.

36636. Did not you state you had got letters almost every fortnight?—No, I did not.

36637. How many did you get from him—you destroyed four of his letters the other day—did you ever get more than the four you destroyed?—Oh, I may have. I may have had eight or twelve entirely.

36638. When did he first begin to write to you—I suppose they were not all written in October?—I may have had one or two before that time.

36639. Were the most of them in October?—I think so.

36640. The most of them in October?—Yes; I think so.

36641. What were those multitudinous letters to you in October about?—I was corresponding with him about fire-arms.

36642. That seems to be a curious subject just then; was he a great judge of fire-arms?—Yes, he is.

36643. A good shot?—A very good shot.

36644. Why did you take to writing about fire-arms in October?—Because I wanted him to get me a rifle.

36645. Was he buying one for you?—Yes, he said he knew a party that had a very good rifle.

36646. Did he buy one for you?—I did not authorize him to buy one.

36647. I think you got one letter from Spa from him?—Yes.

36648. Was it when he got back to Paris he began writing about rifles?—I forget.

36649. Tell us what he wrote to you about from Spa—that was in August?—He wrote giving me a description of the country.

36650. Of Belgium?—Yes.

36651. And of the tables, I suppose?—Yes.

36652. Did he tell you he had won any money?—No.

36653. How many letters had you from him since October?—I think I had four altogether.

36654. Were those the four or five you destroyed ten days ago?—Yes, I got some others before from him, and as my desk became full and I cleared it out and burned them with some other bills and letters.

36655. What time was that deskfull burned?—I think about six weeks or two months ago.

36656. That would be about October?—I think so.

36657. Was it in consequence of any letter you had from him you burned that batch?—It was not.

36658. Was it an idea of your own?—Yes, just as I was clearing out the desk, it being too full.

36659. Did he suggest to you in any of his letters that it would be as well that you should destroy any documents of his that you had?—He did not.

36660. Did you see him when he came to England last summer?—I did not. I didn't know whether he was come over or not.

36661. When did you write to him last?—I think about ten days or a fortnight ago.

36662. Did you write to him since you destroyed the letters?—No.

36663. Did you write to him that day?—About that time.

36664. Did you write to him the day you destroyed the letters?—I don't think I wrote that day, but about that time.

36665. Did you tell him you were going to destroy them?—I don't remember. I may have. I think I did tell him.

36666. Did you ask him to destroy any of yours?—I did not.

36667. Now, Mr. Hall, in the course of the three or four interviews you had with those young gentlemen, who were Foster's friends—you were introduced to them first in the drawing-room, you were also part of the day of the election with them—you saw them all through the election, and it is difficult to imagine that you cannot recollect their names. Do you recollect on any occasion you were in their company, did you hear their names?—I do not.

36668. They are perfectly "dark horses?"—I think I would know them if I saw them again, but I do not know their names or where they live.

36669. Did you hear them refer to anybody or mention any friend's name?—I did not.

36670. Have you no idea whom they knew, except Foster?—Not the slightest.

36671. Yet he gave you the names?—He did, but I forget them.

36672. Did the names strike you as names of people in Dublin?—No, they were perfectly strange to me.

36673. Were they foreign names?—No, they were English names.

36674. Were any of them names of persons of whom you had heard before?—I did not remember having heard them before, they were perfectly strange names to me.

36675. That would be a very good reason for recollecting them—a peculiar name is one a man would be apt to recollect?—(*No answer.*)

36676. Did you ever speak to anybody at any time about those young men?—I never remember to have done so.

36677. Had you ever any conversation with anybody about those young men?—I do not think I had.

36678. At any time?—No.

36679. Did you never refer to those young men?—(*No answer.*)

36680. Tell us when did you first forget their names?—A day or two after the election.

36681. You are certain of that?—Yes.

36682. Have you a distinct recollection that the names faded out of your mind the day after the election?—I don't think I ever heard the names distinctly.

36683. But generally speaking, when a man is introduced to a friend, for the first time, if he does not catch his name distinctly at once, he makes sure of it before he is done with him. Now, you told us a while ago, you knew their names at one time?—Yes, I must have heard their names.

36684. Yes, you must have known their names at one time perfectly well. Is it not your belief you did at one time know their names?—No. I must have heard their names on that day, but I forget them.

36685. That is another matter—you did hear the names?—I did.

36686. Did you ever allude to them to anybody?—I am not aware.

36687. Did you ever talk to Mr. Bradburne about them?—No.

36688. Or he to you?—No.

36689. Have you talked with him since you came to Ireland, on Thursday?—No.

36690. Did you since the election ever speak to Mr Alma about those young men?—No.

36691. Did you speak to him at all?—No, not since the election.

36692. I suppose you spoke to him on the day of the election?—Yes, we spoke several times.

36693. Did you never speak to him since that day?—I never did.

36694. Did you ever see him since that day?—I did.

36695. Where?—On the street, several times.

36696. Did you ever see him with Mr. Foster?—I don't remember seeing him with Foster.

36697. Did you ever see him in any house?—No.

36698. You never saw him in any house since the day you saw him in the Bilton Hotel?—No sir, not after the election.

36699. Did you before the election?—I think I saw him in Mr. Foster's house on one occasion.

36700. How long before the election?—A few days, as well as I remember.

36701. Now to the best of your recollection, was that before or after the Monday those young men were in the house with you—was it in the previous week?—I think it was.

36702. Was it, to the best of your recollection, after Mr. Foster had asked you to get those five young men for him?—I think so.

36703. Where was Mr. Alma in Foster's house; what part of it?—In the library.

36704. In the study?—Yes.

36705. Was he alone with Mr. Foster?—Yes.

36706. Did you find him there with Foster when you went in?—I think so.

36707. Did he leave after you came in; or did the three of you remain in the room?—I think I left.

36708. Were you introduced to him?—No, I don't remember being introduced to him.

36709. Your recollection is, that you found him closeted with Mr. Foster, and went away leaving them there?—Yes.

36710. And that was within a week before the election?—Yes.

36711. That is your recollection of it?—Yes.

36712. Did you see him again in Mr. Foster's house?—No.

36713. At any time?—No, I do not think I did; I never remember seeing him there again.

36714. At what time was it you saw Mr. Thomas Fell White dropping into Foster's? Was it about the same time you saw Mr. Alma there?—It was a week or ten days previous to the election.

36715. Would it be about the same time you saw Mr. Alma?—It was not the same day; it might be within four or five days of it.

36716. Which was first?—I think Mr. White's visit was before Mr. Alma's.

36717. I understand you never saw Mr. Williamson there?—Never.

36718. Do you know Mr. Byrne?—No.

36719. Either of the Mr. Byrnes?—No.

36720. You were never introduced to either of them?—No, not that I remember.

36721. Do you know Mr. Hodson?—I saw Mr. Hodson in Dame-street.

36722. In the central committee-rooms?—Yes.

36723. On what occasion were you there?—I went down there to get some instructions, on one or two occasions, about the freemen up in Dorset-street.

36724. Whom did you apply to for instructions?—I think it was to Mr Hodson or Mr. Julian, I don't know which.

36725. Was it in the house No. 3, Dame-street, over Barnardo's, the Conservative Registration Office; or was it at the opposite side of the street where the election-rooms were?—I think it was at No. 48.

36726. Where Mr. Julian and Mr. Sutton were?—Yes.

36727. And your recollection is, you applied to Mr. Julian or Mr. Hodson for the information you wanted?—Yes.

36728. What was it you wanted to know?—Something about stationery or correspondence; I really forget.

36729. How long before the election was it?—It might be a week.

36730. At whose suggestion did you call?—I think it was at Mr. Lawler's.

36731. What did he ask you to go there for? Stationery would rather be in his province than yours?—I forget the purport of the message, but I think it was in consequence of a suggestion made at one of the meetings that I should call down, that there was some irregularity about the correspondence.

36732. What correspondence?—Correspondence etween the central office and the ward committee.

36733. Was it in respect of any unpledged freemen?—No, it was not; I really forget the purport of the message, but I remember going down.

36734. Did you get what you wanted?—I think so? he said he would attend to it.

36735. Did you ever see Mr. Hodson except on that occasion?—I have seen him several times since the election.

36736. Did you see him on the day of the election?—No, I do not think I did.

36737. Did you hear Saunders examined?—No.

36738. Were you ever in the Temperance Hall opposite this court-house?—Yes, on the morning of the election I was there for two or three minutes.

36739. In what part of the house?—Just walked inside the door and out again.

36740. Were you speaking to anybody there?—To those young men; no one else.

36741. Some of them I suppose were there?—They were with me.

36742. Were you giving them any instructions or directions?—Not there.

36743. What were you doing with them there?—Just went in there when we came down.

36744. I suppose you were placing one or two of them there?—I went in to see what was going on there.

36745. You found two booths there, I believe, W and Y?—Yes.

36746. Did you see Mr. Williamson in that place?—Yes, he was there.

36747. Where?—He was inside the door.

36748. You say he spoke to you frequently during the day?—No, two or three times.

36749. Told you how things were going on?—Yes.

36750. Did he ever present you with his snuff-box to take a pinch of snuff?—I don't remember, he may have, but I do not remember.

36751. I think you told us last night that you recollected in the course of your canvass several freemen saying they would vote for whoever gave the best pay?—Yes, there were one or two instances of that.

36752. You of course made a record of any case of that kind?—I did not.

36753. You did not?—No, I got instructions to refuse any such applications.

36754. Oh, of course you refused; but did not you make a note of the application?—I did not.

36755. Did you ever hear that your co-committeemen, Hassett, Walker, and Beckett, had come to an understanding with Foster that they were to have £5 a piece for their votes?—I never did.

36756. You never heard that?—No.

36757. They were very efficient members of the committee, yet they were not on the published list; do you know why?—No, I do not know.

36758. Did you ever see any returns made to that committee, of which you were superintendent, as to the result of the canvass of freemen or rated occupiers?—Yes.

36759. You brought in certain returns yourself?—Yes.

36760. And others brought in returns?—Yes.

36761. You told us last night that you think you remember the mention of the name by himself, or otherwise of William Beckett?—Yes, the name is familiar to me.

36762. Were you familiar with himself? He was one of the most regular attendants at your committee, so you must necessarily have been familiar with him?—I was not familiar with him but to see him. I am not acquainted with him.

36763. Do you remember a man called Patterson, William Patterson?—No, I do not.

36764. Did you ever see a return presented to the committee, or to any members of the committee, in which the names of freemen who had promised to vote conditionally were set down?—I don't remember having seen any list of the kind.

36765. Would you be surprised to hear there was a list of that kind among your papers?—I should not; I had no papers.

36766. But I mean the papers of the committee, of which you were superintendent?—I should not.

36767. You say you would not be surprised to find that a return of freemen who had promised to vote

conditionally was handed in to the committee?—Such a list might have been, but I am not aware of one.

36768. Would not they be returned by the canvassers who had canvassed them?—Yes, I should say so.

36769. Now, who canvassed William Beckett in Liffey-street? Was it anybody but you or Cowan?—I don't know. I don't remember having canvassed him.

36770. Do you remember Beckett saying that he could bring up sixteen other voters if it were made "worth his while"?—I do not.

36771. Did you hear anything of that kind?—I heard of several freemen who could bring up freemen.

36772. If it were made worth their while?—No; that they could bring up several parties of freemen.

36773. Did they say how they were to be got?—No.

36774. Did you ever hear that Beckett had said he could bring up sixteen or any other number of people if it were made worth his while?—I believe I saw something about him in the papers.

36775. Well did not you see this in the papers?—I saw something about Beckett.

36776. You saw about Beckett proposing he should get a bribe himself and Hopkins, and so on; but this is a separate matter that we believe was reported to the committee of which you were superintendent. Now, did you ever hear of a man called James Connor?—I don't remember Connor's name.

36777. Who was employed transcribing matters for you at your committee? Was Barton?—Yes, sir; Barton was one of the principal men.

36778. Would you know his handwriting?—I think so; it is a nice round hand.

36779. Will you look at that (*a paper*)? Would you say that that was his handwriting? Was that your chairman's writing?—I think his hand was a rounder one.

36780. I may tell you that that is one of the papers of the committee of which you were superintendent?—It may be.

36781. It has been given to us by Mr. Sutton, after coming to him as we understand from the Inns-quay ward committee. Now, according to your belief, whose writing is that?—I could not possibly say.

36782. Is it Mr. Barton's, as a matter of belief?—No, I think his hand is a rounder hand.

36783. Well, whose is that handwriting?—I don't know. I don't know whose writing this is. I cannot imagine.

36784. Did you ever see it before?—I never remember seeing that before, until yesterday, when you showed me it.

36785. Who else wrote, besides Barton?—Oh, the secretary was there the greater part of the day.

36786. And there was Mr. Falkiner too. We know his writing?—Yes, Mr. Falkiner.

36787. Well, now, you never saw any others' writing?—There was a little boy there that wrote a very good hand, for copying papers.

36788. Is that like his handwriting?—No, he wrote something like a copper-plate hand.

36789. Who wrote that, for the consideration of the committee?—I never saw this till yesterday. I don't know who wrote it.

36790. But did you ever see papers of that kind brought before the committee, among the returns which were made to the committee?—No returns were made on paper like that. There were lists.

36791. Printed lists?—Yes.

36792. And little canvassing-books, with the printed names of freemen, of which we have one or two specimens?—Yes.

36793. I think you said that when you went out to canvass, the secretary made out lists for you?—Yes.

36794. Were they written?—Yes.

36795. Were they like that?—Not like that.

36796 How were they transcribed? Was it on foolscap paper, or what? Was it like that?—It was similar; but not foolscap paper.

36797. What kind of paper was it?—It was more like the leaves of that book, as well as I remember.

36798. Did you ever make a return of the result of your canvass upon anything like this paper?—I made my observations on the side opposite to the names, doing it only with a book.

36799. When those returns came to be considered by the committee, had they been transcribed by anybody to a fair copy, or were they just your returns, and the returns of other canvassers?—No, I think the notes were taken and transcribed.

36800. Then, they might have been transcribed on some of the foolscap paper when they were returned into the office?—They might be.

36801. I presume that is paper which came out of the custody of the Inns-quay ward committee; would you say that was transcribed from some of the rough notes taken by the canvassers?—I don't know; I never saw that paper.

36802. Well, what is it now? Can you say?—It may have been taken from the notes taken by the canvassers.

36803. Do you believe it is?—I believe it might be the notes taken by the canvassers during the canvass.

36804. Do you mean that a canvasser would take such very great pains as that in the first instance?—Yes.

36805. That is evidently transcribed by somebody. It is not the note of a house-to-house canvass, because it is all written at once. Was it on sheets of paper like this that the result of the canvass was laid before the committee?—They were first made out on written papers, and afterwards we got printed lists of voters, and I believe the observations were put on those printed lists.

36806. When you went out to canvass you got a list of the freemen and others whom you were to canvass?—Yes.

36807. And you put down in pencil, opposite each name, how he would vote, or something of that kind?—Yes.

36808. When that was left in the office something was done with it?—I left it with the secretary.

36809. What was done with it? Was it left for the consideration of the committee?—No; there were printed lists made from it.

36810. How did your pencil-notes appear before the committee? Did they at all appear on paper?—I handed them in, and I understand the secretary noted the observations opposite to every name on the printed lists.

36811. That was while you worked?—Yes.

36812. And did you never see documents containing lists like these laid before the committee?—Not that I remember.

36813. For whose information did you think that those lists were made out, stating that several persons offered to vote conditionally?—I believe they were for the secretary.

36814. Of the committee?—Yes.

36815. Did anybody write, that you remember, except Barton, or the secretary, Mr. Lawler, or Mr. Falkiner? Did Mr. Williams, who was the messenger, write?—I believe he did.

36816. I mean, who was appointed to do clerk's work in the office?—I think Mr. Young addressed envelopes there, and I think Mr. Williams assisted him on one or two occasions.

36817. That is the man out of the registry office?—Yes.

36818. Are you certain that this Mr. Wright that you speak of—we know that there are three brothers, and we do not want you to be detained, losing your time—I understand you to say he was not the eldest brother?—No.

36819. What is his name?—I think Dick, or George.

36820. Dick, we are told, is the eldest brother?—Well, then, this must be George.

36821. Are you certain this was not the eldest brother?—I am.

36822. Have you heard of them since? Did you hear that the eldest brother was married?—No; I have not heard.

36823. You say the eldest brother was rather distinguished at college?—Yes, the elder two were both very much distinguished.

36824. Which of them was with you? It was not the eldest?—No; it was not the eldest.

36825. Are they both scholars?—I really don't know. One of them, I am told, is a scholar—the second one.

36826. Do you know is that the man?—I think the second is a scholar. I think George is. I can find out, if you like.

36827. It is unnecessary; we can get the three brothers. Our object was merely to save time, and not to keep you here unfairly. I only want to ask you one or two more questions. You recollect Mr. Foster asking you to meet him at the house in Dorset-street—in the committee-rooms?—Yes.

36828. Can you call to mind when did he make that arrangement with you or ask you to come there—was it on that day or the day before?—I think it was that day.

36829. The reason I ask you is, he was in your house on the evening of Monday?—Yes.

36830. Was it on that occasion?—No, not on that occasion.

36831. Your recollection then is that it must have been on the next day?—Yes, I think so.

36832. Had he told you before?—No.

36833. Well, do you remember the day you saw him—on the Tuesday?—I can't remember.

36834. There was only one day between—Monday night he was in your house with the young men, and Tuesday night you met him in Dorset-street?—I think it was that night in Dorset-street.

36835. Did he ask you on the Monday night to give him a call next evening?—No; I went up on my own account.

36836. What did you go up for that night?—I think I went up, as well as I remember, to know where we would meet.

36837. To know where you would meet on the next day?—Yes.

36838. Was not it to arrange that you should have breakfast with him at the Bilton Hotel and with the young men?—No, I think it was something connected with our meeting next day.

36839. Mr. MORRIS.—You said it was something connected with the county election?—No.

36840. Mr. LAW.—Your recollection is that you went up to him on the Tuesday evening for somethng connected with your meeting next day?—Yes, I think that was what I called up for.

36841. Where did you see him?—In the study.

36842. Did he tell you then that he had got the tickets?—No.

36843. Did he tell you nothing about the tickets?—Nothing till the morning of the election.

36844. I suppose it was after four o'clock that you called, as he was in the registry office up to that hour?—Yes.

36845. Was it after dinner you went up to him?—I am not sure whether it was at his own house I saw him or in Dorset-street—I forget really where—but I think I called up to see him, and it must have been after four, because he was in the office up to that time.

36846. Was it after your own dinner or before it?—I think it was before dinner I saw him.

36847. Well, you were there, inquiring about the next day. Was it then that he asked you to come up that evening to the Dorset-street rooms to meet him?—Yes.

36848. Did he tell you you would find any person in the room?—I think he said there would be some people there, as well as I remember.

36849. And did you understand from him what he wanted you to do there?—I understood it would be in connexion with the county election.

36850. That you would find some people there who had something to do with the county election?—Yes.

36851. And I suppose you said you would. Did he fix an hour?—Yes; I think eight o'clock.

36852. When you went upstairs, I think you told us you were not there alone when you first went into the room?—Yes.

36853. There were candles on the table, I believe, and there was a fire there, and a sofa?—I think there were.

36854. And I suppose you sat down on the sofa?—I sat down, but I don't recollect where it was.

36855. Do you remember how you were dressed?—Were you dressed in tweed?—Yes; I think it was ordinary tweed, and a black cloth coat.

36856. How many, could you tell us, were there in the room when you went in?—I think there were one or two in the room when I went in?

36857. Was one of those men Watkins?—I don't know; I don't know Watkins.

36858. Would you know him again?—I would not; I never remember seeing him.

36859. You were in the room with them for a good while?—Yes; but I did not know them.

36860. I know you did not know them at that time?—No; nor since.

36861. You were talking with them until Mr. Foster came in?—No.

36862. Is it your recollection that there were only two?—I think there were only two.

36863. They were neither of them men that you knew?—No; they were both strangers to me.

36864. Did they appear to be working-men?—Yes.

36865. Not in your class of life?—No.

36866. We know now who they were, because the men themselves have appeared, and told us that they did not know who the young man was that was in the room with them. How long were you there before Mr. Foster came in?—About five or ten minutes.

36867. And were those men talking? Did they address you?—No.

36868. I suppose, when you went in, they looked to you to say something to them. Did you tell them that Mr. Foster would be there presently?—Not that I remember.

36869. Did you mention Mr. Foster's name?—Not that I remember.

36870. What were they talking about?—A casual conversation about the election, and the probability of a contest in the county.

36871. Was there anything said by you, or either of the men, as to the city election?—I don't think there was.

36872. Did they ask you what you thought about how the city election was to go on?—I don't remember.

36873. Did they say they had come to ask Mr. Foster about the county election?—They did not.

36874. You said they were talking amongst themselves. What were they talking about?—About the county election; it was an ordinary conversation.

36875. Did any of the party talk of having been a canvasser for the city election?—No; I don't remember.

36876. Watkins, we know now, was a canvasser for the freemen of the northern suburbs, and it is not very natural he should sit there for ten minutes without saying anything about the business of the next day. Did he say anything about the election?—Not that I remember.

36877. Do you recollect, when Mr. Foster came in, whom he spoke to?—No.

36878. He came in alone?—Yes; I think he came in alone.

36879. Before Mr. Foster came in, had anybody else come in?—One or two besides those that were there.

36880. How many men, to the best of your recol-

lection were in the room?—I think there were four, —four or five; there may have been five.

36881. But do you remember more than four?—No; I do not.

36882. Are you certain there were four, exclusive of Foster and yourself?—I am not; but I think there were about four.

36883. You say your recollection is that there were two in the room when you went in?—Yes.

36884. Do you recollect before Foster came in, anybody else coming in?—Yes, two or three.

36885. Two or three came in then?—Yes, as well as I remember.

36886. Did Mr. Foster come in alone?—Yes.

36887. Had the second detachment come in before that time?—Some little time.

36888. I suppose he spoke to you when he came in?—Yes.

36889. Did he speak to them?—Yes.

36890. Did he call them by their names?—I think not.

36891. Do you recollect now, that he mentioned Watkins as the name of one of them?—I don't think he mentioned any names there.

36892. But he appeared to know them, at all events?—Yes.

36893. Did he appear to know the whole of the party that was there?—Yes, I think so.

36894. Where had he the books that he gave to Watkins?—I don't know where he came from.

36895. But where had he them—did he bring them in in his hand, or were they in the room?—I did not remark them.

36896. I thought you said he gave books to Watkins—were they ready there, or did he bring them in with him?—I think he brought them in.

36897. He handed them then to one of those men?—Yes; I don't know what was done with them—whether the man brought them away with him or not.

36898. But there were papers also?—There were some papers.

36899. Did he speak when he brought them in? Did he speak to the man about them—did he tell them about the county election?—Yes.

36900. Did he say they had a very short time to prepare?—Yes.

36901. That they should go to work early next morning?—He said there was a very short time, or something to that effect.

36902. And I believe you said—at least so you say—that it was well to be prepared, that it was quite right to be prepared?—I made some observation.

36903. Did you understand, from anything that was said, or otherwise, that these men were to go to work next morning—they were not going to work that night, I suppose?—I understood they were to go to work next day.

36904. Did you understand that their work was to be in town?—No; I thought it was to be in the county.

36905. That is two of them; three of them could not work together with the books. Did you understand that they were to work in some house with these books?—I understood they were to canvass.

36906. That was the impression made upon your mind?—Yes.

36907. You did not hear anything that led you to think they were to be at work in any house next day in Dublin?—Not that I remember.

36908. The five of you, or whatever the number was, went down stairs together?—Yes.

36909. And you walked with Mr. Foster—the whole five of you—to the corner of Rutland-square?—I think so.

36910. Did it occur to you to ask Mr. Foster what he wanted you to do—did you ever understand what the meaning of your going there that evening was?—I did not.

36911. Did it not strike you as queer that he should have asked you to go there at all?—He appeared to have a great deal of business on hands, and to be in a very great hurry at the time, and I didn't like to trouble him.

36912. But did not he ask you to go there to meet him and tell you that you would see some people about the county election?—I think it was a preliminary meeting.

36913. But did you understand the meaning of your being brought there at all? Did you ask him?—I did not.

36914. Did you part from him, as well as from the others, at the corner of Rutland-square?—Yes, from the whole of them.

36915. Are you certain that you did not walk with Mr. Foster towards his own house?—I am.

36916. Did he walk with you towards your house?—No, I think he went direct home, as well as I remember.

36917. Did you ever understand for what purpose he had thus brought you to Dorset-street?—No, I think I did not.

36918. Were you up in his house on the evening that he asked you to come to Dorset-street?—No, I don't think I was.

36919. Were you in the committee-rooms that evening?—That was on my way home.

36920. Did you find him in there on your way home?—No.

36921. That was the only time you were there—that evening?—Yes.

36922. Did you see him again, at all, till you saw him in the breakfast-room in the Bilton Hotel, next morning?—I don't think I did.

36923. After the polling was over, when Mr. Foster was ready, and you and he walked up to his house, did you meet anybody that time?—No.

36924. Did anyone accompany you, or did you speak to anyone from the time you left the polling-booth till you came to his house?—I don't think there did.

36925. Did anybody speak to you or Mr. Foster just before you went up?—I don't remember.

36926. But did you shake hands with anybody or part with anybody before you left?—I may have, but I don't remember.

36927. Did anyone breakfast with you that morning at the Bilton except Mr. Foster? You have given us the breakfast party, you know?—I don't think anybody else.

36928. Was there anyone else breakfasting in the room?—I don't think so.

36929. You had the room to yourselves?—Yes.

36930. Was it a front or back room?—A back room.

36931. On the ground floor?—Yes.

36932. There was nobody in the room but yourselves?—No; except the waiters.

36933. Do you know a man named Parker, who is in Waterhouse's establishment?—No, I do not.

36934. Do you know anything of a Mr. William Robinson?—No.

36935. Did you ever hear of any meeting that had taken place at Messrs. Cherry and Shields's the night before the election?—I heard by the papers; not otherwise.

36936. Did you ever hear from Mr. Foster?—I never did.

36937. Not until you saw it in the papers?—Not until I saw it in the papers.

36938. During your long intercourse with Mr. Foster did you ever go with him to any bank?—No, never.

36939. Do you know where he kept his bank account?—I do not.

36940. Did you ever see him receive any cheques?—I never did.

36941. Did he ever speak of his bank account?—Never.

36942. Did you ever hear him speak of any bank where he kept his money?—Never.

36943. Did you ever receive a cheque from Mr. Foster?—I never did.

36944. You were paid in cash?—Yes.

36945. In any of the eight or twelve letters you had from Mr. Foster did he make any allusion, direct or indirect to the Carlton Club?—No, I don't think he did.

36946. In any letter did he ever allude, directly or indirectly, to the Carlton Club, or to any other Society of the kind?—I believe he did not.

36947. Did he ever allude to any persons with whom he had been in communication when he was here in Dublin, concerning election matters?—I am not aware.

36948. You could not forget that, you know?—I wrote to him to say it was likely that I would be called up.

36949. When did you write?—I think it was about one of the last letters.

36950. Before you thought you would be called, in any of the eight or ten previous letters, did he make any allusion, express or implied, to any of his political friends in Dublin?—He did not.

36951. To any political friends elsewhere?—I am not aware that he did. I believe he did not.

36952. Did he mention any names at all?—Not one that I am aware of.

36953. Did you read the letters before you destroyed them ten days ago?—I did.

36954. Read them all over and destroyed them?—Yes.

36955. Was there any name at all mentioned in anyone of these letters?—Mr. White's name was mentioned.

36956. What did he say?—He said I could consult him after his examination.

36957. After whose examination?—After Mr. White's. That is, if I found it necessary.

36958. He suggested that it would be a good thing to retain Mr. White?—No, but in case I wanted legal advice I could consult him or Mr. Williamson.

36959. Did he say that if you wished to get legal advice from them that he would defray the expenses?—He did not. It was in answer to the letter I wrote him.

36960. What did you ask him?—I think I asked him if I would require legal advice in case I should be called up.

36961. What did he say?—He made this suggestion, that if I required legal advice I might consult Mr. White or Mr. Williamson after their examination.

36962. Did they tell you that they had advised him?—No, they did not.

36963. I suppose you knew that he had consulted them before?—Yes.

36964. Did you know Mr. Crosthwaite had?—I was not aware.

36965. You knew he was living with Mr. Foster in Paris?—I did.

36966. He referred to Mr. White and Mr. Williamson?—Yes.

36967. Now, was any other name mentioned in any of these letters?—No one.

36968. You are positive of that?—I believe there was not.

36969. Was any allusion ever made in any of his letters as to any source from which he derived supplies?—Not that I am aware of. I believe there was no allusion.

36970. I suppose you don't think that Mr. Foster is left to his own resources?—I don't know.

36971. Do you believe he is?—I cannot say.

36972. But do you believe he is?—I do not.

36973. Of course you don't, nor anybody else. What is your opinion as to the source from which he gets his funds?—I have no idea in life.

36974. Do you think he is supplied by the Carlton Club?—I could not say.

36975. What would you say if you were forming an opinion for yourself?—I could not say.

36976. Did he ever tell you he had sent back those several hundreds he had at his command?—He did not.

36977. If he did not send them back he has them still. You did not understand that he left them behind at Derry?—I do not know.

36978. Did he ever send you a letter of credit on any bank?—He did not.

36979. Have you any idea this moment where Mr. Foster kept any account when in Dublin?—I have not the slightest.

36980. Did you ever form any belief as to where he got those tickets that he used?—No, I did not.

36981. Did you ever form a suspicion?—I have not the slightest idea.

36982. It is queer you did not, for those tickets were the subject of discussion for a week. When you got them you said you put them in your pocket and did not look at them. Did you form any idea as to where he got them?—I cannot imagine.

36983. I suppose you are aware that half a dozen people have sworn that they were Midland Great Western Railway tickets?—Yes.

36984. Do you think they were?—They may have been.

36985. Have you ever had any correspondence from either of the Misses Foster?—No.

36986. Has any of your family?—No, not that I am aware of.

36987. Did you ever hear that any of your family or connexions had letters from the Misses Foster?—No, the families do not know each other.

36988. You yourself never have had?—No.

36989. I think you stated something about being here at Mrs. Foster's funeral?—Yes.

36990. When was that? Sometime last summer?—I forget.

36991. Was it in the summer?—I think so.

36992. That was before the Misses Foster left this country?—Yes.

36993. Did you see them there?—Yes, one of them, the other was very ill.

36994. The one you did see, was she the one you got the tickets from?—Yes.

36995. Had you any conversation with her about her brother?—No, none.

36996. Did not you mention her brother's name?—No, he was very unwell. I only dropped in for two or three minutes.

36997. Did you ask how he was?—Yes.

36998. And where he was?—No, I did not.

36999. Had you had letters from him before that?—I think so.

37000. Were those prior letters from France?—I think they were from Spa.

37001. Did you learn he had gone to Belgium?—Yes, but he did not give me his address.

37002. Where did you understand he had gone?—I understood he was travelling in Belgium.

37003. Did you understand he had gone up the Rhine?—No, I did not.

37004. You understood from his letters that he was travelling through Belgium?—Yes.

37005. Mr. MORRIS.—You stated that it was because of the lists at Derry that Mr. Foster went away, or did not attend there, or did not trouble himself about the election?—I understood so.

37006. Would you explain what that means?—That they had none of the lists made out.

37007. None of the regular voting lists?—Yes.

37008. Had he any lists, regular or irregular, in Dublin, that as far as you are aware came before Mr. Foster's eyes? Had he the canvassing lists which were returned to the committee?—He could have seen the whole of them; they were all there in the committee-rooms.

37009. Any of the lists that you saw were made out in this kind of way; there was no particular mark or anything of that kind opposite the voters?—Not that I am aware of.

37010. You were intimately in the confidence of Mr. Foster?—No, I don't think I was.

37011. Well, we may form our own opinion upon that; you were at all events an intimate friend? Can you undertake to say that he had not these lists

before him in his house on any day?—I cannot; I am not aware that he had.

37012. Did he, when he was at Derry, make any remarks as to the lists being badly prepared?—Which lists?

37013. The Derry lists?—He did.

37014. Did he draw any comparison between them and the Dublin lists?—Not that I am aware of.

37015. Now, on the occasion of the meeting at Dorset-street, when you met those mysterious people all the arrangements about the seven young men had already been made?—Yes.

37016. On that occasion did you see anything like a placard about Marcus's office?—No; I don't remember.

37017. Was there any talk about Marcus's office?—I did not hear any.

37018. Can you undertake to swear that the words "Marcus's office," were not used?—I did not hear it; not to my knowledge.

37019. There was a good deal of talk about the county election; was Mr. Alma's name mentioned?—I did not hear it.

37020. Was Parkinson's name mentioned?—Not to my knowledge.

37021. Was Mr. Crosthwaite's?—I do not think it was.

37022. Do you undertake to swear that you were not conscious of what those men were going for that evening?—I can.

37023. You can positively say that?—I can positively.

37024. When was the first occasion that you heard the words "Marcus's office" used?—I really forget; I think I heard it on the day of the election.

37025. Whom did you hear that from?—I cannot say.

37026. Was it from Mr. Alma?—No; I do not think it was. I heard it from some of the people in Halston-street, but from whom I cannot remember.

37027. Did you ever happen to hear that several placards, with the name "Marcus's office," were printed?—No; not at that time—later.

37028. When did you hear that?—I think it came out at the trial; I don't think I heard it until the trial.

37029. Would you undertake to swear you did not?—No; I would not.

37030. Did you ever hear of more than one Marcus's office?—No; I did not.

37031. You are quite certain?—I did not.

37032. You did not hear I think from Mr. Alma himself, that he had any tickets?—No; I did not.

37033. Nor from Mr. Foster?—Not that I am aware of.

37034. Who did you hear it from?—I don't remember; I understood that Mr. Alma was engaged just the same as I was.

37035. Whom did you understand that from?—Well, I think that was from Mr. Foster, as well as I remember.

37036. I thought you said, in your evidence yesterday, that it was not from Mr. Foster?—I think Mr. Foster gave me to understand that Mr. Alma would be assisting me—something to that effect.

37037. Now, you are quite certain that you heard nothing at all about the tickets until the time that Miss Foster handed them to you?—Well, I am not certain. I cannot say exactly where I heard, but I saw no tickets, nor was I aware who had them until then.

37038. Try and recollect when you heard of the tickets—was it at the breakfast at the Bilton?—I think it was.

37039. You think it was?—No; it was the previous Monday.

37040. Had you the tickets at the breakfast-table?—No; I had not. I got up from breakfast and went up for them direct.

37041. Then it was before that, that you heard of the tickets?—Yes.

37042. You heard that from Mr. Foster?—Yes.

37043. Now try and recollect what he said?—It was in giving instructions how these tickets were to be used.

37044. Well, what did he say?—He said I would give tickets to those young gentlemen, and that they would give them to the voters as they were required.

37045. Did he make any remarks about the number of tickets they were to give, or how many you were to get?—No.

37046. I suppose when he told you about those tickets, you had a very good idea in your mind as to what purpose they were to be applied to?—I had not.

37047. You mean that?—I do.

37048. Did not you ask him as to what use they were to be put?—No, I did not.

37049. Did you say, how many tickets shall I require?—No.

37050. Did he say how many tickets would be required?—He did not.

37051. When Miss Foster handed you the tickets that morning, did she make no remarks?—I think she said her brother left a parcel for me.

37052. Did you ask, "Are these the tickets"?—No.

37053. Were you surprised at the number of them?—They were in two bundles.

37054. I know, but was that about the number of tickets you were led to expect?—I was not led to expect any number. I did not know what number there would be.

37055. But you knew there would be tickets?—Yes.

37056. Have you had any conversation with Mr. Wall lately at Netley?—Yes.

37057. About this affair?—Yes.

37058. Just tell us what that was?—We had a conversation about the likelihood of my being called over, and I think Mr. Wall asked me would there be any occasion for him to go over. I said I did not know, there might be, and he did not appear to like to go, especially at this particular time, as he is particularly engaged.

37059. Is that all that passed?—We had a conversation about the examination. We had several papers, and we had a conversation about the examination of Campbell and others.

37060. Well?—I don't remember anything more that occurred.

37061. You will undertake to say that that is all that passed between you?—I don't remember further conversation.

37062. By what arrangement or understanding, or upon what scale, if I may use the expression, did you distribute the tickets to those young men on that day—how were you to know in what way the young men were to give the tickets?—There was no standard; it was in an indefinite way. If a man wanted to poll, and would not go up unless he got some inducement, they were to give him a ticket after he polled.

37063. Did you ever see a list of voters of any kind, in Mr. Foster's hand?—Not that I remember.

37064. Can you swear that?—Yes.

37065. He gave you no list that morning?—Most distinctly.

37066. Nor anybody else?—Nor anyone else.

37067. Had you in your possession a list of voters?—I had not.

37068. Now you said, I think yesterday, that you had some reason to suspect that it was from the candidates some of this money came that Mr. Foster had?—I came to that conclusion.

37069. Why did you come to that conclusion?—From its being used for election purposes.

37070. You came to a different conclusion about Derry—why did you come to this about Dublin?—From the money being used at the Dublin election.

37071. Why did you come to a different conclusion about Derry?—Because Mr. Foster spoke to me about the Carlton Club.

37072. With reference to Derry?—Yes.

37073. Then he said nothing at all about where the money came from for the Dublin election?—No, he did not.

37074. Are you sure?—Certain.

37075. Have you been told by anyone, or has any intimation been given to you by anyone, that you are not to say from where you suspect the money could come for the Dublin election—now do not look down?—I have not.

37076. Why were you so distinct about the Derry election, and not about the Dublin—you know you are in Mr. Foster's confidence?—I am not.

37077. You speak very confidently about Derry?—I do not speak confidently—I only suppose.

37078. Have you any suspicion as to where it came from?—I have not.

37079. Why did you say you suspected it came from the candidates yesterday?—I inferred that it did.

37080. How did you infer?—Because it was spent for election purposes.

37081. Have you any reason to form a suspicion as to the amount of money that was applied by Mr. Foster to the Dublin election?—I have not the slightest.

37082. You have reason to suspect that the Derry sum was large?—I do not know what sum it was.

37083. Did you understand that the funds for both elections were from the Carlton Club?—I did not know they were. I do not know where the funds for either election came from. I was never told, nor was any hint given to me.

37084. Mr. LAW.—You were told on your way to Derry by Mr. Foster that he had the disposal of several hundreds, and the impression was, that it was placed at his disposal by the Carlton Club. Did you think it was for Derry alone?—I understood it was for the Derry election.

37085. Mr. TANDY.—Exclusively?—I don't know; I cannot say.

37086. I understood—I may have been wrong—that you inferred from something that passed between you and Mr. Foster at Derry, that he had funds supplied by the Carlton Club for the general purposes for which he required them—for election uses? Was I right?—I don't know whether it was exclusively for the Derry election or not.

37087. Mr. MORRIS.—I understood you to say exclusively for the Derry election.

37088. Mr. LAW.—Suppose he had told you that not at Derry, but at Bray, what would you have thought?—I am sure I do not know.

37089. Was it the circumstance that he mentioned it at Derry that made you refer it to the Derry election?—Yes.

37090. Did you understand that he had these funds for the Derry election, or that he had them for general election purposes, to use wherever he thought fit?—I could not say whether for general purposes or for the Derry election alone.

37091. Mr. TANDY.—Which did you infer—that it was for general election purposes, or for the sole and exclusive use of the Derry election?—I would say for Derry. I would think so myself.

37092. Mr. MORRIS.—Do you know Mr. Browne?—I met him on one occasion.

37093. You have had no conversation with him about the election?—No.

37094. Mr. TANDY.—You said there were seven young gentlemen employed on the day of the election for the distribution of these tickets?—Yes.

37095. You said you generally supplied them each time they came to you with three or four tickets?—Yes.

37096. Was that about the average number or might it have exceeded it?—I think on one or two occasions I gave as many as seven or eight; but at the end of the day I got a good number back.

37097. These young gentlemen according as they had exhausted the number of tickets applied for more?—Yes.

37098. Can you tell how many applications were made to you in the course of the day for fresh tickets by these young gentlemen?—I think two or three. I gave as few as two at a time.

37099. Then you would say that two or three applications were made from each of them for fresh tickets?—I think so.

37100. Do you think that was about the average or can you not place it higher?—I think about two or three.

37101. From each of the seven?—Yes.

37102. I suppose some would come more frequently than others?—Yes.

37103. Do you think the average was about two or three?—Yes. Some of them got tickets from some of the others.

37104. I am only speaking of yourself. You think the average was two or three?—Yes. It might not have been quite so much as that.

37105. Now, did you ever hear, or have you any reason to suspect that money was supplied or used for the purpose of the freemen in any other part of the city except at Green-street?—Not at that time.

37106. What do you mean by "not at that time"?—I did not hear that money was supplied elsewhere at that time.

37107. Did you afterwards understand that money was supplied elsewhere?—I understood there was money given at Capel-street.

37108. That was in exchange for tickets?—Yes.

37109. Did you ever understand that, except in Capel-street, money was used for the puposes of the freemen votes in other parts of the city?—I never heard.

37110. Have you any reason to suspect?—I have not the slightest.

37111. You heard the name of Marcus mentioned in the course of the election day?—Well, I think I did.

37112. It is scarcely possible to conceive that having heard that, and having been so much mixed up in this transaction yourself that you had no conversation with Mr. Foster in reference to this person. Is it a fact you never had?—I think I asked who he was and Mr. Foster would not tell me.

37113. Did you ever hear from any quarter, or have you any reason to suspect what that Marcus was?—Never.

37114. Or any other person in Capel-street?—Never.

37115. Have you any reason to suspect?—Not the slightest. I was kept completely in the dark.

37116. You left the breakfast, as I understand, at the Bilton for the purpose of getting the tickets?—Yes.

37117. After you got the tickets did you return to the Bilton?—No.

37118. Where did you go after you got the tickets?—Direct down to Halston-street.

37119. Did you give any tickets to Mr. Alma?—I don't think I did.

37120. Are you certain?—No; I don't remember. I believe I did not give him tickets.

37121. Then if he had tickets he must have been supplied from some other source?—Yes; I don't remember having given him tickets.

37122. Do you recollect whether you ever heard that he went up to Mr. Foster for tickets?—I never heard.

37123. When you returned to Halston-street, having got the tickets, where did you see Mr. Alma?—He was some place about the court-house in Halston-street.

37124. Did you see him soon after arriving?—Yes; I think a few minutes after I came down.

37125. Had you and he any conversation as to where he should be placed?—No.

37126 How did you select your place?—I think it was Mr. Foster told me.

37127. Was that on that morning?—Yes.

37128. When he told you this, do you recollect his telling you that Mr. Alma would be upon the other beat?—I knew from before that Mr. Alma would be there too. Mr. Foster told me that Mr. Alma would be assisting me.

37129. He told you what particular beat you would

TWENTY-SIXTH DAY.

December 29.

Dr. Henry George Hall.

be on—what part of the street?—Yes; sometimes I walked down to the court-house, and sometimes from one end to the other.

37130. Did you ever walk in the same beat with Mr Alma?—I did.

37131. Were you walking together for any portion of the day?—When we met we might walk a little together

37132. When you were together, did you see any of the young gentlemen coming to him for tickets?—No, I did not.

37133. Mr. LAW.—Was not the arrangement that you walked from some yards to the right of this court-house up to opposite the Temperance Hall, and that he occupied the intervening beat?—Yes.

37134. But who was it that made that arrangement and divided the ground between you?—I don't know.

37135. Was it a fortuitous concurrence?—I don't know.

37136. How did you happen to find yourselves in that spot together?—I don't know.

37137. Was he established there before you came down to Halston-street?—No, we were there about the same time.

37138. Had the poll begun?—It was just beginning.

37139. Had he taken up his position?—He was in the street at the time.

37140. I know, but when you came to take your beat, did you find he had occupied your ground near the court-house?—He was in the archway at the time.

37141. Did you understand from Mr. Foster that you and Mr. Alma were to divide the ground?—I did not.

37142. But merely that you were to act in the same way?—Yes.

37143. Did Mr. Foster make any observation to you when you handed him back the parcel of unused tickets?—I think he expressed his surprise that there were so few used.

37144. He had bountifully supplied you with about 800 tickets, and he was surprised that there were so few used. Just tell us what he said?—I forget exactly. He said, "Can it be possible that that is all that is used?"

37145. He expected a large application?—He expected that a great deal more would have been used.

37146. Of course you knew that he had money at his disposal for all the tickets he gave you?—I did not.

37147. What then was to become of the fellows who came at the end? Suppose you had distributed all the tickets, did you not understand that each freeman was to get something for his ticket?—I did not understand how the tickets were to be used.

37148. But you soon understood. You understood that those people who would not vote without inducement were to get a ticket; and, of course, you did not think it was simply a bit of card useless for any purpose, but that it was to be changed into coin of some sort? Did you not know that it represented money?—Yes.

37149. Did you understand when you got this double bundle of tickets that the first were to get more than the last?—I did not.

37150. Did you not expect that the last would get the same as the first?—I did not bother myself anything about it.

37151. But knowing now what you do know, what do you think?—It never struck me.

37152. You know what quantity of tickets you had, and you know that Mr. Foster was surprised when you gave back so many. Would not that lead you to suppose that he had at his disposal a sum of money, and that wherever the tickets were brought they had money for them all?—I should think so.

37153. But did you understand from Mr. Foster where they were to be brought to?—Not until that day.

37154. Did you ever hear that any tickets—we do not say that you had any other tickets—were to be brought to any other place?—No.

37155. Knowing that every man in Capel-street who had the chance that day got a £5 note, would you not come to the conclusion that Mr. Foster had £5 notes for nearly all the tickets that were placed at your disposal, and at Mr. Alma's too?—Whoever had the envelopes at Capel-street.

37156. Do you not know that Mr. Foster supplied the money that went into these envelopes?—I do not.

37157. Do you believe he did?—I do not.

37158. Do you believe he made this elaborate machinery—getting railway tickets and having them put into the voters' hands—if they were all to go to Capel-street and get nothing there? Do you believe he had anything to do with supplying the money?—He may have had.

37159. When he expressed surprise that so few were distributed, he showed he expected that more would disappear?—Yes.

37160. Did he not anticipate that they were to be converted into £5 notes? Do you not think he had a provision of £5 notes to meet them?—I don't know.

37161. Mr. MORRIS.—Did anyone say to you there will be a good many holding back?—I think Mr. Foster did.

37162. He said a good many would hold back?—He said some.

37163. And after that he was surprised that so few were used?—Yes.

37164. Mr. LAW.—How many tickets did you deal out to the seven young men?—Two or three at a time.

37165. That is indefinite. It means a few I suppose?—I took them out of my pockets.

37166. How many did you give the first time?—Two or three.

37167. Which was it two or three?—I gave three to some.

37168. Did you give more than three?—I may have given as many as four.

37169. Did you count them?—I did not.

37170. You took them out of your pockets and gave as many as your fingers could catch?—Yes.

37171. How long was it after you started at eight o'clock that the first of these young men was back to you?—I think twenty minutes.

37172. And how long before the next followed?—I suppose they were all back within the half hour?—Within the hour, I think.

37173. And you supplied them again. When were they back for the second supply?—An hour, I dare say. Some of them did not come back for a few hours.

37174. Those were the unlucky fellows. Well, some of them were back within an hour, others within, say, two hours?—Yes.

37175. What is the fewest number of applications that were made to you by any of them? Wasn't every one back two or three times?—I don't remember.

37176. Would you undertake to say that anyone of them was not back three or four times to get tickets?—I gave more to the five I appointed than to the others.

37177. Well, I shall take Mr. Foster's own friends. Will you undertake to swear that either of them was not back three or four times in the course of the day?—I don't think they were so often as that.

37178. Will you swear?—I could not swear.

37179. What was the lowest number of visits of your own men?—I think on an average two or three.

37180. Then some got more from you than the others. You say you will not swear that Mr. Foster's friends were not back more than two or three times?—Yes.

37181. Will you swear these five were not back three times?—I don't know.

37182. Will you swear they were not?—I will not.

37183. I suppose you did not take any particular account?—It never struck me.

37184. You were not dealing them out with a niggard hand?—I did not know the value of the tickets, and I gave them as they required them.

37185. Did you form any belief at any time as to who it was who was intrusted with the money in Capel-street?—I did not; not the slightest. I could not imagine.

37186. Did you ever try to imagine?—I did.

37187. And you could not imagine?—No, I could not.

37188. Did you ever think it was any of his own family?—I never thought it was.

37189. Who did you ever think it was?—I could not imagine; I never heard.

37190. Did you ever ask Mr. Foster who it was?—I don't remember.

37191. In the course of your Derry journey, did you ever ask who it was?—I don't remember, but he never told me.

37192. Did you ever ask him?—I don't think I did.

37193. Had you any idea at the time?—I had not the slightest idea.

37194. You knew on that journey to Derry what had taken place at Capel-street?—I did.

37195. Did you ask him?—I did not.

37196. Did you ever see the fourth man that you saw in Dorset-street that night, before the election? Did you ever see him before that evening?—Not to my knowledge.

37197. Did you ever see him afterwards?—No.

37198. You never saw them but on the one occasion?—No.

37199. Did you never hear the names of any of them?—No.

37200. Did you ask Mr. Foster?—I do not remember. I may have asked, but he did not tell me.

37201. Did he make a secret of that?—He did not tell me.

37202. From anything said to you, are you able to form any idea whether any person returned tickets to Mr. Foster but yourself?—I am not aware.

37203. Are you able to form any opinion on the subject?—I cannot say.

37204. You are merely asked can you form an opinion on the subject?—I am not able; I never heard there were.

37205. Do you think did Mr Alma return any?—I don't know whether Mr. Alma had tickets or not; I am not aware that he did return any tickets.

37206. I understood you to say yesterday, that you knew he had tickets?—I conjectured that he had, but I did not swear positively that he had.

37207. Can you conjecture if anyone except yourself returned tickets to Mr. Foster?—I don't know that there did.

37208. Did you ever hear there did?—I did not.

37209. Did Mr. Foster intimate to you that he had other tickets which were returned?—He did not.

37210. Do you suppose that he carried a large sum with him when going to Londonderry?—I think so.

37211. Did he say whether it was in gold or notes?—No.

37212. What baggage had he?—He had a small portmanteau.

37213. Did he keep that in the carriage with him during the journey?—Yes.

37214. Did he tell you he had money in the portmanteau?—I think he told me he had money in it.

37215. Did you understand that he had it in the portmanteau?—I understood so.

37216. Did he ever let it out of his sight until he got safely into the hotel in Londonderry?—I am not aware that he did.

37217. Had he it inside the cab with him going from the railway to the hotel?—He had it on the hotel car beside him.

37218. Who did you see Mr. Foster in communication with in Londonderry besides Mr. Hamilton?—No one else.

37219. Did he tell you that he was going to see anyone?—There was another man sent to him, but I don't know who he was. He was a plain-looking man.

37220. Where was Mr. Foster when the man came to him?—I think he met him in the street, and he had some conversation with him for some time.

37221. Were you with Mr. Foster at the time?—I think so.

37222. Was this on the day you went down?—The following day.

37223. Was it the day of the election?—I really forget which day it was; I think it was the day before the election.

37224. Do you know who this man was?—I do not.

37225. Did he tell you in reference to what the man came to speak to him?—No.

37226. When returning, did he bring back the small portmanteau with him?—He did.

37227. Was it in the carriage with him going back?—I cannot say whether it was in the carriage with him going back, or in the baggage van.

37228. Had he any other luggage with him?—I think he had a bag, but I don't remember.

37229. You understood, at all events, that whatever money he had was with him?—I thought so.

37230. Mr. TANDY.—Did you ever attend any other election with Mr. Foster?—No.

37231. Mr. LAW.—Was Mr. Foster at the county Dublin election?—I don't recollect seeing him.

37232. Mr. MORRIS.—I suppose the distribution of tickets began as early as the election on the morning of the polling?—Yes.

37233. Voters I suppose were hanging back from the very commencement?—I think so.

37234. Mr. LAW.—I think you stated you were at Kilmainham on the day of the county election—how were you engaged?—I was engaged bringing up voters.

37235. Who were you mostly with?—I saw Mr. White and Mr. Williamson there. I was outside bringing in voters as they would come up.

37236. You saw Mr. White and Mr. Williamson constantly throughout the day?—Yes, I was speaking to them during the day. When could I leave, sir?

37237. Mr. LAW.—You are too important a witness, Mr. Hall, for the Commissioners to allow you to leave yet. We shall be glad to make any communication to the authorities under whose direction you are, but we cannot allow you to leave yet.

Witness.—I would wish to know as I will have to apply for an extension of leave.

37238. Mr. LAW.—Did you intimate to the authorities at Netley that you had got our summons?—I told them I was coming over here to give evidence on this commission.

37239. They do not know but that you may be a volunteer. Transmit our summons and tell them it was served on you on the 2nd December, and that the Commissioners decline to allow you to leave for the present. The authorities at Netley will understand why an important witness like you cannot be allowed to leave so soon.

John Wilson sworn and examined.

John Wilson.

37240. Mr. LAW.—I believe you are a freeman?—Yes.

37241. Where do you reside?—In Gloucester-place.

37242. How long have you been a freeman?—Since 1862.

37243. Who was Lord Mayor at that time?—I could not say.

37244. When did you go to get your "beseech" filled up?—I first went to the Conservative committee-rooms in Church-lane, to make the application and then to the City Hall.

37245. The people in the Conservative committee-rooms looked after your claim?—Yes.

37246. Did they pay the 18*s.* 3*d.* or whatever the amount is for your admission?—I cannot say, but I did not pay it.

37247. Did you vote at the election of 1865?—Yes, for the Conservative candidates.

37248. You did the same at the last election?—Yes.

37249. Did anyone canvass you before the last elec-

tion?—Yes, several on the Liberal side, very few on the Conservative side.

37250. Who was it canvassed you on the Liberal side?—A Mr. O'Reilly; I think he lives on Summerhill.

37251. Did anyone who canvassed you for the Liberals intimate that money would be going?—They did not.

37252. Did any Conservative canvasser intimate to you that anything would be going?—They did not.

37253. Did you know that anything would be going until the day of the election?—I knew nothing about it until one or two o'clock in the day.

37254. What time did you vote?—I voted about ten o'clock.

37255. You remained about the place during the day?—I remained about to see the fun.

37256. From whom did you first hear there was anything going?—I got a shove on the shoulder from Campbell. He asked me did I vote. I said I did, that I voted early in the morning. "If that is the case," said he, "bring up some of your friends and do something."

37257. Did you bring up your friends?—I know very few freemen. In a short time after that Campbell said, "I want to speak a word to you." With that I went after him up near to King-street. He asked me would I "stand" if he got me £5. I said I would give him £2. I regarded it just as a trade transaction, because I believed Campbell made a sale of all those articles.

37258. You agreed to give him £2 if he got the £5 for you?—Yes.

37259. What occurred then?—He told me to go to blazes after that.

37260. What next occurred?—A short time after he came to me and said, "Follow that young man with the glass in his eye." I did so and the young man slipped a ticket into my hand and told me to go to 76, Capel-street.

37261. Was that in the passage of the court-house here?—I followed the young man into the passage here and he told me where to go with the ticket.

37262. And I suppose you went there and got the money?—Yes, and when the envelope was put into my hand I thought it was hard cash I was to get. I felt it, and finding it soft I thought it was a humbug. I went back to Campbell with it and he opened it and got it cashed. He handed me three sovereigns out of it. I told my father about it, and he said I was a damned fool for giving up any of it.

37263. How soon after did you tell your father?—A few minutes.

37264. Did you tell your father that you had spoken to Campbell?—Yes, I said, "There is the man introduced me to the young man with the 'glass eye.'"

37265. Had the young gentleman to whom he introduced you "a glass eye," or a glass in his eye?—A glass on his eye.

37266. I presume you saw more of your friends that day about the place?—I saw a great many.

37267. Had you ever been employed at previous elections?—Yes, I was employed in 1859 and in 1865.

37268. Were you employed in 1857?—No.

37269. How were you employed in 1865?—As personation agent.

37270. What did you get for that?—One sovereign.

37271. Did you ask for employment?—Yes, in my own ward, the North Dock ward.

37272. To whom did you apply?—To Mr. Carolin; I believe he was the head of the whole of them.

37273. What did you say to him?—My father first got employment and then introduced me.

37274. I presume he introduced you as a man who was going to vote for the Conservative candidates. When you asked for employment in 1865, did the people who gave you the employment understand that you were going to vote for them?—I am not aware of that; I suppose they took for granted I would vote as my father did.

37275. It was because you were the son of a political friend that you asked for employment and got it?—I suppose so.

37276. How were you employed in 1859?—In the North Dock ward.

37277. Who got you in that time?—Mr. M'Comas in Abbey-street.

37278. What did you get for that?—13*s*. 10*d*. I was messenger for three or four weeks.

37279. For the whole three or four weeks?—Yes, and my father was employed on the same business, and when he applied for money, Mr. M'Comas desired him to ask me to divide with him the 13*s*. 10*d*. He showed a book or Act of Parliament, stating that messengers were only allowed 13*s*. 10*d*. I took it for only one day.

37280. But you gave three or four weeks' work as a messenger for 13*s*. 10*d*.?—Yes.

37281. And your father got nothing?—He got nothing. Mr. M'Comas told him that I should divide the 13*s*. 10*d*. with him.

37282. That was shabby pay?—So it was.

37283. Did you see any other freemen here on the day of the last election getting tickets?—No, I saw no one getting tickets, but I introduced a man named Steed to Campbell.

37284. Did you introduce anybody else?—None; I told Haggerty about it.

37285. Do you recollect anyone else whom you introduced?—I cannot say that I introduced any other person. These were my personal acquaintances.

37286. Did you give a hint to anyone?—Haggerty asked me was there anything going; "Well," I said, "I am after being recipient of it." "Will you speak to him for me?" said he; "You have a mouth on you," said I, "speak for yourself."

37287. Was there a general rumour of it?—I never heard a word about it until Campbell spoke to me.

37288. After that did you hear a whisper of it?—I went out of the neighbourhood then altogether, and spent the whole of it.

37289. You spent the whole of the £3 before you went home?—Before half an hour ten shillings of it was gone; I treated Steed to several glasses, and myself to some.

37290. Mr. TANDY.—Were any other freemen drinking with you besides Steed?—Not that I recollect.

37291. Mr. LAW.—Did you treat anybody but Steed?—I treated non-voters.

37292. Did any freemen happen to come in while you were treating your friends in this way?—No.

37293. When you went down to 76, Capel-street, you found the door closed or shut?—The hall-door of 76 was shut, I knocked at it and was shown in.

37294. How many people were in the room when you went in?—Three; I won't say there was more; I only took a glance at them at the table.

37295. Did you know any of the people in the room?—I did not know one of them.

37296. Was Gilligan there?—No, I saw him in Green-street.

37297. Did any other people come to 76, Capel-street, about the time you were there?—No; after coming out of the parlour I went out the back way.

37298. I suppose the boy in the hall told you to go out the back way?—Yes.

37299. Was your father there after you?—He must have been. He was very cautious about it.

37300. Did you give information to Mr. Fitzgerald?—I did. It was Gilligan just brought me to Mr. Fitzgerald's office. I was not aware I was going there at the time. I met him in New-street; he set me half drunk, and said, you'd better come down and I will bring you to one of the committees, make a statement before them, and I will tell you what to do. He did not say it was to Mr. Fitzgerald's office he wanted me to go. If he told me it was I would not have gone with him.

37301. Was Gilligan a Conservative himself?—I think not. He was not a freeman very long; he supported Pim in 1865.

37302. When you got to Mr. Fitzgerald's office you told your story?—Yes.

37303. Did you get any money from Mr. Fitzgerald?—Two pounds. That is all the money I got; and one pound one time I was here before Judge Keogh. I wished I knew where Gilligan was. His wife came to me to know where he was.

37304. He was not here at the time of the trial before the Judge?—No.

37305. Have you ever heard where he has gone to?—I am not sure at present; but I have heard that he had gone to Scotland.

37306. When did you hear that?—I heard it during the summer.

37307. Who from?—I heard first that he was in Macclesfield. His wife called once or twice to see whether I had heard from him.

37308. Did his wife ever tell you where he was?—His wife told me that she thought he had gone to America, and that she wished to go too.

37309. Has she gone?—Wherever he is I am sure his wife is.

37310. Has he any brothers here?—No; not that I am aware of.

37311. Were you ever in Mr. Williamson's office in Abbey-street?—Yes.

37312. In the Conservative office where they were preparing for the defence of the petition?—Yes.

37313. Was that after you had been with Mr. Fitzgerald?—It was before it.

37314. You gave your information to Mr. Williamson before you went to Mr. Fitzgerald?—No; but I went there one day to tell them that I had been subpœnaed.

37315. You went there to tell them that you had been subpœnaed. Did you see anybody there?—Yes.

37316. Did you see Mr. Williamson there?—I don't know his appearance.

37317. Do you know Mr. Thomas Fell White?—I don't know.

37318. Whom did you see—was it one of the principal clerks?—It was a young man, and I made a statement to him. He was a young man with a florid complexion, and he spoke with a north country accent.

37319. Did you know him?—I don't know his name.

37320. What did he do?—He wrote down anything I had to say.

37321. Did he take down your statement in writing?—Yes; he took it down.

37322. And you told him everything you have told us here to-day?—Yes, tantamount to what I have stated.

37323. You told him about the railway tickets?—Yes.

37324. Mr. TANDY.—Did you vote at the election in 1859 for the Conservatives?—I had no vote in 1859.

37325. Would you have voted for the Conservatives in 1865 if you had not got employment?—Certainly.

37326. Mr. MORRIS.—Were you aware that there was money going?—No, not until one or two o'clock that day.

37327. Were you not aware that there was money going until after one o'clock?—No, not until Campbell told me. Then I was aware of it.

37328. Were you then aware it was going pretty freely?—Yes.

37329. Mr. LAW.—Did you see many people paying attention to the gentleman with the glass in his eye?—I saw four or five men with glasses in their eyes.

37330. But did you see many freemen speaking to them?—I did not.

37331. Mr. MORRIS.—Were you ever in Cherry and Shields's?—I was not.

37332. You were not at the meeting there when Mr. Robinson had the freemen after him like hounds hunting a hare?—I was not. I was at a meeting in the Metropolitan Hall.

37333. Do you know Mr. Robinson?—No.

37334. You were at meetings in the Metropolitan Hall?—I was, to hear the speeches.

37335. Did you hear, when you were there, anything about money going?—No, not a word of it.

37336. Was there any idea circulated there that there would be money going?—No; I never heard a word of it.

37337. Did you attend any other meetings?—I attended none but public meetings. I attended no secret meetings.

37338. Did you ever hear that the freemen who hung back would get paid?—I did not.

Robert Wilson sworn and examined.

Robert Wilson.

37339. Mr. LAW.—You are a freeman?—I am.

37340. What is your occupation?—I am a ladies' shoemaker.

37341. Does the last witness work with you?—No, he has his own family.

37342. How long have you been a freeman?—Nearly thirty years, and it is nearly one hundred and thirty years since the first of my family took out their freedom.

37343. You were under the old corporation?—Yes.

37344. You voted with the Conservatives at the last election?—Yes.

37345. And have always voted for them?—I have never shrunk from doing so.

37346. Never missed an election?—Never.

37347. Were you on a committee at the last election?—No.

37348. Did you go to any meetings?—To the Metropolitan Hall.

37349. That was to a public meeting; but did you ever attend any meeting of a committee?—No.

37350. You know the Conservative office in Dame-street?—Yes.

37351. Were you there?—Yes; I went to look for employment.

37352. How long was that before the election?—I suppose it might be a week.

37353. Would it have been on the Monday?—It might be a few days.

37354. Did you go before that?—I could not say that I did.

37355. Were you there with Steed?—I was.

37356. He told us that he called there, and that you were with him?—I was.

37357. Did you see anybody on that occasion?—No; for they would not let me upstairs. I and Mr. Steed left our names on a sheet of blank paper.

37358. Was the meaning of your leaving your names that you were anxious to get employment?—I knew nothing about it, but we wanted to get employment.

37359. The meaning of it was simply to leave your names?—Yes.

37360. Did you ever hear that they were giving employment, and wanted a large number of hands?—No; but I always used to get employment.

37361. In what way?—Such as personation agent, or something in that way.

37362. Did you hear before the last election that they were giving employment?—I heard that they would not employ freemen.

37363. When did you hear that?—There were bills posted up in the hall of the house, stating that there would be no freemen employed.

37364. You are not exactly accurate in that. The statement was that they would not be employed for money?—I did not understand that.

37365. You were examined before Judge Keogh—did you say this to the judge—you were asked "about how long was that before the election?" and you an-

swered, "I went several times to look for employment, for I heard that they were giving employment?"—I did not say that.

37366. That is what the sworn shorthand writer says you said?—I was in the habit of getting employment at these elections. I don't think I said that.

37367. But your evidence was taken down by a sworn shorthand writer, and we have it before us here. Did you go there to look for employment?—I did.

37368. Did you call there several times to look for employment?—I did—I might have gone one day, and when I would not see somebody, I might call again in two or three days after.

37369. Did you see any of the people of authority in Dame-street at any time you called there; do you know Mr. Sutton, Mr. Julian, or Mr. Fell White, or any of the other heads?—No; I don't know any of them.

37370. I forget what street you say you lived in?—Cumberland-street.

37371. Do you know Mr. White's appearance?—No.

37372. Do you know Campbell's appearance?—I may. I have seen him going across from one room to another.

37373. Did you speak to him to get you employment?—No.

37374. When did you speak to him?—I never spoke to him in my life until I met him in Green-street.

37375. When did you go there?—I went to Green-street at half-past eight o'clock in the morning, and I polled at about nine o'clock.

37376. I suppose you polled in the Temperance Hall?—Yes, in the Temperance Hall.

37377. What did you do then?—I walked about by myself. No one was with me.

37378. How long did you remain?—I walked here the greater part of the day.

37379. Do you recollect that your son told you about Campbell?—I do.

37380. And that you told him he was a great fool for giving the envelope to Campbell?—Yes; because I did not think that Campbell would come back.

37381. That was before he came back, and when he did come back, you asked him would he do anything for you?—I did. I asked him would he do the same for me, and that I would give him the same, and he told me to go to blazes.

37382. But you knew he was not in earnest?—Yes; my son called me over and introduced me to him as his father, and told him that if he would do the same for me I would do the same for him as my son, and I said I would.

37383. What did he do then?—He pointed out a young man to me, and I went over to him. He put a ticket into my hand, but I never looked at it.

37384. Who told you to go to Capel-street?—The young man who gave me the ticket.

37385. And I suppose you then went to Capel-street?—I went to Capel-street.

37386. At what hour was this?—It was close on evening, for the gas was lit.

37387. That was near the end of the polling—between three and four o'clock?—Yes.

37388. What did you do the rest of the day?—I was doing nothing.

37389. Did you bring up other voters?—I brought up my son.

37390. Did you do anything the rest of the time?—The "sorra ha'porth."

37391. Did you find that tiresome?—I did.

37392. And did you refresh yourself?—Yes.

37393. Off and on?—Yes, off and on.

37394. Had you heard of any rumour that there was money going?—On my oath, I did not know anything about it, until my son told me.

37395. Were you surprised when you heard that anything was going?—Yes.

37396. After thirty years' experience at elections, were you very much surprised to hear that there was anything going to friendly voters?—Surprised! I was not very surprised at all.

37397. Was not that a very common thing in the old times?—It was.

37398. You said you always got employment at these elections?—Well, latterly.

37399. How were you employed in 1865?—That is when——

37400. That is when Mr. Pim was first up?—I was employed by Mr. Durham.

37401. In Mary-street?—Yes, and I got £1.

37402. You say you were employed on the day of the election; what were you supposed to be doing?—Only going in and out that same day.

37403. Doing pretty much as you were the last time?—Yes.

37404. The fact was that you got a ticket appointing you a poll clerk, or a personating agent, and you were paid £1 for that?—Yes, £1.

37405. Were you employed in 1865 in the same way?—Yes.

37406. Who employed you then?—It was in the North Dock ward.

37407. That is your ward; but who employed you then?—I think it was Mr. Gibson.

37408. What were you supposed to be doing then?—Just the same; and then the time before my son was employed.

37409. That was before 1865?—Yes.

37410. That was in 1859 or 1857?—Yes.

37411. Who employed you then?—I was employed by Mr. M'Comas, and then I got nothing at all.

37412. I believe your son got 13*s.* 4*d.*, and Mr. M'Comas told him to divide it with you?—Yes.

37413. How were you employed in 1852, when Alderman Reynolds was candidate?—I got nothing at all to do then.

37414. You were not employed then?—Oh, no; there was nothing of the kind then.

37415. Did you remember the time that old Mr. M'Cleary was alive?—That is Davy M'Cleary, the tailor?

37416. Yes?—I do.

37417. Did you ever get envelopes in those days?—Yes.

37418. They did not give envelopes then?—No, but they gave dockets.

37419. Where were they cashed?—They were cashed in Eden-quay.

37420. Did you ever get any of them cashed in Abbey-street?—No.

37421. What did you get then—what was the tariff then?—Three pounds.

37422. That was the tariff then—where were they cashed at that time?—They were cashed in Eden-quay.

37423. How often were you there?—I was only there on one occasion.

37424. Were you a member of any of the old societies that they had amongst the freemen—the Ross-lane Society for instance?—I was never belonging to one of them.

37425. Who was solicitor in the North Dock ward—who had charge of the ward to look after the matter?—Well, I think there was one gentleman in Gardiner-street, but I cannot recollect his name.

37426. What was the name—was it Carroll?—Spears, I think.

37427. Did you know Mr. Frederick Carroll?—I do.

37428. Did you call upon him during the last election?—I did.

37429. Did you ask him to get you employment?—I did.

37430. What did you say to him?—I asked him to get me employed.

37431. Did you tell him anything more?—I did not.

37432. Did you tell him that you felt any difficulty about voting if you did not get employment?—Never. There never came such a notion into my head as yet.

37433. In the old times—you speak of thirty years ago—before the corporation was altered, was it always on a docket that these sums were paid?—Oh, a little note, with a seal on it.

36434. Whose seal was put on it?—I could not tell that.

37435. Was it always a piece of paper with a seal on it?—Yes, folded up in a little note, and a seal on it.

37436. Sealed up?—Yes.

37437. Each was given a note with a seal on it?—Yes.

37438. What was in the note?—I never opened it.

37439. Was it not directed to some particular place?—I got the direction to go to Eden-quay, and was told the number, and I went.

37440. Was there anything written on the outside?—No.

37441. Anything inside?—I do not know.

37442. It was carefully sealed up, with nothing that you knew of inside, and nothing outside?—Nothing at all on it.

37443. In 1865 did you see any envelopes?—No.

37444. Did you hear of any?—No.

37445. Did you hear of any in connexion with either side?—No.

37446. Did you ever hear any person say that he had seen an envelope in 1865?—I might hear of this: that some persons had got an envelope with "God damn," or something like that in it.

37447. Or "C O D"?—Yes, or "Cod".

37448. Did you get one?—I never got one.

37449. Did you hear of that?—I did.

37450. Did you hear that there was something like a row at the place where it was expected these envelopes were to be cashed, because the man with the money was not there?—Never.

37451. Did you hear that those envelopes were to be brought to a Mr. Powell?—Yes.

37452. When did you hear it?—After the election.

37453. Did you hear after the election that there was a row because the man was not there with the money?—Never.

37454. Did you hear that the people who went had to be given drink to keep them quiet?—I heard that one man acted very decent, a Mr. Robinson.

37455. Did you hear was that a Mr. Peter Robinson?—This man is a dyer.

37456. In Digges-street?—No, Aungier-street.

37457. Did you hear that he got bread and cheese for them?—I did not hear it from him, but I heard it from somebody.

37458. But you did hear that there were envelopes going with those queer letters inside of them?—I think it was from Mr. Steed that I heard it.

37459. Where did Steed tell you that?—I don't know.

37460. Did Steed tell you he got one?—He was on Pim's side at that time.

37461. Did he tell you there were envelopes going?—That Robinson got an envelope.

37462. Did anyone but Steed tell you that?—Not to my knowledge.

37463. Did Steed tell you what he got in 1865?—I never heard it till yesterday. He told me he was well satisfied.

37464. Do you not think he ought to have been satisfied? A guinea a day is good payment for a messenger? When you went to Capel-street did you see anyone there?—Only the little boy in the hall.

37465. When you went into the room did you see anyone in it?—Only a couple of clerks, when I knocked at the door.

37466. Was that the cross door?—No, the parlour door from the hall.

37467. A voice said "Come in"?—Yes.

37468. When you went in was there anything said to you?—A voice asked me for the ticket.

37469. Did you see the person who spoke to you?—No.

37470. The voice was behind the door?—Yes.

37471. You handed in the ticket?—Yes.

37472. Did a hand come out, or did you put in your hand?—I handed in the ticket.

37473. And drew out an envelope?—Yes.

37474. You got a subpœna?—Yes.

37475. Did you go at once to Mr Williamson's office, the office in Abbey-street?—I did.

37476. Whom did you see there?—A young clerk; I don't know him.

37477. Did you see either Mr. White or Mr. Williamson?—I don't know them.

37478. Did you understand that the person you did see was one of the principal clerks?—No; I don't know.

37479. When you were at the house in Capel-street, did the hand come out at all?—No; I put in my hand.

37480. That is your recollection?—Yes.

37481. I suppose you told the young man in Abbey-street, who took down your evidence all that you were asked about?—Yes.

37482. Did you go to Mr. Fitzgerald's office?—Mr. Fitzgerald sent a gentleman named Byrne to me, and he told me there were two affidavits against me, and that if I did not go forward I was likely to get six months confinement. I went over to know who swore against me, and instead of that I was obliged to give evidence against myself. I got £2.

37483. The judge gave you a certificate to protect you against consequences?—He did not give me e'er a one at all.

37484. Did you get any money at Mr. Fitzgerald's?—I got £2 and £1.

37485. Did you get any more?—I got £4 in all.

37486. Mr. TANDY.—You were employed at the election in 1865?—Yes.

37487. Who employed you?—I think Mr. Durham.

37488. Were you employed for more than the day of the election?—The day of the election.

37489. What were you employed at — what were you doing that day?—Well, I was in and out, that was all I was doing. What can a man like me do?

37490. Did you in reality do any work of any kind that day for the £1?—I went down in a cab for my son to come up.

37491. Was that all you did?—Yes.

37492. You were employed at the election of 1859 also?—Yes.

37493. What were you doing then?—I was stationed at a booth as a personation agent.

37494. Were you a personation agent?—I got a card for it.

37495. Did you act as a personation agent?—Of course I did.

37496. Were you there all day acting as a personation agent?—All day.

37497. Mr. LAW.—How many other personation agents were there at the same time?—There was one at every booth.

37498. Was there anybody helping you?—No; at the opposite side there was another.

37499. Mr. MORRIS.—You applied for some employment in 1868?—Yes.

37500. Was that to be the same employment you got in 1865?—If they would give it to me.

37501. You signed one of those gratuitous papers?—I did.

37502. Did you expect £1 after that?—No.

37503. If you had been employed would you expect it?—I would.

37504. Whether you signed the paper or not—now when you signed that paper did anyone tell you it was all nonsense?—No one ever told me any such thing.

37505. What did they tell you?—They told me they would not give me any employment I being a freeman.

37506. Did anyone canvass you in 1868?—A gentleman called on me, and gave me his card for Pim and Corrigan; he asked me might he take the liberty of calling on me any more.

37507. Where do you live?—In Cumberland-street. I believe it is in the Rotundo ward.

37508. Had the gentleman who called on you a list?—No. He asked me might he take the liberty of calling on me again. I told him he might not call any more.

37509. Did you tell anyone before the election how

you were going to vote?—No. They all knew I always voted for the one party.

37510. Who knew that?—The Conservatives and Liberals, and all knew that I never left the Conservatives.

37511. Did you see many hanging back in Green-street that morning?—I don't know. There was a large crowd there. I could not know their thoughts.

37512. Were they talking to these young men?—No. I was altogether a novice amongst them.

37513. I don't think you were a novice. You have been at elections for thirty years. You heard nothing about money till that day?—I heard nothing till my son told me.

37514. Did you see the hand very plainly in Capel-street?—I did not.

37515. Were there three or four men in the room in Capel-street?—They were at a table writing I think. They had things like lists before them.

William Field sworn and examined.

37516. Mr. LAW.—You are a freeman I believe?—I am.

37517. How many years have you been a freeman?—I think about thirty.

37518. Since the time of the old corporation?—Yes.

37519. You voted at the last election?—I did.

37520. For the Conservative candidates?—Yes. I always voted principally on the Liberal side.

37521. How did you vote in 1865?—For the Liberals.

37522. It was only at the last election you changed your mind?—Yes.

37523. Did you get a ticket on the day of the election?—I did not.

37524. Were you one of the party that met at Cherry and Shields's on the evening before the election?—No.

37525. Did you see Mr. Robinson that evening?—I saw him under the Post Office clock.

37526. There was a number of other freemen there at the time?—Yes.

37527. Did you speak to Mr. Robinson under the clock?—I did not.

37528. Did he go to the top of Sackville-street?—He went to the committee-rooms.

37529. Did you go?—I saw the men going and I went on with the crowd.

37530. You found yourself in a room in Cherry and Shields's with Mr. Robinson?—Yes.

37531. Was there a considerable crowd there?—I cannot say. There were only the men who followed him up.

37532. How many would you say?—To the best of my opinion about eighteen.

37533. Was there no one else in the room?—There were. They were coming in and going out.

37534. Were there 100 or 200 people in the room?—No, not 200, nor 100 either.

37535. Were there at any time as many as fifty?—I don't doubt but there might.

37536. How did you happen to be at the Post Office that night?—Well I was at work till seven o'clock the evening before the election, and I went out to see how things were going on.

37537. What do you work at?—I am a boot and shoe maker.

37538. Had you seen anybody that day who told you that you might as well take a walk that evening?—No.

37539. It was by mere accident you found yourself under the Post Office clock that evening?—No; it was mere accident that I heard the rumour.

37540. From whom did you hear the rumour?—I don't know.

37541. If you don't recollect from whom you heard it, do you recollect what it was you heard?—About Mr. Robinson being under the clock.

37542. Did you hear a rumour that he would be under the clock at eight o'clock that night?—I did.

37543. You cannot recollect who told you?—I really cannot.

37544. Did you understand that his appearance under the clock, at eight o'clock that night, would be connected with the freemen; and that as many freemen as could be got were to be gathered to meet him?—Decidedly.

37545. Did you know Doherty?—I did not know one of the men, good or bad, except one—Mr. Smith, with whom I was acquainted for a long time before the election.

37546. Do you recollect Mr. Robinson taking down the names of the parties?—I do.

37547. Somebody gave him the names and he took them down?

37548. Do you recollect any application made to him by anybody for employment?—That was the meaning of it.

37549. Was not the rumour you heard, in the course of the day, that the object of meeting Mr. Robinson was to get employment?—I heard nothing, good or bad, about it, till I went out after seven o'clock.

37550. You heard, then, that Mr. Robinson was to get employment for the people there?—Yes.

37551. You saw Mr. Robinson write down the names with a pencil on slips of paper?—I did.

37552. After his taking down the names, did you hear him saying anything about the people there depending upon him?—That is all I heard him say. "May I depend upon you to vote, and vote early in the morning?"—I left him then and there.

37553. Did you hear Mr. Robinson ask the people there, "Will you depend upon me?"—"Depend!" I cannot say whether he said that word or not.

37554. Did he ask whether they would take his word?—He says, "May I depend upon you to go up and vote early in the morning?"

37555. Did you hear him, as he swore himself he said, ask you all whether you would depend upon him?—I left him at that moment; I did not care for hearing more that night.

37556. Did you hear him say anything about matters being made right after the election?—I did not.

37557. Did you hear anybody ask him what time they should call upon him?—I heard nobody, but I heard a rumour going up and down the room.

37558. What did you hear going up and down the room?—Something about ten days; I cannot make head or tail with it.

37559. You did hear in the room that in ten days after the election, something was to happen?—Yes; the rumour about ten days was going up and down the room amongst the men; I did not inquire the meaning of it.

37560. What did you understand was the meaning of it?—Ten days was all I could understand about it.

37561. Did you understand that at the end of ten days from the election, people might call upon Mr. Robinson?—I believe it was that.

37562. The rumour probably went that length?—The rumour was up and down the committee-room about ten days afterwards. I saw no more of Mr. Robinson.

37563. Did you hear any rumour going about the committee-room that there would be anything pleasant going next day?—No.

37564. Did you hear any freeman say he hoped to see something pleasant next day?—I did not.

37565. Did you call upon Mr. Robinson after this?—I did.

37566. How soon?—At the time the petition was put in against Sir Arthur Guinness.

37567. Did you not call upon him before that?—I did not.

37568. Did you swear that you did call on him in five days after?—That was the statement before Judge Keogh, but I countermanded that.

37569. Here is what you said before Judge Keogh:—"Did you afterwards call upon Mr. Robinson?—I did.

"When was that?—I was passing by one day.

"How soon after the election?—A few days.

"Was it about ten days?—Not so long.

"Was it eight days?—About five days, to the best of my opinion. I think it was about that?"—I said to Judge Keogh that then the petition against Sir Arthur was in.

37570. We have all your evidence printed here. I will read the rest of it:—

"Did you call upon him at his office in Swift's-row?—I did, and went in to see him.

"Had you any talk with him?—When I went in I said unto him, 'Now, sir, I have not called in to ask you any questions.' By this time (I am coming to it now) the petition was entered against Sir Arthur and the conversation we entered into was about the petition." Did you say that?—Yes, that our conversation was about the petition.

37571. Did you swear as is put down here by the shorthand writer, that you called upon Mr. Robinson about five days after the election?—It was a mistake I made before Judge Keogh, and it was rectified after.

37572. Whenever it was, you did call upon Mr. Robinson—did you ask him for anything?—No, I did not, nor I did not want it.

37573. Did he say anything to you about your being made all right?—He did not.

37574. How did the words "all right" come to be mentioned?—I cannot tell.

37575. Tell us what you told Judge Keogh?—If I can think of it I will. What part of it do you want?

37576. I want the part about being made "all right"?—Judge Keogh said nothing about that.

37577. Did you use the word "rightified" at all before Judge Keogh?—Did I? No, I don't think I did.

37578. I see that the Judge had to give you an admonition to answer questions straight. What was said before Judge Keogh about your being made all right or rightified after the election?—I was asked (a pause).

37579. Well?—Well, now, give me time.

37580. Tell us what Mr. Robinson said to you when you called upon him—something was said about matters being made all right or rightified after a certain day—tell us what that was?—After ten days. I was asked a question, and I said the very same thing before Judge Keogh that I do now—that I did not ask Mr. Robinson any such question, nor did Mr. Robinson tell me.

37581. Forget that I have anything before me of your former evidence, and answer me now on your oath what it was that Mr. Robinson told you when you called upon him, whenever that was, about your rightified?—When I called upon him?

37582. Do you remember the occasion on which you called upon him in Swift's-row?—I do.

37583. What did you call upon him about?—On my oath, it was about the petition.

37584. What was said?—I asked him was it true a petition was put in against Sir Arthur Guinness, and he said it was too true. I expressed sorrow for it. Then we commenced and had a conversation over it, but I did not stop very long.

37585. Go on?—That is all.

37586. You said more than that?—If you call to my mind anything.

37587. Here it is:—"Did he say anything to the effect that it would be all right after the petition was over?—He did not say that word to me. Nor anything like that?—No. Will you swear that?—I would swear that, but I know how that word came very well?"—Decidedly.

37588. Very well, tell us how it came?—I will tell you how it came. After the election I expected no money nor I did not look for money, and I was at my work when a man entered the room with these words, "Mr. Field, I am very sorry to hear you got nothing for your vote."

37589. Who was this man?—I don't know who he is. I never saw him before, but I saw him since. I met him two or three times.

37590. Where did you see him last?—I met him in Sackville-street. I don't know his name, but he went by the name of Maguire.

37591. Do you know where he lives?—I do not. When he entered the room he said he was very sorry to hear I got no money for voting. However, said he, I can do nothing for you, but if you come with me I will bring you to a man will "rightify" you. He forced me to go and he brought me to the European Hotel, where he introduced me to a gentleman named Grant. He had the same word when I went in. He said, "I am sorry, Mr. Field, you got nothing for your vote; won't you sit down?" He brought a decanter of whiskey and wanted me to mix myself a tumbler of punch. I told him I did not drink it.

37592. Did Mr. Robinson say to you either in Swift's-row or in the committee-rooms that it would be all right?—He did not; he might.

37593. Did he say it in your hearing?—He did not. The men in the committee-rooms I heard say it.

37594. Did this take place before Judge Keogh? "Was anything said about being all right to you?" And the answer is, "It was said in the committee-rooms, but not directly from Mr. Robinson to me"?—Yes, he did not say it to me.

37595. Did he say it to others in your hearing?—No, I didn't hear him say it.

37596. What did you mean by swearing to Judge Keogh that "it was said in the committee-rooms, but not directly from Mr. Robinson to me?"—Yes, not directly to me.

37597. Who said it?—The men in the committee-room going up and down talking one with the other.

37598. Did they tell it to you?—I heard it.

37599. Did you remind Mr. Robinson after the election of what you heard in the committee-rooms?—I did not.

37600. Do you know Beckett?—I don't know anything about him; but I have learned to know him since the election.

37601. When first did you become acquainted with him?—At the election.

37602. Where?—I believe it was in the committee-rooms I saw him first. I believe so.

37603. Have you the smallest doubt of it?—It must have been there, because I never saw the man before.

37604. Who introduced you to him?—The names.

37605. The names were read out?—Yes.

37606. I suppose you saw that Mr. Robinson took down your name?—He did.

37607. Did you hear that Beckett got money?—I did.

37608. Did you hear of Smith getting any?—No; I heard he got none.

37609. Were you ever in Robinson's office with Smith?—No, not that I know of. I was not in the office exactly with Smith, but I was passing by one day, and I met Smith.

37610. Very close to the office door?—Yes, and I stopped outside.

37611. Did Robert Smith go with you at any time to Mr. Robinson's office?—That is the way we appeared at his office, that I tell you. I met him. We did not go direct.

37612. Did you hear of Robert Smith being with Robinson?—I did not go direct; I did not go exactly with him, nor did I go in.

37613. Did he go in?—Yes; I remained at the hall-door.

37614. Did you hear him talk to Mr. Robinson?—I did.

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December 29.

William Field.

37615. What did he say?—I cannot tell you one word, for I did not like to listen to what they were saying.

37616. Is Robert Smith an old friend of yours?—About a twelve month we were acquainted previous to the election.

37617. Did Smith ever tell you he got anything?—No, he never told me he got money.

37618. Did Smith ever tell you he got anything on the day of the election?—He did not. I am confident Mr. Smith never got a farthing.

37619. Did Mr. Robinson tell you anything about having Beckett's name on a list?—There was some conversation about Beckett getting money.

37620. Did Mr. Robinson ever tell you he had Beckett's name on a list?—I knew he had.

37621. Did Mr. Robinson ever tell you he had?—Not a word.

37622. Had you ever any dealing with Mr. Robinson?—Never, nor never knew him.

37623. You never borrowed money from him?—No.

37624. Were you ever security for anyone who did?—Never.

37625. Do you know Steed?—I do not.

37626. Do you know Walker?—I know him now, but I never knew him before.

37627. Had you ever applied for employment before this rumour reached you on the evening before the election?—I did not, nor did I ever trouble myself about an election good or bad, nor never missed half-an-hour about them, till I went out that night.

37628. For whom did you vote in 1865?—I voted for Mr. Pim.

37629. For whom did you vote in 1859, when Brady and M'Carthy were up?—For Brady and M'Carthy.

37630. In 1857, when Reynolds and Brady were up, for whom did you vote?—I disremember.

37631. Did you ever vote for Alderman Reynolds—I believe I did.

37632. Did you ever vote for the Conservatives till the last time?—I did once in my life.

37633. When was that?—I cannot say.

37634. Tell us why you changed your mind the last time?—I will. I being a Protestant, I saw my Church in danger. I voted for Guinness and Plunket, and no one could blame me for not voting against my conscience.

37635. Had Mr. Robinson's speaking to you anything to do with it?—No.

37636. Had you any employment in 1865?—I had for Mr. Pim.

37637. What employment had you?—I was canvassing for Mr. Pim.

37638. What did you get for that?—A very small trifle, only 30*s*. I was ten days on that mission.

37639. How many voters did you canvass in the ten days?—I could not say.

37640. Did you get only 30*s*.?—Only 30*s*. I got for my time.

37641. Had you any employment on the day of the election?—None.

37642. Were you ever employed at an election before that?—Never.

37643. Did you ever happen to get one of the envelopes in old times that were cashed at Eden-quay?—No; I never took a farthing in my life.

37644. Did you hear of any money going at all in 1865 on Mr. Pim's side?—I don't know.

37645. Did you hear of any money going then?—I believe there was.

37646. Who told you?—I could not say.

37647. When did you hear it?—At the time of the election.

37648. What did you hear was going at that time amongst the freemen?—To the best of my opinion I think it was £3.

37649. Did you understand that £3 was the sum paid on the Conservative side, or the Liberal side?—I could not tell which side. Both parties.

37650. Did you ever hear where it was paid?—No, sir.

37651. Did you hear there was money going on Mr. Pim's side, as well as upon the other side in 1865?—I did.

37652. Who told you that?—Just a rumour. That was all. No one in particular.

37653. It was generally understood?—Yes; it was understood it was going on his side as well as on the Conservative side.

37654. Can you tell us the name of anybody who told you that?—People that had no connexion with the election at all.

37655. Tell us who they were?—I could not tell at all.

37656. Did you hear of money going at the last election?—Oh I did; everybody heard that, that was too clear. I heard plenty saying it.

37657. Tell us one?—I could not, because I did not stop out of doors on the day of the election.

37658. Who did you hear say it?—The crowd; I could not mention anyone.

37659. How long were you about the court-house on the day of the election?—Not longer than when I voted.

37660. How long were you here before you voted?—I made no delay, I went up and voted at half-past eight o'clock in the morning, and came away immediately and went home, and did not stir out of my own place then till twelve o'clock the next day.

37661. When you were here in the morning at half-past eight o'clock, did you hear the rumour that there was something going?—I heard the rumour that there was something going.

37662. You were here long enough to hear the general rumour of money going?—As you would walk along the street you would hear that.

37663. You heard it from so many that you could not name anyone?—I could not.

37664. Was it generally understood amongst the freemen you saw here that morning that there was £5 going?—It was.

37665. Were there many people here?—It was thronged.

37666. And it was generally understood amongst all you met here that there was £5 going?—Yes.

(Adjourned.)

TWENTY-SEVENTH DAY.

THURSDAY, DECEMBER 30, 1869.

Mr. *Richard Wright* sworn and examined.

TWENTY-SEVENTH DAY.

December 30.

Mr. Richard Wright.

37667. Mr. LAW.—Where do you reside?—At No. 5, Breffney-terrace, Sandycove.

37668. Were you engaged at all in reference to the election, until the day on which it took place?—No.

37669. Not in any way?—Not in any way.

37670. You were appointed inspector?—Yes, of booths from one to four, inclusive.

37671. Were they here in Green-street?—Yes.

37672. From whom did you receive your appointment?—I received the document appointing me from Mr. John Ouseley Byrne. I knew him slightly before that.

37673. Was it to have that you applied?—No, I applied first to Mr. Goodman; I was informed that I had been appointed—the letter miscarried—I applied at the office in Dame-street; I was directed to Mr. Byrne. He said "There is some mistake in this, I will make it right".

37674. How long was this before the election; a week or so?—I think a week; three or four days had

Richard Wright.

elapsed. I did not get my commission at the regular time; it had gone astray.

37675. You knew Mr. Goodman and Mr. Byrne before that?—Yes, Mr. Byrne slightly.

37676. Did you know Mr. Julian and Mr. Sutton?—No, I knew their appearance, nothing else.

37677. Did you know Mr. White and Mr. Williamson?—I do not know Mr. Williamson; I know Mr. White's appearance.

37678. Did you know Mr. Foster?—I never saw him.

37679. You have a third brother?—I have three brothers.

37680. George is your second brother?—Yes.

37681. Was your third brother employed in the election?—I think he was, but he had merely something to do with the cars.

37682. Was he engaged in the office?—No, he was employed as to the cars.

37683. What is his name?—Henry T. Wright.

37684. Is he in the country?—He is in Clonakilty at present.

37685. You understood from him he had something to do with the car arrangement upon the day of the election?—Yes, on the day of the election, but he had nothing whatsoever to do with it before that.

37686. Did you understand with whom he was in communication?—A car was sent into the College for him, he got upon it and drove about.

37687. Was his business to bring voters to the poll?—Yes, I would think so. I heard him mention that he went for voters into out-of-the-way places; that he thought it was a nuisance, and would not do it again.

37688. He was not I suppose one of the special agents? There were about fifty young gentlemen here upon the day of the election as special tally agents?—He was not one of them; I am pretty sure he was not. I know he was engaged with a car somewhere or another.

37689. I suppose there is no doubt about it, that your brother, George Wright, is the young gentleman who was with Dr. Hall that day?—I have no positive knowledge of it.

37690. But as far as you know?—As far as I know I am inclined to think he must have been. It was not I certainly, but there are more Wrights than one.

37691. As to your younger brother, Henry T. Wright, had he anything to do with the county election upon Saturday?—No; I don't think he had.

37692. Were you engaged in Kilmainham at the county election at all?—I was working in Kingstown that day.

37693. In connexion with the county election?—Yes; I was not exactly engaged, but I was first working gratuitously with a gentleman down there, and he applied for £2, one of which I got.

37694. You were interesting yourself sending county electors to the poll?—Yes.

37695. And you ultimately got something for it?—Yes.

37696. Was your brother Henry engaged in that way?—No.

37697. Was your brother George?—No; certainly I don't think he was.

37698. When you say a gentleman applied and got £2, was it a gentleman like yourself?—He applied for me and I got £1; he did not get anything. He applied for me; I had a delicacy about applying myself, for I did not think my services entitled me to anything. He applied for £2, one of which I got. I did not feel I was entitled to anything, and I think it correct to state this.

37699. You did not receive a regular appointment?—No.

37700. You were merely acting as one interested in the matter. Did you ever hear whether your brother Henry had anything to do with 24, Dame-street?—I am sure he had not; he is a mere lad of sixteen or seventeen years of age. He merely, like a number of young college men, got upon a car and drove about, and he did nothing more I am convinced.

37701. I suppose your father is pretty well-known in Clonakilty?—Yes.

37702. It is a small town; does he live there?—No; he lives at Fern Hill, some distance from it—within half a mile of the town; he is perfectly well-known in the town.

37703. Mr. TANDY.—Do you know was your brother Henry Wright, employed after the day of the city election?—No; I do not think he was.

37704. Mr. LAW.—You understood from your brother George how he had been employed upon the day of the election?—He never told me positively, but led me to believe that he had something to do with this ticket business. He expressed great regret for it—said he had done it thoughtlessly, and without considering the consequence of the act.

37705. Did he tell you he distributed tickets?—Not positively; but he led me to believe he had.

37706. Did he tell you how many tickets he distributed?—I asked him the question, and he said he thought about ten. I cannot be positive it was so much. It was in a casual conversation it occurred.

Mr. *Henry George Hall* here addressed the Commissioners and said—I beg to correct a statement that I made yesterday. I thought that there were five gentlemen in my house, but I find that Mr. Johnston was absent.

37707. Mr. LAW.—I understood you to say so—Mr. Johnston is a brother-in-law of yours—we understood you to say that he was not there. You spoke of five in a general way, but when I asked you about the introductions you said your brother-in-law was not there.

Mr. *Eustace Meredith Martin Johnston* sworn and examined.

Mr. Eustace Meredith Martin Johnston.

37708. Mr. LAW.—You were engaged upon the day of the last election? Had you been engaged in any way prior to that in connexion with the election?—No further than that I was not actively engaged. I met Mr. Hall, and he said if I liked to be engaged he would be very happy to appoint me.

37709. I meant whether, irrespective of that engagement, you had been canvassing?—No.

37710. But were you employed in any way?—No.

37711. Had you been in any of the offices?—No; no connexion with the election prior to that.

37712. Can you tell us how long before that day of the election—Wednesday, the 18th November—Dr. Hall first spoke to you about it?—Well, to the best of my recollection, it was either Friday or Saturday—I think it was Saturday.

37713. Was that the first occasion upon which he spoke to you?—To the best of my recollection it was.

37714. Will you tell us, as near as your recollection can go, the substance of what he said to you?—He told me that the election was to come on, and that he had been requested to recommend some young gentlemen for the discharge of some duties; and he asked me if I would be willing to undertake whatever he would recommend. So I said I would.

37715. Did you understand from him what the nature of your duties was?—No; he did not tell me.

37716. Did he not indicate in any way what those duties were?—No; he just merely said that he required gentlemen to attend at the election.

37717. You lay some emphasis upon the word "gentlemen." Did he convey to you they should be persons in whom confidence could be placed?—No; I merely understood him to allude to some gentlemen of his acquaintance whom he would recommend. I did not understand that any particular confidence was required at the time.

37718. This, as near as you can recollect, was upon Saturday?—Yes; I think so.

37719. Was it in your own place?—I was going

TWENTY-SEVENTH DAY.

December 30.

Mr. Eustace Meredith Martin Johnston.

into town, and I think in Stephen's-green—I do not know at what side, whether the south side or not—but I happened to meet him.

37720. Did he write to you before that?—No.

37721. That was the first you heard of it?—Yes.

37722. Did he, when asking you to undertake the office, say you were to come upon a Monday evening?—Not that I remember.

37723. You did not go?—No, I did not.

37724. Did you see him between the Saturday evening and the day of the election, which was Wednesday?—I think it is possible I did; I may have seen him, but if I did, we had no conversation upon the subject.

37725. As he did not tell you upon Saturday when he engaged you, the nature of your duties, when did he tell you?—Upon the morning of the election he told me.

37726. Did you not know till that morning what the duties were?—No.

37727. When did he ask you to come to the breakfast party?—He did not ask me to go to any breakfast party.

[Dr. H. G. *Hall*—He was not one of the breakfast party].

37728. Were you not at the Bilton Hotel?—No.

37729. Where did you see Dr. Hall first upon the morning of the breakfast party?—To the best of my recollection, here in Halston-street.

37730. Had you no communication with him from the Saturday when he spoke so indefinitely to you, till the morning of the election in Halston-street?—I think I met him during that time in his own house where I was dining, but I am almost sure we had no conversation about it.

37731. You had dined with him in the *interim*?—Yes, both I and Mrs. Johnston. We were dining at his house upon the Sunday following.

37732. Did you, as a matter of fact, know what you were to do till the morning of the election, when you came to Halston-street?—No, he told me he would give me the directions upon the ground.

37733. When did he tell you to go to Halston-street?—He told me to meet him at eight o'clock in Halston-street; and I don't know whether it was upon that day I met him in Stephen's-green or afterwards; but the impression upon my mind is that I then made the appointment to meet him in Halston-street at eight o'clock in the morning.

37734. And though you were engaged on that special business, is it possible you received no intimation as to the nature of the duties you had to discharge, till you came to Halston-street?—It was then I got the first instructions of what I was to do.

37735. Had you no idea you were to dispose of tickets?—I had not the slightest idea about it.

37736. When you came at eight o'clock, was Dr. Hall here?—He was in Halston-street; I met him here at eight o'clock.

37737. Was he here in the street before you came?—He was here about the same time.

37738. Did you know any of the other young gentlemen?—In looking over the paper last night, I saw Mr. Taylor's name mentioned; he was a personal acquaintance of mine.

37739. Did you know any of the others?—No.

37740. When you met Dr. Hall in Halston-street, what did he say to you?—He told me if I saw any—it was to the others as well.

37741. Were the other young gentlemen with Dr. Hall when he gave the instructions?—Two or three of us, if I remember, were together.

37742. Was Dr. Taylor one?—No, I think not. I only saw Dr. Taylor in the street casually after, and I did not know he was upon the election.

37743. When the two or three of you were with Dr. Hall, what did he say to you?—He told us if we saw any persons speaking to him, we were to go up and ask them were they voters, and if so, did they wish to vote? and if they expressed a wish to vote, we were to see the numbers of their tickets and bring them to the proper booth; but in any case we were not to induce them to vote for one side or the other. We were told distinctly and emphatically by no promise to influence them to vote in any way.

37744. This you understood to be the principal part of the directions, in fact, to see that they voted free from all persuasion or influence one way or another?—I don't know, but we were not to exercise the slightest influence on them.

37745. Am I to understand that if a person wished to vote for Sir Dominick Corrigan and Mr. Pim, you were to conduct him to the poll?—Oh, no, only those who wished to vote for the Conservative candidates.

37746. What did you understand you were to do, in case anyone showed a disposition to hold back; did it occur to you to say, "What are we to do with them?"—We were not to give them the least inducement to vote.

37747. What were you to do with them?—We were to leave them until they came of their own free will and voted, and if possible, we were to speak to them.

37748. To reason with them, in fact?—Yes.

37749. Suppose that they yielded to your persuasions, what were you to do?—We were merely to bring them up to the poll clerks, and if after voting they should ask for a ticket, to give it.

37750. If they should ask you for a ticket?—Yes, these are the instructions, emphatically, that I received, they impressed themselves on my mind at the time.

37751. Did you see Mr. Alma there that morning?—Yes.

37752. Was he there at the same time as you?—I can't remember.

37753. What was the first time you saw him that morning?—The first time I saw him was about nine o'clock or some time soon after.

37754. Were you talking to him some time during the day?—I was.

37755. Did Mr. Alma give you any instructions?—He did not.

37756. What were you talking to him about in the course of the day?—We were talking on general topics.

37757. By general topics, I suppose you mean the election?—No.

37758. You were not discussing, I presume, mathematical problems or points of law?—No, we were just talking on ordinary topics.

37759. Ordinary topics in Halston-street on the day of the election would probably be political topics?—The only time I had any conversation with Mr. Alma about the election was when a man was tormenting me to give him some consideration for voting, and I refused.

37760. Can you tell us who that man was; I suppose you looked at his card and saw who he was?—I did not.

37761. What did he say to you?—He asked me what I would give him, what consideration I would give him if he voted.

37762. What time of the day was this?—It was about eleven o'clock.

37763. I thought you saw Mr. Alma at nine o'clock?—This was during the course of the day, when the man asked me if he would vote, what I would give him.

37764. I suppose he knew that you were looking after voters for a particular side?—I don't know, but that was the substance of what he said, if I remember rightly.

37765. Did he ask you if you would give him a ticket?—Not to give him a ticket. He asked me what consideration I would offer him for voting.

37766. He hardly used the word "consideration," I should say?—No, he asked me what I would give him if he voted.

37767. What were you instructed to do in such a case?—I was instructed not to give the slightest inducement to such a person to vote, nor to promise money, and when Mr. Alma was not with me I was to communicate to him anything of the kind that occurred.

37768. Did you communicate to Mr. Alma what

this man said?—He was some distance down the street at the time, and I waited until he came up.

37769. When Mr. Alma approached you, did you tell him what the man was talking to you about?—I did.

37770. Did Mr. Alma speak to him?—He did not; he looked at him and turned back.

37771. What did the man do after that?—He mixed with the crowd and I did not see him after.

37772. Do you know was he terrified at Mr. Alma's look?—I don't remember.

37773. What do you believe happened after that glance of Mr. Alma?—I don't believe that anything happened.

37774. In fact, this fellow disappeared immediately?—To my sight he did. I did not see him after.

37775. What according to your belief was the result of communicating with Mr. Alma in this matter?—I have not the slightest idea. I did what I was instructed to do.

37776. For what purpose did you understand Mr. Alma wanted you to communicate with him when anyone asked you for money? What opinion did you form about it?—I really formed no opinion about it. I have not the least idea what he wanted me to communicate with him for.

37777. Some opinion was surely formed in your mind when you received your instructions?—The instructions I got were—when a man wished to be bribed I was not to make him any offer or promise of money.

37778. I did not ask you that. What did you understand was Mr. Alma's object in telling you to communicate with him when anyone asked you for money? You could not help forming an opinion on the subject?—He did not ask me to put them in communication with him, but to mention the fact to him.

37779. What did you think that was for?—I didn't know.

37780. What did you think was Mr. Alma's object in directing you to tell him when anyone asked you for money?—I did not think anything only this—I thought that he was, perhaps, to be on his guard about them.

37781. That he was to keep away from them?—Yes.

37782. Was that really the opinion which you formed?—If any opinion was formed it was that.

37783. That he should be on his guard about them?—Yes, in case of their coming near him that he was to be on his guard about him.

37784. Was that the only opinion you formed on the subject?—It was.

37785. How often did it happen that you had to report this specially to Mr. Alma?—Once or twice; these were the only times that impressed themselves on my mind.

37786. Will you take it on yourself to state that in only one or two instances did people ask you for money for their votes? Did you understand from any but one or two that they would like to have something for their votes?—Two persons wished me to give them some consideration; they asked me if they voted what would I give them.

37787. Did you mention both to Mr. Alma?—I didn't mention the second one for some time after. I mentioned only one at the time.

37788. Besides the two persons who asked you for money for their vote in that way, did any other people say anything to you that suggested that they wanted something, though probably they expressed it in more correct language?—I don't remember.

37789. Did anyone else approach you in a beseeching way as if he wanted something for his vote?—I don't remember. I am almost sure there did not.

37790. I suppose you were talking to Mr. Alma very frequently during the day?—Not very frequently. There was one time I was walking up and down the street with him.

37791. About what time was that?—It was about the middle of the day.

37792. About twelve o'clock?—Yes, about that.

37793. Was it after the occurrence of the first man whom Mr. Alma regarded in the way you told us, having applied to you for money for his vote—which you said was about eleven o'clock—that you walked up and down with Mr. Alma?—Yes.

37794. Where did you walk to?—We walked down a declivity.

37795. It must have been a very slight declivity. Were you walking in Halston-street?—Yes.

37796. Were you walking down towards the market?—I don't know where the market is. I don't know this neighbourhood at all.

37797. You had been in and out of this court-house in Halston-street?—Yes, several times.

37798. If you were walking out of the door into Halston-street now, and turned to the left, would that be the way that you and Mr. Alma walked?—Yes.

37799. Down towards the market?—I don't know where the market is. It is down a declivity we went—a mild declivity.

37800. Perhaps you understand the map (*map of the locality handed witness*). Show us on that map where it was you were walking with Mr. Alma. Draw a line across that part of the street you were walking on (*witness marks the map as directed*)?—These are about the exact limits, as well as I remember.

37801. From the front of the court-house to the left?—Yes.

37802. In Halston-street?—No, it must be in Green-street, for I entered at this door, the front entrance to the court-house. I was under the impression that this street was Halston-street; it is not, it is Green-street.

37803. Then it must be in Green-street you were walking?—It must; it was by the gateway by the railings I entered.

37804. Did you come into the court-house by the railings, and not by the steps?—Not by the steps.

37805. Who placed you there?—I was told that I was to attend to Mr. Alma.

37806. Who told you that?—Dr. Hall told me.

37807. I suppose you were not the only one that was told that?—I don't know. I didn't know the others.

37808. Though you did not know the others, do you believe that you were the only one that was told to attend to Mr. Alma?—I was the principal person with Mr. Alma that day.

37809. Were any of the seven attending on him like you?—No one in particular.

37810. Did any others of the seven attend on Mr. Alma in the same way as you did?—No. I thought I saw one of them for a few minutes.

37811. Which of them was he?—I didn't know him. I did not know them by name; they were strangers to me.

37812. Did you see any of the others who were in Green-street, up and down there that day?—I think I saw two or three of them.

37813. In Green-street?—Yes. I saw them from the other end.

37814. Remember we are now speaking of Green-street as distinguished from Halston-street?—I remember I saw them from the railings, but they were not with me.

37815. Was it in Halston-street or Green-street you met Dr. Hall in the morning?—It was in Green-street.

37816. The street fronting the court-house with the railings?—Yes; this street outside in front.

37817. That was where you met Dr. Hall in the morning?—Yes.

37818. After you got your instructions from Dr. Hall did you remain in Green-street?—Yes.

37819. Did you see Mr. Alma soon after that in

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Green-street?—Yes. I remember it was sometime after I saw him, but I am not sure, it was soon after.

37820. You know, I suppose, that there was a passage open on that day—I believe it is sometimes closed by gates—leading across from one street to the other?—Yes, a cross-passage.

37821. Did Mr. Alma occupy that passage at all?—Not that I remember.

37822. Did you happen to walk down there with him?—No.

37823. Did you ever see him passing in that way?—I saw him once going round to the side of the gate.

37824. Across from one street to the other?—Yes.

37825. At the time that you got these instructions from Dr. Hall, I understood from you that Mr. Alma was not actually present?—I did not see him at that time.

37826. Were you and the other young men told that you were to remain in or about Green-street, and that if any difficulty occurred, you were to speak to Mr. Alma?—We were told to remain in and out the court-house.

37827. Chiefly in Green-street?—Yes.

37828. Under Mr. Alma's directions?—I was to be under Mr. Alma's directions.

37829. Who told you that, if you had any difficulty about a particular voter, you should apply to Mr. Alma—was it Dr. Hall told you?—Dr. Hall told me that if anyone asked for a consideration for his vote, I was to refuse it emphatically.

37830. Who told you that, in case any difficulty occurred about a particular voter, you were to go to Mr. Alma?—Dr. Hall told me that I was to speak to him or Mr. Alma.

37831. When you did report this first circumstance to Mr. Alma, of the man who asked you what you would give him for his vote, I presume you had tickets placed at your disposal?—I had them before eleven o'clock.

37832. When did you get them first?—I had two in my pocket about half-past eight or nine o'clock.

37833. How many tickets did you receive in the first instance?—I got two.

37834. From whom did you get them?—From Dr. Hall.

37835. How long was it before you disposed of these two tickets?—It was about ten or half-past ten.

37836. Then did you go to Dr. Hall for more tickets, or was it to Mr. Alma you went for them?—I went to Dr. Hall for them.

37837. How many tickets did you get the second time from him?—I don't know how many I got. I didn't look at them or count them.

37838. About how many tickets did you get served out to you the second time?—I had several in my pocket. I don't know how many I got.

37839. Had you two?—I know I had two from the feel of them in my hand.

37840. Do you believe that you had only two?—In the first instance I had only two.

37841. When you got the second supply from Dr. Hall, had you not more than two tickets?—I had several, but I don't know how many.

37842. You had these several tickets in your pocket when this man came up to you, asking what you would give for his vote?—Yes. I referred the matter to Mr. Alma.

37843. I assume that Mr. Alma knew that you had the tickets?—I don't know, we never mentioned the subject.

37844. Have you any doubt that he knew it?—I am almost sure he knew of it; we never mentioned it.

37845. When did you go back again to Dr. Hall for more tickets?—When I was done with them.

37846. When was that?—About half-past ten.

37847. You got tickets first at eight in the morning?—About half-past eight.

37848. First you got only two tickets, you are certain of that?—I am perfectly certain of it.

37849. You got you say, a larger supply the second time?—Yes.

37850. When was that?—About half-past ten.

37851. Are you certain of that?—I am nearly certain of it.

37852. Were you not back to Dr. Hall before that?—I was not. I recorded several votes of voters who merely asked where they should vote, and I brought them up to the polling place.

37853. Are you certain you only disposed of two tickets up to the end of the first two hours?—I am.

37854. What o'clock was it when you went back to Dr. Hall for more tickets?—It was about half-past ten.

37855. Is not that the same occasion?—I only got tickets twice during the day.

37856. That is in the morning, and afterwards at half-past ten?—Yes.

37857. Did you get no more tickets after that?—I got no more after that.

37858. Can you give us any idea about how many tickets you got the second time you went for them?—I have no idea.

37859. Did you get twenty?—No.

37860. Did you get ten?—I should say I got in or about six or ten from the feel of them in my hand. I cannot be sure. I did not count them.

37861. Might it be more than ten?—It might.

37862. Would you swear that the number was less than ten?—I cannot be certain. I cannot be sure as I didn't count them.

37863. They were not counted out to you?—They were not. I got a number of them into my hand, and put them into my pocket.

37864. Was it into your coat or trousers pocket you put them?—It was in my coat pocket I had them.

37865. Are you certain it was not twenty you got the second time?—I am sure there were not so many from the feel of them in my hand.

37866. Many people are surprised at the small bulk into which a large number of tickets may be compressed—do you know how many tickets are in one of these bundles (*bundle of railway tickets handed to witness*)?—I have no idea.

37867. I suppose you have seen tickets tied up before this in that way?—I have not.

37868. They are generally made up in batches like that?—I read of it, but I don't know it.

37869. You had these in your hand several times that morning, can you tell us what tickets they were?—I can't tell. I did not look at them. I gave them from my pocket into the person's hand.

37870. How many do you think there are in that bundle you have in your hand?—I can't tell.

37871. Mr. MORRIS.—Are there 100 tickets?—There are more I should think.

37872. Are there 500?—No. I should say over 200.

37873. Mr. LAW.—Are there 250?—I can't exactly say.

37874. It is a 250 bundle—you might put them in your pocket without noticing that there were so many in the bundle?—Yes.

37875. Are you short sighted?—I am.

37876. Did you wear a glass on the day of the election?—I did. I used wear a glass, but I had to give it up because it injured my sight.

37877. Do you wear a glass habitually?—Not habitually. I wear glasses when reading, but not always.

37878. How many would you say there are in that bundle (*a small bundle handed to witness*)?—I would say there are 80 or 100 in it.

37879. You are pretty right again, more correct than in your first conjecture—would you now say that there were not twenty in those you received on the second occasion from Dr. Hall?—No. I exercise my sight on the number and size of these, but it was from the feel in my hand I estimated the number in the other case.

37880. To the best of your belief, would you say

that there were not twenty given to you the second time by Dr. Hall?—I would.

37881. Would you swear that there were not eighteen?—I would.

37882. Would you say that there were not twelve?—That is coming too close. That is a very near approximation.

37883. Would you swear that there were not twelve?—I would not. I think there were not twelve. I thought the number was about seven or eight, between six and ten.

37884. How many of the tickets did you dispose of?—I disposed of five altogether.

37885. That is two in the morning, and three out of the second batch?—Yes.

37886. What did you do with the surplus tickets?—I gave them back to Dr. Hall.

37887. When the election was all over?—Yes; about half-past four—between half-past four and five o'clock.

37888. Do you know Mr. Foster?—I saw him for the first time that morning in Green-street.

37889. Were you introduced to him?—I was not.

37890. Did he speak to you?—He only spoke to me as he did seeing me with a number of others.

37891. Did he know your name?—I don't know whether he knew my name or not. He knew who I was.

37892. When you got instructions to give tickets to the voters, and when they asked you for a ticket, what did you think was the meaning of it?—I thought it was to identify members of their own party.

37893. You knew that these people had voted before they got the ticket from you?—Yes.

37894. I suppose you saw them vote yourself before you gave them the ticket?—I did.

37895. How then did you think that these tickets were to identify the members of the Conservative party?—I thought afterwards when the entire thing was over, that if they wished for employment from any future candidate, if the giver of it was a Conservative, they have a right or preference to it.

37896. Did you not believe that the tickets were connected with the election in some way?—I did not. I thought they were only to identify the members of their own party.

37897. Would that not be sufficiently identified by the poll-books?—I did not understand the poll-books. I thought the record of the votes in the poll-books was only kept until the sheriff declared the returns.

37898. Did you ever know that there was the least harm in these tickets until it came out at the trial of the petition?—I did not.

37899. Did you exercise any caution in producing the tickets on that day?—I did.

37900. Why did you exercise caution in the production of them if you thought that there was not the slightest harm in them?—Because I was told that persons of the opposite side would be watching us. My instructions were to take care that they were kept private, and out of sight of all parties.

37901. Did you think it was any harm for them to watch you doing an innocent act?—I was told by Dr. Hall to be careful.

37902. Did Mr. Alma tell you to be careful?—Not that I remember.

37903. If you thought the tickets were such innocent things—that they were only to identify the Conservative party, did you never take the trouble of looking at them?—I did not.

37904. Why did you not look at them?—Because if I took them out to look at them, I did not know who might be beside me.

37905. You did not even give a sly look at them?—No.

37906. Either in the passage, or in a corner where no one could see you?—No.

37907. What gave you the idea that these tickets were to identify the right sort for future employment—who told you that?—I was not told it, but I thought it from a conversation I heard many years ago.

37908. How long ago is it since you heard the conversation?—It was about 1861.

37909. With whom was the conversation?—I was in France at the time, and a similar thing was going on there—the elections.

37910. In 1861?—Yes.

37911. What was it the French people said about the elections?—I was going to Versailles on the top of an omnibus, and I heard two Frenchmen talking about the elections. One said he had got his ticket—*billet* was the word he used. The other asked what was the use of it, and he told him that, in case of any employment going with his party at any future time, he would have the preference of it.

37912. Did you ever hear that voting at elections in France was by ballot?—I did not know it at that time.

37913. Do you know it now?—I do.

37914. Did you know it before 1868?—I did. I am not sure of it. I was quite a young boy at the time I heard the conversation between the two Frenchmen.

37915. Did you know that we did not vote by ballot?—When I came home I did.

37916. As you polled your first man did you not see the poll-clerk write down his name?—I did.

37917. And see how he voted?—Yes.

37918. Did you then think that there was any need to keep the tickets to show how the men voted?—I believed that the tickets were for that purpose.

37919. Did you ever see the books that are printed at every election?—I did not know that there were printed and published books until now.

37920. Did you know that there was one printed in 1865?—No.

37921. Or before that?—No.

37922. You say you thought that these tickets were to identify the people that voted?—I believed it at the time. That was my impression at the time.

37923. Did you believe that only the men who voted for the Conservative candidates were to get tickets?—Yes, if they asked for them.

37924. And that the men who did not so vote were to go without them?—Yes.

37925. What were you to do with the man who did not vote?—I would tell him that he must vote, if he would not I was not to offer him any inducement or consideration to induce him to vote, we were to use no influence or persuasion whatever.

37926. Did you get any instructions as to those who held back?—I was told not to promise anything, or offer any consideration, or give any inducement whatever.

37927. Did you hear from anyone what course you were to adopt with those who might be holding back and showing an unwillingness to vote?—If they did not wish to vote of their own free will, I was not to induce them to vote.

37928. Did you hear from anyone what course you were to adopt with those who were holding back?—I did not.

37929. Did you hear that expression made use of—"persons holding back?"—No.

37930. Or anything that conveyed the same idea?—No.

37931. Did you hear it stated by anyone that the tickets were to be made use of in respect to the voters who were holding back?—No, I didn't know that the tickets were to be used as an inducement at all.

37932. I did not ask you that—did you understand at any time that day that the tickets were to be used for the purpose of the voters who were holding back or were unwilling to vote?—No, I understood the way was—as I saw anyone speaking to either Dr. Hall or Mr. Alma I would go up to him and ask him if he was a voter, and if he wished to vote. If he said he did, I was to bring him up to the person who recorded the votes; and after voting, to give him a ticket if he asked it.

37933. Were you not to address any voter unless you saw him speak either to Dr. Hall or Mr. Alma?—No, in case he asked me for a ticket I was to look at his voting card, see the number on it of the proper booth where he was to vote, and bring him to it

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37934. What were you to do if he asked you for anything that was going?—I was to refuse it.

37935. I do not mean if he asked you for money—if he said to you "I hope you will give me a ticket if I vote," what were you to do with him?—I was not to induce him to vote.

37936. If a man going up to the poll with you said, "I am going to vote, I hope you will give me a ticket when I do vote," were you to give such a man a ticket after voting?—I was not to give him any inducement to vote, but if he voted for us, I was to give him a ticket.

37937. Did anyone ask you for a ticket when going up to vote?—Yes, I think one did.

37938. That is one of the five, I suppose you gave tickets to?—I did not at first.

37939. Did you give him a ticket in the end after admonishing him?—He asked me if I would give him a ticket if he voted. He first asked me where he was to vote. I looked at his card, and saw the number on it. I took him to his booth, I don't know the name of the place I took him to.

37940. Perhaps it is the Temperance Hall?—I don't remember.

37941. I suppose you remember taking him to the proper place to vote?—Yes.

37942. And, on the way, he asked for a ticket?—He did, I told him that I would not give a ticket or any consideration to vote, but that he might vote for whom he liked.

37943. Did he vote afterwards?—He did, he voted the last time. I then came back.

37944. Did you eventually take him to his booth and see him vote?—I did.

37945. For whom did he vote?—He voted for the Conservative candidates.

37946. Did you give him a ticket?—I did, when he asked me afterwards.

37947. As a matter of fact, did each of the five you gave tickets to, ask you for them?—Before they voted.

37948. I do not say before or after?—After they voted they did.

37949. Did you offer a ticket to anyone until he asked it?—No.

37950. Did each ask for a ticket before he got it?—They did.

37951. I suppose they all knew you had tickets?—They seemed to know it, because they asked me for them.

37952. Did any of them speak to you about employment they thought to get?—No.

37953. Do you tell us that during the whole of those many hours, from half-past eight in the morning to half-past four in the evening—eight long hours—you had these tickets in your pocket and never gave them to anyone?—I didn't give one of them away.

37954. Never?—Never.

37955. You thought them to be mere innocent things?—I did not look at them.

37956. You were told to be very guarded about them?—Yes, lest anyone might see them.

37957. Did you see anyone get a ticket from Mr. Alma?—I did not.

37958. You said you spoke to Mr. Alma about nine or half-past nine in the morning?—Yes, sometime about then.

37959. I presume you were speaking to him about the election?—The only thing I was speaking to him about the election was, about this man I referred to.

37960. That was about eleven o'clock, you said?—Yes.

37961. But when you saw Mr. Alma at nine o'clock, were you not talking to him?—We were not; there was nothing to talk about.

37962. Had you any conversation that day with him about election matters?—Only what I stated.

37963. You walked with him, I suppose, frequently during the day?—Not frequently; I several times passed him.

37964. Because you could not help it, I suppose? Were you speaking half a dozen times to him that day?—I think not.

37965. Can you form any definite idea as to how many times you had a conversation with Mr. Alma that day?—I cannot. I remember we were speaking together one time.

37966. What was the subject of the conversation then?—I was talking to him about France.

37967. About the elections?—I don't know anything about the elections in France.

37968. Was Mr. Alma interested in the French people?—No, he paid the ordinary attention to what I was telling him. We saw a procession of banners pass in Green-street, and it was that that called it to my mind.

37969. How did the procession of banners in Green-street call to your mind what occurred in France?—On one occasion in the Champs des Elysées, I saw an attempt at an *emeute* at six o'clock in the morning, and I was telling him of that.

37970. It was you who were talking to Mr. Alma?—Yes.

37971. About what hour of the day was this?—I suppose it was about twelve or one o'clock in the day.

37972. Had you nothing to do then but discuss your French experiences?—I had nothing to do but talk with him, I was walking up and down for an hour.

37973. Did Mr. Alma say whether he had been in France?—He didn't say.

37974. Was he a patient listener to what you were telling him about France?—He was.

37975. Did he say anything at all?—I don't think he did. If he said anything, it was only a casual remark.

37976. Did he tell you anything about Ireland, while you were telling him about France?—He did not.

37977. Does not this half hour's or hour's talking in Green-street on the day of the election about France and the French, appear very absurd?—It was principally on my part.

37978. Had anyone been speaking to you about voters getting employment?—No, except what I told you before.

37979. Had you anything to do with the election of 1865?—I had not.

37980. Did you ever hear that people get employment liberally about election times in Dublin?—No, I read it in the papers.

37981. You never heard that people get employment liberally about election times in Ireland, not in France?—I don't remember that I did.

37982. Do you think people become more liberal than usual about election times in Dublin?—I heard generally that at these times they are liberal particularly. I remember reading in the *Irish Times* some stories of men going down to Manchester with carpet bags.

37983. I am not asking you about that. Do you know anything at all about Dublin? How long have you lived in Dublin?—I lived here since my return from France.

37984. When was that?—In 1863.

37985. You were living here then in 1865?—I was ill then.

37986. You were not ill the whole of 1865, I hope?—I was very nearly; then I was through the country for the return of my health.

37987. Did you ever hear employment spoken of as one of the means of making matters smooth and easy for voters at election times?—Never.

37988. You know from your French experience that employment was one of the means of making people vote for their party, and that the presentation of the tickets was the mode adopted for getting it?—I knew that the candidate would give the preference to his own party, if there was employment going; and that the ticket was the means of identifying his party.

37989. Did you ever hear the number of the house in Capel-street, at any time that day?—I did.

37990. Who told it to you?—Dr. Hall told me.

37991. What time of the day did he tell you of it?—In the morning.

37992. When he gave you the tickets?—Yes.

37993. At half-past eight?—Yes.

37994. What did he tell you about it?—He told me that when I gave the tickets, I was to tell these men to go to 76, Capel-street.

37995. When Dr. Hall told you that, did it occur to you, with all your French experience, that the tickets presented at 76, were to be registered there for future employment? Did you know what 76, Capel-street, meant?—I did not. I knew it was a house.

37996. Probably you did—did you know what the house was for? Did you know what the object was in telling the men to go to 76, Capel-street, with their tickets?—I did not.

37997. Dr. Hall told you in the morning that you were to tell the men who asked you for tickets to go to 76, Capel-street?—Yes.

37998. Did you know what they were to get when they took their tickets to 76, Capel-street?—No; I only told them that they were to go to 76, Capel-street, when I gave them the tickets.

37999. Do you mean to say that you did not know that the man you gave a ticket to, was to bring it to 76, Capel-street, and get something for it there?—I did not.

38000. What did you think they were to do with the tickets when they brought them to 76, Capel-street?—I don't know what I thought.

38001. How old are you?—Twenty-five.

38002. Do you expect us to believe that you had no idea of what was the meaning of all this—do you think that there are three people in Dublin who would believe that you had no idea what it was about?—I did not know what it was about.

38003. You did not probably know exactly what was going to be done at 76, Capel-street, but did you believe, when you gave those people tickets and told them to go to 76, Capel-street, that they were to get anything for them?—I did not believe that they were to get anything. I thought that they were only to go there after voting.

38004. For what purpose were they to go there?—I didn't know.

38005. Did you know what use they were to make of the tickets when they got there?—I did not.

38006. Were they to know by inspiration, did you think, what they were to do when they got to 76, Capel-street?—I did not tell them anything.

38007. Supposing that they were more stupid than people generally are, and knew only what you say you know, what, do you think, they were to do?—They were to go to 76, Capel-street, and if there was anything further to be done, I thought they would know it there.

38008. What idea did you form as to what the house 76, Capel-street, was for?—The idea might be that it was a committee-room.

38009. You say it was not communicated to you that anything was to be done, but to show their tickets at 76, Capel-street; did you tell them anything more?—I told them nothing more than to go to 76, Capel-street.

38010. You assume that they knew a great deal better than you did what was to be done?—I didn't know anything.

38011. Do you think that they knew anything?—I don't think they did.

38012. What did you think would happen when they presented their ticket at 76, Capel-street?—I thought that any further information would be given there.

38013. When did you first discover that this intelligence was conveyed to them at 76, Capel-street?—At the trial before Judge Keogh.

38014. Do you mean to tell us that, having taken part in the distribution of tickets on the 18th November, you did not know until the end of January what was the meaning of them?—I did not know it.

38015. Did you hear anyone talk that day of money going?—No.

38016. Did you see Campbell that day?—I did not; to the best of my remembrance.

38017. Did you hear anyone say that he got money in 76, Capel-street?—I did not.

38018. It has been stated by some freemen who were examined here, that a rumour was pretty generally circulated among the whole body of freemen that £5 notes were going on that day. Did you not hear from anyone that money was going?—I did not.

38019. And you never suspected it until January?—No.

38020. Did you never speak to Dr. Hall about it?—Never.

38021. Did you never ask him what was the meaning of the ticket, and of sending the men to 76, Capel-street?—I did not.

38022. Had you any conversation with your brother-in-law on the day of the election in reference to the subject?—I had not; the only conversation I had with him about it was when the petition came on.

38023. In November had you any conversation with him after the 18th, say within a week or ten days after the election?—I had not.

38024. Did you never speak to your brother-in-law about the election until the trial of the petition?—Not that I remember.

38025. Did it never occur to you to inquire whether the tickets meant the same thing here as those you heard of on the top of the omnibus in France?—That was the only impression they made on me.

38026. I am not asking you that—did you never ask Dr. Hall what the tickets meant?—No; I did not.

38027. Were you ever introduced to the other young men who were associated with you in the distribution of these tickets?—I was not.

38028. What were the two or three like whom you saw in Green-street on that day?—One was of a dark appearance.

38029. None of those that you saw was your friend Dr. Taylor?—I saw Dr. Taylor once that day.

38030. You know what I mean—the forces, so to speak, were divided between Green-street and Halston-street, on the day of the election; was Dr. Taylor one of the two or three attending on Mr. Alma?—He was not.

38031. According to your belief, who were the others that were in Green-street with you?—I have no idea. I saw their names last night for the first time in the paper.

38032. When the petition came on for hearing before Judge Keogh, and when it was proved what the meaning of 76, Capel-street, was, did you then speak to your brother-in-law about it?—I don't remember.

38033. I understood you to say a little while ago you did?—I don't remember speaking to him on the subject of the election.

38034. You told us just now you didn't speak to him until the trial?—When the trial was coming on he told me, "should I be called up, to tell everything I knew, as he himself would do; and to do so candidly and straightforwardly."

38035. When did he tell you to do that?—Sometime when the petition was coming on.

38036. Last January, was it?—I don't remember the time. It was some time before the petition was heard. I think it was when they were preparing to hear the petition.

38037. I believe you were not summoned at the trial?—No.

38038. Were you at home at the time of the trial?—I was.

38039. Mr. TANDY.—I suppose you were paid for your services on the day of the election?—I was.

38040. How soon after the election were you paid?—I remember I was paid very shortly after the election.

38041. Where was it you received payment?—In Dr. Hall's house.

38042. Were the other young men there at the same time?—No, they were not.

38043. You were there by yourself?—Yes.

38044. I suppose you got £5?—I did.

TWENTY-SEVENTH DAY.

December 30.

Mr. Eustace Meredith Martin Johnston.

38045. Was there a previous arrangement that you were to receive anything for your services?—No.

38046. Do you mean to say that when Dr. Hall was paying you the £5 for your services on the day of the election, there was no reference whatever to the transactions of that day?—There was not.

38047. Did Dr. Hall say nothing to you about what occurred on that day when he was paying you the £5?—He may have said that this was a consideration for my services.

38048. I suppose you thought £5 was rather a liberal allowance for your exertions on that day?—I did.

38049. You were told by Dr. Hall during the day of the election, that you were to attend to Mr. Alma?—Yes.

38050. Did you see during the day of the election where Dr. Hall himself was posted—where his beat was?—It was adjoining the court-house somewhere.

38051. Had not you and those associated with you in the distribution of the tickets, evidently separate beats?—It so struck me; I didn't know it for certain.

38052. You did accordingly attend to Mr. Alma on whose beat you were that day?—I did.

38053. You were also told by Dr. Hall that you were only to give tickets to those you saw speaking to him or to Mr. Alma?—Not to give tickets to them before voting; but after they voted, if they asked a ticket I was told by Dr. Hall to give it.

38054. But only to those you saw talking to Dr. Hall or Mr. Alma?—No. A man might come up and ask me for a ticket, and I might refuse it. My instructions were that I was to refuse it, on any consideration, if he asked it before he voted; but if he voted for the Conservative candidates, and then asked me for a ticket, I was to give it to him.

38055. I have taken down your evidence—you said your instructions were not to deal with any voter unless you saw him talk to Dr. Hall or Mr. Alma?—I did not mean to say so.

38056. Did you, as a matter of fact, get any instructions with respect to voters whom you saw speaking to Dr. Hall or Mr. Alma?—My instructions were—I was to ascertain if they were voters, if they were, I was to see by their card what their letter was, and then bring them to the poll clerk. If they voted and asked me for a ticket, I was to give it to them.

38057. As a matter of fact, did you see any voters talking to Mr. Alma in the course of that day?—No, I did not, to the best of my recollection; I will not be positive, but as far as I remember, I am sure I did not.

38058. Mr. MORRIS.—I will put a question very plainly to you, was there no sign agreed upon as to how you were to know whether a man was a Conservative voter or not?—No, none, as far as I know.

38059. How then were you to know whether a person was a voter or not?—By asking him if he was going to vote; by asking him if he wished to vote, and he would then tell me if he was a voter.

38060 How would you know to whom you should give a ticket?—As I said before, we were to see that the recipient voted before he got a ticket.

38061. Are you positive that there was no password, or sign at all, by which you could recognise those who were Conservative voters, and those who were not?—Not the least whatever as far as I know.

38062. Mr. TANDY.—Assuming that one hundred voters went up to you on that day, that you brought them to the poll, and that they asked you each for a ticket, would you give a ticket to everyone of them?—Certainly, according to my instructions.

38063. Mr. MORRIS.—How many tickets did you give back to Dr. Hall that day?—I don't know. I only gave five tickets to voters, and I gave the remainder to him.

38064. There was no object in your not looking at the number of the tickets you gave back to Dr. Hall?—It was in the street I gave them to him.

38065. Did you count the tickets?—I did not.

38066. Do you swear that?—I swear positively I did not.

38067. Your mind is entirely a blank as to the number, colour, or description of the tickets?—Perfectly.

38068. According to your account if the tickets were to be vouchers for future employment, there should be some check on the number and amount of them?—There was no check whatever that I knew of.

38069. Were the 500, or whatever the number of the tickets was, to be thrown broadcast among the people?—I was to hand a ticket to each person that voted.

38070. How were you to know that they were to vote?—I was to see them vote first, and then, if they came and asked me for a ticket, I was to give it to them.

38071. Were you to see the vote actually recorded?—Yes.

38072. How long were you in Green-street on the day of the election?—I was there for the day.

38073. What exactly was your business on that day?—I was to accompany the voters to the poll, and to return again to Green-street, and give to any of them that asked it.

38074. Mr. LAW.—I suppose you knew that there were fifty young men at least, besides yourself, there for the purpose of bringing voters to the poll?—I was not aware of it.

38075. You know it now?—I did not know it until this moment.

38076. There were fifty young persons whose duty it was to bring up the ordinary voters to the poll, and who were each paid two guineas a day for their services in assisting the voters to poll. They had nothing to do with the tickets. Is it not manifest that your services were not of that character, and that you were not to spend your time in bringing up the voters, but to deal with a particular class?—I was to give them proper directions where to vote.

38077. Are you aware that it was sworn by the person who gave the instructions, that the seven of you were to deal with the voters hanging back?—To my certain knowledge, the instructions I got were to accompany the voters to the poll, and, after they had voted, to give them tickets if they asked for them.

38078. Mr. MORRIS.—Did you make no remark when you got the £5 from Dr. Hall?—No. He merely asked me when he gave it to me, was I satisfied, and I said perfectly.

38079. I suppose you were satisfied?—Certainly.

38080. Did you tell Mr. Alma, any time through the day, how many tickets you had given away?—I don't remember having done so.

38081. Did you tell him upon any occasion that you had given a ticket away?—Yes; I think I did.

38082. What instance was that; was it the instance of the man who asked you for the ticket on the way to the booth?—No; I cannot remember; but I remember I told him there was one man I had given a ticket to.

38083. What did you say?—I said merely that I gave that man a ticket.

38084. Did you point him out?—Not particularly, but I said I gave it to him.

38085. Did he say anything?—He asked me for whom he voted, and I said for the Conservatives.

38086. And he said all right?—Yes.

38087. Did you tell Mr. Hall, at any time through the day, how many tickets you had disposed of?—No.

38088. Did you tell him when you were giving back the surplus in the evening?—I said I had given away five, when I was giving him back the surplus.

38089. You told him that at the time?—Yes.

38090. Where were you when you gave him back the surplus tickets?—I was near the cross-cut leading from one street to another, and not in the passage, but near it.

38091. Was it near the end of his beat?—Well, about that—not exactly.

38092. Was the election over at the time?—It was.

38093. Were the people dispersing?—Well, there seemed to be a large crowd remaining.

38094. Where did you go after that?—I went home.

38095. You left Dr. Hall here?—Yes.

38096. Was there anybody with him when you went away—was Mr. Alma?—No; I don't remember.

38097. Where did you see Mr. Alma after?—I saw him on my way home.

38098. But before you went home where did you see him?—In the street; I think he left two or three times.

38099. Did you take leave of him when quitting him?—No; only when I parted in Dame-street, where I overtook him on returning home.

38100. Did you accompany Dr. Hall any part of the way out of the street?—No; I left him here.

38101. Did you see Mr. Foster with him when you were going away?—I cannot remember.

38102. Was he alone?—He was alone when I gave him the tickets.

38103. There was nothing to hinder you from looking at them?—There was a great crowd.

38104. Was there anything to prevent your looking at them?—There was a great crowd, and, besides, I was told to be careful.

38105. To watch that nobody saw them—not even yourself?—The caution was not against myself.

38106. Mr. TANDY.—Were you acquainted with Mr. Alma before that day?—No.

38107. He was at that particular post for a great portion of the day?—He was here for the greater portion of the day.

38108. You met him going home afterwards?—I did.

38109. Were you walking with him?—We only went across; I met him on the quay. He did not know what way to go, as it was impossible to cross the bridge, and I said if he came across the Metal-bridge we could find an easy retreat, and so we did.

38110. Is it possible that neither during the course of the day nor afterwards when business was over did Mr. Alma ask you how you got on?—No, not that I remember.

38111. Was there any allusion to the proceedings of the day?—Merely what I stated.

38112. I do not think you have stated anything?—I stated that I had given the man a ticket.

38113. But walking home was there any allusion to the proceedings of the day?—No; we were hurriedly going home. There were several people on the quay; and there were one or two of what seemed to be street rows.

38114. Had you any conversation with Mr. Alma since?—No; I never saw him since.

38115. Mr. LAW.—Did you know any of the people connected with the election? Did you know Mr. Williamson or Mr. White?—No.

38116. Did you know Mr. Hodson?—No.

38117. Or Mr. Foster?—No.

38118. Mr. Bradburne?—No.

38119. Did you know Mr. Goodman?—I know him by sight, having met his brother in the country.

38120. Do you know Mr. Boyle?—No.

(*The witness then withdrew, and in a short time returned and desired to correct a portion of his evidence.*)

38121. Mr. LAW.—You desire to make some statement?—Yes. I am after examining the ground here; I went round the building, and I find that it was in Halston-street, and not Green-street, that I was.

38122. Was it in Halston-street you were all day?—All day. I confused the direction, because I am a total stranger to this neighbourhood of the city; but after careful examination I see that it was Halston-street and not Green-street.

38123. Was it in Halston-street Mr. Alma was the greater part of the day?—Yes.

38124. You spoke of a passage across. Were you in it once or twice?—No.

38125. You saw Mr. Alma there?—I saw him going into it to ascertain the state of the poll.

38126. Where was it you gave the residue of the tickets to Dr. Hall?—It was in Halston-street.

38127. What particular part of it?—It was in his part; near the gateway.

38128. Whose part?—Dr. Hall's.

38129. What part of Halston-street were you in that day particularly?—It was from the corner to the court-house downwards; there is a slight fall.

38130. Down to the left as you go out?—Yes.

38131. Did you wear a glass that day?—I did.

38132. Had you been told to wear a glass?—No.

38133. You do not generally wear one?—Not generally, because I found that it injured the sight of my eyes.

38134. Were you in the habit of wearing a glass at that time?—I was that time; but I had to leave it by, for it hurted my sight.

38135. Is there anything else you wish to state?—No; I only wished to correct that mistake.

George Alfred Young sworn and examined.

38136. Mr. LAW.—You have a situation in the Registry of Deeds Office?—Yes.

38137. For some years?—About sixteen years.

38138. I see you were one of the committee of the Inns-quay ward at the last election?—Yes.

38139. You were there from the very first?—From the very first.

38140. When did the committee first meet—in what month?—I think about July.

38141. The first meeting, I believe, was on Inns-quay?—On Inns-quay, near the Four Courts.

38142. What house did you occupy there?—I think the corner house.

38143. Mr. Saunders's house?—Yes.

38144. How long had you your meetings there?—I think for about a month; I am not quite sure.

38145. When you ceased to meet there where did you meet next?—In Dorset-street.

38146. Were you meeting in Dorset-street in August and September?—We were in August. I was not attending at all in September.

38147. Were there minute-books kept in the place on Inns-quay?—There were.

38148. Who kept them?—Mr. Lawlor.

38149. Were the same books transferred up to Dorset-street afterwards?—They were.

(*Witness describes by comparison with a book shown him, the size of the minute-book kept in Dorset-street.*)

38150. Mr. Lawlor was the secretary from the commencement?—He was.

38151. There must have been two books for entering the minutes of the committee?—No, only one; one book was kept for suggestions.

38152. But was not there one book you had in Inns-quay, in Mr. Saunders's house?—I think it was the same book.

38153. Look at the first entry in that book—the entry of 1st October. (*Minute-book handed to witness.*) There must have been a book before that.

38154. I suppose a similar book to this?—A similar book.

38155. And was there a suggestion book at the same time?—There was.

38156. This suggestion book which I have before me has its first entry on the 5th October, so that there must have been a preceding suggestion book?—I don't remember.

38157. Was there not a suggestion book in Mr. Saunders's house on Inns-quay?—I don't recollect it.

TWENTY-SEVENTH DAY.
December 30.
George Alfred Young.

38158. I thought you said there was?

38159. Did Mr. Foster attend the meeting in Mr. Saunders's house?—He did.

38160. From the first?—Yes.

38161. You, I dare say, took an active part in the election of 1865?—No, I was not connected with it at all.

38162. Were you not upon the Inns-quay ward committee at that time?—No.

38163. Was 1868 the first time you were so engaged?—The first time.

38164. Mr. Foster was engaged in the election of 1865?—I believe so.

38165. Had he been for as long as you knew him an active man at elections?—I cannot say; I believe he was.

38166. Who was it that asked you to become a member of the ward committee in 1868?—Mr. Foster said there was to be a meeting, and he asked me to go up.

38167. Did he bring any of the other officials to join?—Not that time.

38168. I believe he got Mr. Williams afterwards?—Yes.

38169. I see by this book that at the first meeting there were Foster, yourself, and Saunders—is that the solicitor?—Yes.

38170. Moore—is that Herbert Moore?—Yes.

38171. Lennon—who is he?—I cannot tell.

38172. Sparks,—then comes Finucane—who is he?—I don't remember.

38173. Rock—who is he?—I think he lived in King-street.

38174. Erson—I suppose that is the gentleman in Henry-street?—Yes.

38175. Cowan—Is that Arthur Cowan?—He lived in Wellington-street.

38176. Lawlor—that is the secretary?—Yes.

38177. Hassett—is that the man we have had before us?—Yes.

38178. M'Neill—is that Alexander?—I cannot say.

38179. Is that he there in court?—Yes.

38180. Stephenson—he is the owner of the house?—Yes.

38181. Kincaid—who is he?—I don't know.

38182. Hall—that is George Hall?—Yes.

38183. Harris?—I don't remember him.

38184. Who is Garrett?—I cannot remember.

38185. Tickell?—I think he is the auctioneer in Mary-street.

38186. White—is that Mr. Fell White?—Yes.

38187. Butler—who is he; is he the gentleman we had before us?—I am not sure.

38188. As far as you recollect?—I think it is.

38189. I need not go all through them; here is Mr. Boughey; is he a solicitor?—Yes.

38190. The first resolution is that Mr. Foster take the chair; he was the most active man amongst you?—He was; he did not attend the meetings in Dorset-street regularly.

38191. But he was active when he did come?—He was.

38192. You are familiar, of course, with Mr. Foster's handwriting; tell us if these early pages in that book (*produced*) are all in his handwriting?—They are, as far as I recollect.

38193. The second page is in his handwriting?—I think it is.

38194. And the third?—Yes.

38195. Is the fourth?—It is, as far as I can say.

38196. Is the fifth?—The same.

38197. And the sixth?—The same.

38198. The seventh?—Is in my own handwriting.

38199. Is it all in your handwriting?—All except the first entry.

38200. The first five pages, after the first, are entirely in Mr. Foster's handwriting?—Yes.

38201. When did you appoint another secretary? Mr. Lawlor became honorary secretary and Mr. Falkiner was appointed secretary?—Yes.

38202. When was that?—I cannot say.

38203. Sometime in the middle of October, I suppose?—Before that.

38204. He had not been with you in Inns-quay?—Mr. Falkiner never attended in the evenings, always in the day.

38205. He attended through the day to receive suggestions and see people, and Mr. Lawlor did all the work in the evening?—Yes.

38206. Who remained there through the day with Mr. Falkiner?—I am not sure. I was never there in the day time.

38207. As you understand, was there anyone with him?—I think not.

38208. Do you recollect when active canvassing was begun?—Yes.

38209. Do you know in whose handwriting the suggestion of the 26th October is commencing "Mr. White called," &c.?—I cannot say.

38210. It is not Mr. Falkiner's?—I don't know his handwriting.

38211. It is not your handwriting?—No.

38212. Is it Mr. Foster's?—No.

38213. Is it Mr. Lawlor's?—No, I don't know the writing.

38214. It must have been the handwriting of some person who called in the forenoon of the day?—It might have been.

38215. Perhaps it might be Mr. White's own handwriting?—It might.

38216. Do you know Mr. White's handwriting?—No.

38217. Do you recollect being present at the committee on the 26th October, when that matter was considered? The subject was that two gentlemen should be selected to canvass the freemen of the ward. Was it not part of the arrangement that some of the members of the committee should look after the freemen specially—that two persons should be told off to canvass the freemen?—Yes.

38218. And others were to canvass the rated occupiers, &c.?—I think they canvassed all together.

38219. Do you recollect the circumstance that this suggestion was made, that two gentlemen should be selected to canvass the freemen of the ward, and report the result of the canvass?—I do not.

38220. Can you tell us in whose handwriting that minute of the 26th October is?—I cannot.

38221. Is it in the handwriting of Mr. Barton, the chairman?—No, I don't know the handwriting.

38222. You do not appear to have been at that meeting?—No.

38223. Do you recollect being present at a meeting, recorded here, on the 2nd October, when you were moved to the chair, and it was proposed by Mr. Falkiner and seconded by Mr. Tisdall, "That a working committee be appointed, and the following persons were selected." Then the names are set out; Mr. Foster, yourself, Mr. Stephenson, Mr. Moore, Mr. H. G. Hall, &c. Do you remember that?—I do.

38224. What was the meaning of the working committee?—Because the committee originally framed was too large.

38225. Who said it was too large?—Mr. Foster. He recommended that a smaller committee should be selected.

38226. Did he state so to the meeting?—He did, as well as I recollect.

38227. Do you know whether the committee as originally constituted was larger than any other committee in Dublin?—I do not.

38228. Would you be surprised to hear that it was not so large as some of them?—I was not acquainted with any other committee.

38229. We find that it was afterwards moved, "That Henry George Hall should be appointed superintendent of the working committee"?—I do recollect that, I think.

38230. Do you remember that the chairman was Mr. W. Barton?—He lives in Henrietta-street.

38231. Chairman of the working committee?—Yes.

38232. What was the idea of appointing him?—I could not say, it was the custom to elect a chairman.

38233. But had you not Mr. Norwood as your chairman?—I never remember seeing Mr. Norwood there but once in the evening.

38234. You wanted a working man—a man who would work?—Yes.

38235. That was the idea of appointing a superintendent of the working committee, in the person of Mr. Henry G. Hall?—I never could understand it.

38236. Was it done at Mr. Foster's suggestion?—It was.

38237. What did Mr. Foster say?—He did not give any meaning.

38238. I suppose whatever he recommended was usually carried?—It was generally done.

38239. I presume after the working committee was appointed the other committee was left to take care of itself?—Yes.

38240. How often did the working committee meet—almost nightly?—I think three evenings in the week at first, and afterwards more frequently.

38241. You attended pretty regularly; you were much more regular in your attendance than Mr. Foster?—I was.

38242. Henry George Hall attended very regularly?—I don't remember seeing him often.

38243. Had you known him before?—No.

38244. Did you first become acquainted with him there?—At the committee-rooms.

38245. Of course you know Mr. Foster for many years?—Yes, we were in the same office.

38246. Have you ever been in his house?—Once or twice.

38247. Upon the 26th October, in pursuance of the suggestion of Mr. White, the committee appointed H. G. Hall and Alex. Cowan jointly to canvass the freemen; you are aware that that was done?—I am.

38248. We are only dealing with the freemen here, and of course all my questions have reference to them; when the canvassers brought in their lists with the result of their canvass, were the canvass papers considered at the committee—they were reported from time to time?—They were.

38249. And what was done with the papers or sheets on which they made their observations?—Mr. Lawlor kept them all.

38250. Were any of them transcribed afterwards for the purposes of the committee?—They were.

38251. On sheets of paper?—Yes.

38252. Any special or striking names amongst them were transcribed for the committee?—Yes.

38253. Do you recollect its being proposed by the honorary secretary, Mr. Lawlor, that certain canvassing lists, with particular observations upon them, should be formed and kept for the purpose of being used from time to time, to be cautiously shown to friends?—I think I do.

38254. Do you know was that done?—There was a list made out.

38255. Was it made out in triplicate?—It was.

38256. I shall read you the minute—"Mr. Young proposed, and Mr. Stephenson seconded a resolution that the result of the canvass be entered upon the lists, and shown by the secretary, as he shall think it prudent to do, to all Conservative agents desiring to see it." What was the meaning of this prudence; was it that there were certain observations opposite some men's names that it would not be well to make public?—In moving it I did not say that.

38257. I do not say you did; did you ever see a list at any time in the committee-rooms with any observation opposite a man's name, suggesting that he would like to get something?—No.

38258. Did you ever see a list of people willing to vote conditionally?—There was never a list of that kind made out.

38259. Did you ever see anything of the kind?—Never to my knowledge.

38260. What was the meaning of your proposition, that the result of the canvass should be entered upon the lists, and that the secretary should be at liberty to show them if he thought it prudent?—Mr. Foster suggested to me that it would be well to make the lists as public as possible at the meeting; and he suggested to me that I should move that resolution.

38261. Did he give you the resolution in writing?—No.

38262. Was it yourself framed it?—It was.

38263. What did you mean by the word "prudent?"—No particular meaning. I meant that the list should not be left lying loose about the table.

38264. Did any conversation occur after that as to the prudence of that course being taken?—There did.

38265. I suppose some people thought it would not be a wise thing to do; that these observations might be seen by unfriendly eyes?—I believe something of that kind was said.

38266. I suppose the entry in the minutes fairly represents the nature of the discussion that followed. "Some conversation took place as to the prudence of such a course. The honorary secretary said he had triplicate lists of the voters for the purpose setforth in the resolution; and he having undertaken that the lists should not get into doubtful hands, and to continue the caution he hitherto observed it was at last carried"?—Yes.

38267. Do you mean to say there was not something in the lists unfit for the public eye?—There was not. This list was made out by Mr. Lawlor, and I am not aware of anything being entered on it.

38268. We find that people did come and intimate that they would vote only if they got something; how was that put down on the list?—No remark whatever was made I think. I never kept these lists.

38269. I know you did not; but you saw them?—I don't remember any suggestion made opposite any names.

38270. What was the meaning of your proposal that printed lists should be made out with the result of the canvass entered opposite each name, which were to be dealt with prudently?—I meant that every person coming in should not be let see it; that the lists should not lie loosely on the table.

38271. You would not let everybody see them?—I meant that the secretary should take charge of them, and show them as he thought fit.

38272. How, as a matter of fact, was the case of a man entered on the list who asked for money for his vote, or wanted his expenses paid to and fro; or wanted a son or a nephew employed, or anything else?—There was no remark made on it.

38273. The list then would be so far worthless; would people be put down as willing to vote when they were not?—I cannot tell you that.

38274. Was there any observation made about people being willing to vote if they got something for voting?—I know it was said that some persons would not vote unless they got money; but it was distinctly stated by the secretary that they could make no promise. We made no remark whatever.

38275. I dare say you did not. But suppose that a man of doubtful character came into the office and said he would vote, or told the canvasser so, but that he would require something; how did the canvasser enter it?—He would enter him as doubtful; with "doubtful" before him.

38276. And was "doubtful" understood to mean a man who was willing to vote for a consideration?—I believe it did.

38277. Otherwise you would leave a blank?—Or if a man had not made up his mind.

38278. But you generally understood by "doubtful" opposite a man's name, that he was willing to treat, or wanted something?—I would, certainly.

38279. Mr. MORRIS.—Was that the idea present to the mind of the committee, or to your mind?—At that time it was not present to my mind.

TWENTY-SEVENTH DAY.

December 30.

George Alfred Young.

38280. Mr. LAW.—Whose handwriting is that (*document handed to witness*)?—I cannot tell you.

38281. That is one of your papers?—I know. I cannot tell whose writing it is.

38282. Did you ever see it; it is out of your own box?—I have no recollection; I may have seen it.

38283. Whose handwriting do you think it is?—I could form no idea of whose handwriting it is.

38284. There must have been very many anonymous scribes about that place?—There were.

38285. That was transcribed carefully to be laid before the committee; it is not a house-to-house canvass at all; it is a special return?—I have no recollection of having seen this paper before at all. I cannot tell whose writing it is.

38286. Did you ever see that one (*another document produced*)?—That is the same handwriting.

38287. Did you ever see that document before?—No, sir, I did not.

38288. Did you ever hear the names of any of those people who are mentioned there—look down the list?—I remember William Beckett.

38289. He was an attendant at your committee?—Yes.

38290. Do you see any other name?—I do not remember the name of any other.

38291. How do you account for that document, like the other, being among the papers of your committee?—I cannot account for it, sir; I never saw it before.

38292. Was that the way things would be drawn up for the consideration of the committee?—I never remember seeing a list drawn up in that manner.

38293. You mean with those precise words on it?—No.

38294. I did not ask you that; I asked you how were things generally drawn up for the consideration of the committee?—The canvassers made up their returns, and sent them in.

38295. Yes; I am aware of that—you mean the house-to-house canvass, or the freemen canvass; of course a great number of the voters pledged themselves to vote, and there were no difficulties about them, but when they came to special and doubtful cases—were these special cases laid before the committee by the canvassers?—They were.

38296. Was not that the way in which they were brought before you—by lists of the particular cases?—I believe it was.

38297. Have you any doubt it was?—I have not.

38298. Mr. TANDY.—Have you, to the best of your belief, seen lists similar in character to that you hold in your hand?—To the best of my belief I have not.

38299. Mr. LAW.—It is not the shape of the paper, or the colour, or the kind of writing, or the names that are written on it that we refer to—but did you ever see lists, or notes of cases, in which persons were mentioned by the canvassers as giving doubtful and ambiguous answers?—I have.

38300. Was it not drawn up on a sheet of paper somewhat in the way that is done?—Yes.

38301. I do not mean that particular one, but, as an honest man, I ask you, if you had found that lying on your table in Dorset-street in the evening when you went in, would you not have known it was a *precis* of some of the canvassers made out for your information?—I would.

38302. Mr. TANDY.—Were there many of these made up from time to time?—I believe there were.

38303. Mr. LAW.—It was hardly for anything else, I presume, that the committee was meeting night after night—was not it principally for this work?—It was.

38304. You were to receive the reports of the canvassers of the streets, the freemen, and the lodgers, and so on—was that so?—It was.

38305. And to return, I presume, the general result to the central committee?—Yes.

38306. Having regard to that fact, have you any doubt that this was one of the lists so made out for that purpose?—No.

38307. You do not know the handwriting of this document?—I do not.

38308. Did Mr. Foster canvass freemen at all as far as you know?—As far as I know, he did not.

38309. Did he canvass any particular street, or had he anything to do with the canvass, except to oversee?—To the best of my belief he never canvassed.

38310. He merely gave general directions?—Yes.

38311. Did you ever hear whether there was any other working committee in Dublin except the one for Inns-quay ward?—I did not.

38312. Do you believe there was, or that there was not—which would you say as far as your means of knowledge or belief enable you to speak—as a matter of opinion was there or not any other working committee?—I think there was, but I have no knowledge of it.

38313. Now, of course, you saw Foster, from time to time in the committee-room?—I did.

38314. And probably elsewhere also—you saw him through the day in your official business?—I did, sir.

38315. Were you in his house within a month before the election?—I was.

38316. How soon before the election?—I think it was a month or six weeks before the election—I am not sure.

38317. Had you not been in his house for a month or six weeks before the election?—No, sir. It was on the evening on which I made the minute.

38318. You mean as to the secretaries making out those lists?—Yes.

38319. That was the 30th of October?—Yes.

38320. That was only a fortnight before the election; was that the last occasion you were in his house?—That was the last occasion.

38321. Did Mr. Foster make any observation as to how the freemen were to be dealt with?—Never.

38322. Never?—Never.

38323. Did you ever hear how they dealt with them in the year 1865?—No, sir.

38324. I do not mean as a matter of knowledge, but did you never hear it from anybody in conversation or otherwise?—I have heard persons talking of it.

38325. What did they say?—Well, I heard talk of bribery.

38326. What else?—I heard them talking of freemen not coming up to vote in time—hanging back.

38327. When was this?—In 1865.

38328. Mr. MORRIS.—You just now stated you heard them talk of bribery?—Yes.

38329. Mr. LAW.—In 1865?—Yes.

38330. This inquiry, remember, is not directed against any particular persons; what was it you heard in 1865 about the freemen?—I heard a rumour that Vance had not paid a sum of money, and thereby the freemen held back.

38331. You heard that money was not forthcoming and so the freemen held back?—Yes.

38332. You heard that in 1865, about the time of the election?—Yes.

38333. Can you tell us who it was you heard state it?—I could not tell.

38334. Did you hear Mr. Foster speaking about it?—I think so, but I am not sure.

38335. Do you believe you did hear Foster speaking of that—that there was that little hitch or difficulty in Mr. Vance not paying the money at once?—It is very likely I did.

38336. Do you believe you did?—I believe I did.

38337. Did you understand from him or anybody else that previous to 1865, there had been more free-handedness or less difficulty in getting money?—I never heard about anything before 1865.

38338. Did you hear there was any bribery on the other side?—No, sir, I did not.

38339. Did you hear of any disturbance that occurred in Little Denmark-street?—No, sir, I did not.

38340. You heard Mr. Vance did not come down with the money, did you hear any other name mentioned in connexion with the matter?—I did not.

38341. Now, as the election of 1868 approached, and

as you had some very old hands attending your working committee, was the idea of something being looked for ever discussed—did you ever hear it spoken of at all?—(*No answer.*)

38342. Did you ever hear anyone of the committee say anything on the subject?—It is likely I did—oh, I have heard it.

38343. Who did you hear mention it?—Hassett and Beckett—I heard them mention it to Mr. Lawlor; and whether there would be any money going.

38344. Did you hear persons speak as if they expected money would be going?—I did.

38345. Who were the parties that expressed this hope?—Several of the parties who came in.

38346. Who came in through the day?—They would generally drop in during the evening.

38347. I suppose while the committee sat in the evening for an hour or so, people would drop in?—Yes; any person who liked might come.

38348. Did people come in frequently expressing their willingness to vote for your side, but at the same time wishing to get money?—Yes; frequently.

38349. Were any of those freemen?—There were, to the best of my opinion.

38350. So you understood?—But we always told them nothing could be given.

38351. Were there applications for employment?—I believe there were.

38352. I suppose you did not employ people at your committee—you only sent on the names to the central office?—That was all.

38353. Were there any applications by freemen or freemen's relatives for recommendations to the head office?—I think there were.

38354. Whom were the applications made to?—To the secretary.

38355. Do you know Wm. Patterson?—I do not.

38356. Do you know Wm. Beckett?—I do.

38357. Do you remember hearing Beckett say—or anybody say for him—that he could bring up sixteen freemen if it was made worth his while?—I may have heard it, but I have no recollection.

38358. Are you sure you were not in Mr. Foster's house a day or two before the election?—I was not.

38359. Was he in his office all the day of the election?—I believe he was, but I was not in the office then.

38360. Where were you?—In Dorset-street all day.

38361. What were you doing there?—Checking off the lists of those who had voted—they were sent up to Dorset-street.

38362. Who was with you?—Mr. Norwood was there, and Mr. Falkiner, and a good many others.

38363. Members of the committee—was it confined to members of the committee, the people who were there?—No; it was not; they were not all members of the committee.

38364. Did the committee meet very frequently during the last week before the election?—Nearly every night.

38365. Did you frequently go there?—I did, sir.

38366. Was Mr. Foster there during that week?—I think he was there once.

38367. I suppose there was a great deal of business done?—We had, sir.

38368. How did it come there were no minutes for that week?—I cannot tell.

38369. The last minute in the book is on the 9th November. For the nine last days previous to the election there is no minute at all. Did you know there were no minutes?—I believe there were not.

38370. Who prevented its being done?—I think Mr. Lawlor suggested that there should be no minutes, as the meeting was not considered public.

38371. But the minutes had been carefully kept from July down to the 9th November?—Yes, sir.

38372. Was Mr. Foster there the evening Mr. Lawlor made that suggestion?—I do not remember.

38373. Did you ever hear Mr. Foster speak of the propriety of that suggestion?—No, sir.

38374. Do you know Watkins?—I think I have seen him, but I am not sure.

38375. You have seen him in the committee-room?—Yes, sir.

38376. Was he frequently there?—I believe he was.

38377. Had you known him before?—No, sir.

38378. How often did you see Watkins there?—I really cannot tell.

38379. He was not a member of the committee?—I believe not.

38380. He was one of those who dropped in?—Anybody might come in.

38381. Anybody that was a friend of the cause, I suppose?—Yes.

38382. Did you ever see his companions Kemp or Noblett?—I may have seen them, but I don't know them.

38383. Did you hear Mr. Foster say anything about engaging Watkins for the county election?—No, sir.

38384. Do you know Forrest?—No, sir, I do not.

38385. Do you know the man by sight?—I do not.

38386. Did you ever hear Mr. Foster saying anything—(I do not care where it was)—as to having made matters right for the day of the election?—Never, sir.

38387. Did you ever hear him say anything about the freemen as regards the last election?—No, sir, Mr. Foster never confided anything to me.

38388. Without confiding anything to you, you know you seem to have been very much with him. According to these minutes, very often he proposed and you seconded certain things; and he got you to do, when not there himself, I dare say, whatever he wanted done at the committee? Did he ever converse with you in a friendly way about how matters were going on?—Well, he may have done so, but I have no distinct recollection of it.

38389. Had not you a very good idea before the day of the election, that there would be some arrangement—(though you might not have known exactly what)—with the freemen that day?—Well, I may have supposed it, but I had no positive reason for believing it.

38390. Did Mr. Foster say something that induced you to think there was something of that kind going on?—Well, in the course of conversation he may have dropped something that induced me to believe it.

38391. What was it he dropped in the course of conversation?—I could not tell.

38392. Surely you must know very well what it was he said to you; you might not have understood it at the time, but you know now, by the light of what afterwards took place, what he alluded to?—He often spoke of the necessity of caution.

38393. Caution about what?—About the manner in which freemen should be dealt with.

38394. He frequently spoke of the cautious way in which they should be dealt with?—He did.

38395. Was that in conversation with yourself?—Yes.

38396. I presume they were private conversations; not in the committee?—Yes, private.

38397. Probably they took place in your office?—In my office.

38398. I suppose while matters were not pressing, you had many a friendly chat in the office?—Yes, sir.

38399. Did not you understand within (say) three or four days of the election, that he had some arrangement on foot for dealing with the freemen?—Well, I may have guessed it.

38400. If anyone had asked you whether there was some arrangement, would not you have said "I think there is"; that is, supposing you were disposed to tell?—I would, sir.

38401. Did you understand in any way, from what he said, that he had command of money for the purpose?—No, sir.

38402. Of course, knowing there was this arrangement on hand, you knew it was for the purpose of giving or securing the freemen something; was that what you understood?—Yes.

38403. That is what you thought?—That is what I suspected.

38404. Did not he allude in some way, to the resources at his disposal?—Never.

38405. When did you first hear he was to make use of railway tickets for the purpose?—I never heard of railway tickets until after the election trial.

38406. Till after the election trial?—Never.

38407. You were behind the world?—Well, I knew nothing whatever of it.

38408. Did you never hear it even by way of rumour?—Never.

38409. After the election was over, did you not have a chat with Foster in the office?—I never saw him but once. I had only a conversation with him once since the election.

38410. Where?—In the office.

38411. Were you ever in his house since the election?—Never.

38412. Was not Mr. Foster attending at the Registry office for some time after the election?—He was.

38413. Did nothing ever pass between you on the subject?—Nothing whatever.

38414. You were both very active and energetic members of the Inns-quay ward committee, and it seems rather strange that you had not some conversation when the work was over and the result known?—We had not.

38415. When did you first hear the rumour that there was likely to be a petition?—Well, I heard it a short time after the election.

38416. When you heard that rumour of a petition did you not say something to Mr. Foster about it?—I may have done so, but I have no recollection.

38417. Did you ask him whether this arrangement, that you understood was on foot before the election, had anything to do with the petition?—No, sir, I never asked him.

38418. Was your entire electioneering energy spent by the 18th of November? Did you not even discuss the matter?—Oh, I may have talked over it.

38419. Did not you understand from him that he had been connected in some way with what was alleged, whether truly or falsely, to have been going on?—I did not.

38420. Did you never hear there was a set of tickets used for the purpose until January?—Never, sir, until I saw it in the papers during the election trial.

38421. When did Mr. Foster quit his office and go away?—I think some time in January.

38422. It was before the petition came on for trial he went away?—Yes.

38423. Did you know why he was leaving?—I did not.

38424. Had you no idea why he was leaving?—None, whatever.

38425. No suspicion?—None, because he left the office upon medical certificate.

38426. Did you think he was unwell?—I knew he had been unwell for some time before.

38427. Did you never speak to your co-committee men, Hassett, Walker, Butler, or Beckett on the subject?—Never.

38428. Did you never see them after the election?—I saw them during the committee meetings; never since.

38429. Did you ever hear that any of them got a bribe?—No, sir.

38430. Did you ever hear that Bailey's ticket was late and that he was walking about the town to see what he could get for it?—No, sir.

38431. Do you know Campbell?—No, sir.

38432. You are a freeman yourself?—I am.

38433. How long?—Since 1859.

38434. Was it Mr. Foster got you made a freeman?—It was.

38435. I suppose he brought you like the rest to the Conservative office?—Yes, sir.

38436. What was your title—by what title were you admitted?—By my father; my father was a freeman.

38437. Who paid for your admission?—I don't know.

38438. It was paid in the office I suppose like the rest?—Yes, sir.

38439. Mr. Foster brought you up for the operation?—Yes, sir.

38440. Were you admitted in time to vote for the election of 1859?—No, sir.

38441. Then I suppose the first time you voted was 1865?—Yes, 1865.

38442. Did you not take any part in the electioneering proceedings in 1865?—No part whatever.

38443. (*Refers to the minute book.*) I see by the minute of 5th October, 1868, Mr. Foster proposed and you seconded a resolution "That Mr. Hall be appointed superintendent of the ward in order to secure his services, which were so efficient at the last election"?—Yes, I think I remember that.

38444. Had you not been engaged at the last election?—No, sir.

38445. How then did you know anything about Hall's services?—Only from Foster.

38446. What did Foster tell you?—That he had been very active at the election of 1865.

38447. I suppose anything that Mr. Foster asked you to do you would have done?—Well he had greater experience than I had.

38448. Anything he told you to do you would have done?—He merely asked me to second a resolution and I did so.

38449. You did not know yourself at all in what way Mr. Hall had been engaged at the last election?—No, sir.

38450. Did Mr. Foster tell you?—He did not.

38451. Did he tell you what he wanted with a superintendent of the ward?—No, sir.

38452. Did you ever hear of a superintendent of a ward before?—I did not.

38453. A person to be placed over the chairman?—No, sir.

38454. What sort of man is this chairman of yours—Mr. Barton?—He was a very useful member, I think.

38455. What is he? He is not a professional man?—No, he is a pensioner.

38456. Of course he reads and writes?—Yes, sir.

38457. Who selected him?—I am not sure whether it was Foster or Lawlor.

38458. Was the constitution of this working or secret committee—for it was nothing else—was the selection left altogether to Foster and Lawlor? Had you anything to do with it?—I had nothing to do with it.

38459. Who selected them?—I should say Foster and Lawlor.

38460. How long was Mr. Foster in the Registry office after the election?—I could not tell—he was in the office till January.

38461. In constant attendance?—Yes, I believe so.

38462. The petition was filed on the 15th of December, I suppose you talked about it then—that was six weeks or a month before the trial came on. Now, in those six weeks do you mean to say you had no discussion upon it?—Well, it is very likely some conversation took place, but I have no recollection.

38463. The whole petition was published in the papers—did you see it?—Yes.

38464. Did you ask Mr. Foster was there any truth in the charge of bribery?—I never asked him.

38465. Did you know there was truth in it?—No, sir.

38466. Did you suspect there was?—I may have thought there was.

38467. Was it because you thought there was, and that he was connected with it, that you did not ask him any questions?—It must have been so. He was an exceedingly cautious man, and I knew he would not tell me.

38468. He may have been cautious with others, but he was not so cautious with you, you know?—He was indeed. He never told me anything about it.

38469. Did you ever hear he had a sum of money under his control?—Never.

38470. Did you ever hear anybody had come to assist him in the matter?—Never.

38471. Did you ever form in your own mind a suspicion who it was doled out the money in Capel-street?—I did not hear it. I did not know of the existence of Capel-street till the election trial.

38472. When the petition was published at length in the papers on 16th December, charging bribery, did you not even then find out what everybody else knew—that bribery was alleged to have been committed at Capel-street?—No, sir; I was entirely ignorant of its existence.

38473. Did anybody in the Registry office know?—Not to my knowledge.

38474. Did Williams know?—No.

38475. Did you ever talk to him about it?—No; I know he knew nothing about it.

38476. When did you last see Watkins before the election in the committee-rooms?—I do not know, sir.

38477. Was he there the night before the election?—He may have been; I cannot say.

38478. When I asked you before as to Watkins, whether you saw him in the rooms, I thought you said you did?—I may have seen him.

38479. Did you see him?—I don't think I did, but I don't know his appearance. I never spoke to him.

38480. Did you ever hear of a man called Watkins as being there?—Yes, sir; I have often heard the name mentioned.

38481. Then you believe he was there though you did not know him?—Do you mean the night before the election?

38482. Were you given to understand by people in the room or elsewhere that a man called Watkins had been there?—No, sir.

38483. I thought you said this instant that you had?—No, sir.

38484. What did you say this instant?—He may have been there.

38485. Did you say you heard from anybody that he had been there?—No, sir; he may have been there without my knowledge.

38486. Of course he may—I may have been there?—Well, I have no knowledge of his being there.

38487. Did you hear his name mentioned?—I did several times.

38488. Where?—In the committee-rooms.

38489. What did you hear said about him in the committee-rooms?—Nothing whatever.

38490. Do you mean that you heard it proclaimed or called out—was that it?—(*No answer.*)

38491. How was it done?—He was named as being present at the meeting.

38492. Then you think there was a man called Watkins there sometimes?—Yes.

38493. Did you know he was a friend of Mr. Foster?—No, sir.

38494. Did you ever hear he was?—No, sir.

38495. Did you know he was a canvasser of the freemen for the North City suburbs?—No, sir.

38496. Did you never hear that?—No, sir; I don't remember.

38497. Did you hear what it was brought him to the committee?—I did not. A great many persons came in there nearly every night without any ostensible purpose.

38498. Before Mr. Foster went away and when the whole story was out, did you ask him any questions then about Capel-street, or the freemen?—I did not.

38499. Did you ever form an opinion how he managed to make the arrangement?—I never had any idea of it.

38500. Did you ever hear where he got the tickets?—Never, sir.

38501. Did you ever hear how many freemen had got them?—Never, sir.

38502. Nobody ever said anything to you about them?—No, sir.

38503. Have you spoken to anybody about these matters since the election was over?—Do you mean since the election trial.

38504. Yes—since this matter about the freemen and bribery became subjects of public discussion?—Of course I have.

38505. Did you ever hear from anyone how many freemen were supposed to be dealt with in that way?—No, sir.

38506. You never heard any person speculate upon it?—No, sir.

38507. You never formed an opinion yourself?—I did not. I was quite unable to form an opinion.

38508. Did you ever hear whether Mr. Foster was coming over here or not?—No, sir.

38509. Did he ever write to you?—Never.

38510. Did you ever write to him?—Never.

38511. I believe he is no longer connected with your office?—No, sir.

38512. Did you ever hear how it was he was kept away?—No, sir.

38513. Did you ever call at his house since he went away?—Once at the suggestion of a friend of his.

38514. Who was the friend?—Mr. Day.

38515. What did you call then for?—To suggest to his mother that she should use some influence with the Treasury—that she should write to him asking him to use some influence with the Treasury to obtain a hearing from them before he was dismissed.

38516. That was early in the year?—Yes.

38517. Before he was dismissed?—Yes; during the course of the trial.

38518. You heard where he was?—No, sir.

38519. Was there any secret about it?—There was no secret about it, but I did not know where he was.

38520. Did you understand he was out of the country?—I did not.

38521. Did you think he was lying concealed somewhere in Ireland?—I never heard where he was.

38522. I suppose you were the only person connected with him who did not know perfectly well he was in France?—I did not know.

38523. Did you ask his mother where he was?—I did not.

38524. Did she tell you where he was?—No, sir; nor did I ask.

38525. Mr. TANDY.—Have you had any communication direct or indirect with Mr. Foster since he left?—None whatever.

38526. Do you know of any persons who have had such communication?—I do not.

38527. You do not know any person to whom he has been in the habit of writing since he left Ireland?—No, sir.

38528. I believe you have been for a considerable time in the office—could you tell us any person who appeared intimate with him?—He did not appear to be very intimate with any person in the office.

38529. If you were asked now, who would you say was his most intimate friend?—He was intimate with two or three in the office.

38530. Who would you say? If you were asked out of this court who you considered to be his most intimate friend, who would you name?—Mr. Harricks.

38531. Is he in the office?—He is.

38532. Who else would you name?—He appeared to be pretty intimate with Mr. Power.

38533. Is he in the office?—Yes.

38534. I suppose you know Foster a long time?—I do, about fifteen years.

38535. When he dropped those hints to you, from which you inferred that arrangements would be made for the freemen at the election, and that great caution should be used in making those arrangements, was any other person ever present on any of those occasions?—Never.

TWENTY-SEVENTH DAY.

December 30.

George Alfred Young.

38536. Did you ever hear of his having dropped similar hints to other parties?—No, sir, I did not.

38537. With regard to this list: look at this. (*Witness is handed list of freemen.*) Did you see frequently in the office in Dorset-street lists with observations somewhat similar to those which are made in that list—I do not mean the very same words, but of a similar character?—I have seen lists of that kind.

38538. Have you seen many of them?—I don't think I have seen many of them; I have seen some.

38539. Were they all relating to freemen?—No, sir, some were relating to lodgers and rated occupiers.

38540. About how many lists similar in character to that list, have you seen concerning freemen?—I could not say; I have seen a good many.

38541. Would you say a dozen?—I suppose I have seen about a dozen.

38542. Would you go farther than a dozen?—I might.

38543. Would you venture to say you have seen two dozen lists of a similar character to that relating to freemen?—I would not like to say positively that I have; I may have seen them.

38544. To the best of your belief, do you think you have?—I think I have seen about a dozen.

38545. What generally became of those lists when handed in at the committee-rooms?—They were copied out and sent to 47, Dame-street, I think.

38546. Were they copied out in full, just as they were delivered in—would all the observations, for instance in that list, be copied and sent to Dame-street?—As well as I remember, they were.

38547. What became of the original lists—were they kept in Dorset-street?—Mr. Lawlor took charge of them.

38548. In Dorset-street?—Yes.

38549. You do not know what became of them afterwards?—I do not.

38550. Mr. MORRIS.—You believe there were committees of this kind in every ward?—I suppose there were, but I have no particular reason for believing it.

38551. You said some time ago you had reason to believe there were—was that from anything you had heard?—Yes, I had heard there were committees in every ward similar to the Inns-quay ward committee.

38552. Do you think they received canvassers' lists too?—I should say they did.

38553. Do you suppose those lists were copied and sent to 47, Dame-street, in the same way?—Yes, sir.

38554. Do you think did Mr. Foster ever get all those lists, as it were, together, and look over them by himself?—I cannot say.

38555. You do not know whether he did or not?—I cannot say.

38556. Do you think Hall did?—No, sir, I do not know.

38557. Have you any reason to think he was in communication with the other committees?—Do you allude to Foster?

38558. Yes?—I cannot say.

38559. Think, now?—He may have had.

38560. Think, just think for a moment. I will just ask you to refresh your memory, from whom did you hear that there were committees in the other wards?—I think it was from Mr. Foster.

38561. Will you swear that?—I will not.

38562. You think so; that is the impression on your mind?—That is the impression on my mind.

38563. Are you of opinion then that he was in communication with those other committees?—To the best of my belief he was. Of course I cannot say positively.

38564. When did you first hear of Marcus's office?—Not till the election trial.

38565. You positively swear that?—I positively swear that.

38566. When you said that you believed there would be an arrangement about the freemen, was that with reference to the freemen in your ward or the freemen generally?—The freemen generally.

38567. Who did you hear it from?—I believe from Mr. Foster.

38568. Can you charge your mind or form an idea how many freemen it applied to?—I could not say.

38569. From what you know of the freemen, would it in your opinion apply to 200 or 300 of them?—No, sir, I would say only to very few.

38570. Why would you say that?—I have no reason for saying so, but that is my impression.

38571. Do you know how many freemen there are in Dublin?—I should think between 1,500 and 2,000.

38572. If there were a good many lists of this kind in your ward, and if this kind of thing was in every ward, and if Foster was in communication with every ward, and made arrangements with the freemen generally, the impression on my mind would be that the arrangement would apply to a good many?—I never formed any opinion on the subject.

38573. But you heard from Foster that he had arranged with them generally?—To the best of my belief I did.

38574. Mr. TANDY.—Were you in the committee-rooms in Dorset-street the night before the election?—I was.

38575. About what hour?—I went about seven o'clock.

38576. How long did you continue there?—I think it was between eleven and twelve when I left.

38577. Did you see Mr. Foster there that night?—No, sir.

38578. Not the entire night?—Not the entire night.

38579. In what rooms of the house were you?—In the parlour.

38580. Were you in any other rooms of the house?—No, sir.

Arthur Cowan.

Arthur Cowan sworn and examined.

38581. Mr. LAW.—You were on the Inns-quay ward committee?—Yes.

38582. Were you down in Mr. Saunders's house on the Inns-quay, near the Four Courts, when the committee was formed there in July?—I was not.

38583. What time did you become a member?—I think it was five weeks before the election.

38584. That would be some time in October?—In October, I think.

38585. I see your name in the first committee meeting entered in this book on the 1st of October?—Yes.

38586. You never attended any meeting except in Dorset-street?—No, never.

38587. You recollect being appointed, along with Mr. Henry George Hall, to canvass the freemen?—I do.

38588. That is mentioned in the minutes of the 26th October. Do you remember being present at that meeting?—I do, sir.

38589. I suppose you offered your services? At least it was arranged that you and Mr. Hall should offer your services?—We offered our services that evening.

38590. Do you know whose handwriting that is, as you were there that time? That left hand page there, whose writing is that?—You mean the bottom signature.

38591. No, the whole of it. You see your own name there?—I think it is Mr. Lawlor's.

38592. You think that is Mr. Lawlor's?—I think it is.

38593. You have mistaken the page, it is the other. There, you see your name. Is that Mr. Lawlor's?—No, that is not Mr. Lawlor's. I could not tell whose handwriting that is.

38594. Whose is that?—I couldn't tell whose that is. I remember the writing of it, but I don't know who wrote it. I remember the time it was written.

38595. Turn over to the other page, where you will see the list of the members present; that will perhaps assist you?—It is very like Mr. Barton's handwriting.

38596. That is just what I thought?—I am almost sure it is his.

38597. This states the secretary produced street lists for canvassing the freemen in the ward, and Mr. Henry George Hall and Mr. Arthur Cowan jointly undertook the canvass. That was on the 26th of October. How soon did you begin the work?—I think immediately after that.

38598. These street lists mentioned here in the minutes, were they printed lists?—They were, sir.

38599. With the freemen's names, according to their residences?—According to their residences.

38600. Did each of you get a separate book or list?—Each of us got a separate list.

38601. When you went to canvass did you go together or separately?—I think I had canvassed a day or two previously by myself before Mr. Hall joined me.

38602. Will you tell us, if you recollect, what streets you canvassed by yourself?—I canvassed nearly the whole ward by myself.

38603. On the two days previous to Mr. Hall going with you?—Yes.

38604. Were those days previous to your getting the lists, or did you get the lists at the commencement?—I had the lists at first.

38605. You jointly undertook the canvass on the 26th of October. Had you previously canvassed the ward by yourself?—I had.

38606. Were they all freemen whom you canvassed before that?—The freemen; nearly all.

38607. Had you made a return as to the result of your canvass before that?—I marked every freeman opposite to his name according to the answers.

38608. Had you received any "doubtful" answers from the freemen?—I had.

38609. What did you put in the list for those?—I put "doubtful" opposite their names.

38610. I suppose it happened with you as with others—that you found some people wanted something for their votes? How did you put down that?—I put it down "doubtful," sir.

38611. When you and Mr. Hall had undertaken this duty jointly, did you, from that day forward—the 26th of October—canvass together?—No, I think Mr. Hall canvassed with me only on two occasions. I think it was more in the evening that we canvassed together than in the forenoon.

38612. Who canvassed Liffey-street, for example?—I think Mr. Henry and I did, sir.

38613. Who?—Mr. Henry.

38614. But was Mr. Hall with you in any canvass in Liffey-street, so far as you can recollect?—I am not quite sure, sir.

38615. Do you remember his being with you there?—I think he was with me on one occasion.

38616. Do you remember calling on Beckett there?—I think I do, sir; but I think Beckett was out.

38617. Did you receive any communication from any of Beckett's people that he wished to have something for his vote?—I don't remember that.

38618. You do not remember that?—No, I don't.

38619. Did Beckett, or anybody acting for him, represent that he could influence and bring up a number of other voters?—I think I have a distinct recollection of Beckett saying so, in the committee-rooms, himself.

38620. That is what is recorded in the paper before us. "William Beckett can bring up sixteen other freemen, if it is made worth his while"?—I think I heard him say that.

38621. Do you remember canvassing Lower Ormond-quay?—I do, sir.

38622. Do you remember a man called William Patterson there?—I do.

38623. What did he say to you?—As well as I remember, I think he was out when I called. I think I called a second time, but I cannot say.

38624. Well, did you ever see him?—I don't think I did.

38625. How did you return him upon your list?—"Not in."

38626. You had a long time to canvass him. Did you ever see him?—I don't think I ever saw him.

38627. Did you see his wife, or anybody representing him?—No; I did not.

38628. Did you canvass Great Strand-street?—I don't recollect being in Strand-street.

38629. Do you remember a man called Robert Smith?—No.

38630. Do you recollect canvassing Jervis-street?—I have no recollection of canvassing Jervis-street, except one house, I think.

38631. Who was he?—I think he was a freeman, and I asked his name. He worked for Kirk, the sculptor. I asked his name; but he had removed from where he was lodging, and we couldn't find him.

38632. Was his name James Connor?—I think that was the name.

38633. Well, James Connor was to be found at 99, Middle Abbey-street?—I went there, and could not see him.

38634. Did you put it down as Jervis-street, to be found at Middle Abbey-street?—Yes.

38635. Did you enter this, "Lives at 11, Jervis-street, and cannot afford to lose his time to come to the poll"?—No; I don't think I did.

38636. Was that the substance of the report you made?—I don't recollect making that report, about Connor.

38637. Did you ever make an entry opposite a freeman's name, whom you found doubtful or ambiguous, that he was not to be forgotten?—No, I did not.

38638. You never did that?—No.

38639. Did you canvass Moore-lane?—No; I did not.

38640. Who canvassed that?—I don't know.

38641. Did you canvass Middle Abbey-street?—I did; some of it.

38642. Do you remember a man called Fogarty there, that came out of the poorhouse?—I remember the name; but I don't remember seeing him.

38643. Here is the return—"John Fogarty, a Protestant, just come out of the poorhouse." Do you remember that name?—No, sir; it must have been somebody else that canvassed him.

38644. Well, do you remember, in Middle Abbey-street—it is 107, on the left side—do you remember, in the same house, going to a man called Anderson?—No; I do not.

38645. Are you certain?—I don't remember, sir.

38646. Do you remember any man called Anderson, in Abbey-street, and that he was a poor man, with a very large family?—I remember the name; but I have no recollection of coming in contact with him.

38647. I shall read you the whole entry. These are not our notes, but made apparently in your own committee. "John Anderson, large family, very poor, is about leaving town, caretaker to Mr. Smith, painter, in Abbey-street." Did you enter that?—I have no recollection of that at all. I don't think it was I that canvassed that man at all.

38648. You and Mr. Hall were appointed special canvassers of the freemen of the ward. Who else were canvassing for the freemen of the ward, besides you and Mr. Hall?—Mr. Henry was canvassing with me too.

38649. Who is he?—He keeps a cigar shop in South King-street.

38650. Was he appointed by the committee?—He was.

38651. Was he paid?—I don't think he was.

38652. Did you understand that he was a paid canvasser?—I don't think he was.

TWENTY-SEVENTH DAY.

December 30.

Arthur Cowan.

38653. Was he a member of the committee?—I know he was there, regularly in the evenings, from its commencement till after the election.

38654. I do not find in the book any Mr. Henry mentioned as a canvasser. There are the names of Mr. Falkiner, Mr. Hall, Mr. Rock, Mr. Stephenson, and Mr. M'Crum, but I do not find any Mr. Henry here. Does he live in King-street?—Yes; he keeps a cigar shop there.

38655. Well, you have no recollection of canvassing this man in Middle Abbey-street?—I don't think I canvassed that man at all. At least I did not write that note opposite his name.

38656. This is not written by any canvasser, but it is the result of the canvass, transcribed in the office. Did you canvass in Little Denmark street?—I don't remember that I did.

38657. Who did, so far as you believe?—I don't know. There was a great number of canvassers for the ward.

38658. Well, was Mr. Henry for the freemen?—I think he was.

38659. Were there any other canvassers for the freemen, besides you and Mr. Henry?—Yes, sir, Mr. Hall.

38660. Do you remember a man called Bridgeman?—I do not.

38661. Did you canvass Mary-street, the freemen of Mary-street I mean?—I don't think I did.

38662. Well, in what streets did you canvass the freemen? I mean, after you and Mr. Hall undertook this joint canvass in your own ward, what streets did you canvass?—I canvassed Mountjoy-street, Middle Mountjoy-street, Palmerston-place, Wellington-street (Upper and Lower), part of Blessington-street and Eccles-street. I think Mr. Hall was with me during that time.

38663. I thought you said Mr. Hall did not canvass much at all?—Well, there were not many freemen there, so he only came a couple of evenings.

38664. Is Henry, that you speak of, a freeman himself?—He is.

38665. Thomas Henry, 53, South King-street, is that the man?—Yes.

38666. Have you any recollection of canvassing in Mary-street?—I remember canvassing a publican in Mary-street.

38667. Was his name Maher?—I think that is the name.

38668. John Maher. Well, did you call him doubtful?—The answer he gave me was "to go to hell," and that I had come to canvass for "Orange candidates."

38669. How did you return that man, when he had answered you in that way?—I returned him that he would not vote for us.

38670. Was that modified, in the office, into—"Will vote for the best pay?"—I told them the words that the man used.

38671. Did the secretary translate that into—"Will vote for the best pay?"—He didn't say that to me. From the language he used ——

38672. Mr. TANDY.—When he used that strong language, did he look as if he would like to deal with you?—I should rather say not.

38673. Mr. MORRIS.—You were going to say something about the language he used?—I was saying that from the language he used I didn't think we would have a chance of his voting for us.

38674. I thought you meant that you would have a chance?—I thought not.

38675. Mr. LAW.—Did you canvass Stafford-street?—Yes; excepting this man, Connor, that I couldn't find, that was at the sculptor's.

38676. Do you remember a man called George Byrne, in Upper Abbey-street?—I have a recollection of the name.

38677. Did any freeman complain to you, in the course of your canvass, that they hadn't been very well treated at the previous election?—I think I heard a complaint from two or three.

38678. Tell us what it was they said to you?—They said that if they were not better treated this time than the last they would not vote at all.

38679. Did you understand by that that they had not got enough the last time?—I thought so.

38680. Well, was this Byrne one of those men? He is thus entered—"Wants to be treated better than the last time?"—I think he was, but I don't remember.

38681. Did you canvass East Arran-street?—I did.

38682. Do you remember a man called Anthony Wallace, that you canvassed, and that is put down here, significantly, as "a poor man"?—I don't think I saw himself; I think it was his wife I saw when I called.

38683. But did you ever mention to the secretary or the committee that a man whom you had canvassed was poor?—I think I did.

38684. Did you say you canvassed Jervis-street? No, but that man, I think, that was with the sculptor.

38685. What was his name?—Connor, I think.

38686. You did not canvass a man called Winterbottom?—I did not.

38687. Did you canvass a man called Sweeny in Jervis-street?—I did not.

38688. Nor a man called Atkinson?—No.

38689. Did anyone ever come to ask you to buy a bird from him?—No.

38690. I see Atkinson of Jervis-street is put down—"Must buy a bird from him?"—Not that I knew.

38691. Did you ever hear that Atkinson wanted you to buy a bird from him?—Not at that time.

38692. Before the election?—No.

38693. Did you canvass Upper Liffey-street?—I don't think I did.

38694. Do you remember a man called Barry—Thomas Barry—who said he "would vote for the best pay"?—Not to me, sir.

38695. Do you know a man named Fagan, in Upper Abbey-street?—I know the name, but I have no recollection ——

38696. He is reported to have said he would vote for Guinness and Plunket "if his wife were made a handsome present?"—That didn't pass before me.

38697. You and Mr. Hall were the official canvassers of the freemen of this district. You think that of some of these freemen you recognise the names; but as to others you have no recollection?—I have not.

38698. Now, who do you think was the person who canvassed those others?—I think Mr. Henry did.

38699. Did you ever see Mr. Henry's lists at the committee?—I saw his writing; but I don't think I saw his lists.

38700. Just look at that, and tell us is that his writing. That is the list of rated occupiers and freemen. It is very like his handwriting; but I can't take upon myself to say.

38701. But I mean as a matter of opinion?—I think it is Mr. Henry's handwriting.

38702. That is your opinion?—Yes.

38703. Do you recollect, Cowan, these two documents?—They came from among the papers of the Inns-quay ward committee, out of the box which Mr. Sutton handed over to us. Do you recollect seeing those lists in the committee-rooms?—I may have seen lists similar to them; but I could not say these were they.

38704. Do you recollect that lists of this character, or something like these, were laid before the committee from time to time?—I think so.

38705. And that it was the duty of the canvassers to return lists giving the results of their canvass, for the consideration of the committee?—The canvassers always marked their printed lists, and gave them in, in the evening, to the secretary.

38706. But sometimes, I believe, these separate lists were made out for the consideration of the committee?—I am not aware; but they may have been.

38707. Did you ever see lists like these there?—Yes.

38708. How many? Mr. Hall says there might

have been a dozen?—Yes; there might have been a dozen.

38709. Might there have been more?—There might have been more; I should say about twelve, or maybe a little more.

38710. Did you see a couple of dozen?—No.

38711. You certainly did not see twenty-four?—No, certainly not.

38712. But you think you saw more than twelve?—I couldn't say, because they were generally lying on the table.

38713. Do you know what became of those lists? Were they returned to the central office in Dame-street?—They were sent to the office in Dame-street every evening, I think.

38714. Were there copies of them kept?—I think they were put into a book, and copies of them sent over to Dame-street.

38715. The originals were left with Mr. Lawlor, and the copies sent to Dame-street?—I think so.

38716. Did you know Mr. Foster?—I did.

38717. Did you know him before this election, in 1868?—I knew him for nine years. I lived quite close to him.

38718. But had you known him for many years?—I had known him for eight or nine years.

38719. Did you take any part on a committee, at the election of 1865?—I did not.

38720. Were you not employed in any way that time?—I was.

38721. How?—I was employed bringing up voters to the poll on the day of the election.

38722. Were you paid?—No, I was not paid then, because I was a voter then.

38723. Did you get anything?—Not then.

38724. Not for that election?—Not in respect of that election.

38725. Who was it that employed you? Mr. Foster?—I think not. I think I got the appointment from Mr. Norwood.

38726. When you were about to get the appointment did you ask for it?—I went for it.

38727. Was it on the understanding that you were or were not to be paid?—I was not to be paid.

38728. You were just merely to assist at the election?—Just merely to give a hand on it.

38729. Had you anything to do with the election of 1859?—No.

38730. You never worked on a committee in 1859?—No.

38731. This was your first time, in 1868?—Yes.

38732. Were you ever in Mr. Foster's house?—Never.

38733. But you knew him well?—I knew him personally very well.

38734. Do you know a man named Watkins?—I don't know the man at all; I heard the name.

38735. Did you know George Hall, who was on the committee?—I did.

38736. Did you know him long?—Oh yes, a long time.

38737. Did you hear before the election day that it was probable some arrangement would have to be made about the freemen?—I did not.

38738. Was there no rumour going about that there would be something of that kind?—I heard a rumour in the committee-rooms, among some members, that if there was not something given they would not come up to vote on the following day.

38739. Whom did you hear that from?—Hassett, for one.

38740. Did Beckett support that resolution?—Beckett and he were great friends; and I should say that he was the same as himself.

38741. What did Walker say to that?—Something similar.

38742. Did you ever hear that Walker had paid a visit to Beckett the day before the election?—I did not hear that.

38743. Did those gentlemen press their view upon the committee?—I don't think they tried to press it upon the committee. I heard them talking among themselves.

38744. Did they try to inoculate others with their opinion?—Not that I am aware of.

38745. Did you hear anybody else talking of it?—Not that I remember.

38746. What did Hassett say?—He said he would not vote at all unless he was paid.

38747. Well, I suppose you commended him for his boldness in making the statement?—Oh, I didn't know much about him, sir.

38748. Did he say anything about what had taken place at former elections?—Not that I heard.

38749. He did not allude to the old times of the Ross-lane Society, or the like of that?—Not to me; we were not very well acquainted.

38750. It was a general talk in the room?—Yes.

38751. But did not you hear him speak of how elections were managed in old times?—I did not.

38752. Did you hear Walker?—I did not.

38753. Did not you hear Walker give a similar intimation to Hassett's?—I think Walker said the same.

38754. And Beckett did not at all disagree with them?—I think Beckett did the same.

38755. You heard in the committee-rooms, you state, that Beckett could bring up sixteen others if it were made worth his while?—I think Beckett said it going in at the door.

38756. Whom did he say it to, do you know?—Well, I think there were five or six men about the door, going in.

38757. Did you ever hear who it was that canvassed Beckett?—I did not.

38758. Were you at Beckett's house at all the day before the election?—I was not.

38759. Did you hear of anybody that was?—No, I don't know where he lives.

38760. He says, and his wife also, and Butler's wife, that somebody called there and left a card?—I never called at Beckett's.

38761. Did you ever hear of that?—I did not.

38762. Was Mr. Foster present on any of those occasions when Walker and Hassett said they would not vote unless they got something?—I don't think he overheard the conversation between them.

38763. Do you remember, at the election of '65, hearing any rumours then of anything going?—Nothing particular.

38764. Did you not hear, I mean, either before it or after it, any rumour of money being given on either side?—I did not, to my recollection.

38765. Do you remember hearing of a man of the name of Powell, who had a shop in Little Denmark-street, and gave a quantity of refreshment that time to freemen?—I knew the man. I heard he had an open house that time.

38766.—That was in '65?—Yes.

38767. You heard he had an open house?—I did.

38768. Could you tell us who you heard say that?—I could not.

38769. It was a mere general rumour?—General rumour.

38770. Did you hear why he kept the house open?—I heard he was to be paid for doing it.

38771. Did you hear he was to be paid on behalf of some of the candidates?—Yes.

38772. On which side?—The Conservatives.

38773. Did you hear why it was that this expenditure was made?—I did not.

38774. You did not hear that it was made to keep the freemen quiet?—No, I did not.

38775. Did you hear at that time, in '65, of any envelopes going?—No, I did not.

38776. You canvassed, among other people, your neighbour Yorke?—I did.

38777. Will you tell us, were you there more than once?—I was there three times.

38778. Who was with you?—Mr. Hall on one occasion, and Mr. Henry on another.

TWENTY-SEVENTH DAY.

December 30

Arthur Cowan.

38779. What did he say to you on the first occasion?—I did not see him on the first occasion. It was his wife I saw.

38780. What did she say to you?—It was more on account of their connexion, Courtney, that I went.

38781. But you asked to see Yorke?—I did, but he was not home from work at the time.

38782. Did his wife say anything about his vote?—She said I "might be sure he would vote."

38783. And when you saw himself?—He said it was "doubtful whether he would vote or not."

38784. Did they say anything about his connexion or relative above stairs?—Mrs. Yorke said that if I did not give him clothes he could not leave his bed, and I could not take him down to vote.

38785. Did she say she would rather have the clothes, or the money?—She said she wanted the clothes.

38786. Did she say anything about money to buy him a suit of clothes?—She mentioned that he couldn't get out of bed, if he hadn't a suit of clothes to put on.

38787. But did you understand it was money to buy them that she wanted?—She told me I might get him money to buy clothes.

38788. She said he had no clothes?—She did; she said he had them all pledged.

38789. Did she tell you that he was a man of some means? I suppose you knew that?—I think she told me he was a pensioner.

38790. And probably, from his living in Wellington-street, you had often seen the man before?—I never saw the man in my life before, nor till the day of the election.

38791. But you knew he was there?—I never knew anything about him, till I went to canvass him.

38792. How did you come to know he was in their house?—From the freemen's list.

38793. Look at that suggestion-book. You will see Yorke's name there. "Mr. Yorke, freeman, called." This, of course, was brought before the committee?—Yes.

38794. I suppose it was after that observation was made that you went up to canvass him?—After this.

38795. Yes; that is dated the 3rd of November, which was a fortnight before the election?—I think it was after the canvass I made that.

38796. Then your recollection is that it was after you had canvassed and got the doubtful answer from those people that this entry was made?—I never saw Courtney at all during the canvass.

38797. But after you saw Yorke, and canvassed him, and he said he was doubtful whether he would vote or not, and that his wife, as I understand, told you that Courtney could not get out of bed unless he got money to buy clothes——?—She told me, and Yorke told me himself, that he was working at Walpole's, the ship-builders, on the quay, and that if he voted for Guinness and Plunket he would lose his employment.

38798. Did he say anything about wishing to get an indemnification?—No, sir; I do not think he did. He said that they had all the names at Walpole's written on a slate, and that it all depended on what they voted whether they would be kept or not.

38799. And your recollection is that it was after that conversation that entry was made?—I think so.

38800. So that, in point of fact, he must have called down to the office?—I think Yorke did come down to the office, and I think his wife came down also.

38801. Do you recollect, as a matter of fact, seeing that entry in the suggestion-book?—I do not think I ever saw that entry before.

38802. Whose writing is it, do you know?—Well, I am not sure whether it is Mr. Henry's or not.

38803. It is not Mr. Henry's, I think—at least it is not the same as the other?—Well, I do not know whose it is. I never saw it before.

38804. But you say, as a matter of fact, that Yorke and his wife——?—They did, sir; I think she came down on two or three occasions.

38805. Did you see her there?—I did, and I was speaking to her.

38806. Did you see him there?—I did.

38807. Did you see him there more than once?—No, sir; only once.

38808. I suppose this was told to the secretary?—It must have been told to the secretary, or it would not be there.

38809. You said that you saw Yorke there on two or three times?—No, sir; I only saw him the once, the one evening. I think it was on the second evening we called.

38810. Did you ever get him to say anything more than that it was doubtful whether he would vote or not?—No, sir; he never said anything else.

38811. He never told you that he would go through thick and thin to vote for Guinness and Plunket?—He might have said so; I do not recollect.

38812. How did you return him as a matter of fact, having regard to the answer he gave you, and the answer his wife gave you about Courtney—how did you return them in your list?—I just gave the answer as he gave it himself.

38813. You would not have room for all that; did you put him down as doubtful?—I did not.

38814. But did not he say that he was doubtful?—But I think he also said that he always voted in the right cause, and he would not be worse now.

38815. And how did you put down Francis Courtney?—Well, I mentioned the circumstance in the committee-room—what Mrs. Yorke had told me.

38816. What did you put opposite to his name in the street list?—I am not sure what I put opposite to his name.

38817. Did you put "no clothes," or did you put "doubtful"?—No, sir, because I knew that if he got the clothes, he would be all right, and he would come.

38818. How was the secretary to release the clothes if you did not give him some information?—I do not recollect how it was, or what mark I put opposite to his name.

38819. How could you tell which way he would vote?—I never saw the man at all.

38820. The only person you did see was Mrs. Yorke, and she spoke for him, and said he could not leave his bed unless he got clothes; surely you would not put that man down as certain to vote for Guinness and Plunket?—No; I think I put down what she said.

38821. As a matter of practice, when you went to canvass, did you return and report verbally to the secretary?—Generally.

38822. Would you, being in the immediate neighbourhood, call back?—Call back and tell him what occurred.

38823. This entry says Yorke himself called?—Yorke was there one evening; I saw him there one evening myself.

38824. Did you ever understand, as this entry states, that he represented that both he and Courtney "would vote for Messrs. Guinness and Plunket, but would expect to have the loss of their day's work refunded to them—otherwise they would not go to the poll"?—Well, I am almost sure he said something of that; I think he said something of that.

38825. Did you at any time offer him an appointment as canvasser at £1 4*s.*?—No, sir.

38826. Did Mr. Hall, or Mr. Henry?—Not in my presence.

38827. Did anything of that kind take place?—No, not that I heard.

38828. As far as you are aware, was he offered any employment for a sum of £1 4*s.*?—I do not think he was; I never heard it.

38829. Were you in court when he was examined?—I was not.

38830. Did he ever say anything to you about getting £2?—I never heard a word about it.

38831. You think he did say that he would like to be paid for his day's work?—I do not think he did.

38832. I thought you said you heard him say something like this, that they would expect to have the loss of their day's work refunded to them, otherwise they would not go to the poll?—Well, he might have mentioned that; I am not quite aware of it.

38833. You did see Francis Courtney you say at Green-street?—No, I did not.

38834. I thought you said you saw him that day at Green-street?—No, I did not.

38835. I thought you said you saw him that day?—I met him coming back after polling.

38836. About what time was that?—I think about eleven o'clock.

38837. Was he alone?—He was. We were going up to bring him down, and we met him coming back. Mrs. Yorke was coming down to show us that the man was after polling.

38838. Where was she?—She was coming down from her own door, and we met him at the corner of the street; we were in the act of going for him at the time; she was coming down, and showed him to us.

38839. How did you happen to know Mr. Foster so well?—Being in the immediate neighbourhood, and meeting at the church on Sunday, for a great number of years.

38840. Did you know before that he was active at election work?—I always heard he was.

38841. I suppose it was pretty well understood in the neighbourhood?—Oh, yes.

38842. Did you hear any rumour about No. 76, Capel-street, or about any house of that kind in the neighbourhood?—Not till after the election was over.

38843. Not till after the election was over?—No, sir; not a word.

38844. How soon after the election was over?—Well, it might be three or four days.

38845. I suppose at that time it leaked out that there were some tickets which had gone astray?—I heard of it.

38846. What did you hear about the tickets two or three days after the election?—I heard that there were tickets distributed on the day of the election.

38847. Railway tickets?—Yes, sir.

38848. Do you remember who it was that you heard say that?—Well, I think it was Walker was the first person told me.

38849. Walker?—I think so, as well as I can recollect.

38850. Did Beckett mention the circumstance?—I do not think I met Beckett until sometime afterwards.

38851. Did you see Hassett?—I met him on several occasions, but I was not speaking to him.

38852. But Walker did tell you?—I think he did.

38853. Did you ever speak to Mr. Foster on the subject?—No, never, sir.

38854. Did you ever hear Walker, or anybody else, say how many tickets were distributed?—No, I did not, sir.

38855. Did nobody speculate upon that?—No, sir.

38856. Are you certain that there was no other canvasser of the freemen in your ward except yourself, Mr. Hall, and Mr. Henry?—I do not think there was, except myself, Mr. Hall, and Mr. Henry.

38857. And your impression is—I will not put it further—that that is like Mr. Henry's handwriting?—It is like Mr. Henry's handwriting.

38858. Would you say it was?—I would say it was if I knew it; I think I might say it was.

38859. Mr. TANDY.—About how many persons do you suppose were employed in the Dorset-street committee-rooms for the purpose of the election?—Well, as well as I can say, I think eight or nine.

38860. Not more?—I think not more, except on the day of the election.

38861. And upon the day of the election about how many?—Well, I should think about twelve or fourteen.

38862. Now, the eight or nine men that were employed prior to the election, and those who were employed on the day of the election, were they generally freemen, or sons or relatives of freemen?—I think they were principally all freemen.

38863. Principally all freemen?—I think nearly all freemen.

38864. On the day of the election, what species of employment were those twelve or fourteen men engaged in?—Well, they were tally clerks; men assisting in bringing up voters to the poll.

38865. Was there real honest work for all those men to do?—I think there was.

38866. Do you know how they were paid?—I do not.

38867. Or the amount they were paid?—I do not.

38868. Well, as to the eight or nine men employed regularly before, was there real work for them to do?—Well, I think there was, sir; I think there was.

38869. Do you know how they were paid, or how much?—No, sir.

38870. Were they also freemen or sons of freemen?—I think they were freemen too.

38871. You say you heard Hassett state that if he was not paid he would not vote at all?—I did, sir.

38872. Was it at the committee-rooms in Dorset-street he said that?—Outside of the door.

38873. Outside of the door?—Yes, on the street.

38874. Did you ever hear it stated in the committee-rooms?—I did not.

38875. Do you recollect who were present at the time he said it?—Oh, well, there were five or six of us altogether.

38876. Do you recollect any of their names?—Well, Mr. Gamble was one, and Mr. Bermingham. They are voters in my own street. It was after the committee broke up.

38877. Had Hassett attended the committee that night?—He was there that evening.

38878. Was he a member of the committee?—I don't think he was on that evening.

38879. It appears by the books that he was a regular attendant at the committee?—He was a regular member of the committee.

38880. How long before the election did this occur?—Very close to the election; very close to the day of the election.

38881. How close?—It might be a week or three or four days.

38882. Do you recollect that he attended any meeting of the committee after that occasion?—I do not think he did, because he was rather noisy in the committee-room on that occasion.

38883. You do not think he did?—I do not think he did.

38884. Do you recollect that either you or any other person made a report of that statement?—I think there was a report made of it.

38885. And what was done about it?—I think there was a resolution passed that he was not to be allowed to come into the committee-room any more.

38886. And, so far as you knew, was that resolution carried into effect?—I think it was. I do not think he came there any more.

38887. You stated that there may have been about twelve lists similar in character to the one which Mr. Law showed you?—There might be that number.

38888. Do you recollect whether those twelve lists were lists exclusively of freemen; or did they include rated occupiers as well?—I think they included all together; all classes?—I think so.

38889. This list is a list exclusively confined to freemen?—I think so, but I think, generally speaking, there is a list containing the names of the (*unfinished*).

38890. Therefore, in those twelve lists, there would be the names of rated occupiers, as well as of freemen?—I think so.

TWENTY-SEVENTH DAY

December 30.

Arthur Cowan.

38891. Mr. MORRIS.—Had the canvassers, to your knowledge, any orders to fill up those lists in this way?—Not to my knowledge.

38892. Was it entirely of your own idea that you put in those expressions?—We marked them opposite to their names.

38893. This kind of thing went on all over the town?—I do not know; I dare say it did.

38894. I suppose the same observations were made all over the town?—I should think so.

38895. Mr. LAW.—I see by this minute-book of the meetings of the committee that after the 4th of November, the names of the persons attending are not given at all, and after the 9th of November there is no entry of any minutes; can you account for that?—I cannot account for it.

38896. Did you hear what Mr. Young stated?—I did not mind what he stated.

38897. Did you hear anyone suggesting or directing that minutes should not be entered?—I did not.

38898. Was there any discussion about it—it appears the minutes were accurately entered in the books before?—I considered they were always entered from the commencement.

38899. Did you not notice that during the last eight days there were no minutes at all?—I did not.

38900. You did not know that?—No, sir; I did not.

38901. Did you hear anybody allude to it at all?—I did not.

38902 Were you under the impression until now that the minutes had been regularly entered?—I was always quite sure that they were always regularly entered in the book.

38903. Mr. Young states that Mr. Lawlor said that for the last eight or nine days they should not be entered—they were not entered at all events?—I did not mind him saying it.

38904. Did you hear any allusion made to the cessation of entries?—I did not.

38905. At previous meetings I suppose the minute-book was before the chairman?—Always.

38906. Did it not strike you as queer that the chairman for the last eight or ten days ceased to write?—I did not even observe that.

38907. Did you see whether he had that book before him?—Oh, it always used to be laid before him.

38908. But you did not notice the circumstance that there were no entries made?—I did not pay any attention to it.

38909. Mr. TANDY.—Did you ever see any of the gratuitous service papers in the Dorset-street committee-rooms?—I did not.

38910. Never saw any of them at all?—No, sir.

38911. Then of course you never saw any of them signed by freemen?—No, I did not; I heard of them, but never saw them.

38912. Mr. MORRIS.—When did you first hear of Marcus's office?—Not till about a week after the election, I dare say.

38913. You heard it about a week after the election?—Yes.

38914. Did you hear of that in Capel-street?—I think so, sir.

38915. Did you ever hear of another Marcus's office?—I did not.

38916. Was this expression of "doubtful" regularly understood among you to mean open to a bribe?—Well, I rather think not.

38917. What did it mean exactly?—I do not properly understand the question you asked me.

38918. Did the word "doubtful" put opposite a voter's name imply in point of fact that the man wanted money?—Well, I should look upon it in that light.

38919. Mr. LAW.—I see in the suggestion-book entries up to the time of the election—the last suggestion in it is dated the 16th November; as late as that suggestions appear to be entered, and yet it is strange that while suggestions are entered there is no minute in the minute-book—I presume this book was laid before the committee every night?—I should think so; every night.

38920. Do you recollect this suggestion in the book on the Monday two days before the election—"Mr. Joseph Chase, freeman, 6, Brady's-row, Mountjoy-street"—did you canvass that man?—I think I did.

38921. Do you remember this being brought under the attention of the committee—it is the very last entry in the suggestion-book—"Mr. Joseph Chase has just called and stated that he is a poor man, and expects that he will be remunerated, provided he votes for Messrs. G. and P.; he voted for Pim last election"?—I do not recollect that.

38922. The secretary has probably, with some judgment, obliterated those objectionable words, but it is perfectly legible under the blotting; did you ever see that?—I did not.

38923. What did Chase tell you when you called?—I think he said he would not vote at all.

38924. He was one of those doubtful fellows?—Well, I did not say doubtful.

38925. Did you know that he had voted for Pim at the last election?—Yes; he said so.

38926. Did you try to reason with him on the error of his ways; did you understand that he was a man that was looking for money?—I thought that he was a man that could be brought over, by his talk.

38927. So that if you had seen this it would not have surprised you?—It would not have surprised me.

38928. In fact you thought he was a man that wanted remuneration, if he voted for Guinness and Plunket?—From the way he spoke to me I thought he was.

38929. Those street lists which you got for canvassing in the ward, do you recollect were they printed separately in books, or were they pieces of the general list?—They were printed sheets.

38930. But they were arranged according to the streets?—They were, sir, all alphabetically.

George Alfred Young.

George Alfred Young recalled and further examined.

38931. Mr. LAW.—Do you remember seeing that entry (*one of the books of the Inns-quay Ward Committee handed to witness*)?—I do not.

38932. In whose handwriting is it—as a matter of belief?—I cannot tell.

38933. Can you form an opinion?—Unless it was Mr. Falkiner's.

38934. It is not Mr. Lawlor's evidently?—Oh, it is not Mr. Lawlor's.

38935. And it is not your own, or Mr. Foster's?—No.

38936. Would you say that it was Mr. Falkiner's?—Oh, I would not, but it may have been. I never saw Mr. Falkiner writing.

38937. You never saw him writing?—No.

38938. Who made the entries in the book in the day?—Mr. Falkiner.

38939. And considering it was an entry made by somebody in the course of the day for the consideration of the committee in the evening, would you think it was Mr. Falkiner's?—I should think so.

38940. I suppose you saw writing in the book from time to time made by Mr. Falkiner?—Yes.

38941. And is that the same handwriting?—I should say so.

38942. You are not asked to swear to it as absolute fact; but are you of opinion that that is Mr. Falkiner's writing?—I should be of opinion that it was.

38943. I suppose you knew nothing about Yorke?—No.

38944. Do you remember his coming down there?—No.

38945. Do you remember his wife coming?—No.

38946. Do you remember Mr. Henry being appointed as canvasser?—No.

Mr. *Edward Lawlor*, solicitor, sworn and examined.

Mr. Edward Lawlor.

38947. Mr. LAW.—You were honorary secretary of the Inns-quay ward?—I have been, sir.

38948. For the Inns-quay ward?—For the Inns-quay ward.

38949. When did you begin your operations—in July, I believe?—Well I have the minute-book—the minute-book I think that you have will show when we commenced our operations.

38950. No it will not; but what is that book you have there?—This is the minute-book of the revision.

38951. What is the date of that—probably it is what we are speaking of?—The first meeting recorded in it is the 6th of August, 1868.

38952. Is that when you were at Mr. Saunders's house on the Inns-quay?—It was and before that. In fact the first meeting recorded in this is a meeting we had in Eden-quay before Mr. Saunders allowed us to have his rooms on the Inns-quay.

38953. The 21st of July?—Yes; that was the first meeting we had, and afterwards we went to the Inns-quay. And I think my name is signed there as secretary.

38954. That is the first meeting you had?—Yes, it was.

38955. I suppose there was an organisation of a committee to watch over the revision at that time?—Well I think there was.

38956. Well, although it was a revision meeting just then, it was with a view to the election?—Well it was.

38957. Was there a suggestion-book at that time?—Not at that time; there was a suggestion-book in the committee-rooms in 107, Dorset-street.

38958. That is the book we have here?—It is a green book with my writing at the commencement of it.

38959. This is your writing on the back of it?—It is, sir, and I think my writing is on the first page also—a heading, by the way of——

38960. Was there never any suggestion-book but that one?—Never at all.

38961. Then having these three books we have got all?—Well I think you have, if you have the minute-book of the ward.

38962. We have this book?—The minute-book of the revision, the suggestion-book, and the minute-book of the Inns-quay ward committee.

38963. Was there any other?—Never that I recollect, except lists of voters.

38964. Book lists of freemen?—Those were the ordinary printed things; but I recollect having a book in my own handwriting of the lists of voters in the ward, copied out from the general lists as a sort of alphabetical thing to save time in reference, and all that sort of thing.

38965. Was that copied out by yourself?—By myself.

38966. From what?—From the printed lists of the former election.

38967. You made it alphabetically for convenience of reference?—As near as I could.

38968. What became of that?—I gave it up. I gave up every paper and book I had. I got a letter from Mr. Sutton.

38969. After the election was over what became of any papers that were then in 107, Dorset-street?—Oh, I do not know.

38970. After the election was over?—I retained them until they were preparing for the petition. I retained them all in my own custody.

38971. Did they remain in 107, Dorset-street, or did you take them home?—No, sir; I took them home.

38972. You left nothing in Dorset-street?—I did not leave anything in Dorset-street after the election was over. I took the box home to my own house and kept it there.

38973. Was there more than one boxfull?—No, sir.

38974. And did that box, which you say you transferred from Dorset-street to your own house, afterwards find its way to Mr. Sutton in Abbey-street?—It did, sir; I sent it to him.

38975. It had never been in Dame-street?—I am not aware that it was.

38976. After you had charge of it?—After I had charge of it I do not know what became of it.

38977. Did that box go straight from your own custody to Mr. Sutton in Abbey-street without going round with the other boxes to Dame-street?—It did, sir.

38978. Now, when you were packing up papers in that box and taking it away, did you destroy any papers?—Well, no, sir.

38979. Are you certain?—Certain I did not.

38980. Perfectly certain?—Unless the placards that were posted up on the walls; I tore them down and burned them, but nothing else.

38981. Did you destroy any canvassers' lists?—No, sir.

38982. Did you destroy any street lists?—No, sir.

38983. Did you destroy any canvassers' returns?—No, sir.

38984. Did you destroy anything?—I did not burn or tear up anything except what I tell you—the papers pasted up on the walls of the committee-room, and I tore them down in order to have the walls of the room no longer obliterated.

38985. How long did the papers remain in your custody after the election was over?—I cannot recollect; I think from the time of the election till a few days or a short time previous to the trial of the petition.

38986. The election was on the 18th of November, the petition was filed on the 15th of December, and the trial came off on the 22nd of January. Can you now say what time they remained in your custody?—I cannot say what time.

38987. Was it before Christmas that you gave them up?—Well, I cannot tell; I cannot say.

38988. Do you remember Mr. Sutton writing for them?—I think I may have Mr. Sutton's letter asking for the box, and that I shall be very happy to produce to you if it will satisfy you. I might have it, but I am not sure.

38989. You had a regular published list of the committee, as there was of the other committees?—We had a manuscript list.

38990. Was it published?—No, it was not.

38991. Was it not published in the newspapers?—Oh, I do not know that. I never saw it.

38992. You had a manuscript list of the committee—Mr. Norwood was chairman of it?—Mr. Norwood was chairman, the Rev. Mr. Gibson vice-chairman of it, and Mr. Bradburne and I were joint secretaries.

38993. Notwithstanding that, you seem to have required a working committee. Now, whose idea was that?—Now, with regard to the working committee, we were all going on very quietly and nicely together, but Mr. Foster came in one night and said, as well as I recollect his words, that the committee was rather too large for working purposes, and that we should have a condensed committee.

38994. Did it occur to you to tell him that it was not so large as some of the other committees?—Well, I do not think I said so.

38995. Did you not know, in point of fact, that it was not?—Well, I never was in any of the other committees.

38996. But did you see the lists?—Perhaps I did on one or two occasions when printed circulars were sent.

38997. When he said that did you submit at once to his view?—I said we were going on very nicely and quietly. But I acceded at once, and my reason for that was, that I considered that he was always in the county elections, and that his assistance in the committee-room would be very material assistance for Sir Arthur Guinness and Mr. Plunket.

38998. He was not only connected with the county election, but connected with this committee from the first?—He was, and his experience of election matters was such that I considered he would be an acquisition.

38999. What did you understand as the meaning of a working committee?—My view of it is this, that he wished to have a more condensed committee—a more limited committee.

39000. A more manageable committee?—Well I cannot say that, because we managed very well; but a more limited committee.

39001. Whom did you suggest as chairman?—I cannot recollect; if I had the minute-book I would recollect it.

39002. I shall help you. It was Mr. W. W. Barton, who was he?—Well, he was one of our committee, but I cannot recollect at this moment whether he was the chairman.

39003. But he was; at least he is returned by you as such?—Oh very well; if I saw the minute-book.

39004. Who was he?—I think he was a paymaster sergeant of one of the city or county of Dublin militia regiments.

39005. I suppose you and Mr. Foster considered the propriety of appointing this man chairman?—Well, I had nothing to say to his appointment as chairman.

39006. Who was it suggested that he should be chairman?—I think it was Mr. Foster who suggested that he should be chairman.

39007. Whenever Mr. Foster made a suggestion you all acceded to it?—Generally, I think, we did.

39008. Why did you not suggest Mr. Norwood as chairman?—Mr. Norwood never attended, and never was there at all, and never interfered good bad or indifferent in the Inns-quay ward committee.

39009. Was Hassett there at that time?—Well, I think Hassett was a member of the general committee.

39010. You did not think of making him chairman?—No, sir.

39011. Although he had a great deal of experience—more than any of you—of election matters?—I do not think it occurred to us; at least it did not occur to me.

39012. You were at this time honorary secretary?—I was, sir.

39013. And had you an acting secretary at that time?—Oh we had a paid secretary.

39014. At that time?—Yes; in fact as soon as the work came into operation, I thought it prudent to have a paid secretary who would be there from morning till night.

39015. When did you first appoint a paid secretary—after the revision or before it was over?—Oh it was after the revision—long after the revision.

39016. Sometime in October?—Yes, I think so.

39017. It was Mr. Falkiner, I believe?—Yes, Mr. Samuel Nathaniel Falkiner.

39018. And it was his duty to be there all day?—From morning till evening.

39019. And when did you come there?—When I came home in the evening after my dinner I went and remained there. Generally as a matter of business he did not attend in the evenings.

39020. You took his place?—After six o'clock.

39021. Now I see that the minutes are entered with great regularity and punctuality from the month of August, the 6th of August, down to the 9th of November?—Yes, sir.

39022. But for the last eight days you seem to have abstained from entering anything?—Well, I think the business became crowded then.

39023. Did it become too condensed?—Well, I think the meetings were a little disturbed; they were not as calm as theretofore—parties coming in that had not been there before, you know, sir, and parties making inquiries—and it was not from any motive, but we found it impossible to keep the books.

39024. I suppose you had a chairman every evening?—Not every evening.

39025. General talk?—Whatever occurred during the day or whatever occurred to each man to say.

39026. Who was it that suggested that it would be just as well to have no more minutes entered?—Well, I do not recollect that any person suggested it, but I think it was my own view, that I found it impossible to keep them.

39027. It has been stated by a witness that it was at your suggestion that no minutes were entered, and that it was in fact your recommendation that it was better not to enter them?—Well, if I did, it was from the utter impossibility of keeping them any longer; I would not be responsible for them; I would rather have none than have them badly kept or badly recorded.

39028. Do you recollect that you did say that it was better to have no minutes?—No, I do not.

39029. Can you say you did not?—Well, I cannot at this distance of time. I cannot.

39030. Did you ever hear any of those members of your committee suggest that no good could be done with the freemen if they did not get something?—Those observations were made from time to time in the room by parties from time to time off and on, that some of the freemen would expect something.

39031. Was that very frequent?—Well, indeed, it was not.

39032. How often do you think?—Now, I cannot recall to my recollection more than four occasions at the outside—I really think four.

39033. As four is a peculiar number, who was it said it on the first occasion?—Well, I cannot say that.

39034. Who was it said it on the last?—I think the last occasion was that a Mr. Cowan, who was canvassing for us, made some allusion to some parties.

39035. Who were the parties?—Well, I don't recollect the names; I think there was some person in Church-street or thereabouts.

39036. What did he say about them?—That he thought they would require remuneration for their vote.

39037. Mr. MORRIS.—Mr. Cowan said this?—Mr. Cowan said this.

39038. Mr. LAW.—I suppose you made a note at once of it?—I cannot say that I did so; in fact, the only books in which I kept entries are the minute-books of the ward committee. As regards the green-book or the suggestion-book, I do not think there is an entry of mine at all in it.

39039. Did you make entries on any sheets?—No, sir; this was the only book I had.

39040. Did you make any entries upon sheets?—No, sir; not that I remember.

39041. Did you make any entries on canvassing sheets?—Not that I recollect; in the canvassing lists I don't think there was anything of the kind; but perhaps there might have been.

39042. If a canvasser said "there are some people there who wish to have money"—that is, if he reported to you about it—as, for instance, in the case Cowan told you of, that a freeman wanted money for his vote—what did you do in such a case?—I did nothing, but I set my face against anything of the kind *in toto*, from the commencement to the end; and my determination, it is right to say, my assertion and determination in the commencement were that if a glass of water returned Sir Arthur Guinness and Mr. Plunkett I would

not be a party to a single voter in the city of Dublin getting it, and that I carried out, to the utmost of my ability and power, to the last moment.

39043. Still, no matter how pure your intentions may have been, you did not prevent voters who were not so pure from making certain propositions?—Certainly not.

39044. And it was your duty if they did make those propositions to take some note of it?—Well, I did not, that I recollect.

39045. Do you remember its being proposed and seconded by members of the committee, "that the results of the canvass be entered on the printed lists, and shown, if the secretary should think fit and prudent to do so, to all supporters of the Conservative candidates who shall desire to see the same"?—I think so.

39046. And was that done?—I think it was.

39047. You did enter on the printed lists the results of the canvass?—Yes; that is "G. and P.," according as the parties said.

39048. Suppose a party said he would not vote for G. and P. except on certain conditions, did you put "G. and P. conditionally"?—Well, I do not think I did.

39049. Suppose a canvasser told you that A. B. would only give him a doubtful answer, would you put him down as doubtful?—Oh, I think so.

39050. And if he said that he wanted a £5 note, what did you do?—I would put that down.

39051. How would you put that down?—I am not sure; perhaps the word "doubtful."

39052. In point of fact, "doubtful" was a very comprehensive term?—Well, it carried a meaning, sir; whether a man had an itching of the palm or a hole in the pocket—anything of that kind.

39053. I see that a conversation took place among the members as to the prudence of making those observations on the lists; do you remember that?—I do not remember that.

39054. It is your handwriting—"Some conversation then took place among the members present, as to the prudence of such a course, and the honorary secretary (*that is you*), then stated that he had triplicate lists of voters for the purpose of setting forth the result thereon of the canvass as the same progressed, and that he had that day arranged to note down on the lists such results, and he having undertaken that the list should not get into doubtful hands, and to continue the caution that he had hitherto exercised from the commencement, it was passed unanimously"?—Yes.

39055. Do you recollect that you had those lists and did act thus cautiously?—Well, I think some of those lists are in your possession, and they are in manuscript, and they are made into a book with pasted fly leaves.

39056. What were the triplicate lists?—Well, that is the sort of thing.

39057. Is that a triplicate list—that is not what is referred to here at all?—Well, the triplicate list was, Mr. Law, one was numerically, according to the voters in each street; another was alphabetically, according to the voters in the street—that was a duplicate list; and the triplicate list, then, was the printed list.

39058. What became of the three lists?—You have one of them there.

39059. This is not one at all—this is a set of papers pasted together?—It is a list of voters—canvassing sheets.

39060. That surely is not what you made out. You state here that you prepared triplicate lists?—Those triplicate lists are sheets for the canvassers, and alphabetical lists and numerical lists.

39061. What became of them?—Goodness knows. I put everything into the box that appertained to the committee-room.

39062. Were those manuscript lists?—They were, sir; and they were on the same kind of paper—but larger—as you have in that book.

39063. Did you put all those sheets into the box?—I put everything used in the committee-room into the box.

39064. Did you put those in?—Well I am sure I did. I did not leave them behind me at all events in the room.

39065. Did you destroy them?—I don't think I did. I do not recollect having done so.

39066. Can you swear you did not?—I will not swear.

39067. Can you tell me whose handwriting that is (*book handed to witness*)?—I cannot recognise that handwriting.

39068. That was in your possession?—It might have been.

39069. It came out of your box?—It might. I don't recognise the handwriting at all.

39070. Do you remember the list itself. Did you ever see the list?—I did not.

39071. Did you see the like of that amongst the papers at all?—I did not. I don't recollect.

39072. I don't ask about that particular paper—a paper like that?—There might have been. I have seen thousands of papers.

39073. When you say "might have been," did you see a list like it or not?—I don't recollect having seen a list like it.

39074. You don't recollect having seen a list like it?—No.

39075. Did you see a list of voters—any paper with remarks opposite the names as to whether they would vote absolutely or conditionally?—I don't recollect having seen such a list.

39076. Who canvassed the freemen for you?—Mr. Cowan and Mr. Henry Hall.

39077. Did Mr. Henry canvass them?—I don't recollect the name at all. I don't recollect Henry at all.

39078. Did you ever see that (*handed list*)?—There is not a person whose name is mentioned here in the Inns-quay ward at all, so that probably it got into the Inns box by mistake.

39079. Is Mary's-lane, or Abbey-street, Middle, in your ward?—These are not in our ward at all.

39080. Denmark-street, Mary-street, Stafford-street. How do you account for Mr. Cowan having canvassed some of those places?—I don't think he canvassed these places.

39081. He says he did. Some of the streets must be in the Inns-quay ward?—I don't think these streets are in our ward.

39082. He says he canvassed some of the streets?—He must have made a mistake.

39083. Denmark-street, Little Denmark-street, is it in Inns-quay ward?—There is one side of it.

39084. Did he canvass Mary-street or Stafford-street?—He could not. They would be outside his province altogether, as you will see if you refer to the list of streets.

39085. I suppose a man could walk across a street?—He would be a fool to give himself unnecessary trouble.

39086. I believe he was not working for pay?—I don't believe he did. I do not believe he canvassed these streets. I believe he did not go outside his ward.

39087. Did you see sheets like that, giving the result of the canvassers labours, produced for the consideration of the committee?—I don't recollect having seen a sheet of that kind.

39088. Tell us how was the result of their labours considered by the committee?—In the manuscript list. That was the result of this canvass. The lists were pasted in.

39089. Do you mean that that book was handed about?—The sheets were pasted in long subsequent to the canvass.

39090. Were the lists on separate sheets of paper?—They were.

39091. Was there a list of doubtful voters made out for special consideration?—I never saw such a list.

39092. Were you asked to make a list of that kind?—I was not.

39093. Were you ever requested to make a list

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of dubious voters to be transmitted to the central committee-rooms?—I have no recollection of such a request being made to me.

39094. We have here on the 4th of November stated that the secretary read a letter from the secretary of the North City ward, requesting him to make a list of the names of doubtful voters, in order that they might be canvassed by the candidates—do you remember that?—I do.

39095. You remember being asked on one occasion to make a list of influential doubtful voters?—I do.

39096. And do you not recollect having done so?—I did not think it necessary.

39097. Will you tell us what was the work in which the committee was engaged every evening—doing nothing, I suppose?—I don't recollect. In a great measure some of them did nothing.

39098. Was all the real work of the committee done by yourself and Mr. Foster?—No, Mr. Foster did not. I really think I did it myself.

39099. Did Mr. Foster give you any help?—The only help he gave, I think, was recording some suggestions in the suggestion book, and the formation of a working committee.

39100. Did Beckett give you any help?—Beckett attended there on several occasions.

39101. A man named Beckett, a tall, pale slight man—did he give you any help?—Not any material help; he talked.

39102. What was he talking about generally?—I don't recollect.

39103. Did he ever say anything about his liking to be paid?—I don't think he did.

39104. Would he have accepted payment? Was he a man do you think who would have accepted payment?—I don't know; I never tested him.

39105. You never considered that?—No.

39106. Did you hear anyone speak in the committee-rooms about the freemen requiring payment?—No; except in a few instances Mr. Cowan mentioned one or two.

39107. Did you hear Walker or Beckett?—Never; I cannot call to mind any of them alluding to payment of any kind.

39108. Did you hear Beckett saying he could bring up a number of voters if made worth his while?—I do not recollect him saying anything of the kind.

39109. Did you ever hear he could do it?—Never; he appeared a timid, bashful, retiring man.

39110. What sort of man did Walker appear?—Rather the reverse of that.

39111. And Hassett. Was he a medium between them?—Hassett was not a bad man at all. I liked Hassett in the room.

39112. No doubt that was not a bad idea of yours. He was a good man for your committee?—He was a very energetic man.

39113. Was he a member of the working committee?—I am not sure.

39114. Was he an old friend of Mr. Foster?—I don't know that.

39115. You had a sort of kindly feeling for Hassett?—No, but I liked to see the man in the room every night. I liked to see him every night the committee met.

39116. Did you find his advice valuable?—We did not act on his advice.

39117. But you liked to get it?—No, I cannot say we would be guided by his advice. He appeared a sort of cheerful man.

39118. A pleasant fellow?—A man that could talk and make himself felt.

39119. Now tell us, please, how did he make himself felt?—By being lively and cheerful, and advising about anything that was going on.

39120. Did he ever talk about the good old times?—Not to my recollection, in any form, good, bad, or indifferent.

39121. Were the good old times never talked of in the committee-room?—I never heard them alluded to at all in the committee-rooms.

39122. The committee-room must have been rather a dull place except for Hassett?—It was not a dull place, but a very business-like place.

39123. Especially when Hassett was there?—I cannot say he made it more business-like, but I was glad to see the man.

39124. Did you ever hear that Hassett had given utterance to sentiments that were not recognised as quite correct for the committee-rooms?—I don't know, I don't recollect he he did.

39125. Do you remember he was told he would be kept out of the committee if he talked in that fashion?—He might have been, for we all met after dinner, and Hassett always came down after dinner.

39126. Did you hear he made use of expressions as to his not voting unless he got paid?—I never heard.

39127. Did you hear he was forbidden to come back to the committee-rooms?—I cannot say I did.

39128. Perhaps it was after that you felt regret at his absence?—I don't recollect that even; but I recollect one night he came after dinner, and might have taken an extra glass of wine with a friend, and might have said something that was not right.

39129. An extra glass of wine?—Yes.

39130. Where did you think he had taken that extra glass of wine?—With a friend.

39131. Probably with Beckett?—He might for all I know.

39132. Did he ever tell you what occurred in 1857?—Never, I had very little conversation with the man.

39133. Did he pine for the days of Lilly and the Ross-lane society?—No, he never mentioned the name of that man.

39134. Did he tell you of the time when the nice little sealed envelopes were going?—Never, I had very little conversation with him; he never said anything of that kind to me.

39135. Was it rumoured that some of the freemen would like to have something for their votes?—The general impression was, that they would like to get money if they could.

39136. The whole of them?—Not the whole.

39137. How many?—Goodness knows.

39138. Two or three hundred?—There was not indeed, nor 100, nor 50, nor 25. I never heard more than three—of more than three or four at all events.

39139. Considering you had at least three of them at your committee, who was the fourth?—We had more than three freemen on the committee, I think.

39140. But three freemen I mean who got £5?—I don't know anything about the £5, if the £5 were going.

39141. Were you never given to understand that there were more than three freemen in the city of Dublin who would like to get paid for their votes?—Never.

39142. Never?—Never.

39143. In the whole city?—In the whole city.

39144. Who were the three monstrosities? Who were those three men?—I think the party Mr. Cowan referred to, whose name I do not know, was one. I think he lived in Church-street. I think it is near Michan's church.

39145. Do you know what house?—I do not indeed.

39146. Who were the other men?—I do not know.

39147. One lived near Michan's church, did the others live in that locality?—They might, for all I know.

39148. Do you think they did?—I do not.

39149. What part of the city was infested by the other two?—It might have been the Rotundo ward.

39150. But you do not think they were in the Innsquay ward?—I do not.

39151. Not in your ward?—No.

39152. Did you ever hear anybody in your ward would be even willing to take money?—I don't know indeed. I cannot say.

39153. You said already, perhaps you forget it for the moment, that the word doubtful was generally marked opposite the names of the freemen in your

ward who would only vote for money?—I cannot say the word doubtful was applied to these men in that way. I think it was applied, if my memory serves me right, in reference to the intention of Sir Dominic Corrigan to come forward as a candidate. We were certain of Mr. Pim, but Sir Dominic Corrigan did not come out for some time after, and the word doubtful was used in reference to his intention or that of some one else of the same opinions to come forward.

39154. It had no reference then to the "itching palm"?—I don't think it had.

39155. Did you not say a few minutes ago it had?—Perhaps in one or two instances it might.

39156. The term was of general application?—It might apply generally.

39157. After Sir Dominic Corrigan came into the field, did you know that any of the freemen electors were willing to take money for their votes?—I cannot say I ever did.

39158. Did you ever hear that any freemen in your ward were willing?—No; I think not. I think it right to explain that we had nothing to do at first with the freemen in the ward. We took rated occupiers and leaseholders, and all that class of voters on our hands at first.

39159. What time was this?—Previous to the election. I cannot say the date; but I was told not to have anything to say to the freemen at all, and, therefore, I did not interfere with the freemen at all.

39160. Did you not look after the freemen at all?—Not until the eleventh hour.

39161. What do you call the eleventh hour?—Within a week or ten days of the election.

39162. You are aware we have it that some three weeks before the election you appointed two canvassers of the freemen?—About that time.

39163. We find a memorandum that those canvassers had been appointed on the 26th of October?—About that time, and I think you will find their names.

39164. We have examined them both—Mr. Hall and Mr. Cowan—and we find from Cowan that he canvassed a number of the freemen before that?—He might have done that.

39165. Who told you not to mind the freemen?—I think Mr. Williamson.

39166. Where did he tell you that?—In Dame-street.

39167. In the committee-rooms?—In the head committee-rooms.

39168. How long before the time when you appointed your canvassers?—I think after. It was after the preparations for the election commenced.

39169. In the beginning of October?—I think so. I cannot fix the date.

39170. You say you were first told not to have anything to say to the freemen?—Yes.

39171. Was that about the beginning of October—say the first of October?—That depends on the time we commenced preparations.

39172. The first entry here in the minute-book is the first of October. Was it after that?—I should think it was.

39173. I shall give you a further date. The revision staff crossed from No. 3 to 47, Dame-street, about the 10th of October?—I don't know that.

39174. Was it before or after that Mr. Williamson told you not to mind the freemen?—I think it was after that they were in full working order in their office in Dame-street.

39175. Did you go to Mr. Williamson for instructions?—I did, for we were anxious to canvass the ward; and he told me to mind the freemen.

39176. You did not until after the 26th of October?—I think so.

39177. There was a formal resolution that you should appoint two canvassers?—Yes; that was Mr. Fell White's suggestion. I think you will find a list of freemen separate from a list of rated occupiers in the book (*book produced*)?—This was made out previously in connexion with the rated occupiers and leaseholders. From that we made out a list subsequently when the resolution was come to to canvass the freemen. These are the freeman lists.

39178. The date of the resolution is the 26th of October. Did you in the course of the three weeks hear a report from a canvasser that any freeman in your ward would like to get something for his vote?—I cannot carry my recollection beyond the number I have said.

39179. Those three men, you said, were not in the ward at all?—From Mr. Cowan I heard that one, I think, was in Church-street. Maybe I am in excess in the number three, but one was from Church-street.

39180. To be precise then we shall say two; maybe we shall bring it to one?—Indeed we might; there was one, no doubt.

39181. There was the Church-street man?—I recollect that positively.

39182. You will not go beyond the one?—I cannot really positively do so. I will not venture to go beyond that.

39183. You distinguished a while ago between these one or two men who asked for money and others. Did you ever understand freemen to ask for anything else?—No.

39184. Did they ask for employment?—I cannot say many asked for employment.

39185. That is another way of putting it?—Many asked for employment who were not freemen.

39186. Did freemen ask for employment?—I think they did; I think some did.

39187. Could you bring your mind to speak with more certainty?—No, because the freemen who were asking for employment were mixed with the others. I made no distinction between them.

39188. Do you believe there were as many freemen as of any other class who asked for employment?—No, I do not.

39189. Which class wanted employment most?—I think the rated occupiers and that class of voters more than the freemen.

39190. Did the freemen ask for employment for their relatives?—Voters asked for employment for their relatives, but I cannot classify the freemen from the others.

39191. Did anybody ever intimate to you if he did not get a place or employment for a relative he would not vote for the Conservative candidates at all?—I think there were some.

39192. You did not think that was verging on bribery at all?—I might have known it was not bribery to take employment.

39193. Would you have known it was bribery?—I would have no bribery. I set my face against anything of the kind, and, if a glass of water would save Sir Arthur Guinness' seat, I would not give it.

39194. If you were told by any person that he would not vote unless his relative was employed, would you consider it at all like bribery?—I would not consider it bribery. If Dick, Tom, or Harry had a vote, and I found their relative a person efficient for the purposes of the election, I would not consider it bribery to employ that man.

39195. Though he said he would not vote unless his relative was employed?—I did not employ any person who said that.

39196. Do you see that entry in the suggestion-book?—That is not in my handwriting.

39197. That was submitted to you?—I may have overlooked it.

39198. Did you see this in the book? If you did not see it, you were not attending. You say you did the whole work of the committee, and this book was kept in the committee-room for anyone who came in to make a suggestion. If you did the whole work of the committee, you must have seen the entry?—I did not do the whole work. I was not there in the morning.

39199. Did the committee meet every evening?—They did.

39200. Do you say you did the principal work of the committee?—I did.

39201. Listen to this—"James M'Carthy will vote for Guinness and Plunkett, if his son is employed on the day of the election, but not otherwise," whose handwriting is that?—I don't know; I have no recollection of that; I don't even recollect the name.

39202. It is no matter what the name is?—I don't recollect the name.

39203. Would you consider that bribery?—I would. If anybody said that, or held out a threat, I would consider it bribery. I consider it wrong to employ any man under such circumstances.

39204. When did you first hear of any arrangement having been made as to gratifying freemen?—I never heard there was any, directly or indirectly.

39205. I suppose you heard it some time?—Never. I did not know anything of the freemen being paid until after the result of the petition.

39206. Did you hear it after the election?—After the election I never heard of any arrangement, until the petition came on for hearing. I read from day to day the evidence that was given.

39207. You did not understand until the petition came on for hearing that there had been any bribery?—Not until the evidence was given.

39208. Did you hear soon after the election that persons were bribed—did you hear soon after the election that bribery was alleged to have taken place?—I did.

39209. How soon?—I could not say.

39210. Two or three days?—Well, perhaps so.

39211. Ten days, at all events?—I cannot say. There was a general allusion. I might have met Dick, Tom, or Harry, and they might have said, did you hear what was going on in Capel-street on the day of the election. If I had to put a loaf of bread into the mouth of everyone who spoke of it, I would have enough to do.

39212. I suppose it was in everybody's mouth?—It was.

39213. It was pretty generally talked of?—It was.

39214. Did you ask Mr. Foster anything about it? I never spoke to him on the subject.

39215. Why did you not?—Because he was not in my way. Never directly or indirectly. I spoke to him very little.

39216. Did you happen to come across your friend Hassett?—I never spoke to him since the election, perhaps I saw him once or twice in the street, but he never spoke to me to my knowledge after the election.

39217. Did you see Beckett?—I think I saw Beckett, too, after the election.

39218. What did Beckett say?—I think Beckett called at my house one evening, I think to know if there was anything going for services at the election, and I sent him away.

39219. You waived him away?—Waived him away, I think. I told him to go to Mr. Barlow.

39220. What was he?—He was one of the solicitors of the ward.

39221. How soon after the election was that?—I should think it was shortly after. I cannot say whether it was after the election or petition. I really do not recollect whether it was after the election or the petition.

39222. Considering you did all the business of the committee you do not appear to be clear about many things, Mr. Lawlor. Did you ask Beckett whether he got anything?—I did not, indeed.

39223. Was it after the rumour reached you that there had been bribery that he came to your house?—It was not.

39224. It was before it?—I think now from the way you put the question it must have been after the election instead of after the petition that he came to me.

39225. Before you had heard anything about bribery?—Before I heard of the petition.

39226. Did I not ask you if it was before or after the petition you heard about bribery—you heard of bribery two or three days after the election?—I never heard about bribery until I read the reports of the evidence on the election petition.

39227. You swore the contrary a few moments ago. Did you ask Beckett had he got anything?—I did not.

39228. Did he tell you?—He did not.

39229. What did he want?—I think he wanted to know if he would receive any remuneration for his services as a member of the committee. I understood he was employed at the election.

39230. Who did you understand it from?—From himself.

39231. Did he say in what way?—No, I don't recollect.

39232. Did Walker make a similar application?—I think they came together.

39233. Did Walker ask for remuneration?—I think they both came for the same purpose.

39234. They hunted in couples?—Yes. I think so.

39235. Did you know that they hunted in couples when you had them in the committee?—I did not.

39236. You did not know that?—No. They might have sat in the room together.

39237. You did not like Beckett as well as Hassett?—I had no more partiality for the one than the other. I confess again I liked to see Hassett in the room, Beckett was a timid, retiring man.

39238. The fellow had to be encouraged?—I cannot say that. Some people are peaceable and retiring, and it is impossible to make them otherwise.

39239. Were you present when any of these gratuitous service papers were signed?—I signed one myself, and got others to sign them.

39240. How many were signed in Dorset-street committee-rooms?—There were several names to some of them.

39241. Do you think a dozen were signed altogether?—I think that is considerably over the number.

39242. Give us what you say was about the number?—I think it was within a dozen. I believe I am considerably in excess of the number when I say a dozen.

39243. What time did you begin to sign these things? A few days before the election?—I think so. I think some of them are dated.

39244. Some of them are dated as late as the 17th. I am not sure but some of them are of the 18th. Tell me—who did you understand invented them?—I never understood who invented them.

39245. Who brought them to you?—They were sent from Dame-street, I think.

39246. With a letter of instructions?—I forget, indeed. I suppose there was.

39247. Did you find any difficulty about having them signed?—None whatever. I don't think any person I asked refused to sign.

39248. Did everybody that ever signed, show he perfectly well understood the meaning of it? Did you explain the meaning of it to the men who signed?—I did. I would not ask any man to sign without explaining it, reading it over, or making him read it himself.

39249. What did he say when he read it?—I don't think anyone made any observation about it. All signed it.

39250. I suppose they would have signed anything?—I don't know that.

39251. Tell me—was it not the people who came asking for employment that signed these things?—It was not. I signed it myself. Mr. Barlow signed it.

39252. I am not talking of that class of persons at all. Were not a number of freemen coming to you to the committee-rooms, asking to be recommended for employment?—They were, as working men.

39253. Did they not come in because they were in the habit of being employed heretofore?—I would not venture to say it was for remuneration they came.

39254. Do you think working men came to you asking for employment for the privilege of working for nothing?—I would be sorry to say that. I believe these men understood they were to labour hard.

39255. And for nothing?—It was impressed on them that they were not to get a farthing remuneration. It would be as much as Sir Arthur Guinness's seat was worth if they were to get a farthing. I was determined the Act of Parliament should not be broken.

39256. There was no objection to employing them you know, nor paying them either. Why would you not have paid any of these voters?—Because I thought it was contrary to the Act of Parliament.

39257. You are quite mistaken in that?—I believed that.

39258. I am sure you did not believe anything of

the kind. You knew it was contrary to the Act of Parliament if they were employed and paid to make them vote, but if you chose to do without their votes you might pay them?—Any man who said he would not vote unless he got employment I looked upon with suspicion. I remembered that any voter who acted for a candidate for payment on the day of the election, that a penalty lay on him or the candidate.

39259. Was the section of the Act of Parliament lying on your desk?—We had two sections of the Act of Parliament.

39260. Do not you know that the objection was letting them vote after they had been employed? Do you not know the reason the gratuitous service papers were invented was to give them employment on the one hand, and make them vote on the other?—There was no such intention on my part whatever.

39261. Did you think these working men asked for employment for the privilege of working for nothing?—I cannot say.

39262. What do you believe those men came asking for employment for? Do you think they wanted to be paid?—I believe a great many of them did it for the sake of the cause. My real belief is very few of these expected remuneration, if any at all.

39263. You are aware some of them swore they did, and that many of their letters showed very clearly they did?—That may be.

39264. Do you believe that any sensible working man would like to work for you for nothing?—I know many working men who would do so for the Conservative candidates without expecting to get one farthing for their services.

39265. Do you remember writing a letter to Dr. Speedy of Upper Sackville-street?—No.

39266. Mr. MORRIS.—When a man asked for employment in consideration of his vote, did you take care he did not get any?—Any man who said he would not vote unless he got employment I looked with suspicion on.

39267. Mr. LAW.—Did you form or have formed a book of freemen specially marked with observations about doubtful persons on it?—I don't recollect having done it.

39268. Did you ever send forward to anyone any special observations about freemen of that character—did you or did you not?—I cannot recollect.

39269. Did you write a letter in these words:—"To Arthur Speedy, esq.—Committee-rooms, 107, Upper Dorset-street, Dublin, 4th November, 1868.—Dear Sir, I had the pleasure of receiving your letter of this date, and beg in reply to say that I last night forwarded to the conducting agents a book of freemen specially marked as to result of canvass, and every doubtful person is marked." That letter is signed "Edward Lawlor"?—That I may have done.

39270. Do you remember your making out a list of freemen which was specially marked?—I dare say I did it. I was anxious to let them know the state of the ward from time to time. I am sure I did.

39271. You further say—"I shall to-morrow evening forward to them a still more special list of observations with regard to the freemen?"—I believe I did.

39272. In what shape were those special observations?—Long printed sheets. When the revision was made out, lists of freemen were made, and a margin for observations.

39273. Here is what you wrote—"I shall to-morrow evening forward to them a still more special list of observations with regard to the freemen"?—If I said that I am very sure I did it.

39274. But do you remember doing it?—I do not. If I said I would do it, it is very likely I did it.

39275. I am asking you do you remember you did it?—I cannot say that I do.

39276. In fact you have no recollection of it except from my reading the letter to you?—No, indeed.

39277. If I had not produced the letter you would not have recollected it at all?—You reminded me of it by reading the letter.

39278. Did you ever speak to Mr. Foster after the day of election?—Never that I recollect.

39279. Were you ever in his house?—Once.

39280. When?—Previous to the election, one evening I called in.

39281. How long before the election?—I cannot say. It was when the rumours of the election were current.

39282. Was it you and he who got up this Innsquay ward committee in July or August?—I think he was with me at the start, and I was very glad of his services from his experience.

39283. Did you choose between you the names of those who were to be put on the committee?—There was a meeting, and I think a committee was then selected. I cannot say Mr. Foster gave any particular assistance.

39284. Who summoned the people?—I dare say that I did.

39285. Was it after consultation with Mr. Foster?—It was not. I did it of my own mere notion to lay the foundations of it.

39286. Did anyone suggest you should do that?—I got a circular printed and sent it round of my own mere notion.

39287. Did you soon after the issue of the circular call on Mr. Foster?—I think it was after that, or perhaps before; I really cannot recollect. I was only once in his house in my life.

39288. Was that in reference to the getting up of the committee?—I think it was as to what should be done. At a former election there was a party managing for the Conservatives who offended every person.

39289. Who was he?—I would rather not mention names.

39290. As you have referred to him you had better state the name?—Mr. Langford, who was solicitor in charge of the ward, &c., insulted a great many persons.

39291. And you determined to supplant him?—No, but I was anxious not to have a repetition of that.

39292. Was this in 1865?—It was the election when Mr. Vance was defeated.

39293. Had you anything to do with the election in 1865?—I cannot say that I had. I was not engaged at it.

39294. Were you on any committee?—No.

39295. Did you know Mr. Foster at that time?—I knew him for years in the Registry of Deeds Office.

39296. Did you know him to speak to him?—I used to nod to him. He was always employed on the county elections.

39297. Was he employed on former county elections the same as the last time?—I merely knew he was employed on the county election, being employed myself on it.

39298. I suppose that is the way you came to know him intimately?—It helped to increase the acquaintanceship.

39299. Do you know Thos. H. Atkinson?—Yes, he is clerk of the North Dublin Union.

39300. He was engaged before that in the Conservative Registration Office. You knew him then?—Yes.

39301. He was there in 1865?—I think he was there several years.

39302. Do you remember in 1865 hearing any rumour of bribery?—No, I did not hear anything at all about it in 1865.

39303. Did you ever hear that bribery took place in Dublin amongst the freemen?—This last time I did, indeed.

39304. But irrespective of the last time did you ever hear it?—I did. I dare say I did.

39305. When did you hear it took place?—I cannot say any particular time, but I heard bribery was general heretofore.

39306. Until those three cases, or at all events two, or perhaps one, to which you have referred, came under your notice at the last election, was it your impression there was always general bribery up to that time?—Yes, so far as the impression could be formed on my mind from heresay.

39307. You thought that in 1868 a new leaf was turned over, and that there was an end to all corrup-

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December 30.

Mr Edward Lawlor.

tion?—There was a new Act of Parliament, and the state of things was materially altered.

39308. You a sharp professional man, were aware that up to the time of the new Act of Parliament, there had been a good deal of corruption amongst the freemen?—I was always under the impression that bribery did exist, and was general, but not amongst any particular class of voters.

39309. Did you understand that it included the freemen?—Yes, all voters who had the franchise.

39310. Did you ever hear that anyone gave bribes in 1865?—Never. I never had anything to say to such a thing, nor did I hear of it.

39311. Did you ever hear there had been bribery in 1859?—I believe I was employed in 1859 as an inspector, but nothing more.

39312. Your general impression you know up to 1868 was that there had been general bribery?—Yes, not only in Dublin, but all over Ireland.

39313. Did you hear there was bribery on both sides?—Yes, that was my general impression.

39314. Was it your general impression that there was bribery on both sides in 1865?—For years past the general impression was there was general bribery.

39315. Have you any idea what was the nature of this special list of observations with regard to freemen which you forwarded to the central committee-rooms in Dame-street? You did not send a list of freemen marked merely as "doubtful," but you sent something still more special?—Perhaps it was applied to a class of persons more closely looked after, or more closely canvassed.

39316. That was not the meaning of your letter—you knowperfectly well that the meaning of your "still more special list of observations," with regard to freemen was a commentary on particular freemen?—I cannot say it was—for numbers of freemen returned upon the list of our ward may have been resident in other wards. There may have been a special list of parties not resident in the ward to be canvassed in other wards; it might apply to that.

39317. It might, and might apply to fifty other things?—I cannot recollect what it did apply to.

39318. You have no recollection of it at all?—I have a recollection, but the minutia of proceedings is gone out of my head.

39319. Mr. MORRIS.—In the secret or working committee, did you examine carefully the canvassers' list?—I did. In fact I made it my business to do it, and there is the result of my examination.

39320. Mr. TANDY.—Is the Inns-quay a large ward?—Very large indeed.

39321. Is it thickly populated?—Part of it is, and part of it is thinly inhabited.

39322. How many voters were in the Inns-quay ward in 1868?—I think close on 500.

39323. Could you form an idea how many of them consisted of freemen?—I could not, without going into a minute calculation.

39324. Could you approximate to it in round numbers?—I really could not venture to do it.

39325. Could you as honorary secretary of the ward say how many persons you had employed for the purposes of the ward prior to the election?—We had a paid secretary, a messenger, and a hall porter—three persons.

39326. Do you mean to say these were all you employed?—There were canvassers employed.

39327. How many canvassers?—Oh, I canvassed myself.

39328. I ask you how many canvassers you employed?—I had a dozen altogether.

39329. In addition to the dozen canvassers, and the three persons you have mentioned, do you mean to say there were no other persons employed in the ward in connexion with the election?—Not that I am aware of.

39330. In any capacity whatsoever?—There may have been persons employed I knew nothing at all about.

39331. I ask as to your own knowledge?—The canvassers I allude to I saw them working.

39332. Were they paid?—I understood they were. Any man not a voter I had no objection to his being paid the statutable amount.

39333. Were any of the canvassers voters?—They were.

39334. Were any of the canvassers freemen?—I do not think they were.

39335. You do not?—I do not recollect they were.

39336. Was Beckett a canvasser?—I think he canvassed one street.

39337. Was Hassett a canvasser?—I don't think Beckett canvassed, but I think Hassett did, one small street.

39338. Did Walker canvass?—I don't think he did.

39339. Can you tell me of any other freeman who canvassed besides Hassett?—I really cannot recollect.

39340. Will you undertake to swear there were no other freemen canvassers?—I will not swear there were not, but I cannot recollect that there were.

39341. You paid those who were not voters?—I heard the non-voters were paid.

39342. Was it understood the non-voters were to be paid?—It was.

39343. Hassett, who was a voter—it was understood he was not to be paid?—It was indeed.

39344. Was that distinctly intimated to Hassett?—Indeed it was, as far as my words could go to intimate it.

39345. Do you mean to say that, except the canvassers who were not voters, and the three officers whom you have mentioned, there were no other persons engaged in connexion with the election in your ward, who were paid?—Not that I am aware of.

39346. On the day of the election were there any additional persons employed?—I don't know what occurred that day, for I was away in Capel-street all day.

39347. How many solicitors were engaged on that ward?—Two, Mr. Barlow and myself.

39348. I suppose you were paid for your services?—We were not indeed. We did not expect it either.

39349. You think there were a dozen gratuitous papers signed?—I think that was the utmost limit of the entire ward. There was more than one name on some of the papers.

39350. About what was the average?—My answer will be mere guess work. I really do not think there were more than twelve names altogether.

39351. That would be only one for each paper?—There were four on one and three on another. Twelve is considerably in excess of the number of documents altogether that were signed.

39352. You do not think there were more than twelve names altogether put on these papers?—I do not indeed.

39353. Can you mention any of the names—were the persons of an humble class?—No, indeed. Now, I recollect one or two men of the humbler classes, honest, upright men; if they could have taken money for their employment they would have been very glad to do so. But some particular men I have in my mind this moment are men who would not expect money for their services, if they thought it would injure Sir Arthur Guinness.

39354. Do you believe from the knowledge you acquired of these persons, you acting as the honorary secretary of the committee, that any of those who signed gratuitous papers and did work were influenced in their voting by the expectation of getting money?—I do not indeed.

39355. Amongst the papers which you put into the box and sent to Mr. Sutton, did you put a list of canvassing papers and the canvassers' returns?—That was in the box—printed lists of voters—street lists.

39356. Were there any lists of voters whatsoever that were used in Dorset-street committee not put into that box?—Every single paper I had in the committee-rooms in Dorset-street, was put into the box except the placards.

39357. Mr. MORRIS.—Including the canvassers' lists?—Everything.

39358. Mr. TANDY. — Whatever was in that box was sent over by you to Mr. Sutton?—It was.

39359. That box was not disturbed from the time you brought it to your house from the committee-rooms?—Never even opened.

39360. Had you the key?—I had.

39361. Had you anything in the box unconnected with the ward?—No.

39362. Who appointed Mr. Falkiner as assistant secretary?—He was appointed at my request. He was an old and particular and esteemed friend of my own. I have not spoken to him once since the election.

39363. Did you see him since the election?—I saw him once since, and that was before the committee-rooms in Dame-street were broken up.

39364. Was that the only occasion on which you was him since the election?—Yes, that was the only occasion.

39365. Have you any reason to know or believe where he is now?—I have not. I cannot say I have.

39366. Do you know his address?—At the time of the appointment he was lodging up near Annesley-bridge.

39367. You told the Chief Commissioner that the special list you sent in to the agents was a list of persons not in the Inns-quay ward?—Yes.

39368. Some of the sheets in this book, I think, are in your ward?—I think not. The sheets in my own ward are impressed on my memory.

39369. In what ward is Jervis-street? — In the North City ward.

39370. Did Beckett live in your ward at all?—I think not. I think he lived in Liffey-street. The Beckett who was on the committee was a tall, delicate-looking man, silent and reserved.

39371. Although on the committee he did not live in the ward?—I believe not, but I think he told me he had three or four relatives living in the ward, men of the same name.

39372. Were you in the committee-room the night before the election?—I think I was.

39373. Have you any distinct recollection of being there on that Tuesday evening?—I don't recollect particular nights, but I was very seldom absent in the evening. Four or five times a week I went down.

39374. Were you in the habit of meeting Mr. Foster?—On some few occasions he came into the committee-rooms and I met him there. He was not there every night. Every night he came there I recorded his attendance.

39375. Do you recollect seeing him at the committee-rooms in company with persons who were not members of the committee?—I cannot say. I never saw him in company with any particular persons at all. Some persons who were not members of the committee may have come into the committee-room, and Mr. Foster may have talked to them; but I never saw him in conversation with any persons in particular.

39376. Mr. LAW.—Do you recollect speaking to a man called Yeates soon after the election—James Archer Yeates?—I can't recollect the name. I don't think there is a person of that name a voter in the ward. I don't recollect the name.

39377. Were you shown by anyone soon after the election a letter to him asking for information about bribery on the part of the Conservatives?—I have no recollection whatever of that.

39378. If it occurred you could not forget a thing of that kind, considering that you are a man of business habits, and were the principal manager of the Inns-quay ward committee, the ward in which all the bribery was done?—Such a letter might have been shown to me, but I really do not recollect the circumstance.

39379. Did a man called James Archer Yeates show you such a letter?—I have no recollection of having seen or known a man of that name.

39380. He writes to Sir Arthur Guinness on the 28th of November, 1868, ten days after the election, telling him he had got this letter asking for information, "Whether he knew of anyone bribed by your agents, and I should be handsomely rewarded; and I do happen to know several of that complaint;" and he says, "I showed the letter to Mr. Lawlor, one of your conducting agents, and he told me to keep it quiet." Do you know anything about that?—Is that signed by Mr. Yeates?

39381. Is that true or not?—I don't believe a word of it. Where did Mr. Yeates write from?

39382. Did you tell anybody who said he knew of cases of bribery on the part of the Conservatives to keep it quiet?—I swear I have no recollection of anything of the kind.

39383. Will you swear you did not do it?—Well, I do almost venture to swear I did not. There were other persons of my name mixed up in the city of Dublin election.

39384. Was there any other Mr. Lawlor a conducting agent at the last election?—No, there was not.

39385. When anybody spoke to you about bribery, did you tell him to keep it quiet?—It was a matter of perfect indifference to me; I really cannot say. I did not care whether there was or was not bribery after the election was over.

39386. You did not care whether Sir Arthur Guinness was unseated?—I would be very sorry for it.

39387. What do you mean by saying you did not care after the election whether there was or was not bribery?—Because if there was bribery it could not be helped, acting on the principle that there is no use in fretting for spilled milk. Before I go, kindly allow me to call your attention to an entry in the minute-book of the revision. I think I heard it was stated that Mr. Foster, Mr. Fraser, and I were in Mr. Bradburne's house a few nights before the election. I think it was stated in evidence by Mr. Fraser; I wish to take this opportunity of contradicting that point blank, and as evidence of it, kindly show me the minute-book of the revision. I never was in Mr. Bradburne's house except once during the revision.

39388. I do not recollect that your name was mentioned?—I think it was. I think it right for Mr. Bradburne's sake to call your attention to that. During the revision we were only one night in Mr. Bradburne's house. I wish to contradict the statement Mr. Fraser made.

39389. Well, do it at once, please?—I will; the minute is, "Meeting held at the residence of S. T. Bradburne, esq., Cowley-place, Monday evening, 31st of August, 1868." That was the only night I was in Mr. Bradburne's house with Mr. Fraser or Mr. Foster. I am anxious to give you every information in my power.

39390. Mr. LAW.—Then as you are so anxious, have you any other information to give us?—No other. I wish to add, that I had nothing whatever to say to 76, Capel-street, and that I did not even know which side of the street the house was on.

(Adjourned.)

TWENTY-EIGHTH DAY.

FRIDAY, DECEMBER 31, 1869.

Mr. *Frederick Sutton* further examined.

39391. Mr. LAW.—We find among the books you furnished to us some time ago, the minute book of the Inns-quay ward committee only, and none of the minute books from any of the other fifteen wards—how is that, it occurred probably from forgetfulness?—I know I lodged the boxes full of books. Every book we ever got from the wards is in these boxes.

39392. There appears to be no minute book from

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any of the wards except the Inns-quay ward, in these boxes?—There must be some of the boxes not opened yet. I certainly lodged the boxes filled with books the first day I was examined.

39393. The boxes, we are told, contain no minute book from the other wards; they contain only the book of the Inns-quay ward?—I put into the boxes all the books that related to the different wards; the boxes were full of them. I remember putting in with my own hand the Royal Exchange ward book. Sir Arthur Guinness retained that book, I got it, and put it into the box with my own hand.

39394. The only minute-book we have got is that from the Inns-quay ward; we got none from any of the other wards—for example, there is the North City ward, of which Mr. Hodson was assistant secretary; we have no book from that ward—the shortest way perhaps is for you to go with our secretary and take a look at the books that are there?—I am quite ready to do so.

39395. I believe you lodged three boxes with us?—I think I lodged more.

The *Secretary*.—There are six boxes altogether.

39396. Mr. LAW.—There is only one that had any distinctive mark on it—that is the box of the Inns-quay ward committee; that is one of those that came from Dame-street to your offices in Abbey-street?—When they were in Abbey-street they emptied some of the boxes, and the papers and books and returns from the different wards got mixed up together, so that I suspect you will find returns from several of the wards in different boxes, and some papers belonging to the Inns-quay ward in other boxes.

39397. That is quite true; it will save time if you go with the secretary, and see if they brought all the books, and if you can find the books you speak of. I am told that books relating to some other wards are not forthcoming?—I thought they were not got.

39398. They were produced and read at the trial of the petition before Judge Keogh?—Everyone that was produced and read at the trial I lodged here.

39399. The actual minutes were read at the trial—the committee book of 79, Dame-street, was read; so was the Sandymount minute book read?—The minute-book of 79, Dame-street, was lodged.

39400. I am certain you lodged everyone of them that you had?—I did.

39401. It is hardly possible, I suppose, that these books did not reach you?—It might be that they did not in some instances.

39402. As a matter of fact, of these four minute-books—the minute-book of 79, Dame-street; the minute-book of Sandymount; the minute-book of Arran-quay ward, and the minute-book of the Rotundo ward—not one we are told is forthcoming?—They were all in that box, I am pretty sure.

39403. Mr. MORRIS.—Do you think you ever saw all the books?—I saw all that were here at the trial.

39404. Mr. LAW.—You yourself, I suppose, had nothing to do with the books?—No. Nothing whatever.

39405. The first thing done after the election, I presume, was to order the books to be sent in from the different wards?—They did not send them in. It was only at the trial that we got any of the books out of the wards—in fact, I believe, on all sides they found it very difficult to get the papers in.

39406. It is very possible that you never got some of the minute-books in at all?—There were some of the wards that did not send in any of the books.

39407. It was thought necessary to have the Inns-quay ward minute-book?—We did not get that until the petition. I did not know until the petition that there was anything in the Inns-quay ward. Personally, I didn't care if all the books and papers we have were posted up on the pillar; it would not affect me or anyone I know of.

39408. We have not the slightest doubt that you gave us every facility in your power. By the way, among the letters that came into our hands we have a number of applications of different kinds?—Yes.

39409. There, for example, is one addressed to yourself, asking for some post—(*letter handed to witness*)—what is the meaning of the word written in the corner—"tally"?—I suppose he meant to be appointed tally agent.

39410. Read the letter—that is not the conclusion I would draw from it—they asked for employment, and some one in authority wrote "tally"?—I take it that that would be the meaning of it.

39411. Whose writing is it?—The letter?

39412. No; the word "tally"?—I can't say.

39413. I have in my hand a batch of letters, twenty-seven in number, produced by Mr. Hodson—some of them are addressed to him, some to you, and some to Mr. Goodman, asking for appointments?—We were inundated with letters asking for appointments.

39414. No doubt—I find that on everyone of these letters there is written in the corner, generally in ink, the word "tally," "check," "poll," or the like?—That means tally-clerk, check-clerk, and poll-clerk.

39415. Was not that a note made by some one in authority, and promising that the party applying would get the appointment?—No; it has reference to the nature of the appointment they might be best suitable for, as we wanted them. It is essential in a large city like Dublin, where there is such an enormous number of check-clerks who are badly paid for their labour, and where it is so difficult to get really good clerks, that we should mark down in the corner of each application what would suit each.

39416. It was not then understood for an appointment?—Not by any means. You will find in the boxes lists of all the tally, check, and poll-clerks that were actually employed.

39417. Did you find in any of the boxes returns of what are known as "doubtful" voters; that is, returns of voters who would not vote unless they got something?—Not as returns. My idea of doubtful voters was——

39418. It is not in reference to that I ask the question?—I don't remember ever seeing them.

39419. We have, for example, two lists which were among your papers; that is one, and we have another similar to it. It is a list of persons who promised to vote on condition of getting paid (*witness is handed paper*)?—I would not say that it would be a condition for getting paid.

39420. What is the meaning of it? Read the observations?—I see "G." and "P." opposite some of the names.

39421. Look at what is under each man's name. It is plain what the condition refers to?—I do not remember seeing these documents until this moment. As a matter of fact, I did not examine any of the papers.

39422. Here is another similar one for the freemen. In whose handwriting is that, do you know (*document handed to witness*)?—I don't know. I have not the least idea.

39423. I suppose you never saw that paper before either?—I did not.

39424. Did you ever see any other paper like it?—I don't remember in the whole of the election seeing any paper like this with these observations. I will tell you what used to come to us; you will see canvassing lists as they were known by me. What I always looked on as doubtful voters, or unpledged voters, as they were called, were persons who would not say for whom they would vote, but kept urging that the candidates should personally call on them themselves.

39425. The word "doubtful" would cover a good deal. It might mean an unpledged voter, or a voter holding back for any reason?—In all that came to us

Mr. Frederick Sutton.

in Dame-street it would mean those who would not promise either side, and were marked "doubtful" for the purpose of securing a personal canvass of them by the candidates. I need hardly tell you that it is very difficult for a candidate to canvass 13,000 persons.

39426. Did you ever see a list of that kind with the word "doubtful" opposite a class of men who hesitated to make up their mind as to how they should vote?—Who wanted money?

39427. I do not say it would be expressed in that naked way, but from whom you would know that they wanted some consideration for their vote?—No; for lists of that kind came in, being the names of persons of the utmost respectability so marked.

39428. I am not talking of such persons?—I was going to say that such a person might be next to a man in a very different class of life. I never saw lists of this kind before, and I would not permit them.

39429. How often did such lists come into you?—Generally every day, or every second day, the canvassers would send in the lists in order that we might see what they were doing.

39430. Were they sent in written on paper?—No, there were printed forms for the purpose generally.

39431. The names of the voters would not be on these lists?—They generally wrote the voters' names; as, for example, "Frederick Sutton—Guinness and Plunket."

39432. Among all the papers we got we did not get more than these two returns?—There are a few of them, I think, among the papers I lodged. They were things that very generally would get destroyed.

39433. Yes. Mr. Hodson says he destroyed a great many of them?—He very probably did.

(*The witness withdrew to examine the papers and books lodged by him.*)

James Archer Yeates, sworn and examined.

James Archer Yeates.

39434. Mr. LAW.—Where do you live?—16, Bull-lane.

39435. Are you a freeman?—Yes.

39436. Did you vote at the last election?—I did.

39437. You voted for Guinness and Plunket?—I did.

39438. How soon after the election did you hear that there was anything like bribery took place?—I can't tell that.

39439. I suppose you heard it in a very few days after the election?—I suppose so.

39440. Did you hear any rumour of it on the day of the election?—I did not.

39441. You heard it probably the next day or two?—I heard it about a week or ten days after.

39442. Do you recollect getting a letter after the election, asking you whether you could give any information about bribery on the part of the Conservatives?—No, I got no letter at all.

39443. You got no letter after the election, asking you whether you could give any information about bribery on the part of the Conservatives?—On the morning of the election I got a letter from the Liberal candidates' agent, asking me for any information I could give to give it.

39444. On the morning of the election?—Yes; that is all the letters I ever got.

39445. I thought it was after the election you got it?—It was not.

39446. In the course of a day, or a few days after the election there came to your knowledge that there was bribery?—I heard it reported afterwards.

39447. Did you not know from the statements of parties that a certain number of voters had been bribed?—I did not for a long time after the election.

39448. Did you write a letter to Sir Arthur Guinness ten days after the election?—I did.

39449. A letter dated the 28th November?—I don't exactly know the date.

39450. We have the letter, in which you stated you were asked by the Liberal agent if you could give any information as to bribery—you told Sir Arthur Guinness that?—I did.

39451. And that you had shown the letter to Mr. Lawlor?—I did.

39452. Did you show it to Mr. Lawlor?—I did.

39453. Did you show it to him on the day of the election, or afterwards?—I showed it to him on the night of the election.

39454. Did you go to the committee-rooms in Dorset-street?—I did.

39455. Are you in the Inns-quay ward?—I am.

39456. It was then your own ward?—It was.

39457. Had you attended the committee meetings then?—I did three or four times. I can't exactly say how often.

39458. Like most people, I suppose you dropped in there occasionally to see how things were going on; were you a canvasser at all?—I was not.

39459. Did you hand the letter to Mr. Lawlor, to let him read it?—I did, as I would hand a letter to you.

39460. Did you give it to him?—I destroyed it.

39461. Did he give it back to you after reading it?—He did.

39462. As attending some meetings of the committee I suppose you came across several of the voters—Hassett, Beckett, Walker and others?—I know nothing of Beckett or any of them. I only know Hassett.

39463. How long have you known Hassett, a good many years, I suppose?—Yes.

39464. Did you know at that time that Hassett would get anything for his vote?—I knew nothing of it.

39465. Did you hear anything of it?—No.

39466. You did not hear him say at the committee-rooms door one night, that he would not vote unless he got something for his vote?—I did not.

39467. Did you hear that he said that?—I did not hear it.

39468. Did you hear on the day of the election any rumour among the people here that there was money going?—I did not, and the reason was, I was doing business for another gentleman. I voted before nine in the morning, and from that until eight or nine in the evening I was not in the committee-rooms.

39469. You were not there all the day?—No.

39470. I suppose you went up with that letter to Mr. Lawlor in the evening after business?—I did.

39471. Did you hear within the next three or four days that there had been bribery?—I can't say for three or four days. I heard it some time after.

39472. Do you remember that you stated in your letter of the 28th November to Sir Arthur Guinness, referring to the letter you say you destroyed, that you did happen to know several who had that complaint of taking money—do you remember telling him that?—I can't say that I do. I might have taken it out of my own head; I would not swear to it; I might take it out of my own head.

39473. Did you know that anyone did get money?—I did not.

39474. Do you mean that this letter was untrue?—Part of it was.

39475. Which part of it was untrue?—The part you mentioned now.

39476. When you stated that you knew several who had that complaint, was that untrue?—It was.

39477. What was your reason for writing a falsehood of that kind to Sir Arthur Guinness?—I thought I might get something from him.

39478. It was to extort money from him that you made that false statement?—I won't say that either.

39479. Why did you make that statement if it was untrue—if you expect us to believe a word you

state—did you ask from Sir Arthur Guinness money in that letter?—Not plumply.

39480. Did you ask him for it indirectly?—I gave him a slight hint.

39481. Did you write that letter for the purpose of getting money?—I did.

39482. For that purpose you made that false statement, according to your present story—is that so?—[*No answer.*]

39483. You must give an answer one way or the other. Was it for the purpose of getting Sir Arthur Guinness to give you money that you made that false statement?—I should say it was.

39484. Did you state in your letter to Sir Arthur Guinness that you used your exertions to get others to vote for him?—I did.

39485. Was that true?—It was.

39486. Whom did you get to vote for him?—Two or three members of my family voted for him.

39487. Who are they?—A man named Hanlon voted for him.

39488. What is his Christian and surname?—Michael Hanlon.

39489. Was there anyone else that you got to vote for Sir Arthur Guinness on that day?—I can't say I got any more.

39490. If they are members of your own family you know their names, I suppose?—That was all I got.

39491. So that when you stated in the letter that you got several to vote for Sir Arthur Guinness, the only one you meant was Michael Hanlon?—That was all.

39492. That statement was not entirely false?—No.

39493. You stated that you got several people to vote for him, and you got one to vote for him?—Yes.

39494. Who told you to write that letter?—I wrote it from my own self; no one desired me to do so.

39495. No one suggested it to you?—No.

39496. Did you tell anyone that you had written it?—No.

39497. Did you receive any answer to it?—No.

39498. Were you disappointed at not receiving an answer?—I was not.

39499. I suppose you did not want money although you wrote for it?—If I got it I would take it.

39500. Where does Michael Hanlon live?—He lives, I think, in Upper Stephen-street.

39501. Did he vote along with you at the election?—He did not.

39502. How did you get him to vote—how did you induce him to vote?—The day of the election, before it commenced, I asked him would he vote for him, and he said he would.

39503. Did he say he would vote for you the moment you asked him?—He always voted for the Conservative candidates, and I knew he would vote for him.

39504. It is untrue, then, that you got him to vote for the Conservatives. Was it by any inducement on your part that he voted for the Conservatives?—It is untrue.

39505. Is it untrue that you got him to vote for Sir Arthur Guinness?—It is.

39506. Did anyone canvass you?—Yes.

39507. Who canvassed you?—A person named Robert Johnson.

39508. What is he?—He is a scale maker.

39509. Was he a canvasser of the ward?—I don't know that. I can't tell you that.

39510. Were you canvassed by anyone from the committee-rooms?—I can't say. I was out every day.

39511. Did anyone from the committee-rooms, any authorized canvasser come to ask you for your vote?—I can't say. I don't know who came, as I was out at business every day.

39512. Where does Johnson live?—He lives in Greek-street.

39513. What did he say when he canvassed you?—He asked me would I vote for Guinness and Plunket. I told him I would.

39514. Did he say that you would be made comfortable if you did?—He didn't say.

39515. Did you ask him if there was anything going?—I did.

39516. What did he say?—He said he could not tell, that he was not sure.

39517. Did he say he would not be surprised if there was something going?—He said there might be after the election was over.

39518. Whom did you vote for in 1865?—I voted for Sir Arthur Guinness' father.

39519. And Mr. Vance?—I think I did.

39520. Did you vote for Grogan and Vance?—I did.

39521. Did you vote for Pim at any time?—I did at one election.

39522. Did you vote for Guinness at the same time that you voted for Pim, or did you plump for Pim?—I voted for both of them once.

39523. You voted for one of each?—Yes. I can't exactly tell you what election that was.

39524. It must have been 1865. Were you employed about the election in 1865?—I was not.

39525. What were you doing at the election of 1865?—I was engaged in business for the day.

39526. Did you get anything about the time of the election?—I did not.

39527. Were you paid afterwards?—Never.

39528. You were not employed as a canvasser then?—I was not.

39529. How long are you a freeman?—Since '41 or '42.

39530. You were not in the old Corporation?—I was not.

39531. It was after the change you were admitted?—Yes.

39532. Who was it canvassed you in 1865?—Bedad, I can't tell that question.

39533. What put it into your head to divide your votes in 1865, and give one to the Conservatives and one to the Liberals—was it by way of keeping your mind open to conviction?—The reason was, I knew Mr. Pim was a good employer.

39534. Were you ever in his employment?—Never.

39535. I suppose you liked to encourage him?—Yes.

39536. Was anyone with you when Johnson canvassed you?—Johnson came to the hall-door where I live.

39537. What I mean is, was anyone by but yourself when he canvassed you?—Not one.

39538. What are you yourself?—A messenger.

39539. Where are you employed?—At Mr. Pike's in Pill-lane.

39540. Was Mr. Pike engaged about the election?—I don't think he was.

39541. Were any of his family?—He has no family, at least no grown-up family that would be able to do it.

39542. Were any of his relatives engaged about the election?—I should say not.

39543. Was his nephew, or any relation of that kind?—I should say not.

39544. Did Mr. Pike ask you to vote at the last election?—He never asked me to vote in my life.

39545. Did he ask you what you were going to do?—He did not.

39546. Where does Hanlon live?—I think he lives somewhere in Britain-street.

39547. What is he—is he any connexion of yours?—He is a brother-in-law.

39548. When did you see him last?—A week ago. I didn't see himself these two months or more.

39549. Where was he living then?—In Stephen-street.

39550. Did you see his wife since?—I did.

39551. When did you see her?—I suppose about a week or ten days before Christmas.

39552. Had they moved across at the time you saw his wife?—They had.

39553. Where are they living now?—At 162, I think, Britain-street.

39554. You have no doubt, I suppose, that that is the number?—I think it is.

39555. Were you ever at their place yourself?—I was once at night.

39556. Is it in lodgings they are?—In lodgings.

39557. They have no shop?—No.

39558. What is the shop?—A tobacconist's.

39559. You are sure of that. I suppose you bought some tobacco there when you went that way?—I did; it is a tobacconist's.

39560. Mr. TANDY.—Where were you on the polling day in 1868?—I don't understand you.

39561. Where were you on the polling day in 1868—where were you on the day of voting in 1868?—I went up to vote at half-past nine; I came home again, and I went to business.

39562. What business are you in?—A messenger in Mr. Pike's.

39563. Did you go to 76, Capel-street, on that day?—No, I did not.

39564. Were you ever there?—I never was there since Mr. Espy was alive, that is seven years ago.

39565. Mr. MORRIS.—Did you see any tickets that day?—I did not.

39566. What made you write what was untrue to Sir Arthur Guinness—you know you must be judged by what you swear now, so you had better tell the truth—why did you write what was untrue to Sir Arthur Guinness?—To see if he would give me any money.

39567. Were you very active in his cause at the last election?—I was not.

39568. Mr. LAW.—Did you know at the time you wrote the letter to Sir Arthur Guinness, or had you heard of anyone who had got money for his vote?—No.

39569. You had not?—No.

39570. Had you not heard it stated that anyone got money for his vote?—No.

39571. So that the entire letter was a fabrication?—(*No answer.*)

39572. Mr. MORRIS.—Did you ever hear of Mr. Foster?—No.

39573. Or of Mr. Alma?—No, not until I saw it in the public press.

39574. You did not happen to see anyone with a glass in his eye on the day of the election?—No.

39575. Mr. LAW.—Or anyone with a ticket in his hand?—Never. I was out on business that day.

39576. You thought it no harm, I suppose, to write to Sir Arthur Guinness to ask for a little money?—I did not.

39577. And you thought it no harm either to ask the canvasser if there was any money going?—I did not.

39578. He said he was not sure?—Yes.

39579. Did you think you were doing anything very extraordinary in asking that question?—I can't say for that.

39580. Did you ever at any time hear that there was money going at election times—did you ever hear that there was money, or the promise of money going?—I heard of a promise of money.

39581. When did you hear of a promise of money?—A week or ten days after the election.

39582. Whom did you hear it from?—I heard it from Johnson.

39583. You asked him, you say, before the election whether anything would be going?—I did.

39584. And he told you he was not sure, but that he thought there would be something?—He said there was like a promise.

39585. Who did he say made the promise?—He would not tell me.

39586. Did he tell you, or lead you to think that he had any promise to give to you?—He said there might be something given, but he was not sure.

39587. Did you at previous elections, either in 1865 or in 1859, hear that there was money going, or a promise of money, among the freemen?—I can't say.

39588. I did not ask you if you got a promise yourself at either of those elections, but did you ever hear that there was money going, or the promise of money, among the freemen?—I think I heard of some promise. I can't exactly say now, it is so long ago.

39589. Did you hear the people making promises?—No, I heard of them.

39590. Can you tell us the names of any of the persons who told you that promises were made?—No, I could not mention anyone that told me, because I never minded it when I first heard it.

39591. Did you remember who had told you that when Johnson spoke to you about your vote in 1868?—(*No answer.*)

39592. Where does Johnson live?—In 2 or 3 Greek-street.

39593. Is he in the same place he was last year?—Yes, he is.

Thomas Henry sworn and examined.

Thomas Henry

39594. Mr. LAW.—In what ward do you live, in the Inns-quay ward, I believe?—I live in the Exchange ward, but I canvassed Inns-quay ward for a week.

39595. Did you attend any of the committee meetings in Dorset-street?—I attended one meeting, when Mr. White gave us instructions for canvassing.

39596. Did you get a canvassing card from him?—I did.

39597. I suppose that card contained certain streets which you were to canvass, and the names of the freemen living in them?—Yes.

39598. That was the card you used for the purpose of canvassing?—Yes.

39599. Can you tell us how many names there were on it?—There were twenty or twenty-five names on it, I think.

39600. Tell us within a week of when you got that card?—I got it within a week or more before the election.

39601. Can you tell us the day of the week you got it?—I couldn't exactly tell you that.

39602. The election, you know, was on a Wednesday?—Yes.

39603. You got the card the week before?—Yes, I think it would be the Wednesday or Thursday before the election.

39604. It was, at all events, within five or six days of the election?—It was about that time.

39605. Did you canvass the twenty-five persons whose names were on the card you got?—I canvassed every one of them personally with Mr. Cowan.

39606. Was he with you?—He was.

39607. Then that must be after the time at which Cowan and Mr. Hall were appointed jointly to canvass the freemen?—It was.

39608. Cowan had a list of all the freemen in the ward?—He had no list when with me, but the list which I had in my possession. His own list he had given in.

39609. Do you remember, were the names on the card you had printed, or were they only written?—They were not printed, they were written.

39610. They were the names of twenty-five persons from whom no satisfactory answers could be got?—No, the general canvassers went from 47, Dame-street—you must know that the ward was divided into districts, and the district I had contained twenty-five names.

TWENTY-EIGHTH DAY.

December 31.

Thomas Henry.

39611. Had you ever been in 47, Dame-street, yourself?—Yes, I was there with Campbell all the time.

39612. While you were preparing the lists?—Yes.

39613. Was that the only time you canvassed?—It was.

39614. How long were you with Campbell?—I was with him something about five weeks—between four and five weeks.

39615. Were you working with him until close on the election?—I was working with him until I went to canvass the Inns-quay ward.

39616. It was the last week before the election that you were canvassing the Inns-quay ward?—Yes.

39617. Had you been with Campbell in 3, Dame-street, or only in 47?—I was not with him in 3, Dame-street, because I inspected the ward in 3, Dame-street, for the lodger franchise.

39618. Then the only time you were with him was at 47?—The only time.

39619. The twenty-five names you got to canvass you say were written down on the card; they were not printed?—No, it was a card with the names written on it.

39620. After you had canvassed these twenty-five persons, what did you do with the card, did you return it to the committee?—I did not return it in. I had a dispute the first night I went there, with Mr. Lawlor; and Cowan gave it in.

39621. Did you hand the card to him?—I did, and he gave it up.

39622. Did you ever go back to the committee-rooms after the first night?—Never.

39623. When you say you had a dispute with Mr. Lawlor the first night you went to the committee-rooms, may I ask you what was it about?—Nothing but some remark he made in reference to Mr. White—he asked would he kick Mr. White out the next time he came in.

39624. Mr. Lawlor asked you?—No, he asked the question before every person in the room, for interfering with the ward. That was the only thing—it was something in substance to that.

39625. You did not think that that was seemly?—I objected to the remark at the time.

39626. That was the first evening you went there?—Yes.

39627. Had you canvassed anyone at the time?—No, not until after that.

39628. And when you had canvassed all, you handed the card over to Cowan?—Yes.

39629. Did you enter on the card the answers you got from each of the voters?—I entered either Guinness and Plunket, Guinness and Pim, or Pim and Corrigan—these were the only answers I got.

39630. Did you get any answer from any of those you canvassed, indicating that they wished to treat for their vote?—No; they were all intimate with Cowan, and strangers to me; the only one that made any remark was Yorke.

39631. What did Yorke say?—I called on him in the morning, he was not there; and I came away.

39632. Did you see his wife?—I did at a distance at the end of the yard—the yard is a very large one, I saw her with Cowan. I called again in the evening, and I saw Yorke. He had some lodgers in the house. There was a closet or a small room off the yard, and we went in there—his wife and his son, I think, were present at the time. He said he did not want his lodgers know anything he said. He said he was at work at Walpole, Webb, and Bewley's, that they took down on a slate, the names of all the parties who voted, but that that would not prevent him from voting on the Conservative side. He said he would like to get employment for his son if there was anything in that way going at the election.

39633. Did he state that the persons who canvassed him had offered him employment at £1 4*s.* a week?—He did not.

39634. You did not offer it to him?—No, I got instructions not to offer it to anyone.

39635. Did he say anything about being paid for his loss of time in voting?—No.

39636. Did his wife say anything to you about a lodger named Courtney?—In the evening she said that she had a lodger in the house, that it would be all right, and that she would get him down on the day of the election.

39637. Did you hear anything said by her about taking his clothes out of pawn?—No.

39638. During the four weeks you were with Campbell at 47, Dame-street, were you working all the time?—Yes. I was working altogether during that time.

39639. Were you employed by the week?—I was not, I went up to the office, and knowing Campbell I walked into the inner room. I saw Mr. Hodson at the door, and worked with Campbell from that out.

39640. Did you never get anything for working for these four weeks at 47, Dame-street?—I did not.

39641. Did you ever get anything for canvassing?—Nothing.

39642. Were you asked to sign one of the gratuitous papers?—I was not until the night before the election. I was asked by Mr. Lawlor or Mr. Barlow to sign it. I said there was no occasion for doing so, and he said it was better to sign it. I did sign it, and it was the only thing I had to do with these papers.

39643. When you went to work for a month with Campbell did you not think that you would ever receive anything for your services?—I did not. I would not have gone there but that I was working at No. 3.

39644. You were working at No. 3, I suppose, at the revision?—Yes.

39645. You were paid for that?—I was, but I never kept an account of my time, or over time for which I was paid at No. 3, after I went to 47, Dame-street.

39646. Were there other clerks working at 47, also?—Yes.

39647. About how many clerks were there at 47?—There were twenty at least; part of the time there were only five or six clerks there.

39648. Some of the witnesses stated that there were thirty clerks there at one time?—There may have been.

39649. Of these some were voters, and some were non-voters?—I believe so.

39650. They were pretty much the same class of persons—the voters and the non-voters; the voters were not a better class than the non-voters?—Some of them were.

39651. And some of them were not?—Yes.

39652. Was a clerk named George Thompson working in that room?—He never worked in that room.

39653. Were those who were non-voters paid regularly from week to week?—Yes.

39654. Did you think it strange that two people of the same class in life, the one a voter and the other not, should work as hard as they could, and yet that the voter because he was a voter should not be paid, while the non-voter was regularly paid?—I did so myself because I could afford it.

39655. I am not speaking of you, I am speaking of a different class of men—there were among the clerks some who were poor?—Not in Campbell's room, for I knew many men there that could live without working at all. I had nothing to do with any other room in the house.

39656. I suppose you have some knowledge of the freemen, do you know anything more of the freemen department than of the other classes of voters?—No, unless that I saw a copy of the list.

39657. Are you a freeman yourself?—Yes, I am.

39658. When were you admitted?—I was admitted some time before the election of '65.

39659. Were you admitted in time to vote at the election in 1865?—I was.

39660. Then it must have been in 1864 you were admitted?—Yes. I think so.

39661. It was done in the office for you, I suppose?—Yes, at least my father who was then alive told me to call over at the office. When I did call they asked me for eighteeen shillings. I said I would not pay it.

Thomas Henry.

My father afterwards asked me if I paid the fee. I said not, and he told me to call over again. It was with some difficulty I went there again.

39662. Did you pay any money?—I did not.

39663. Are you sure you did not?—I am sure I didn't.

39664. You voted in '65, I suppose, for Vance and Guinness?—I did.

39665. Were you employed at the time of the election?—I was not.

39666. Were you employed on the revision, or in any other way?—I was not. I was just after entering on business for myself, and I was very busy at the time.

39667. When did you first hear of anything wrong at the last election?—I didn't hear of it until I heard the evidence at the petition.

39668. Did you not hear even any rumour about it?—I did not.

39669. Did you see Campbell soon after the election?—I didn't meet him twice, I believe, after the election.

39670. Do you not live in the neighbourhood?—No, I live in South King-street, near Stephen's-green.

39671. When did you vote yourself at the last election?—I voted about half-past eight o'clock.

39672. Did you remain about here any time after you voted?—No, I went off to look after those voters I had canvassed. I found that they had come down to Green-street in the course of the day. I then went to see if they had come up.

39673. Were you back and forward between looking after these people and this court-house the most part of the day?—Not the most part of the day. I was a good part of the day going back and forward.

39674. Did you see Mr. White and Mr. Williamson here that day?—I think I saw Mr. White. I don't recollect seeing Mr. Williamson.

39675. Do you know Mr. Alma?—I do not.

39676. Do you know Mr. Byrne?—Mr. John Ouseley Byrne?

39677. Yes?—I do. I went to school with him.

39678. Did you see Mr. Byrne during the day?—I did.

39679. Where did you see him?—In the tally-room.

39680. Was it in the Temperance Hall?—Yes, I think that is the name of the place, in Halston-street, where the tally rooms were.

39681. You were not one of the persons he had there that day?—No.

39682. He was in that room with the clerks?—He was.

39683. There were a number of clerks, I believe, in the tally-rooms?—Yes, there were a number of them giving an account of how the polling was going on.

39684. Did you see Mr. Williamson there?—No.

39685. As a matter of fact are there rooms upstairs in the Temperance Hall?—There are.

39686. How did you go up there? Are there stairs going up, or was there a ladder of any kind, or temporary stairs, leading up to the rooms?—It was a sort of temporary stairs.

39687. A rough sort of thing?—A sort of rough sheeting along the wall getting up from the floor.

39688. Was there another room above?—There was, the larger portion of which was a glass partition.

39689. How is the upper part divided. Were there two rooms on the upper floor, in one of which Mr. Byrne was?—Yes.

39690. Were there clerks in both rooms?—There were.

39691. Was one set of clerks under Mr. Byrne?—Yes. The set of clerks under Mr. Byrne were taking an account of the polling.

39692. Was the other set in the same room?—No, the clerks in the front room were taking a list of those who had not voted; and were sending out for them to come in and vote. I went up stairs through a mistake. I was bringing a voter to poll at the time.

39693. Were you ever in the Temperance Hall before that?—I was not.

39694. You didn't see Mr. Williamson there?—I did not.

39695. Did you see Campbell that day?—I did, standing at the door of the court-house. Every time I saw him I saw him in Halston-street.

39696. Did you know a clerk named M'Guigan?—I do.

39697. You used to see him in Dame-street, I suppose?—Yes, he was employed on the revision.

39698. I believe he was a good clerk?—I don't know.

39699. Do you know a clerk named Reilly?—I don't know his name. I might know his appearance. I think I would know the appearance of every one of them.

39700. Do you remember a man named Delap?—I do well.

39701. Did you see him on that day?—The day of the election?

39702. Yes?—I don't recollect seeing him on that day.

39703. You did not see M'Guigan on that day?—I cannot recollect.

39704. Do you know Mr. Foster?—I was speaking to Campbell some time ago about him. I was asking him was he a small man with sharp features.

39705. Did you not know him by name?—I did not. I was not intimate with any of the parties in the Innsquay ward.

39706. Mr. TANDY.—You were one of the clerks that were drafted from No. 3 to No. 47, Dame-street, after the revision?—No; the clerks were not drafted until the end of the week. I was over there. I was doing nothing at the time. I went into the inner room and Campbell said, "Will you work with me?" I was not sent over with any of the clerks. I recollect the other clerks coming over afterwards. None of them came into the room that I was in.

39707. Did I understand you to say that all the clerks working in Campbell's room were working gratuitously?—As far as I saw I was not aware that any money was given to any of them. I knew some of them, and I believe that they could live without it.

39708. Did you think from what you saw that they expected to be paid for their labour?—They never gave me to understand anything of the sort.

39709. Were there more freemen among the clerks than any other class of voters?—I couldn't exactly say. I dare say that there were nine or ten voters in a room where there were twenty or thirty clerks. I can't say whether these were freemen or not.

39710. Mr. LAW.—Did you ever hear of I. O. U's?—Never, until the petition.

Richard Walker.

Richard Walker sworn and examined.

39711. Mr. LAW.—I believe you are a freeman?—Yes; I am.

39712. And have been so for some years?—Yes.

39713. For how many—twenty years?—No; I would certainly say about seven or ten years.

39714. You voted in 1865?—Yes.

39715. Did you in 1859, when Grogan, Vance, Brady, and M'Carthy were up?—I cannot say whether it was 1858 or 1859.

39716. What was the earliest election you remember?—The last was 1865, when Mr. Pim was a candidate.

39717. Do you remember in 1865 when Mr. Pim started, and before that when Mr. Grogan and Mr. Vance, and Mr. Brady and M'Carthy started?—I remember that election.

39718. Did you vote at that election?—I remember voting for Mr. Grogan and Mr. Vance.

39719. How many times have you voted?—I cannot say.

39720. Did you vote in 1865?—Vance was up in '65, and Grogan.

39721. Answer the question—Did you vote in 1865?—I think I did.

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39722. At how many elections have you voted?—Since ever I became a freeman.

39723. When did you become a freeman?—That is what I cannot say.

39724. Are you a freeman ten years?—I am not positive.

39725. I do not ask you to the day of the week?—The list will tell you.

39726. How did you become admitted—by what title?—Servitude and father.

39727. Mr. MORRIS.—When did that happen?—That is exactly what I cannot remember—I cannot remember a particular date.

39728. Mr. LAW.—We do not ask you the day nor even the year—tell us within two years?—I beg your pardon, I did not hear you.

39729. Are you deaf?—Not in the slightest.

39730. Tell us within two or three years when you became a freeman?—To the best of my opinion it is about seven or ten years ago—it might be more, it might be less.

39731. How did you get admitted?—I went before the Lord Mayor.

39732. Who filled up your beseech—was it Mr. Atkinson?—I would think so.

39733. He was the Conservative agent—did you go to Dame-street?—No; to Church-lane.

39734. Was it through the Conservative agent?—Yes.

39735. Who paid the fee?—I did not.

39736. Then I suppose the Conservative agent did?—I cannot say. I suppose so.

39737. Do you remember November, 1868—the last election?—I do.

39738. Do you recollect seeing Mr. Barnwell that day?—I do.

39739. Where did you meet him?—I cannot tell you exactly whether he came into my shop, or I met him in the street. I cannot swear positively.

39740. Do you remember being in any place of refreshment with him that day?—I do not. I am in places of refreshment almost every day.

39741. What sort of refreshment places?—Sometimes at Spadaccini's

39742. Do you know the house at the corner of St. Andrew-street—what is the name?—Kinsley's.

39743. Were you there with Barnwell?—I cannot swear positively.

39744. I do not ask you to swear positively, and pray do not waste time in this manner?—I am not wasting time.

39745. Have you any recollection of being there?—I have not.

39746. If he swore it, you would believe it?—Yes.

39747. Do you recollect whether you were in the habit of going there in 1868?—Yes. I did not go there as a rule, but if I happened to be in the neighbourhood I would turn in. My place of business is convenient to it.

39748. At what hour did you vote?—To the best of my belief it was rather late, for I could not leave my shop.

39749. About what hour was it—I do not fix you to a particular time?—Considering that it was November, I would say it was between three and four o'clock, I think it was evening time.

39750. I suppose that was after you had had your lunch?—It is to be supposed so.

39751. If Barnwell swore that he was in Kinsley's about one o'clock taking a chop and saw you there, is there any reason to disbelieve him?—No.

39752. We may take that to be correct?—Yes.

39753. Had you seen Barnwell before the day of the election?—Yes; it is likely that I did—he is an old acquaintance.

39754. Were you a member of any committee?—I would not have anything to say to it. Before you go further, sir, I beg to say that there are many of my name.

39755. It is Barnwell's friend of whom we are speaking?—I did not exert myself.

39756. Did anyone ask you for your vote?—No.

39757. Did anyone canvass or ask you for your vote before the election?—Not that I remember; they knew how I would vote, and that there was no use in asking me.

39758. You will save yourself a great deal of trouble by merely answering the questions put to you. To what ward do you belong?—I belong to none.

39759. In what ward is your residence?—I cannot say; it is outside of the city—Beggar's-bush.

39760. Where do you live?—On London Bridge-road. Havelock-terrace.

39761. Did any canvassers come and ask you about your vote?—Previous to the election?

39762. Yes, previous?—Not that I remember.

39763. Did you get a circular?—Oh, yes, I got circulars from both sides.

39764. Did you answer any of them?—No, I got four sets of circulars.

39765. Did you tell anybody before the day of election how you were going to vote?—I may have done so.

39766. Did you?—I cannot say.

39767. Did you speak to anybody before the day of election as to how you would vote?—No.

39768. Did you ask any brother freemen how they were going to vote?—I might have done so casually; people generally speak at elections about such things; but I will not swear positively.

39769. Do you believe you did?—The chances are that I might speak of the matter.

39770. It is no answer to say that you might do a thing. I only ask you, to the best of your belief, did you speak to anyone and ask for his vote?—Certainly not.

39771. I do not mean for yourself?—No, nor for anybody else.

39772. You do not believe you did?—No.

39773. Did you upon the day of the election speak to any freemen about the way you were going to vote?—No, not that I know.

39774. Did you speak to Barnwell about your voting?—He spoke to me; I don't know the conversation, only that we would vote. I went up and voted; nobody asked me; I did not wish to have myself bothered, and if you allow me I will give you the reason why.

39775. Proceed?—Upon the occasion of the election of Guinness and Vance, I think it was that election, and some people came into the shop to canvass me. The Hon. Mr. Plunket called upon me.

39776. Mr. MORRIS.—That was in 1868?—It was when they were up as candidates. "The only thing is," I said, "I would not bother myself about the matter, I would not lose my time, and if I lost my time for a day or two I would expect to be paid."

39777. Mr. LAW.—To whom did you tell this?—To some of the agents.

39778. Was that in 1865?—I will not swear it, but it was the time Mr. Vance, and old Mr. Guinness were candidates.

39779. Do you mean the election before the last?—I think so—everybody knows the day they went up. I do not keep a tablet.

39780. To whom did you tell this? Was 1865 the year of the election?—I do not know. I do not know positively.

39781. To whom did you tell this, that you would not lose your time—was it to any of the agents?—To some of them I said I did not want to work for any man for nothing.

39782. You voted however for Guinness and Vance?—I voted for the Conservative members.

39783. Did you receive anything for your trouble at that time?—No, never received a shilling in my life.

39784. When you told the agent you would not lose your time, what did you mean?—That was not to go canvass.

39785. Did he ask you to go canvass?—He said he could get me a post. I asked him what kind of post; he said I might be a tally clerk or something of that kind. I said I did not like to sit there all day, and

that anyway in which I would be useful would be in going about and bringing up voters.

39786. Did he then propose that you should be appointed a canvasser?—He said, "If I did take the appointment I could only get a guinea for the day;" and I said, "I would not take that sum, that I would not bother myself, and would rather work for nothing," which I did.

39787. What conversation had you with Barnwall—this is a much more recent affair—upon the day of the last election?—I do not know that I had any.

39788. Did you say anything about freemen holding back?—Not that I am aware.

39789. What were you talking to him about?—I could not say—the general topic of the day was that.

39790. Do you know a freeman named Fitzgerald, living in Bishop-street?—No. I might know him if I saw him. I do not know him by name.

39791. Do you know a man called Fitzpatrick in Nassau-street?—Yes.

39792. Is he a freeman?—I am not aware.

39793. Or a voter? Are you aware that he is a voter?—I am.

39794. Did you see him on the day of the election?—I may have done so.

39795. Say you know or do not know, but not that you might?—I don't know. As he passed up and down the street I might have seen him.

39796. Do you believe you saw him?—The chances are I did.

39797. Do you know French in Lincoln-place?—I do.

39798. Did you see him upon the day of the election?—No. I could not swear.

39799. Do you know people named Moy?—No.

39800. Do you know a person named Batt in Camden-street?—No.

39801. Or a person named Morriss in Aungier-street?—No.

39802. Did you say to Barnwall it was a great pity something was not done with the voters who were holding back?—I don't remember using those exact words.

39803. But you might have made the observation?—I might have said that if there was an active canvasser a good deal could be done.

39804. Mr. TANDY.—Are you certain that you do not know any person of the name of Morriss?—My brother was engaged at the Liberal side, he is like me, and perhaps you are mixing us up.

39805. I suppose Barnwall knows Walker the cutler of Nassau-street, whom he met in Kinsley's at one o'clock on the day to which I have referred? Are you that man?—I am.

39806. If he swears it do you believe you stated to Mr. Barnwall in Kinsley's, that it was a pity something was not done with the voters who were holding back?—I don't know that I used those exact words. I might have said if some active canvasser were engaged a good deal could be done

39807. It was rather late for a canvasser when the election was nearly over?—It was not over.

39808. It was one o'clock?—A good deal could be done still.

39809. Did you say it was a pity something was not done?—I might have said so.

39810. What did Barnwall say? Did he say he would see about it?—I cannot tell.

39811. Why you are very forgetful?—A bad memory for dates.

39812. I am not asking about dates; the day of the election was well marked. Do you remember when you said it was a pity something was not done with those holding back, what he said?—I suppose he said it was.

39813. Did he give you to understand that he would see and do anything about it?—I understood from him that he would bring all the voters upon the side on which he was interested.

39814. You were both upon the same side?—Yes.

39815. Did he lead you to believe that he would see about it?—He led me to believe that he would use exertion to get all the voters he could, because there were a great many voters besides freemen, who required to be stirred up as well as they.

39816. Did Barnwall mention the name of any gentleman to you?—Not that I am aware of. I was not personally interested.

39817. Did you hear the name of Boyle mentioned?—No.

39818. Did he mention Parker's name?—Not that I remember.

39819. Do you know Parker of Waterhouse's establishment?—There are two or three of that name. I have a slight knowledge of him.

39820. Have you spoken to him?—I may.

39821. Do you know the man?—I think I do; if I saw him I could point him out.

39822. Do you know him to speak to?—I may have done so, but we are not acquainted. We are not intimate. I have a very slight knowledge of him.

39823. Was Parker's name mentioned by either of you upon that day?—Not that I remember.

39824. Did Barnwall leave you behind in Kinsley's that day, or did you leave him there?—I cannot say.

39825. Did you see him again that day?—I don't think I saw him again after we parted.

39826. Did you see him after you parted in Kinsley's public-house at one o'clock?—First of all I cannot swear I saw him there at all.

39827. But after the lunch, wherever you had it, did you see him again?—To the best of my recollection he led me upon my way up to vote.

39828. Did he bring you with him?—I had a friend acting as check-clerk, I wanted to ask him about a matter, and I went round that way.

39829. You could not have been two or three hours?—I dropt in, here or there, met a friend, and had some drink.

39830. Do you mean Barnwall?—No; I had a second, another casual friend.

39831. Did you meet your friend before you polled?—I did not poll anyone.

39832. Did you yourself poll?—Yes.

39833. Was it after lunch with Barnwall?—It was not with Barnwall.

39834. I say after you had the lunch with Barnwall, did you spend the time between that with your friend?—With other friends.

39835. Let us have the names of any of those friends?—I cannot tell you one. I think I got a cab; I went in a cab, and I called on my friend.

39836. Who is your friend?—His name is Ryan; he is a tally-clerk.

39837. You did not take a drink with him?—Yes; we came out. I asked him would he do some business for me—he gave me directions.

39838. What was it about?—It was a private business concerning my shop; it was a money matter about meeting a bill.

39839. I do not want to pry into your private affairs, but indicate to us the nature of the business?—It was a monetary matter relative to business, but nothing whatsoever to do with the election.

39840. Was it about a bill that you had to meet?—Something in that way; I cannot positively swear.

39841. Did you ask him to lend you money?—It might be, because he often did so before.

39842. What is his Christian name?—Edward.

39843. Did you ask him to speak to anybody else about the bill?—No; it was to ask him whether I would do a certain thing or not. It was quite apart from electioneering.

39844. Did he consent?—Whatever advice he gave I thought it was good. I asked him would it be safe to give money to a third party. It was upon a matter of business, and had nothing whatever to say to the election. I asked him would it be safe to give money. I said whatever the matter was, "Would it be safe and wise to do it."

39845. Was it about lending money?—No, to pay money.

39846. Then you asked him would it be wise to pay

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money?—Yes, or do whatever that third party wanted me to do. I think it was about sending money to a customer, in England; and I thought if I lodged the money in the bank it would be the better way to send it.

39847. Your difficulty was as to sending money to England?—Yes.

39848. I thought you told us the transaction was about a bill?—Yes, for I had not enough of money to pay the bill.

39849. I suppose you had heard before that about a letter of credit?—Indeed I did. I cannot tell the exact time.

39850. How long did Ryan stay with you?—Not long; there was great confusion in the yard.

39851. Where did you go to?—To Green-street.

39852. You did not get there till half-past three o'clock?—I spent better than an hour listening to the men being polled, and I saw several whom I knew.

39853. You say you saw several friends who detained you, and that you spent your time taking refreshment with your friends from the time you met Barnwall till you went to poll. Who were the others besides Ryan?—[*No reply.*]

39854. Were there others?—There were others.

39855. What are their names?—I cannot tell, I met so many. I met half a dozen in Halston-street.

39856. When you got to Green-street did you find your booth at once?—No, I met some friends. I went to a place at the back of this court-house.

39857. The Temperance Hall?—I do not know the name; it was at the other side of the street.

39858. Did you see Barnwall or Parker when you came up here?—No.

39859. Were you speaking to anyone?—I met a young man named Flint.

39860. What is his Christian name?—He is dead. I met none of the others. I went there myself and voted. I had to wait and call the attention of the party to it; they were talking in the booth.

39861. They thought, I suppose, that everybody had been polled till you came up?—No, there was a man or two a little beside me.

39862. I suppose you were about the last that was polled?—I cannot say; I stopped an hour or more in the street meeting friends.

39863. Tell us who it was you met?—I know—I am positive—that I met this young man, Mr. Flint, who is dead since.

39864. Can you give us the name of anyone who is now living?—I think not.

39865. You could not give us the name of any living man whom you met?—I could not that I can call to mind.

39866. Did you happen to see Fitzpatrick that day?—Certainly not.

39867. Not at all?—I would be inclined to swear that I did not.

39868. Can you give us the name of anybody you met that day?—If I could think of anybody. I think I can give you the name of one friend who was acting as sub-sheriff—Mr. Richardson.

39869. Were you talking to him long?—No; he didn't leave his office. I was talking to him, and asked him how he did.

39870. Were you speaking to anyone else?—No; I cannot call to mind.

39871. Do you know Mr. William John Campbell?—I know a Mr. Campbell, but whether his name is William John or not I don't know. He lives in Camden-street.

39872. Do you know the Campbell who has had charge of the freemen for so many years?—I may have seen him, but I don't remember him.

39873. Do you know Mr. Williamson or Mr. White?—I know a Mr. Thomas Williamson.

39874. The solicitor?—No; I don't know him at all.

39875. Do you know Mr. Fell White?—I don't think I do.

39876. Your impression is that you did not see Mr. Barnwall when you came up the street?—My impression is—no. I didn't go by Capel-street. The cab drove round backwards, and I remember being in conversation with an inspector of police on my way.

39877. Mr. TANDY.—Did you go home in the cab after voting?—No, three or four of us went on a car.

39878. Mr. LAW.—Can you give us the names of any of those?—I cannot, but one friend, that is Flynn.

39879. Did he and the others go in with you to get more refreshment?—Yes.

39880. Where did you drive then?—I think we drove down Capel-street; but there was great confusion, and I can't tell exactly.

39881. Were you in any house in Capel-street that day?—I might go into some house to take a drink, but I don't remember what we did, for the crowd was stone-throwing, and shouting, and shallooing.

39882. Do you know Forrest's house in Capel-street?—A printing office?

39883. Yes, a printing office. You know where Espy's printing office is?—No, I don't know anything about it; but of course I could find it out.

39884. I suppose you could find out 76, Capel-street?—I could, to be sure, but I could not now distinctly point to it. Is it near Edmundson's?

39885. On your oath, were you at 76, Capel-street that day?—On my oath, I was not.

39886. Did you see a ticket in anybody's hand that day?—No.

39887. Did you ever hear that an application was made, or to be made to anybody, to get the sum of £5 for you?—No.

39888. You never heard that?—No.

39889. Did you not see it in the papers during this inquiry?—I did not see it in the papers.

39890. What is your name?—Richard Walker.

39891. Of Bath-avenue?—Yes.

39892. Well, I see you are not last on the list of those that polled—there are two after you?—I don't know how many there were after me.

39893. You are very near the end?—That was just to please my fancy. But little would have made me not go at all. I didn't care to go.

39894. We know that. Did you see any young gentleman walking about here with a glass in his eye?—The whole street was one crowd, and as to seeing people with glasses in their eyes, I could not tell you.

39895. I ask do you recollect whether you did or not?—I swear I didn't take the slightest notice of any young man with a glass in his eye.

39896. Did you see railway tickets with anybody?—Not one, that I know. I will swear that I didn't see any tickets, or anything of the kind. I saw a card with the names of the candidates on it.

39897. Did you never hear, at any time, up to the present hour, that an application had been made by anyone to get £5 for you, as well as the same sum for others, because you had been "guaranteed" and brought up to the poll?—No, sir.

39898. You never heard that?—Never.

39899. You did not even see it in the papers some days ago?—When my attention was called to something in which my name was mentioned, I laughed at it, and I didn't know what it was about.

39900. Who drew your attention to it?—Several friends.

39901. You hear now better than you did?—I do hear, sir.

39902. Several friends. Can you give me the names of any of those friends?—Why, I met a friend in the street, and Mr. Barnwell came in, and he told me my name was in the paper. "Why," said I, "what about it?" I couldn't understand what he meant.

39903. Did he show you the paper then?—He did not. He said that somebody had mentioned my name.

39904. Did he tell you that he had mentioned it himself?—I think he did.

39905. Why was he giving it so anonymously as that? Did he tell you that Parker had written to Mr.

Boyle, asking him for £45, and £15, that is £5 for you and £5 for each of the people that he had got to the poll—did Mr. Barnwall tell you that?—He did not.

39906. You say that somebody called your attention to the paper—did you look at the paper?—Not till a friend showed it to me.

39907. But a friend did show it to you?—Yes; a friend showed me a piece of *Saunders's*.

39908. Did you look at the piece of *Saunders's*?—Yes? I saw the day's proceedings.

39909. Did you see in *Saunders's*, "guaranteed and brought up to the poll by Joseph Parker, R. A. Walker of Nassau-street, &c."?—No; it is very kind of Mr. Parker.

39910. "Dear sir, attached you have a list of the parties I went for yesterday evening, after seeing you. Where shall I apply for same?"—I know nothing about it.

39911. Do you remember, now, that you lamented with Mr. Barnwall that voters were hanging back?—I don't remember. If I did speak of it, it was not in that way.

39912. You appear, certainly, to have very nearly held back too long?—I am much obliged to you, but it was not with that intention.

39913. Mr. MORRIS.—You voted for Guinness and Plunket?—I did.

39914. As good supporters of the Constitution, in Church and State?—Just so, sir.

39915. Mr. LAW.—You voted the same way in 1865?—Yes.

39916. You always voted that way?—Yes.

39917. Have you ever canvassed at any election?—Well, I did canvass, I think, in 1865.

39918. In 1865?—Yes; I canvassed a few friends about me, but that was all I did; it was more voluntary than anything else.

39919. Were you offered anything for your services?—Mr. Eames, solicitor, sub-agent to, I think, Mr. Gibson, managing agent for Vance and Grogan, or Guinness and Vance, I don't know which; it was at one time, but at which election I don't know.

39920. But Mr. Eames did what?—I told Mr. Eames that I could not canvass unless I was paid for canvassing—for my time.

39921. What I asked you was this—when you did canvass were you offered anything for your services?—No; I got bad treatment, and that was the reason I was so careless on the next occasion, and would not interfere.

39922. Did you ever canvass before that?—No.

39923. You never had any appointment connected with an election—as poll-clerk, or anything of that kind?—Never; my brother was, I told you.

39924. For whom?—Sometimes on one side, and sometimes on the other. When Pim was up, among the Conservatives they thought him a very good man, and divided their votes for him; but I was not personally engaged—nothing but the excitement.

39925. You voted for the Conservatives in '65—did your brother vote the other way—for Pim?—I don't know whether he voted for Pim and Corrigan, or for Pim and Guinness.

39926. Just answer what has been asked you—did he vote for Pim in 1865, when Pim was up alone?—I am not aware; but he voted for Mr. Pim at one time.

39927. Did he vote for Mr. Pim the last time?—I don't know.

39928. Is he a freeman?—He is.

39929. Was he employed at the last election, for anybody?—Yes, I think he was. Yes, he was.

39930. As what? As a canvasser for Pim and Corrigan?—Yes, exactly.

39931. Well, did he try to persuade you to go over?—No.

39932. Did he ever speak to you about it?—Not that I am aware of. No. He got employment, and was paid for his labour; therefore, of course, he was inclined to earn his money.

39933. I am speaking of your brother acting as canvasser for Pim and Corrigan in 1868. He being their canvasser, did he ever ask you, or try to bring you over?—No; he had great doubts, at that time, whether he would vote at all.

39934. You say he was a canvasser?—Yes.

39935. Did he get anything for the canvass?—He did.

39936. How much?—He got £5 from the agent of Pim and Corrigan in my presence.

39937. Where was he paid?—The gentleman was the agent.

39938. I am asking you where was he paid?—In the offices in Eustace-street.

39939. Whose was the office?—I forget his name. He was here a while ago.

39940. Do you know the name?—I would know it if I heard it.

39941. Are you sure it was in Eustace-street?—I think it was.

39942. Was it Mr. Pim's agents, Messrs. Molloy and Watson, or Mr. Fitzgerald?—Molloy and Watson.

39943. Were you in when he got paid?—I was.

39944. What took you in?—I happened to be walking with him, and I went in to see that he was paid. He had called once or twice, and had some little difficulty in getting the money.

39945. But you saw him getting it that time?—I did.

39946. I suppose he gave a receipt for it?—He did.

39947. And he voted at the last election?—Yes, so I believe.

39948. Mr. TANDY.—On the day of the last election, did anybody ask you to go up to vote?—I believe one or two did; but I cannot say.

39949. Do you recollect their coming to you in the course of the day, wanting you to go up?—I can't tell you. I think one or two called, and I told them I couldn't stir, that I had no one to take my place, and it would be time enough by-and-by.

39950. Who were they?—I couldn't say.

39951. To the best of your belief, who were they? Did you know them to speak to?—No; they made themselves known to me. Both sides did.

39952. On the day of the election?—Yes; they always did.

39953. Do you recollect any person that called upon you the day of the election, asking you to vote—the name of any person?—I couldn't say positively. I don't remember.

39954. To the best of your belief and recollection?—Somebody did call.

39955. I know that; but I am asking you do you know the names of any of those persons?—I cannot call to mind the names of them.

39956. Of any of them?—I do not.

39957. Have you got any person in your shop with you?—Yes.

39958. Had you at that time?—There are only three young children, my daughter, and——

39959. Are those the only persons who were in the shop with you?—I couldn't swear, but I think so.

39960. Had you no assistant?—Not that I am aware of.

39961. No one to help you in the business?—No, I had an apprentice, but his time was out before that time.

39962. How long before the election?—I could not say.

39963. But he was not in your shop on the day of the election?—I would not swear he was.

39964. To the best of your belief was he, or was he not?—To the best of my belief he was not.

39965. What was his name?—Rennick; he left the trade, and had to leave me.

39966. What time? About what hour did he leave your shop on the day of the election?—Well, it was latish in the day; it was about dinner time.

39967. "Latish in the day" is a very vague expression?—It was in or about two o'clock, to the best

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Richard Walker.

of my belief. I may have gone out and come back again.

39968. To the best of your belief, was it about one o'clock when you went out?—I would not swear.

39969. Would you swear, to the best of your belief, that it was not about twelve o'clock when you went out?—I would not.

39970. "Latish in the day" may mean between eleven and two o'clock? To the best of your belief, when did you go out?—About dinner time.

39971. What time is dinner time?—About one or two.

39972. What time did you reach Green-street?—I answered that before.

39973. Well, answer me again?—I think the time I reached Green-street was between three and four.

39974. Are you as hazy about that, as you are about the time you left your shop? Will you venture to swear you were not in Green-street before three o'clock?—I think it would be wrong swearing if I did.

39975. What do you mean by that?—That it wouldn't be the fact.

39976. Were you, to the best of your belief, in Green-street that day before three o'clock?—No.

39977. How long were you in Green-street before you voted?—A very short time.

39978. How long was that?—It might be a quarter of an hour, and it might be ten minutes.

39979. To the best of your belief, how long were you in Green-street that day before you voted?—Between ten and fifteen minutes.

39980. Well, how long did you remain in Green-street that day after you had voted?—Till the election was over.

39981. How long?—We were waiting to hear the result of the poll.

39982. To the best of your belief, did you remain an hour in Green-street after you had voted?—I think I did.

39983. Did you remain more than an hour there after you had voted?—Well, the election was over about half-past five, and I met some friends, and we went over somewhere to get something, and got a little jolly; so we got a car and went home. I don't know how we got home.

39984. Did you remain in Green-street after voting, for an hour or an hour and a half that day?—No.

39985. In any other street?—Well, I think we went into a side street to get refreshments.

39986 Did you go into any other street but the side street?—I think not.

39987. Did you go into Capel-street?—Not till I went home. If you ask me did I go into 76, Capel-street, that day, I say I did not.

39988. I say, did you go into Capel-street during the hour, or the hour and a half, that you were there?—I don't know.

39989. Did you, to the best of your belief?—No.

39990. Did you go into any house in Capel-street?—I did not.

39991. Did you see any £5 notes changed that day?—No.

39992. Did you tell Barnwall that some voters were hanging back?—I did not, I think.

39993. Did he tell you that?—Well, he told me that they were not coming up as they ought.

39994. Will you swear that you did not tell Barnwall, on the day of the election, that there were voters hanging back? Yes or no to that, to the best of your recollection?—To the best of my recollection I did not. I think it was he that told me.

39995. Well, if Barnwall swore that you did tell him that, would it be true or false?—I couldn't swear.

39996. Did you know that there were voters hanging back that day?—I did not, certainly.

39997. Did you hear that there were voters hanging back?—I may have.

39998. To the best of your recollection, did you hear that there were voters hanging back?—Yes, I heard that there were some people hanging back.

39999. During what portion of the day did you hear that?—I don't know what portion of the day I heard it.

40000. From whom did you hear it?—I don't know from whom.

40001. On your oath, do you know the person from whom you heard it?—I heard it from several.

40002. Can you mention anyone?—I think I heard Mr. Barnwell.

40003. Any other person?—No, I don't remember.

40004. On your oath, have you the slightest recollection of any other person except Mr. Barnwall, who says you mentioned it to him?—No.

40005. Did you see Mr. Parker that day?—On my oath, I cannot say.

40006. To the best of your recollection and belief, did you see Mr. Parker that day?—To the best of my recollection and belief I did not see him.

40007. Can you form a belief as to whether you saw him that day?—Well, I can't.

40008. Can you form a belief as to whether you saw him?—I can't say. I did not.

40009. What is your belief?—My belief is very confused on the matter.

40010. I can see that plainly. But can you form a belief as to whether he called on you or not?—Well, several people called on me.

40011. I am not asking you whether several people called on you or not; but can you form a belief as to whether you saw him or not?—No, I cannot.

40012. If Mr. Parker wrote this, "Guaranteed and brought up to the poll by Joseph Parker," and mentioned your name among others, would that be true or false?—It would be false.

40013. Did anyone go with you when you went to the poll?—No, to the best of my belief, I went by myself.

40014. Are you quite certain of that?—Yes; I have proof of that; I spoke to a horse-inspector of police. Then I went in the back way, through the crowd, and got in myself.

40015. You know you came up by yourself, because you came through the horse police?—Exactly; I spoke to the inspector.

40016. Mr. LAW.—You say that several people called in that day to ask you to go up to vote?—People generally did call in.

40017. Can you form a belief as to whether Joseph Parker was one of those?—I cannot; I tell you that my acquaintance with him is very slight.

40018. Do you know the man by sight?—I dare say I would know him if I saw him.

40019. Mr. MORRIS.—You heard of all these people by the papers the other day, when you heard that your name was mentioned?—I just saw that paragraph, but nothing more.

40020. Now, have you seen Mr. Joseph Parker since?—I did not.

40021. You did not?—No.

40022. Were not you perfectly aware of this paper?—I was not, on my oath.

40023. Do you know what is in that paper?—No.

40024. Mr. Parker mentioned your name in that paper as having been "guaranteed," and to get £5. Did you see that in the papers?—Well, I didn't see it.

40025. Can you swear that?—I can. The only paper I saw was a half sheet of *Saunders's*, with a pencil mark.

40026. Did Mr. Barnwall tell you of what Mr. Parker swore in court?—No.

40027. Did he tell you of the point, so far as you were concerned, that you were mentioned here as "guaranteed and brought up to the poll"?—I think so.

40028. Now, if he told you that, as I should suppose he did, would not you go and remonstrate with Mr. Parker?—No; he didn't tell me in these words; he didn't impart that to me.

40029. Mr. LAW.—Do you know Mr. Campbell,

who has been inspector of the freemen so long?—I might know him if I saw him; but I don't know him personally.

40030. Do you not know him by name?—Oh, you will know many a man's name and not know him.

40031. Do you know Parker?—I have been asked that question before.

40032. Do you know him?—Well, not very well.

40033. Are you an Orangeman?—I am.

40034. On your oath did not you know that Parker and Campbell were both Orangemen?—On my oath I did not.

40035. You did not know it when you joined the order?—No, nor since. I didn't know it till I heard it now.

40036. Did you ever hear that either of them was an Orangeman?—Not till now.

40037. Did you never know that Parker was an Orangeman till now?—Not till you told me. I am not very long one myself.

40038. How long? Seven or eight years, perhaps?—No, nor more than as many months; I suppose about a year, and we meet in lodge only once a month.

40039. Did you ever see Parker in lodge?—No, sir, not to my knowledge.

40040. Is Mr. Barnwell one?—I am not sure. I should rather think he is not. He may have been some years ago; but I don't know whether he is now.

40041. Did you know any man named Campbell who was one?—No; not to my knowledge. I don't know, generally.

40042. As a freeman, who knew something about elections, do you mean to tell us that you did not know a man called Campbell, by sight, at all events?—Well, if you show him to me, I will tell you whether I know him or not.

40043. I do not know where he is now; but he is pretty well known. There he is; now do you know him?—Yes, I know that man.

40044. Did you know he was Campbell?—No.

40045. How long have you known him?—I know him just passing up and down.

40046. Have you known him ten years?—No. I know him as a Dublin man, passing up and down.

40047. Did you ever speak to him?—Why, he had some business with me once, in the newspaper business, collecting some small account or another.

40048. Five or six years ago?—Yes.

40049. That was when he was in the *Express* office?—I don't know in what office he was.

40050. Was it when he was connected with the *Express* newspaper?—I don't know; I think it was the *Commercial Journal.*

40051. How long have you known him?—I have known him only lately. I often saw him speaking to men that I knew.

40052. Did you see him speaking to Barnwall?—No.

40053. Who were the mutual friends you saw him speak to?—I often passed through the street with friends, and he would stop to speak to them.

40054. But did you know his name was Campbell?—He will tell you himself, if he tells the truth, that we are no way acquainted. We don't keep one another's company.

40055. Do you know him by name?—I know fifty men in this court by name, and I don't know them.

40056. Did you see him in Green-street that day?—I did not.

Mr. *Frederick Sutton*, recalled and examined.

Mr. Frederick Sutton.

40057. Mr. LAW.—I believe you have found the books, Mr. Sutton?—Yes, I found them all.

40058. Do you happen to know of any for the North City ward?—Oh, the only book I ever had for the North City ward is there.

40059. Are there minutes in it?—Some of the wards had a book, but no minutes in it.

40060. Why not?—Because they were too wise to be writing nonsense.

40061. Did you not give them directions to keep minutes?—No, decidedly not.

40062. Were not they supplied with books?—Some kept books themselves.

40063. Were there no instructions issued to the committees to keep minutes?—No.

40064. Were there instructions issued to keep none?—They were not instructed one way or the other.

40065. But do you know if any instruction was given to them not to enter minutes?—No, I never suggested it at all.

40066. Here are a number of names in pencil. Will you tell us whose handwriting is that? You see "Henry," something, there?—I see "William Henry" something.

40067. Whose handwriting is that?—I really don't know.

40068. And "John Thomas Barlow." You don't know the handwriting?—I do not. I have no papers connected with the 1865 election, except the papers that I sent here in the bundle, not one strip. In fact, I have very few papers, and most of those contained in that bundle are mere private ones.

40069. Have you any idea what became of the papers?—I think the great bulk of them went to 3, Dame-street.

40070. In 1865?—In 1865. This was the habit at elections, to send them up after the elections were over. They were very much in our way.

40071. They were sent to No. 3?—Yes.

40072. The only other things we want to see are the papers connected with your cross-petition, which, I think, it is now time for us to see?—In that case; I have lodged the bill of particulars.

40073. This, of course you know, involves no question of privilege at all. I mean, it was information you got against people who were not your clients, and in making this inquiry we shall require to see those papers?—If you like, I will write to Mr. Plunket about it. I got a letter saying he was not in town.

40074. It may be more satisfactory, perhaps, to yourself, to write to him at first; but it admits of no question?—I really have lodged a document which gives the particulars. That is not clearly a privileged document; it is a public document.

40075. It is the papers connected with your cross-petition, the evidence in support of your charges, that we want to see?—I will write to Mr. Plunket this evening.

40076. Mr. TANDY.—We want to try and prove your case for you.

40077. Mr. LAW.—I presume that part of the case dealt with the freemen? We have no concern with anything else?—Oh, yes; in the bill of particulars I think the freemen we agreed on were kept separate from the lodgers and rated occupiers.

40078. That makes the matter quite simple?—Quite simple.

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James Fitzgerald.

James Fitzgerald sworn and examined.

40079. Mr. LAW.—What is your occupation?—A bookbinder.

40080. In whose employment are you?—Mr. James Charles's, 61, Middle Abbey-street.

40081. Is that a bookbinding establishment?—No, sir; it is a printing-office; and I do jobs in the house.

40082. Do you work in Abbey-street, in your own house?—In his own house, these last fifteen years.

40083. In Mr. Charles's house?—Yes.

40084. At bookbinding?—At bookbinding.

40085. You have been a good many years a freeman?—Forty-one years.

40086. And you have voted, I suppose, at all elections?—I have.

40087. Every election?—Every election.

40088. And always the same way?—Always the same way.

40089. Do you remember the last election, in 1868?—Perfectly well.

40090. What time did you vote that day?—Between twelve and one.

40091. Do you know Mr. Barnwall, who lives near you?—Yes, quite close.

40092. Two doors from you?—Yes, two doors from me.

40093. Had you been speaking to Mr. Barnwall before the election about your vote?—Not a word to anyone.

40094. Did nobody come to canvass you?—They came and asked me for my vote, and said, "I needn't put you down, for I know you will vote the right way."

40095. Did they come more than once?—Twice.

40096. Could you tell us who they were, that came to you?—Really I couldn't say.

40097. Did not you know them?—Not personally.

40098. Did you know them by name?—Not even by name.

40099. Yet they seemed to know you?—They had their cards in their hands, my name was on the cards, so they must have known me.

40100. But they said they knew how you would vote right, and there was no use in asking you?—They knew from former elections.

40101. When they came the second time, had they less confidence in you than the first time?—I told them they needn't ask me, for I was always engaged at the elections, for the last 24 years. I was always engaged as personating agent, up to the present; and I saw the placards on the wall, that no freeman would have a situation, so I washed my hands out of it altogether.

40102. You did not ask for any employment?—I did not; that was enough.

40103. Up to that time, for 24 years, you had been a personating agent at elections?—Yes, sir.

40104. And before that time had you any situation?—No.

40105. No situation?—Never, sir; there was plenty of employment; but I didn't ask after it.

40106. Do you remember, in the old times, a Mr. M'Cleary, who had a good deal to do with election work?—Yes; Davy M'Cleary of Nassau-street, the tailor.

40107. I believe he is dead a number of years?—Oh, a great number of years.

40108. What had he to do with the corporation?—He was a common council-man of the guild of tailors.

40109. Was he an active man at the elections?—Oh, he was very popular about them.

40110. Do you remember whether his popularity was at all connected with his giving little notes, sealed with nice sealing-wax?—In those days I never heard of it. There was refreshment in open houses, and you might take what you liked.

40111. Did you ever hear of little notes, that were cashed at Eden-quay?—Not to my knowledge.

40112. It was only open houses?—Only open houses, to my knowledge; but some men did get money, and I saw them drinking it through the streets, and they would say "a friend gave it to them."

40113. You heard at the time, that money was going with some people?—I did, sir.

40114. And I suppose everybody might enjoy their dinner, and their supper?—Yes.

40115. How long was that going on?—From '28 to '40, to my knowledge.

40116. But how many days were the houses kept open so?—Ten days.

40117. Open to everybody?—Open to nobody but freemen.

40118. But any freeman that was hungry or thirsty for eight or ten days before the election, might go in, and I dare say you might bring a friend along with you?—You might bring a friend along with you.

40119. I suppose that was all over in 1840?—Yes, it was.

40120. Since the hard times came you began to be a personating agent?—Yes; an old employer, Joseph Porter, got me appointed.

40121. Who was he?—He was a printer; he was one of the committee of the Conservative Society; he put me in.

40122. He got you whatever was going?—He put me on for the day.

40123. It was not very hard work?—Standing all day at the booth.

40124. I suppose you knew the freemen very well?—I did, in the old corporation—not in the new.

40125. It was in the new times that you were put on as a personation agent?—Yes; it was divided into many classes, and I would be over one.

40126. You say you knew only the old freemen?—That is all.

40127. Do you not know the new ones?—Very few; it was just as a matter of form.

40128. In fact, it was a token of good-will?—That is all.

40129. And you got a guinea for that work?—I got £1.

40130. I suppose you were personation agent in 1865?—I was.

40131. Here in Green-street?—Over at the Rotundo that time.

40132. You were not on the freemen then?—No; I was at the Rotundo.

40133. Do you know Joseph Parker, Mr. Barnwall's friend?—No.

40134. Did Mr. Barnwall ever tell you that he had given in your name?—He told me without my authority. "Fitzpatrick," says he, "I gave in your name." I did not thank him.

40135. Was that after the election?—After the election. He said he went to the office in Dame-street.

40136. You understood that what he meant was that he wanted to get something for you?—I dare say it was; I did not tell him.

40137. And did he tell you that he had given your name to a friend of his, Mr. Parker?—He did not say to whom.

40138. Did you hear him mention the name of any gentleman to whom he had given your name?—No; simply that he gave in my name.

40139. Did he say the number of the house in Dame-street?—Forty-six or forty-seven.

40140. Was this the day of the election?—After it, one or two days.

40141. I suppose the next day?—Three or four days, I think.

40142. What more passed between you and him that time?—Nothing more.

40143. Did you ever ask him what became of it?—No.

40144. Did he ever tell you?—No; because we knew there was no chance of anything.

40145. After the lapse of some time there was no use in looking after it; but how long after the election did he tell you?—Three or four days.

40146. Did you ever speak to him about it?—No.

40147. Or he to you?—No.

40148. Did he tell you he had given in some other names along with yours?—Some others; but he did not give the names.

40149. Did he say how much he expected to get for you?—No.

40150. Did you ever hear that he expected to get £5?—I heard a rumour at the time.

40151. Did you ever hear that £5 was the sum?—I was so busy with my own work I did not mind.

40152. Where were you paid at the election of 1865?—In Westmoreland-street, in the committee-rooms.

40153. Did you get a card or anything?—I got a card, signed by Sheriff Boyce.

40154. And you got a pound?—I got a guinea.

40155. Did you get any refreshments at that election?—Not a drop.

40156. You were not at Powell's?—I never left my place.

40157. Was it in 1865 you were at the Rotundo?—Yes.

40158. You were not up here then?—No; the time before I was here.

40159. Do you know Brown in Clanbrassil-street?—I do not indeed.

40160. Do you know the Lynns?—No.

40161. Do you know the Moyes, Arthur and William?—I know Arthur Moye; he works for Mr. Barnwall.

40162. Did Barnwall tell you he sent in Moye's name?—No.

40163. Did you ever hear mention made of Mr. Parker at Mr. Waterhouse's, in Dame-street?—No; I had no connexion at all. I knew Mr. Atkinson very well, indeed.

40164. I may take it that Mr. Barnwall did not, in connexion with the statement that he had sent in your name and the names of others, mention his friend Parker, in Mr. Waterhouse's?—No.

40165. Did you ever hear that Parker had written to the gentleman he said guaranteed the £5, to ask for it?—No; I never made any inquiry about it; for I was so annoyed, some saying they got something, and others saying they got nothing, so that I thought it was all a hoax.

40166. Did many of them tell you they got anything? One man said he got £3.

40167. Who is he?—He is dead.

40168. Where did he live?—In Bride-street. He was a painter. I disremember his name, but he died in the Adelaide Hospital.

40169. It was not Jesson?—No.

40170. What was the name, do you remember. Was he a freeman?—He was.

40171. Try to recollect his name?—He used to be painting and glazing. He was a very poor man. Moore was his name.

40172. Where did he live?—In Bride-street when I knew him.

40173. What was his Christian name?—George, I think. I think it was a free gift some gentleman gave him.

40174. Whom did he work with?—For every person that gave it to him—cleaning windows, and such like.

40175. He was not working for any shop?—No, he was a poor man in lodgings.

40176. Whom did he say gave him the £3?—He did not say who, only that he got it.

40177. Did he say he had got a ticket in the first instance?—No.

40178. What other person told you he got money?—I don't know of any other person. He told me one time at Pim's election that he got £2. Whether he was telling me the truth or not I don't know.

40179. Whom did he say gave him the £2 at Pim's election?—He did not say.

40180. Can you tell me the name of anybody else that you heard of as having got money?—I could not say. I did not associate with them at all. The day of the election I went over and polled, and came home at eleven o'clock, and I did not go out again.

40181. Where did you live?—In Bishop-street.

40182. You were not at work that day?—I was not.

40183. When you were here before twelve o'clock, I suppose there were a great many about?—A great crowd.

40184. Did you hear any rumour amongst the people that there was money going?—I saw men following one another, running here and there, and I went home.

40185. Did you hear any rumour of money going?—Not a single word, until I heard that there were railway tickets.

40186. When did you hear that?—Two or three days after the election.

40187. Who told you or spoke of it to you? Where were you when you heard it?—In Aungier-street. He is a printer—he works in Thom's.

40188. Think of it for a minute. Is he a freeman?—He is. His name is William Merry.

40189. Where did he tell you that? Did you meet him in the street, or was it in a house?—I met him in the street.

40190. He told you about tickets?—Yes, about tickets; and he said he did not expect a farthing.

40191. Did he say he got the ticket himself?—He did not.

40192. Is he an old freeman?—No, he is a young man, about thirty years of age.

40193. And did he say how he knew that tickets had been going?—He heard it.

40194. Do you remember hearing about the time of the election of 1865, that there was money going?—I heard talk about it.

40195. You did hear a rumour of money going?—Yes, it was always the case, these last forty years.

40196. I believe that is perfectly true. I suppose we may take it that for the last forty years, there was money going for the freemen?—Yes, I think so; either refreshments, or someway or other, and during that forty years, I never asked one voter for his vote.

40197. Is there not a place at the other side of the water—Workmen's Hall—where freemen used meet?—Yes, Workmen's Hall, but I never attended.

40198. You know that is where they meet?—It was generally the time that Vance and Guinness were up, they used to have meetings at the place.

40199. Had the freemen any meetings there at the last election?—I did not hear of any. I could not say; I had too much work on hands.

40200. I do not mean that you were there yourself, but did you hear that there was a meeting there in 1868, about the time of the election?—I did not. There were meetings in the Metropolitan Hall, and in the Rotunda.

40201. Was there not a meeting at some school-house in the Liberties?—I think there was at the school-house.

40202. You did not attend any of these meetings?—No, I could not attend them.

40203. Did you ever hear of any envelopes being distributed at the election of 1865?—No, being all the whole day in the booth, I had no chance of knowing anything.

40204. Did you hear about that time people talking of it?—No, I did not hear a word.

40205. In 1865 you were at the Rotunda?—Yes, and when I was discharged, I went home.

40206. Did you never hear of the little notes that M'Cleary used to send to people?—No.

40207. After the open-house system was stopped, how used the money to be given—how was it paid?—I could not say, generally they used to have favourites for themselves. The guild that I belonged to—St. Luke—they got a breakfast previous to the election;

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you might have whatever you chose, and then go home.

40208. They all expected something?—They all expected some money. A great many gentlemen used to give it out of their own pocket.

40209. Was there no token at all?—No.

40210. It has been stated here that it was envelopes at one time, and at another nice little notes, which were cashed at Eden-quay, or in Abbey-street?—I never heard of it; I never saw one.

40211. Mr. MORRIS.—Did Merry in Aungier-street tell you how the tickets were distributed?—No, I was only passing by when he spoke to me.

40212. Did he say that money was given out?—No.

40213. Did he mention any young man as giving out tickets?—No, he did not speak of anyone.

40214. No name at all?—No.

40215. Did he say from whom he heard that tickets were given?—No.

40216. Mr. TANDY.—He said he did not expect any for himself; but did you understand it that he had got it though he did not expect it?—He said he did not expect to get a farthing, for that he did it gratuitously.

40217. Mr. MORRIS.—Did you ever hear about how many freemen it was supposed would take money, or that kind of thing, in the constituency?—I heard one time of a couple of hundred.

40218. When was that?—In 1847.

40219. That was when Mr. Reynolds stood?—Yes.

40220. Was it on Mr. Reynolds' side, or on the other side?—On the Conservative side.

40221. About two hundred would take money?—No, but two hundred who would not vote.

40222. But you never heard how many it was supposed took money at any election?—No.

Arthur Moye.

Arthur Moye sworn and examined

40223. Mr. LAW.—What is your occupation?—I am a housesmith.

40224. You work at Mr. Barnwall's I believe?—I do.

40225. How long have you been a freeman?—Since 1842.

40226. How were you admitted?—By birth. By my father.

40227. Who was it that saw after your "beseech"—your admission?—Myself.

40228. Did you fill up the document yourself?—No, I applied.

40229. Where did you apply to? Was it in Church-lane?—I believe so.

40230. On the Conservative side?—I think it was at the Radical side. I think it was a man named Connell.

40231. Who was the person that you applied to?—I really forget the name.

40232. When you were admitted did you pay your admission fee?—No, I paid nothing but one shilling.

40233. The 18*s.* 3*d.* was paid by the society?—Paid by the committee; I never paid.

40234. Whom did you vote for at the election of 1865?—I voted for the Conservative side all through.

40235. I thought you went up on the Liberal side?—I went up on the Liberal side, but I voted on the Conservative side.

40236. That must have been rather a dodge of yours. Did you never give them even one vote?—No.

40237. Who told you to go up on the Liberal side?—No one but myself. I took it into my head and went up.

40238. You thought it as well to take the 18*s.* 3*d.* out of them as out of your friends. Were you doubtful in your opinions at the time?—I was not.

40239. Were they very angry when they found you would not vote for them?—Not the least; at least none of them ever came to trouble me.

49240. Not after the first time?—No, nor the first time either, only they sent me a bit of a circular. There never was one of the candidates entered my room, nor anyone from them.

40241. Do you know Mr. Barnwall long?—I am working nearly four years for him.

40242. I suppose you know Joseph Parker?—I never saw him in my life to my knowledge.

40243. Do you remember a gentleman coming into Mr. Barnwall's establishment the day before the election?—I was not there the day before the election, nor four days before the election; I was sick.

40244. Did Mr. Barnwall ever tell you that he had given in your name to anybody?—Not to my knowledge. I don't recollect Mr. Barnwall ever saying it.

40245. Did you ever understand from him that he had given in your name so as to be remembered when the election was over?—No.

40246. Did you ever hear that he had?—No.

40247. Did you ever hear that Mr. Parker gave in your name to try and get something for you?—No.

40248. Not within the last month?—No.

40249. What time did you vote that day?—I think between half-past nine and ten o'clock in the morning.

40250. At all events early in the day?—Yes.

40251. Did you go home after voting?—I went home. No, I came in and went across Kevin-street, saying I would take a walk as far as Bride-street, but I didn't go further than the Long-lane, and I went home and went to bed, and remained in bed all day.

40252. You were sick for some days before?—I was sick for a week previously.

40253. Did you never hear that Parker or anybody had represented that he had guaranteed and brought you up to the poll and asked for £5 to give you?—I never did.

40254. You are still working with Mr. Barnwall?—I am.

40255. I suppose you know that Mr. Barnwall has been over here before us?—I never knew he was over here until I was working at the secretary's, where one of the men said he saw my name in the papers. "For what?" said I; "An examination of Mr. Barnwall" said he, and that is all.

40256. Mr. Barnwall did not tell you how your name came to be mentioned?—He did not until this morning, when he said he was examined.

40257. He said that when you were coming over here to be examined?—Never, until this morning,

40258. What did he say?—He said he was over here and was examined.

40259. Did you tell him you knew that yourself?—I said I was told it by some of the men.

40260. Did he tell you anything more than that?—Nothing more.

40261. Did he say what happened when he was examined?—No, Mr. Barnwall is a young man that never meddles with me or his workmen.

40262. When you heard that your name was mentioned, did it not occur to you to ask how it was mentioned?—No.

40263. You were not employed anyway at the last election?—No.

40264. Were you employed in 1865?—No.

40265. Were you employed at the election before that?—In what way?

40266. Canvassing, or as poll clerk?—Yes, I was employed at the time Guinness and Pim were up.

40267. That is 1865?—The election before that.

40268. How were you employed that time?—I was employed—I don't know what they call it.

40269. What were you doing?—I was doing nothing.

40270. That is a perfectly honest man?—Bedad, I done nothing.

40271. How much did you get for it?—Thirty shillings.

40272. Who employed you? Who paid you the money, or where did you get it?—In Suffolk-street.

40273. Who paid it?—I don't know.

40274. Was it the Conservative side or the other side?—It was on the side of Pim and Guinness.

40275. Whom did you vote for that time?—For Pim and Guinness.

40276. You split your vote that time?—I did.

40277. Then you were paid in Suffolk-street?—Yes.

40278. Was it Watson and Molloy's office?—I don't know the name.

40279. Are you sure you voted for Guinness at all at the election of 1865?—I did indeed.

40280. Will you swear it? Did not you give a plumper for Pim?—No.

40281. Recollect we have got the poll-books, and we see you there recorded as plumping for Pim?—I split for Guinness and Pim.

40282. Do you mean in 1865?—I divided my vote.

40283. And got 30*s.* from Mr. Pim for doing it?—I got 30*s.*; I don't know who sent the money, but I know I got it.

40284. Did you give a receipt for it?—No, I gave a card.

40285. I believe the card was marked for you?—It was marked by some man in Meath-street, I don't know his name.

40286. The 30*s.* were for two or three days nominal canvass?—I think it was.

40287. For which you did as much as any other canvasser; were there many people in Meath-street at the time?—I suppose there were, to the best of my opinion twenty or more; twenty or thirty.

40288. All freemen?—I don't know.

40289. As far as you saw?—Very few freemen I know.

40290. Did you understand that they were freemen?—I dare say they were.

40291. Did you see them getting cards?—I saw almost every man in it getting cards.

40292. What house in Meath-street was this?—Within a few doors of the Coombe.

40293. Do you know who lives in it?—It was an empty house; it was the shop and we went under the gateway to it.

40294. Could you find out the house?—I could lay my hand on it any time.

40295. Tell us, as far as you know, what the number is?—Well, I could not tell the number.

40296. You can find it?—I live quite convenient to it, I live in Kevin-street.

40297. Do you know to whom the house belonged at the time?—I do not.

40298. Who brought you there?—A man out of Peter-street.

40299. What is his name?—I don't know.

40300. Tell me, now, of some other men who were there that night?—I don't know; it was a tally-room in Peter-street; the man that was in the tally-room brought me there.

40301. Do you mean the man who owned the house?—I don't say that was the man owned the house in Meath-street.

40302. Do you mean that the man who brought you to Meath-street was the man in whose house in Peter-street the committee met?—Yes.

40303. Was his name Dawson?—It was. He brought me on a car; and it was the first jaunt I ever got.

40304. Is he dead?—I don't know.

40305. What did he say to you?—"Call up," says he, "and I will give you a card"; I went and he brought me up.

40306. You knew you were to get something?—I never knew what it was.

40307. Did he ask you how you were going to vote?—I told him I would give one to Mr. Pim and another to Mr. Guinness.

40308. Now think again; are you certain that you did give a vote for Guinness that time?—I am sure of it.

40309. You may have meant to do it, but did you?—I am sure of it.

40310. You think the poll clerk made a mistake?—I split my vote at the election.

40311. Mr. MORRIS.—You split your vote—one to Guinness and another to Pim—are you certain you did not give a plumper to Pim?—I am perfectly sure of it.

40312. Mr. LAW.—The poll clerk you say made a mistake; and you gave a vote to the Conservatives?—I did; there were only three candidates up.

40313. Who canvassed you for Pim that time?—I think it was a man named Daly.

40314. What was he?—A harness-maker, in Kevin-street.

40315. Is he living there still?—He is.

40316. Is he a freeman?—I don't think he is.

40317. He was a householder?—Yes.

40318. Has he a shop there?—He has.

40319. He is easily known—how long was that before the election?—Six or seven days.

40320. This time that Dawson drove you over was only three days before the election?—Only three days.

40221. Was Dawson the man that gave you the ticket?—A gentleman that was sitting at the table.

40322. It was not Dawson gave it to you—who gave you the ticket?—I could not say.

40323. William Daly, 18, Upper Kevin-street—is that the man?—I think William is the name.

40324. Do you not recollect who gave you the card?—I do not.

40325. It was a committee-room?—A committee-room. In fact I did not know anyone in the room, the man that gave me the ticket or anybody else.

40326. But you saw them all getting cards?—I saw them going all round about.

40327. Did you hear anything said to them about how they were going to vote?—No.

40328. Had anybody come with Dawson and you; did he bring a car-load over, or were you alone?—The gentleman that was in Peter-street called a car, and him and I got up on it and we drove to Meath-street.

40329. Only the two of you?—That is all.

40330. And that was Dawson?—Yes.

40331. What was Dawson; was he a freeman?—No.

40332. Were you ever employed at any election before that?—Never at any election.

40333. Did you ever get anything at an election time before that?—Never.

40334. Your Christian name is Arthur?—Yes.

40335. Where is your brother William working?—I believe he is working no place now.

40336. Was he ever working at Mr. Barnwall's?—No, he always worked for himself.

40337. Where does he live?—I don't know; I did not see him these five weeks.

40338. Where was he when you saw him last?—In my own room in Kevin-street; he came up in the evening.

40339. Is he married?—He is.

40340. Did you see his wife lately?—On Christmas eve; not since. She came up to my room. She told me it was in Abbey-street they lived, but she never told me the number.

40341. He has a room in Abbey-street?—Yes.

40342. What is he?—A smith.

40343. Does he work on his own account?—He jobs on his own account.

40344. Do not you know where to find him if you wanted him?—I done my endeavours to make him out last night for a gentleman.

40345. And could you not find him?—I dare say I could. My son-in-law knows where he lives and he said 23, Abbey-street.

40346. Which Abbey-street?—As you turn out of Capel-street.

40347. He is not living there after all?—That is all I know about it.

40348. Do his wife's people live in Dublin?—I believe the wife has nobody belonging to her alive.

40349. We shall have to get him?—I could easily make him out.

TWENTY-EIGHTH DAY.
December 31.
Arthur Moye.

40350. You would save him and yourself a great deal of trouble if you try to find him out for us?—I will.

40351. You never were employed in any way except in 1865?—Never.

40352. Did you never hear from Mr. Barnwall, or from anybody in the shop, or about the place, that your name had been given to any person to get something for you?—Never.

40353. Do you know the last witness, Fitzgerald?—These years him and I lived in the one house together.

40354. Mr. Barnwall seems to have told him, and did he not tell you?—Never told me a word.

40355. Did he never say he had spoken on your behalf?—Not to my knowledge.

40356. Try and find out your brother for us?—I will; where will I leave word?

40357. Mr. LAW.—With the secretary.

40358. Mr. MORRIS.—Did many get 30*s.* as well as you in 1865?—I suppose hundreds of them.

Mr. Robert Morris.

Mr. *Robert Morris* sworn and examined.

40359. Mr. LAW.—Are you a freeman?—I am.

40360. You live in Aungier-street?—I live in Mount-street now; at that time I lived in Aungier-street.

40361. Do you know Joseph Parker?—I might if I saw him, but not to speak to him.

40362. He is in Mr. Waterhouse's establishment?—I never had any intercourse with him.

40363. Do you know Mr. Barnwall?—Not to my knowledge.

40364. Do you know Walker?—I don't know him.

40365. The man who was up here lately?—No; I do not know his name.

40366. You voted at the last election?—I did.

40367. About what time in the day did you vote?—I don't recollect.

40368. Was it early or late?—I think it was early.

40369. About what time would you say?—I could not say; a little time after the voting commenced.

40370. Did you vote soon after it began?—I fancy I did.

40371. Was anybody with you when you voted?—No.

40372. Were you in business in Aungier-street at the time?—No; I am a solicitor.

40373. Were you employed at all at the election?—I was not.

40374. Did you ever hear that Parker had represented to anyone that he had induced you to go to the poll by guaranteeing that you should have £5?—Not a word about it. It is false.

40375. You are going too fast; we have not got to that yet. Did you hear it?—No.

40376. Did you never hear that before?—Never.

40377. Did you not see it in the papers?—No.

40378. Did you hear that this freedom was taken with your name and £5 asked on your behalf by Mr. Parker from Mr. Boyle?—I never heard a word about it before in my life.

40379. Do you not read the papers?—Sometimes—not regularly.

40380. Did anybody canvass you before the last election?—No one except Mr. Reede, the solicitor in Sackville-street. He asked me would I vote for his party and I said I would. He was sworn in the same time that I was.

40381. Did none of the regular canvassers come to your house?—No.

40382. Were you on any of the committees?—No.

40383. Did you vote in 1865?—I did.

40384. For whom did you vote?—For Guinness and Pim, and I would have voted for Pim again if he stood up. I thought they were two of the principal men in the city.

40385. Were you employed in 1865?—No, only just looking on.

40386. Do you know the names of any of these people: Do you know Fitzpatrick of Nassau-street?—No, none of them.

40387. Do you know French of Lincoln-place?—No.

40388. Do you know any of the Lynns?—No.

40389. Do you know a man named Batt?—No.

40390. Where did you live at this time?—In Aungier-street.

40391. You say you do not know Mr. Barnwall?—No.

40392. How long have you been a freeman?—Before '65.

40393. You were just in time—you were admitted in 1864?—Yes.

40394. Did anybody ask you to become a freeman?—No one asked me; I wished to get it, and I got it through my wife, whose father was a freeman. I paid for it myself, too.

40395. That was in 1864?—Yes.

40396. Were you not employed as solicitor or inspector in 1865?—I think not; it was Mr. Gibson was the agent at the time.

40397. Did you get any employment from Messrs. Molloy and Watson?—No.

40398. Were you acting as an inspector?—No.

40399. On the day of the election?—No.

40400. Did you happen to hear, about the time of the election of 1865, that any money was going?—Not a word.

40401. I do not mean with reference to yourself, but did you hear, about the time of the election in 1865, any rumours of money having been given for freemen's votes?—No; I might have heard it, but I don't recollect.

40402. Did you hear that any money was going at the last election?—I heard some time after.

40403. How soon after?—Some time soon afterwards—a week or so.

40404. Whom did you hear it from?—I don't recollect—people talking about it. I could not recollect.

40405. Within how many days of the election did you hear it?—I cannot tell. I might have heard it a few days afterwards—a week.

40406. When do you say you heard it—within a week?—Perhaps I did—I am not sure.

40407. It is a matter of belief—do you believe you heard it within a week?—I might, but I am not sure.

40408. What do you believe?—I believe it was within a week, or some time after.

40409. That would cover the whole year—do you believe you heard it within a week or ten days?—Perhaps within ten days.

40410. Can you tell us the name of anybody you heard speaking of it?—Not one.

40411. Mr. TANDY.—Do you think you heard it before the hearing of the petition before Judge Keogh?—I dare say I did.

40412. What is your belief?—I believe I did—I don't know how soon that was.

40413. That was about three months?—Oh, I did.

40414. Mr. LAW.—Did you hear it before Christmas—the election was on 18th November—that is about five weeks?—I am sure I did.

40415. I suppose we may say that you heard it within the first fortnight?—I must have heard it within a fortnight.

40416. Were you here before twelve o'clock the day of the election?—I cannot tell; perhaps I voted before twelve o'clock. I went as soon as I could; I had nothing to do.

40417. I know; but it is absurd to suppose that a gentleman like you does not remember within an hour

a thing that happened so recently—about what time of the day did you go to the poll?—I cannot tell how soon.

40418. I do not ask you to a minute—or half an hour?—I suppose I went pretty near twelve o'clock.

40419. Do you think you were polled by twelve o'clock?—I think I went early.

40420. But what do you mean by early?—About twelve or one o'clock.

40421. When you came up here did you see anybody you knew?—No; I came up by myself.

40422. But when you came up by yourself, did you see anybody you knew?—Not one.

40423. Did you not speak to anybody in or about the court-house?—Not one; I don't know whom I might have spoken to. I voted and went away.

40424. How long were you in Green-street altogether?—Not twenty minutes. As soon as I voted I went away.

40425. Where did you go to after you went away?—Home to my own place.

40426. Mr. TANDY.—Do you recollect when you returned to Green-street?—I don't think I returned at all. That is my recollection. I was not interested.

40427. Do you recollect whether before you went up to vote, any person called on you to ask you to vote?—No one, except Mr. Reede.

40428. Upon the day of the election did anybody come to you?—I don't recollect any person coming to me, because I had made up my mind.

40429. I merely want to know whether you recollect being called upon?—I do not. I was prepared myself, and I did not require anybody to call upon me.

40430. Mr. LAW.—How comes it that Mr. Parker put your name down here?—I don't know. If I met him in the street I would not know him.

40431. [*Witness is handed a letter.*]—Read that letter. Do you see your name at the bottom?—Yes; I see my name. Whose writing is this?

40432 Look at the whole of it; I may tell you the writing is Joseph Parker's, he says he wrote that letter, putting in some of the names from his own knowledge, and some from Mr. Barnwall's statement to him?—[*Witness continued reading letter*]—Who is this Boyle?

40433. It is a pretty well-known name?—I don't know Mr. Boyle, nor anything about him; and Mr. Parker I don't know either.

40434. You misunderstand our object altogether. Mr. Norris, you state to us that an unwarrantable use has been made of your name in that letter?—I do.

40435. So I understand you to say; we want you to assist us in finding out how that came to be done?—I cannot tell you. If I could assist you I would.

40436. You have now all the information we have on the subject—can you suggest to us how it came to pass that Parker ventured to write that letter?—I do not know, I am sure.

40437. You do not know the names of any of the people mentioned there?—I don't know anything about it at all—who is Mr. Parker?

40438. He is an assistant, we understand, in Messrs. Waterhouse's establishment?—I don't know anything about him; there is a Mr. Parker a shoemaker.

40439. That is not the person. Do you know any of the persons mentioned in that letter?—There is a man named Batt, in Camden-street, but if I met him I would not know him, though he is married to a relative of mine, a Miss Fearon.

40440. Is that the only name you know?—That is the only one, and if I met him in the street I would not know him. I don't suppose I ever spoke to him.

40441. Mr. TANDY.—Do you recollect whether you knew any person in Messrs. Waterhouse's establishment of the name of Parker?—Not one.

40442. Do you know anything about Parker the shoemaker?—Nothing at all, except seeing his name passing up George's-street.

40443. Mr. MORRIS.—Do you know Mr. Boyle, the banker?—I do not.

40444. Mr. TANDY.—You have no knowledge or recollection of meeting Barnwall?—Not to my knowledge. I would not know any of those parties. Even Mr. Batt I would not know now if I met him.

40445. We only want to know how your name came to be introduced into this letter?—I cannot tell. I would if I could. I would not suppress anything if I knew it. All I know is I voted of my own accord, and I would do it again. I got nothing for voting.

Andrew Fitzpatrick sworn and examined.

Andrew Fitzpatrick.

40446. Mr. LAW.—I believe you live in Nassau-street?—Yes, 12, Nassau street.

40447. How long have you been a freeman?—I think about eight years.

40448. I suppose you did not vote till the election of 1865?—Yes, 1865.

40449. You were not in time to vote in 1859?—No, sir.

40450. Whom did you vote for in 1865?—For the Conservative candidates.

40451. Guinness and Vance?—For Guinness and Vance, or whoever the Conservative candidates were.

40452. Did you vote for Pim—he was the only other candidate at that time?—No, sir.

40453. Do you know Mr. Barnwall of Bishop-street?—I do not.

40454. Do you know Mr. Joseph Parker, of Messrs. Waterhouse's?—I do not.

40455. Not even by sight?—Not even by sight.

40456. Did anybody canvass you before the last election?—A gentleman, who, I considered, was Sir D. Corrigan, called at my house, but I told him I was a Conservative.

40457. Did any of the agents, or regular canvassers, call on you?—Not one.

40458. You got only the ordinary circulars?—Only the ordinary circulars.

40459. Were you on any of the committees?—I was not.

40460. Were you engaged in any way in connexion with the election?—No, sir.

40461. Were you in 1865?—Not that I remember. I think not.

40462. Were you on any committee in 1865?—No, sir.

40463. Do you know Mr. Walker of Nassau-street?—I know him as a neighbour.

40464. Did you see him the day of the election?—I did not. I may just tell you I was lying in bed, having received a hurt from a fall over a cask of sugar, and I did not appear in public at all until nearly half-past nine o'clock in the morning, when I voted, and immediately went home again.

40465. This was at the last election?—The last election.

40466. You voted at about half-past nine?—About half-past nine.

40467. Did anyone go with you?—Mr. John Burke, merchant, of Clanbrassil-street, called on me. He was an old acquaintance, and, knowing my arm was bad, he called for me, and we drove in.

40468. Do you know Mr. French of Lincoln-place?—By reputation I know him, not personally.

40469. Mr. Burke escorted you up to Green-street, and I suppose he brought you back again?—I do not think he did. I really don't recollect whether Mr. Burke came back with me or not. I met Mr. James Roche, who is connected with the firm of Sibthorpe & Co., of Cork-hill, and I think we walked together back from Green-street. I know I was not out after that.

40470. You went straight home and remained in the house after that?—Yes.

40471. You voted for Guinness and Vance in 1865? I think so—yes.

40472. You did not vote for Pim?—I did not.

TWENTY-EIGHTH DAY.
December 31.
Andrew Fitzpatrick.

40473. I suppose you were admitted in 1864 or 1863?—Well, I have been trying to remember, but I could not recollect in what year.

40474. You were not admitted in time to vote in 1859?—I do not remember. If you tell me who were the Candidates in 1859 I can tell you.

40475. Grogan and Vance on one side, and Brady and M'Carthy on the other?—I don't recollect whether I had the privilege of voting that time or not.

40476. You say about nine years ago you were admitted a freeman?—I think about that time.

40477. Were you a rated occupier before that?—I think I was a rated occupier at that time, but I always voted as a freeman.

40478. (*Letter handed to witness.*)—Do you know any of the names on this list?—Fitzpatrick of Nassau-street.

40479. That is yourself is it not?—Pardon, me, sir, there are two other Fitzpatricks; but unless there is some confusion, I am the only one in Nassau-street. There is one in Nassau-place, and also in Lincoln-place.

40480. Do you see any other names you know?—It occurs to me that John Batt is the brother of Mr. Batt the solicitor, and I think he was on his way to America at the time, but I am not sure.

40481. You mean Mr. J. C. Batt?—Yes.

40482. You know something of him?—I know Mr. John Batt, and I know the solicitor, Mr. W. Holmes Batt.

40483. (*Mr. Law read the list of names from the letter.*) The reason I read those names to you is to ask are any of those acquaintances of yours?—None of them unless Mr. Batt. I know Mr. Batt and his brother.

40484. John Charles Batt, of 9, Pleasant-view?—Mr. Batt of Camden-street.

40485. You know him?—Yes. I have been introduced to him by his brother in his brother's office.

40486. Were you speaking to his brother or to him about the election?—I was not speaking to a solitary individual either prior to or after the election. I was not well at the time.

40487. How long had you been suffering?—I hurt my arm a fortnight or three weeks before the election. I was no way connected with the election—in no way whatever. I wish to know, gentlemen, am I at liberty to take action against Mr. Parker for mentioning my name in the transaction?

40488. Mr. LAW.—We cannot give you any opinion upon that.

40489. Mr. TANDY.—It certainly was a most unwarrantable use to make of your name.

40490. Mr. MORRIS.—Did you see your name mentioned in the paper, Mr. Fitzpatrick?—It was intimated to me first by a gentleman connected with the Press, and I felt indignant at it.

40491. Very naturally. Did you go to Mr. Parker to complain of it?—No, sir. I did not take any notice of him at all. I did not think he was worthy of my notice.

George Booth.

George Booth sworn and examined.

40492. Mr. LAW.—Where do you live?—At 42, Church-street.

40493. Do you remember being canvassed before the last election?—I do, sir.

40494. Who canvassed you?—Mr. Warren.

40495. Is that the gentleman who lives near Donnybrook?—Yes. He sent a note by Mr. Jesson to me.

40496. Do you know what is his Christian name?—I do not.

40497. Is it Benjamin?—I don't know, but he lives near Donnybrook.

40498. Did he call at your house more than once?—No, sir.

40499. Where was it you first saw him?—In Mr. Jesson's.

40500. Where Jesson himself was living at the time?—Yes.

40501. He was a freeman too, was he not?—He was.

40502. How long have you been a freeman?—Since 1842.

40503. Who paid for your admission?—I was entitled to it.

40504. By birth, I suppose?—Yes.

40505. Who paid for your admission?—I believe my expenses were paid.

40506. By the office, I suppose?—Yes, sir.

40507. Where did you go? Was it to the Conservative Registration Office you applied to?—No, sir, the Liberal office.

40508. I suppose they paid for your admission?—Yes, sir.

40509. Tell us what conversation took place between Warren and you when you met him at Jesson's? How long was it before the election do you think?—I had no conversation with him till the morning of the election.

40510. Not till the morning of the election?—No, sir.

40511. Did he tell you to meet him on the morning of the election?—He did.

40512. How long was it before the election you met him at Jesson's?—The day before.

40513. What time were you to meet him next morning?—Half-past seven.

40514. Where?—At No. 3, Inns-quay.

40515. Near the Four Courts?—Yes, sir.

40516. Was Jesson to meet him there also?—Yes; Jesson, and me, and Hall.

40517. Who is he?—He is a painter, sir.

40518. Where does he live?—He did live in Church-street.

40519. Was Hall present at Jesson's that evening with you and Jesson, when Warren asked you to come next evening at half past seven?—No; he met us in the morning at the place.

40520. Was there a man called Bailey met you in the morning, too?—Yes, sir.

40521. Yourself, Hall, Jesson, and Bailey?—Yes.

40522. Was there any other man present?—No, sir.

40523. Those four of you met Mr. Warren?—Yes, sir.

40524. Did you go into the committee-room at No. 3?—We did, sir.

40525. What did he say to you then?—He told us we would be treated like gentlemen, and so we were—with stones.

40526. He told you you would be treated like gentlemen?—Yes, sir.

40527. Did you understand from him that you would get anything after the election was over?—Yes, sir.

40528. That you would get some trifle of money?—Yes, sir.

40529. Was any sum mentioned?—He said we would be decently treated.

40530. Did you go up then, the four of you, towards Green-street to vote?—Yes, sir.

40531. Had you any refreshment on the way?—We had a sup at the Scotch house.

40532. A sup of whiskey, I suppose?—Yes, sir.

40533. Who paid for it?—Mr. Warren did, of course—that is the least he might do.

40534. Did you understand that the price of that was to come out of the money you were to get eventually?—I didn't mind.

40535. You did not pay for it, at all events?—No, sir.

40536. Did you come up here, then, to Green-street?—Yes, sir, I did.

40537. Were you anywhere but at the Scotch house on your way?—No, sir.

40538. He did not treat you anywhere but at the Scotch house?—No, sir.

40539. Did you poll at once?—We did, sir.

40540. Almost immediately, I suppose?—Yes, sir.

40541. The whole four of you?—The whole four of us.

40542. I suppose you and Bailey polled in the same booth — both of your names began with the same letter?—Yes, sir.

40543. Did Warren go up with you to the poll?—No, sir.

40544. Did he hand you over to anybody else, to see you vote?—He did.

40545. Whom did he hand you over to?—I think a man of the name of Foley.

40546. Do you know what he is?—I do not know.

40547. Is he a freeman?—No, sir.

40548. Do you know his Christian name?—No, sir.

40549. Did that man go with you to see you vote?—He did.

40550. Did he come back with you to Mr. Warren?—He did.

40551. Did he tell Mr. Warren you had voted?—He did.

40552. That you had voted right?—He did.

40553. Did he hand over Bailey to Foley, too, or to somebody else?—He desired us to go to 3, Smithfield.

40554. When did he tell you that?—When we were polled.

40555. Before you were polled?—No; afterwards.

40556. Did you go to 3, Smithfield?—We did, sir.

40557. Whom did you see there?—A man; and he took down our names.

40558. In 3, Smithfield?—Yes, sir; it was a ward-room.

40559. Was it a committee-room?—Yes, sir.

40560. I suppose some gentlemen were sitting at a table?—There were a great many there.

40561. A number of people?—Yes, sir.

40562. Did you tell him when you went in that you had voted?—Yes, sir.

40563. Warren did not go with you to 3, Smithfield?—No, sir.

40564. When you came out from the polling booth, after you voted, did you speak to Warren—did you ask him for anything?—Yes, sir.

40565. What did he tell you?—He told us it would be all right, and that we would be satisfied.

40566. Did he tell you that you would have to wait a while?—He did.

40567. How long did he say you would have to wait?—He said about a week or ten days.

40568. Did you understand from him on whom you were to call when you were to be paid?—I did not understand anyone but himself.

40569. You understood you were to go back to him?—Yes, sir.

40570. Did you go back to him?—Never, sir.

40571. Did anybody call upon you afterwards about it?—No, sir, no one called.

40572. Did Warren ever come to you?—No, sir.

40573. You told us you were promised before you went up to vote that you would be all right, and after you had voted he told you you would be satisfied—did you never go to him to ask him for it?—I never did—I had to mind my own business.

40574. Did any of the party go?—Hall and Jesson went.

40575. I suppose you understood from them what he said?—I did, sir.

40576. What was the answer?—He was not able to come on any settlement yet.

40577. Did you understand from what passed on those occasions that Warren was to pay this out of his own pocket or was he to get it from some other quarter?—I could not say.

40578. The answer he gave them was, he was not ready to settle yet?—Yes, sir.

40579. Do you remember getting any note or document from Mr. Warren asking you to be at Inns-quay at a particular hour?—I do, sir.

40580. Was that given to you the evening before?—It was.

40581. I suppose that is the document you produced before Judge Keogh?—Yes, sir.

40582. (*Document produced.*) Was that the document?—(*Reading it.*)—Yes, sir.

40583. I suppose each of the four of you got a document like that?—Yes, sir.

40584. And you did meet accordingly?—Yes, sir.

40585. In 1865 for whom did you vote?—For Mr. Pim.

40586. For Mr. Pim alone?—Yes, sir.

40587. Were you employed at the election at all?—I was.

40588. As canvasser?—Yes.

40589. Were you at Meath-street?—I was.

40590. Were you one of the party at Meath-street the evening before the election?—No, sir.

40591. It was a committee-room?—Yes, sir.

40592. Did you get a card for canvassing?—I did.

40593. What did you get after the election was over?—Nothing, sir—I could not get less.

40594. Did you not get any money?—No, sir, I had even to pay for my own car. Mr. Connell wrote me out an order but forgot to pay me.

40595. What was the order he wrote you?—That I was canvassing for four days.

40596. I believe ten shillings a day was the pay of canvassers at the time?—Yes.

40597. Did he write that out for you?—Yes, sir, and I never got paid. I went to Mr. Pim about it and he sent me to Mr. Molloy and Mr. Molloy humbugged me. They are all a set of humbugs altogether.

40598. There does not seem to be much difference between them as far as your experience goes?—I will never vote for one of them again.

40599. You were not pleased at not getting your card acknowledged?—I was not—it was not likely I would be.

40600. You say Connell marked four days on the card; was it a canvassing card? You say he wrote an order for you for four days?—Yes, sir.

40601. What sort of a document was it he wrote it on?—On a canvassing card.

40602. He marked upon it the number of days you were supposed to have acted as canvasser?—Yes, sir.

40603. Did you canvass very hard?—Indeed I did, sir, I brought men out.

40604. But as I understand you did not get the £2 you should have got?—No, sir, I did not.

40605. Did you know of any other canvassing cards given in that way?—I did, sir.

40606. Did you hear that any of those people got paid?—I did, sir.

40607. Maybe you were late in making your application?—I got tired of calling for it; I was full three weeks and got sick of it, and swore I would go no more.

40608. How long was it before you went to Mr. Molloy with your card?—I went every day for a fortnight.

40609. And then you got tired?—I did, it wore me out.

40610. There is a William Booth a freeman; is there not?—Yes.

40611. Is he a brother of yours?—He is.

40612. Do you know whether anybody canvassed him at the last election?—He took very good care of that, sir; he was not here at all, and had nothing at all to do with it.

40613. Well, at the election of 1865, do you know which way he voted?—He voted the same way with myself.

40614. Do you know had anybody promised him anything?—I do not know that.

40615. Did he ever tell you anybody had promised him anything at the last election?—I think he got £1 or something.

40616. Whom did he get it from?—I could not say.

40617. Do you know what it was for?—Loss of time.

TWENTY-EIGHTH DAY.

December 31.

George Booth.

40618. Do you know how he voted at the last election?—For Mr. Pim.

40619. I am speaking now of 1868; the time you voted for Guinness and Plunket?—He did not vote at all at the last election.

40620. Did he get any money at the last election?—No, sir, he was not here; he was in England.

40621. I suppose the William Booth mentioned as having voted is not your brother?—No, sir, there is a William Booth a gun-maker.

40622. It was in 1865 your brother got the £1?—Yes, sir.

40623. What for?—His loss of time.

40624. Two days canvassing?—Yes, sir.

40625. I suppose he had a canvassing card with two days marked on it?—Yes, sir.

40626. He was lucky enough to get the £1?—Jesson got it also.

40627. He voted for Pim too, I suppose?—He did.

40628. Do you know whether there were many at that time going to Mr. Molloy with those cards?—Many, sir? there were some hundreds.

40629. Were you the only man unlucky enough not to get paid?—Oh, bedad, there was more than me.

40630. Mr. TANDY.—Who was it told you to go to 3, Smithfield?—Mr. Warren.

40631. Was that soon after you voted?—Yes, sir.

40632. Where was it he told you that?—In the Scotch house again?—Yes, sir.

40633. I thought it was before you voted you went to the Scotch house?—Yes, sir, and afterwards.

40634. After you voted did he bring you down to the Scotch house again?—Yes, sir.

40635. Who were with you?—The four of us were together.

40636. Who were the three with you?—Baily, Hall, and Jesson.

40637. We are talking now of the last election, 1868; was that the time he told you to go to 3, Smithfield?—Yes, sir.

40638. Now, what did he tell you you were to do when you got there?—We were going to look for some money for refreshments.

40639. Did Mr. Warren tell you that you would get money for refreshments at 3, Smithfield?—He bid us go, sir.

40640. To go to Foley?—Yes, sir.

40641. You went to Foley then?—We did, sir.

40642. Did you see Foley at 3, Smithfield?—We did, sir.

40643. Did he give you anything there?—No, sir.

40644. What passed there?—Nothing, sir, only he took our names and put them in a book.

40645. Were there other persons there whose names he was taking down?—There were.

40646. Do you know any of the other persons there whose names were taken down?—No, sir; I do not.

40647. About how many were there when you went whose names he was taking down?—Four or five more while we were there. We did not stop long.

40648. Were they freemen do you know?—I could not say that.

40649. He took down your name?—He did, sir.

40650. What did you say to him when you went in? Did you say Mr. Warren had sent you there?—We did.

40651. Did you say he had sent you there for money for refreshments?—Yes, sir.

40652. You told that to Foley?—Yes, sir.

40653. What did Foley say to you?—He said he had no money about him.

40654. What else?—He said that we would be satisfied better than we expected.

40655. And then he took down your names?—Yes, sir.

40656. After he took down your names did he say anything?—Nothing more than that.

40657. Do you recollect any of the other persons you met there? Did you hear them say anything to Foley, or Foley to them?—No, sir; Mr. Foley went away that morning.

40658. What morning?—The morning of the election, he came down to Green-street.

40659. Was it not the day of the election you came to 3, Smithfield?—Yes, sir; immediately after voting.

40660. Was Foley the man that polled you?—I think it was. I would know the man, but I did not know his name.

40661. Was the man at 3, Smithfield, whose name you were told was Foley, the man who polled you?—No, sir.

40662. Did you see Foley of 3, Smithfield, until you went to Smithfield?—No, sir.

40663. Did you hear any of the other men whom you met at 3, Smithfield, and who were not of your party—did you hear any of them speaking to Foley while you were there?—I did not hear any of them speaking to him.

40664. Did you hear Foley saying anything to them?—No, sir; he would not let me.

40665. What did these four or five persons whom you say you met there, appear to be doing?—It was a kind of commmittee-room.

40666. What did they appear to be doing—did they appear to be writing?—Oh, yes.

40667. Or coming there just like yourself?—They were writing.

40668. Foley took down your names?—He did.

40669. After he took down your names did he say anything?—He said we would be all right in a few days.

40670. Did he tell you why he took down your names?—He asked did we poll, and we said we did.

40671. Did you bring him any card, ticket, or anything of that kind?—We did.

40672. What kind of a card did you bring him?—A blue card.

40673. Did Mr. Warren tell you to show Foley the blue card?—Yes.

40674. Where was it you got the blue card?—From Mr. Warren.

40675. Was it after you voted you got the blue card from Warren?—Yes, sir.

40676. After you voted he gave you a blue card, and told you to go down with it to 3, Smithfield and show it?—Yes, sir.

40677. Did you give the blue card to the man at 3, Smithfield?—Yes.

40678. That is, to Foley?—Yes, sir.

40679. Who was it told you his name, was it Foley, was it Warren?—No, sir; it was one of the men.

40680. Which of them told you his name was Foley?—Hall.

40681. Mr. LAW.—What is Hall's Christian name?—John.

40682. Mr. TANDY.—About what was the size of the blue ticket Warren gave you?—It was a small card.

40683. Was it like a railway ticket?—No, sir, it was like a canvassing card.

40684. Did he give one of them to each of the other three men who were with you—did they all get blue tickets as well as yourself?—He put all our names in one card.

40685. Where was it he wrote your names—was it at the Scotch house?—No, sir, I think it was in the committee-rooms.

40686. Was it near the court-house?—Yes, sir.

40687. After you had all voted, did you go with him to some place, and then did he write down the names of the four of you upon this blue card?—He did, sir.

40688. Was that the way it occurred?—That was the way, sir.

40689. Did you go up with the card to Mr. Foley?—Yes, sir.

40690. Did you see what he did with it?—He put it in his pocket.

40691. Did Foley ask you whether you had a card when you went to him?—No, sir, he only asked us had we polled.

40692. Did he ask for the card at all?—Yes, sir, he did.

40693. What did he say about the card?—He took the card with the names on it.

40694. He asked you whether you had polled?—Yes, sir.

40695. You said yes, and then he asked you had you got a card? Was that it?—We gave him the card.

40696. Without his asking you?—Yes, sir.

40697. He put it in his pocket?—Yes, sir.

40698. I thought you told us before that Warren told you to bring the card to him?—Yes, sir.

40699. Warren told you to give him the card?—Yes, sir.

40700. Did you see any blue cards with the other four or five men?—I could not say that; they would not let me see them.

40701. Why would not they let you see them?—Generally four or five went together by themselves.

40702. You did not see their blue cards at all?—No, sir.

40703. Did you ever go to 3, Smithfield, afterwards?—No, sir.

40704. Did any of the party ever go there for you?—No, sir.

40705. Did you ever see Foley afterwards, as you recollect?—I did, sir, he came up to the rooms afterwards.

40706. Where did you see him afterwards?—He came up to my own house with a subpœna.

40707. What was the subpœna for?—It was a summons from Judge Keogh.

40708. Was that the only time you ever saw him afterwards?—That was the only time.

40709. Did you ask him what he did with your blue card?—Oh, they were all schemers.

40710. Mr. TANDY.—Now, tell me, did you get any money at No. 3, Smithfield, that day?—I did not get a halfpenny.

40711. Did you see any of the others getting money there?—No.

40712. But he told you it would be all right?—He kept us in good spirits.

40713. Mr. MORRIS.—Did you hear of railway tickets going that day?—I did not, for I was not in the way.

40714. When did you hear of railway tickets first?—I did not hear it for nearly a week after.

40715. Do you think your ticket could have been a railway ticket?—I could not say that. I could not tell what ticket it was.

40716. What were the people doing at Smithfield, besides Foley writing?—Writing. That was the day of the election.

40717. I am talking of the day of the election at No. 3, Smithfield; did you hear tell of Marcus's office?—No.

40718. Did you think No. 3, Smithfield, was Marcus's office?—No, I did not.

40719. Do you think so from what you heard?—No.

40720. You drew a blank then; you positively say you got nothing there?—I got nothing nowhere; only hard fortune and bad luck.

40721. Mr. LAW.—You say that Hall's name is John?—Yes.

40722. Where does he live?—I cannot say where he lives now. He was not in the neighbourhood since the election. The man had to leave it.

40723. Has he been here?—I saw him here all last week and the week before.

40724. You said something about his having to leave the neighbourhood?—Yes.

40725. After the election?—Yes.

40726. Why was that?—The man's place was torn down.

40727. His house?—It was, and my own too.

40728. Because you voted for Guinness and Plunket?—Yes, because one robbed me, and the two robbed me.

40729. At all events your voting that way did not please the neighbours?—No.

40730. You saw Hall, you say, here last week?—I did.

40731. What is he?—He is a painter.

40732. Did you see anybody at this house, No. 3, Smithfield, that you knew except your own party?—No.

40733. There were four or five others there—did you not know the names of any of them?—No.

40734. Did you see anybody at all in the house that you knew?—I did not.

40735. Except those that went with you?—Those that were with me.

40736. Did Bailey not tell you anytime that day that he had got a railway ticket?—No, he did not. I did not see him.

40737. Was not he one of the four?—He was. I did not see him for a long time.

40738. What time was it when you went home that day?—I did not go home at all.

40739. You spent the day out?—I went to stop at a friend's place.

40740. Had you any employment at the election of 1859, when Mr. Brady and Mr. M'Carthy were up?—I was canvassing.

40741. For them?—Yes.

40742. Did you get anything for that?—No.

40743. Were you to get anything in 1857?—I never got a shilling from any of them; I only lost my time for nothing.

40744. Mr. TANDY.—You went to Mr. Fitzgerald's, did you, after the last election?—I did.

40745. How much did you get there?—I was brought there.

40746. How much did you get?—£2.

40747. Altogether?—No.

40748. Did you get more than £2?—No.

40749. Was that all you got?—That's all I got.

40750. Mr. LAW.—Did you hear of any other person besides your own party going down to No. 3, Smithfield, that day?—I don't know, for I did not go near it.

40751. No. 3, Smithfield, that's Foley's place; did you hear of any other person going there but your own people?—No, I did not.

40752. I believe you told us that Hall, at the time of the election lived in Church-lane?—Church-street.

40753. When had he to leave it after the election?—The night of the election.

40754. Do you know where he is living now?—Somewhere about St. Andrew-street.

40755. Did you see him here to-day?—No, but I I saw him every day in the week.

40756. Until to-day?—Yes.

40757. You are sure his name is John Hall?—Yes.

40758. Do you know with whom he works?—I don't know the man. I know the place.

40759. What street is it in?—A painter's in Abbey-street.

40760. Near Sackville-street?—No, near Capel-street.

40761. Is it where they sell glass?—Yes, I will find him out myself.

40762. I should be glad if you did?—I will go now.

40763. Mr. MORRIS.—Could you not tell us any one of the other four or five you saw; can you refresh your memory as to any of them?

40764. Mr. LAW.—The other party?

40765. Mr. MORRIS.—The other lot; you went to two lots?—I could not say.

40766. You are quite sure of that?—I am.

TWENTY-EIGHTH DAY.

December 31.

William John Campbell.

William John Campbell further examined.

40767. Mr. LAW.—Take this list in your hand. *(Document handed to witness.)* That was the list that you handed to us the second day you were examined?—Yes.

40768. I have paged it, as you see, 1, 2, 3, and 4?—Yes.

40769. First take page 1; in whose handwriting are the names of the voters there?—My handwriting.

40770. Are the red ink marks on that page yours?—My handwriting also.

40771. Now turn over to page 2; are there any names on that?—Henry Cooke.

40772. Is that your handwriting?—It is.

40773. Page 3?—All my handwriting.

40774. Is page 4 all in your handwriting?—Yes; that's Wilson's name; that's the man that was bribed. Everything there is in my handwriting.

40775. Where did you get those names?—I got them from Mr. White's list, up in Halston-street.

40776. What do you call Mr. White's list?—When I went to Halston-street that morning—Mr. Byrne's department, everything in the committee-rooms was all arranged when I got there about a quarter before eight. Mr. White had Mr. Webb, who was an assistant in my department there, and he had Mr. White's list for the purpose of filling up voting cards, when any voter who had not his voting card came in, and was brought up for the purpose. He had this list of Mr. White's, which I told you before, corresponded with mine. It was sent down to me in the morning to mark in the addresses opposite to the freemen's names Alterations of addresses I took from his list also, so as to make the lists correspond.

40777. What we want to know is this—was that a printed list of the entire body of the freemen?—Yes, from the Clerk of the Peace's list.

40778. How did you know on what principle to make the selection of these particular names?—Because some of these parties lived in London, and others in Newry and other places; and Mr. White told me in the morning to take that list that I lost, and I took it by his directions.

40779. I presume that no man is upon the freeman's list with a residence stated to be in London or anywhere else?—Certainly not.

40780. They are all Dublin addresses?—They are all Dublin addresses.

40781. Although, in point of fact, they live in London and elsewhere?—Some of them in America.

40782. What we wish to know is from what documents, or in what way you got those particular names of non-resident voters?—I took a list from Mr. Webb, who had it before him.

40783. Were the names of the non-resident voters marked on that list?—No, but the addresses your eye would catch at once, by going over the electors—the addresses in writing.

40784. Then are these the names of freemen appearing on the printed list whose residences had been altered with a pen?—Yes.

40785. As having left their residences, or as not living at the residences given upon the list?—These are not all the names.

40786. But these are some of them?—Yes, these are the names that were first personated on that day.

40787. Was it out of Webb's hand that you took the list?—I took the list from before him.

40788. What is his name?—His mother lives in Charlemont Mall—he was for some five or six weeks in my department, in 47, Dame-street, and previously he was in No. 3, Dame-street.

40789. Had you received any directions from anyone as to making out any list of this kind?—Not until that morning.

40790. You did that morning?—I did.

40791. From whom?—Mr. Thomas Fell White.

40792. Where did he give you those directions?—In the street.

40793. Tell us what it was that he told you to do?—He told me to get a list of those parties who were living outside the district, and whose addresses were marked on the list. I made that list out in a hurried manner with a pencil, and brought it to him. "Campbell," said he, "You will find those men during the day in Mr. Byrne's office."

40794. I suppose this list does not contain anything like the whole number of persons who were so circumstanced?—No, because Dr. Murray and Mr. Phillips, and a great many others came up and voted.

40795. Were the non-resident freemen who were willing to come to an understanding about the expenses, distinguished in Mr. White's list from those who could not be found, and were not willing?—They were not; but I myself had seen all those, and knew the parties that would be up.

40796. Did you say anything to Mr. Webb when you asked to see the list?—I did not. He was the party that filled up all those cards of the parties that personated. He knew very well what was going on.

40797. Was there any person else in the room when the cards were being filled up?—There were Mr. Webb, and, I think, three other clerks there, that I never saw before. Yes, there was another—there was Mr. Reilly, a freeman, and also the son of a freeman. He was sitting beside Mr. Webb. He was one of the parties who personated himself.

40798. As I understand, these red ink marks——?—That was done up at Mr. Guinness's, in the brewery.

40799. Subsequently?—I'll tell you how it was.

40800. In your own handwriting?—Yes. Mr. White told me that every man that personated was to get £5, and they tormented me ever since about it.

40801. Mr. MORRIS.—The personators, or the personated?—Yes, the personators; and the reason I did that was, that on making out the poll-books I marked those so as to be certain that every man actually voted.

40802. Just take that in your hand again. The first two names, I see, you marked in red ink, as having voted?—Yes.

40803. At the third I do not see anything?—That is because Richard Wharton never went away at all. If he did not come he was to be personated.

40804. But he did come?—He did come, and Benjamin Collis in the same way.

40805. The red marks, I suppose, represent the cases of actual personation?—That I had to do with.

40806. The others were intended to have been personated?—Yes, these two were intended to have been, but they came themselves.

40807. Is this the very list that you made use of for that purpose?—That is the list that I made and showed to Mr. White on that day.

40808. After you got the list prepared, and had written it out in this hurried way in pencil, did you show it to Mr. White?—I went and showed it to him before I got any of them personated at all, and he told me that every man that personated was to get £5, and I told the parties that did so that they would get it, and they were tormenting me for it afterwards.

40809. Had Mr. White ever that document in his hand?—He read it over, and those gentlemen imagined that I had got the money, and was keeping it in place of giving it to them, and I had to complain to Mr. Hodson, of Fanning. He complained to the other clerks that I got £5 and kept it, and I brought him to Mr. Hodson, who pitched into him about it. I told Mr. Hodson that no wonder Mr. Fitzgerald was getting information, when a clerk in the office stated publicly that I kept £5 from him.

40810. Was Fanning one of those that personated?—He did.

40811. I am not sure if Fanning's name was on the list that you gave us originally?—His name is there.

40812. As I understand, there is no writing in the paper at all, that is not yours?—Everything that is in pencil and in red ink is mine, in fact everything.

40813. Mr. MORRIS.—Mr. White saw these red marks?—No he did not, because it was up at Mr. Guinness's that I did that.

40814. Mr. LAW.—That was done some time afterwards?—It was done perhaps three weeks or a month afterwards, for my own satisfaction.

40815. Was there a polling-place or tally-room of any kind at Smithfield on the day of the election?—I believe there was for that ward, but I know nothing about it.

40816. For Smithfield?—For the occupiers and leaseholders.

40817. There was a voting place there?—I heard that there was.

40818. Do you know anything about a person called Foley, whose name was mentioned by the last witness?—I never heard it before until I heard it now.

40819. What ward is that?—Arran-quay ward.

40820. Was that where the Arran-quay ward people voted?—I believe so, because I heard there was a room there. I believe that was where they polled.

40821. Do you happen to know who was in charge of it?—No, I do not. I had nothing to do with the occupiers.

40822. Mr. TANDY.—It was told us yesterday by one of the witnesses, that originally freemen were not to be canvassed by ward canvassers—that it was to be arranged otherwise. Were you in court when that was stated yesterday?—I think I heard something about it.

40823. Did you hear of it before?—I never heard of it because the list I made out was for the purpose of putting all the freemen in their various wards, and of sending the list to the committee of that ward for the purpose of canvassing. Every ward had canvassers of their own—freemen within the ward.

40824. Mr. MORRIS.—Your complete list was lost, I think you said, in the box?—It was lost. I could not get it after I resumed business. It was a *fac simile* of—the very same list as Mr. White's.

40825. There was no mark or indication on it?—None whatever.

40826. Mr. LAW.—You had a book for your clerks in 47, Dame-street?—I had.

40827. And Walsh had a book for his clerks?—He had.

40828. Do you recollect after the election was over, in anticipation of the trial of the petition, your saying anything to Mr. Hodson about your own book?—No, because I knew all about my own book.

40829. Do you remember saying anything about its being better to put it out of the way?—No, I never said anything to him about that; but Mr. White told me to put it out of the way, and I did so.

40830. Where did you put it?—On the top of a very high press.

40831. When was this?—During the trial of the petition. Mr. White told me during the trial of the petition, when I came here, to go away out of that, that I might be identified. He asked me where I could be found if I was wanted. I said in Mr. Atkinson's office where I was comparing the polling books. I was sent for on that day when the tin box turned up of Mr. Johnston's. He asked me had I anything in my tin box, I said some letters. He said to put them out of that. I went to my drawer that was smashed open, and put the attendance book on the top of a very high press. When they were removing, after I resumed business, from No. 3, Dame-street to Bachelor's-walk I stood up on the counter to see if the book was there. Fanning the office-keeper laughed and said, "Oh, that's all right." It was not there.

40832. You never saw it again?—I never saw it after its being put on the top of the press.

40833. Mr. MORRIS.—Did you attend any of those ward committees?—No; I did not. I was too busy in my own place.

James Browne sworn and examined.

James Browne.

40834. Mr. LAW.—Are you a freeman?—I am.

40835. Do you know Joseph Parker, who is in Mr. Waterhouse's establishment, in Dame-street?—No; I do not.

40836. Are you acquainted with Mr. Barnwall?—No.

40837. A Mr. Barnwall, of Bishop-street?—With neither one nor the other.

40838. Did anybody canvass you before the last election?—No; not one.

40839. Did no one come to ask you for your vote?—No; not one—nor did I vote either. I took no part whatever in the election.

40840. Did you vote at the election of 1865?—No; I did not.

40841. Nor at the last election?—I never voted at an election for the city of Dublin.

40842. Is there any other person of your name in Clanbrassil-street?—There are one or two persons of the name of Browne, who keep a public-house or something of that kind.

40843. Is there any other freeman of your name in Clanbrassil-street?—Not that I am aware of.

40844. You do not know anything, then, either of Mr. Parker or Mr. Barnwall?—Not the slightest.

40845. Do you know anything of Mr. Walker, of Nassau-street?—I do—the cutler.

40846. Do you know him?—I do.

40847. Do you remember seeing him about the time of the election?—Well, I don't know—I would not say. Perhaps he might have come.

40848. Did he want you to give a vote?—He did.

40849. Was that before the election?—Oh, before the election.

40850. How long was it—was it only a day?—Perhaps it might be two or three days.

40851. What did he say when he wanted you to vote—it was I suppose——?—For the Conservatives.

40852. What did he say to you?—He asked me would I vote; he made no proposition on anything of that kind; I told him I would not interfere.

40853. Interfere?—On any side—that I would not vote at all; and I did not.

40854. Did he press you in any way to vote?—Nothing beyond saying would I not stand to the cause, or something of that kind.

40855. Did he say anything about expecting anything for himself?—Oh, no; not a word. Money was never mentioned between us—directly or indirectly.

40856. Did any person call to your house on the day of the election to try and get you to come to the poll?—I don't think anyone ever asked me but the one.

40857. Was that on the day of the election?—No; it was not—it was previous to it.

40858. Was that Mr. Walker, or some other person besides Mr. Walker?—I don't recollect anyone else.

40859. You think Mr. Walker was the only one?—I think that's all.

40860. Did nobody come to your house on the day of the election to try to get you to come to the poll?—There did not—for I did not remain in my house on the day of the election; I kept away altogether.

40861. Have you any relatives of your name, freemen?—I have two sons.

40862. Are they both freemen?—They are.

40863. What are their names?—William and Robert Browne.

40864. Did either of them vote at the last election?

TWENTY-EIGHTH DAY.

December 31.

James Browne.

—Well, I believe Robert did ; I am not sure ; I could not say, indeed.

40865. Where do they live?—They are in Scotland now.

40866. Where did they live at that time?—I think he lived in 61, Upper Clanbrassil-street.

40867. That is your son, Robert?—Yes.

40868. And where did the other son live?—He lives over in Keegan's-buildings, on the other side of the city.

40869. Where are Keegan's-buildings?—Just beyond Murtagh's mills, or what is called Mallet's Folly.

40870. Is that what is called the Glasnevin-road?—Yes.

40871. Was neither of them living with you at the time?—Oh, no ; both married and away from me.

James Hall.

James Hall sworn and examined.

40872. Mr. LAW.—Do you remember the day before the last election in November, 1868—were you in Jesson's house that evening?—I was, sir.

40873. I believe you were there with Booth and Bailey?—I am not sure that they were there that day, but I have been several days there with them.

40874. Do you remember seeing Mr. Warren?—I do, sir.

40875. Do you remember seeing Mr. Warren in Jesson's house that evening, or did you see him that evening?—No, I did not.

40876. Was there any appointment made with anybody to meet the next morning in the committee-rooms, near the Four Courts?—Yes, sir.

40877. Who was it made that appointment with you?—Mr. Warren.

40878. When had you seen Mr. Warren before that?—I do not think I saw him the day before the election. I saw him several days before the election. I think it was the day before the election in the morning ; I know I did not see him in the evening. I got a little paper docket to go next morning up there at half-past seven.

40879. Did you go up at half-past seven?—I did.

40880. I believe that docket was sent by Mr. Warren?—It was.

40881. And when you came the next morning at half-past seven, were some others there too?—Yes, sir ; we were there before they came.

40882. Eventually did Bailey, Jesson, and Booth join you—did the four of you meet?—Yes, sir, the four of us went together.

40883. Were there any more than the four?—There was another man ; I do not know who he was ; he was at the door.

40884. You four were together?—We four were together.

40885. Did you see Mr. Warren that morning?—We did, sir.

40886. At the committee-rooms?—Yes, sir.

40887. Did he come up with you in the direction of the court-house here?—Straight.

40888. Did you go to the Scotch house and have some refreshment?—No, sir, not at that time.

40889. Do you recollect at any time before you voted, did Mr. Warren say anything to you about what would be the result if you voted as he wished you, or did you ask him any question as to that?—Oh, yes, he said it would be all right.

40890. What we want to know is, did you understand from him that if you voted for his candidates matters would be made pleasant for you afterwards?—Yes, sir.

40891. I suppose no particular sum of money was mentioned, or was there any sum mentioned?—Why, I think the day that he came at first I told him that I was not made up who I would vote for when he came at first ; and then he said he would call the following day, and I told him that I thought there would be a five going ; that I heard so.

40892. I suppose there was a rumour at the time?—There was a rumour of it.

40893. What did he say to that?—He said it would be all right, and if I could get others to come up, and I told him the names of Booth, Jesson, and Bailey.

40894. You then gave him those names?—Yes.

40895. What did he say about your getting others?—He said I would be better off than them.

40896. Did he give you to understand that each of you should have something?—Oh, certainly, sir.

40897. Did you then communicate anything of that kind to the others?—I did, sir.

40898. When you met that morning, and started on your way up to the court-house to vote, do you remember Mr. Warren saying anything to either yourself or the others?—He said when we would go back it would be all right.

40899. When you would go back?—When we would go back.

40900. Do you mean after voting?—After voting—it would be all right.

40901. I suppose you came up here early in the morning?—I did.

40902. Eight o'clock?—I think it was eight o'clock when we left the tally-rooms.

40903. Did you vote at once?—Yes, sir.

40904. And I suppose as far as you saw, the rest of the party voted at once?—Oh, all in different places? I did not see any of them.

40905. After you voted did you go back to Mr. Warren do you recollect?—I did, sir.

40906. Tell us what happened as soon as the four of you had voted?—He gave us a little docket and our names on it that we had voted, and we were to go to the Inns-quay. There was a gentleman there, I don't know exactly his name, to the best of my opinion I could not positively say, but I think it was White, a big gentleman—I am not certain of that.

40907. Where was it you were to go with the card?—To the Inns-quay.

40908. Back to the place you had come from?—It was a little bit of a note and all our names were mentioned in it.

40909. Was that the room you had met at in the morning?—Yes, sir.

40910. You were to go back to the same place?—Yes, sir.

40911. When was it you were in the Scotch-house—after or before you polled?—We were in the Scotch house before we polled.

40912. You got something then, I believe?—Yes ; a glass of grog.

40913. Mr. Warren, I suppose, paid for it?—He did, sir.

40914. And did you get anything after you voted?—I got another.

40915. From Mr. Warren too?—Yes.

40916. In the same house?—It was.

40917. That is Findlater's?—Yes, Findlater's, the Scotch house.

40918. Then was it after you got this second glass of grog that you got the card, or before that?—Oh, I think it was after we got the second glass of grog. We were waiting there after to see him ; I think it was after that.

40919. After you had voted did you go over to the Scotch house and wait till you saw him?—We waited about there ; I think it was after we went to the Scotch house that he wrote that.

40920. To which of the four of you did he give it to carry down?—I think it was Jesson; I am not sure; Booth might know. I know I did not get it.

40921. Did the four of you then go back to this place?—We did, sir.

40922. You are certain it was not to Smithfield you went?—Oh, yes, we did, but we went to the Inns-quay first, and we did not see him there, and we were told this gentleman was over in Smithfield.

40923. Had Mr. Warren told you to go back to the Inns-quay?—Yes.

40924. He said you were to go there and look for this gentleman?—And look for this gentleman.

40925. What do you say you think his name was?—Well, I think it was White; I am not sure; a big gentleman; a tall, big looking gentleman with a sandy complexion.

40926. Where did you find him, or did you find him afterwards?—We found him in Smithfield.

40927. But you first went to the Inns-quay to look for him there?—Yes.

40928. And you were told that he was in Smithfield?—Yes.

40929. You then followed up there, the four of you?—Yes.

40930. Is that so?—Yes.

40931. And did you see this gentleman when you got up there?—Yes.

40932. Did you find any other people with him?—Well, there were; he was busy in and out about the place.

40933. I believe it was a polling place?—It was, sir.

40934. Was there an inner office where people were writing?—Well, no, sir. He was going in and to and fro through the polling place.

40935. What I mean is, was Mr. White in the open place where the polling was going on?—He was.

40936. Or was he in an inner room?—Oh, no, he was in the open place where people were going through, polling, I suppose; I don't know what he was doing.

40937. He was not sitting at a table writing; was he?—No, sir.

40938. What did you do, or what was done with the card which you got from Mr. Warren?—Well, this gentleman got it from Jesson, I think.

40939. It was he gave it to him?—Yes, I think it was Jesson.

40940. What did he do when he got it?—It was Jesson that went into the place; we were standing outside; and he told us to come back again, and that he had not time to see it.

40941. This gentleman told you to come back again?—Yes.

40942. What time were you to come back?—To come back as soon as the poll was over.

40943. Did you see whether he wrote anything or not?—No, sir, I did not.

40944. Now, after the poll was over, did you go back to him?—We did, sir.

40945. The whole four of you?—Yes, sir.

40946. Where did you see him?—Oh, bedad, the bird was flown then.

40947. But where did you see him afterwards?—We did not see him at all; we never saw him since.

40948. I thought you said you went back after the poll was over to look for him?—Yes, sir.

40949. Did you find him?—No, sir; we were told he was in Smithfield, and we saw him in Smithfield I told you.

40950. But you never saw him after that?—Never saw him after that, from that day to this.

40951. Would you know the gentleman again?—Well, I am not sure I would, sir. If it was the gentleman that was on the Inns-quay, Mr. Warren, I suppose, knows him of course.

40952. Do you know what he was, or did you understand that he was anything in particular, that he was of any profession?—I understood that he was a solicitor of some kind; some sort of a solicitor I understood he was.

40953. Did he wear a beard?—Well, I think he had some hair on his face. He was of a sandy complexion rather.

40954. How old would you say he was?—He was about forty or upwards.

40955. Was he a young man or middle aged?—He was a middle aged man.

40956. Did you ever speak to Mr. Warren afterwards?—I did, sir.

40957. When did you see Mr. Warren after the election; how soon after?—I did not see him for some time after the election; I met him; he was talking to a man at Todd and Burns' at the corner of Jervis-street, and I followed him up to Jervis-street, and he told me there was some talk about a petition, and that he could do nothing, and not to be in any way uneasy, and to go and tell the other parties.

40958. I suppose you reminded him of the arrangement?—Yes, sir.

40959. And that was the answer he gave?—Yes, to do nothing till this thing blew over.

40960. When the petition was at an end, and the whole thing blew over, did you ever ask him again after the trial, before the Judge here in February last?—No, sir; I saw him, but I never spoke to him. I spoke to him here. I met him one day, the only day I think I spoke to him was I met him outside here.

40961. Was that at the time of the petition?—Oh, since you began to sit, sir.

40962. Were you talking about election matters then?—Never mentioned a word about it; not a single word.

40963. Were you examined before Judge Keogh?—No, sir.

40964. Had you more than the two treats that morning?—No, sir.

40965. Were you long about Green-street?—I think, to the best of my opinion, till about eleven o'clock, and we all dispersed then.

40966. You were up here at half-past eight o'clock and did not go away till eleven; did you hear any rumour here that morning of money?—Well, I heard a rumour that there was such a thing—that is all.

40967. You heard people talking?—I did not hear anyone talking that said they got it.

40968. But you did hear a rumour amongst the people that money was going?—Yes, sir.

40969. Where did you hear that—in the street, I suppose?—In the street, just one to the other, while we were standing.

40970. Mr. MORRIS.—Were they all talking of that?—Yes, we were.

40971. Mr. LAW.—Was the rumour general among the people?—I cannot say it was general for I did not go much into the crowd at all; I just stood at the tally-room door where we got our card; I never went across the street only when I went over to poll.

40972. Had you ever been at 3, Inns-quay, the committee-rooms, before?—No, sir.

40973. You never went there and never met Mr. Warren there?—No, sir.

40974. There was a committee-room there was not there?—There was, sir.

40975. Did you understand that the gentleman you were to look for was a gentleman that lived there or had offices there?—No, sir, I did not; I understood that Mr. Warren was confidence enough for me.

40976. You trusted Mr. Warren?—I trusted Mr. Warren.

40977. The reason I asked you is, that that house belonged to a gentleman that I thought might be the person you were told to look for; are you certain the name was White?—Well I am not certain but I really think that was it. It jogs my memory that that was his name; I could not think of the name, and I was going through my memory to see, and as far as I could jog my memory it was White.

40978. Did you hear the name of Foley that day?—It was not, sir; I did not hear that name at all.

40979. Did you hear the name of Saunders?—I did not; I was not among them there.

TWENTY-EIGHTH DAY.
December 31.
James Hall.

40980. But in connexion with the person you were to look for I mean?—No, sir; I did not hear either of those names mentioned at all.

40981. Your impression is that you were to ask for Mr. White?—Yes, sir, whether that gentleman's name was White or no; I think that was the name.

40982. Do you remember whom you saw when you went down to No. 3?—Some of the young clerks.

40983. You would not be able to identify the person? I would not; there was such a great flurry in it.

40984. Had you any employment in 1865?—Yes, sir.

40985. Were you employed about the election, I mean?—I was not, sir; never was employed with them at all.

40986. Did you vote in 1865?—I did, sir.

40987. Whom did you vote for?—I voted for Pim and (*a pause*)——

40988. Mr. Pim was up alone then?—Yes, sir.

40989. Did you vote for him alone or for him and Mr. Guinness?—I voted for him alone.

40990. Did you get a canvassing card then?—I did not, sir; I only got a polling card to go down and poll.

40991. Did you get anything about that time?—Not a penny, sir.

40992. Did you vote in 1859 when Mr. Brady and Mr. M'Carthy were up?—I did, sir.

40993. And did you get anything that time?—I did.

40994. What did you get then?—£3.

40995. Whom did you get that from?—I could not tell whom I got it from.

40996. What office was it in?—In a public-house at the corner of Green-street.

40997. You do not mean the Scotch house?—No, sir, at the corner of Little Britain-street—there at the corner of Petticoat-lane.

40998. Can you tell us from which side you got the money?—I could not.

40999. Which side did you vote for at that time?—I voted for Pim.

41000. Pim was not up then?—At the election before that—Brady and M'Carthy—that was what I voted for.

41001. At the time Pim was up alone did you get anything?—Oh not a ha'porth. Booth and I went the one way that morning and voted and we got nothing; we had nothing to do with the election more than you—not a ha'porth.

41002. Booth got a card that time for three days' canvassing. Did he get anything for it?—Oh, at that time we had to go to Suffolk-street.

41003. Did you get a card that time?—No, sir.

41004. Did Connell make any marks on a card for you?—No. I am not talking of Brady and M'Carthy's election.

41005. No, but Pim's?—Oh yes; Booth and I stuck together all that time.

41006. Did you go back to Mr. Molloy's and try to get some money after the election was over?—No; not the sight of an envelope, or anything.

41007. Nor a card?—Nor a card, nor anything else.

41008. Booth had one?—I daresay he had. I didn't see it.

41009. He told you he had?—Yes.

41010. In 1859 you got £3 from the Liberal candidates?—Yes.

41011. That is what you understood?—Yes.

41012. Was anybody with you at that time? Was Booth with you?—A man of the name of Sutton. He is dead since.

41013. Did he get it?—I cannot say. He was acting as a sort of agent.

41014. Was it he who brought you there?—Yes, sir, he did. He came that morning and brought me off.

41015. Did other people, as you understood, get that money? Was £3 the price that was going then?—No, sir, I don't know whether that was the price or no, the markets are so different.

41016. Did you understand that other people got money as well as yourself?—I understood they did.

41017. Do you know any other people that did?—I do not.

41018. I suppose you voted the time before that when Reynolds and Brady were up?—I did.

41019. What did you get then?—I got a very fine drenching of wet, sir.

41020. Did you get nothing to keep out the cold?—Not a glass of ale.

41021. But at the election of 1859?—That was the only time I ever got it.

41022. The last time you had a promise of it?—Yes, and a poor one, too.

41023. Mr. TANDY.—You say you heard, on the morning of the last election, reports that money was going?—Yes, sir, I did.

41024. Was that about the time you were up at the court-house polling?—Yes, sir.

41025. Did you hear there how they were getting the money?—I was asked had I any little card or anything, and I had got none.

41026. Did you see cards?—I heard of some little cards going about, he asked me had I got one, and I had not seen one of them.

41027. Who was it, do you recollect, told you that? Well, I can't exactly say. The only one that told me that, was Bailey, and he had some little square thing in his hand, and I did not look at it; and this was in Jesson's room. I saw that.

41028. This was some time after the election?—Some time after the day of the election.

41029. But did not you see it the day of polling?—Yes, sir.

41030. And about the cards?—I was asked had I a card or ticket.

41031. And did you try to get one on the day of polling?—I did not; I never went to look for it.

41032. Mr. LAW.—Do you know who it was that asked you that question?—Well, I could not tell.

41033. Mr. MORRIS.—Was it Bailey?—Well, I think Bailey might have asked me that question. It is likely he did. I think it was. I heard him ask Jesson that question.

41034. Mr. LAW.—You did hear Bailey ask Jesson that question?—Yes; he said "If you have not got that card it is all no use." To the best of my opinion it was a small square thing. I saw it in his hand. I did not actually look at it to see what sort it was, but it was a small square.

William Moye.

William Moye sworn and examined.

41035. Mr. LAW.—I suppose you have been a long time a freeman?—Yes.

41036. How many years—forty?—Nearly that.

41037. Did you vote at the last election?—I did.

41038. Did anybody speak to you about your vote before it?—Oh, there did.

41039. Who was it?—They sent different times from Corrigan's to me, and I told them plump and plain that I would not vote against my conscience.

41040. Did they offer you anything to try and tempt you to vote?—Why, they sent a carman to me to give me £5.

41041. Who did that?—I don't know. He was hired by them for cars.

41042. Hired by them? By whom do you mean?—By Corrigan's committee.

41043. Do you know the names of any of the gentlemen?—I might know.

41044. Did he tell you who gave the money when he offered you the £5?—Oh, no. He did not tell me any names nor anything, only that he had a car, and wanted finally, the last time, to get me.

41045. Is it a car you said?—A car.

41046. To bring you up to vote. Was that the day of the election?—The day before.

41047. He offered to bring you up to the poll—Yes.

41048. And he would give you £5?—Yes.

41049. And you came up and voted for the Con-

servative candidates?—I came up next morning before I got my breakfast, about half-past seven or eight o'clock, before I met him, and voted, the way I would have no trouble by voting early in the day, but the Liberal party is annoying me ever since because I would not vote for them ; and the very hat that was on my head they blocked because I would not vote for them.

41050. Whom did you vote for in 1865?—Guinness and the other.

41051. Mr. Vance?—Yes.

41052. Who did you vote for the time before that?—I voted for Grogan and Vance. I always voted on the Conservative principles.

41053. Did you vote for Pim at all?—Never, but my brother did.

41054. That is the reason I ask you. Are you certain you voted for Grogan and Vance in 1859?—I did.

41055. Did you vote at all at the election in 1865 or did you miss one?—I missed an election, for I was going into the court-house, and on going into the court-house I took a fit of epilepsy that I was subject to, and fell on the steps and cut my head.

41056. You did not vote at that election at all?—Not at that election.

41057. Did you ever have any appointment in connexion with elections? Did you ever act as personation agent or anything of that kind?—Oh, yes, I did on every election I was in, and I was even summoned to London, and as soon as I was summoned up before the Speaker of the House of Commons, after I came down—the Liberal party was quite destroyed at the election—they took then and the head man——

41058. Did they do anything to you?—Oh not at all, I was acquitted.

41059. Was that the time that Mr. Hassett was over when the petition against Sir Edward Grogan and Mr. Vance was lodged?—Yes, that was the time. Very well. That was very well, as soon as I did, the Speaker of the House of Commons took, at that time, and brought me out and made me drink a good glass of brandy. It was not that alone he done, but he went and brought me convenient to the hotel we stopped in, brought me in and had my likeness taken off, and he gave me one copy and he kept one himself.

41060. The counsel did, I suppose—the principal counsel?—Yes.

41061. What appointment did you hold in connexion with any election?—I was personation agent at that time.

41062. That was in 1857?—Yes.

41063. Were you anything in 1859?—Oh I was. I was always personation agent, always but this year, and I had no connexion this time.

41064. What used you be paid for acting personation agent—a pound, I suppose?—One pound one.

41065. Do you recollect the good old times before 1840 when there used to be open houses for everybody?—Oh yes, but to tell the truth and the whole truth, as I said before, I am always doing the weights of the city—these thirty years I'm working for the corporation, and at that time John Reynolds, because I would not vote for him when he was up, he ordered me that I should not do the weights for the city. Well, they did that, but they could not get them done then, and little Mr. Byrne sent——

41066. Do not mind that. Have you always acted as personation agent?—Always till the last.

41067. Do you recollect in the old times when the beer-houses were open?—Oh yes, they were.

41068. And every freeman might have as much as he could eat or drink?—At that time I was too independent and would not go in. There was one house in George's-street, kept by Mr. Haughton, and my father being an old freeman he was a great friend of his, and Haughton owed him about £40 when he died. That was the Liberal side.

41069. Did you ever hear of nice little notes that were sealed up and cashed at Eden-quay?—No.

41070. I do not mean you got them yourself, but did you hear of them going?—No, I did not.

41071. Do you know Mr. Parker of Waterhouse's?—Is he a shoemaker?

41072. No, a jeweller, I should think?—Well, I don't know him.

41073. Do you know Mr. Barnwall?—I do right well. He is married to a cousin of mine.

41074. Did he ever tell you he gave your name to anyone?—No, he did not. He knew very well I would not vote on the Liberal side.

41075. Oh yes, but did he say that because you were a friend he had sent in your name as a man who deserved something?—No, I never heard he did. I did not get anything either publicly or privately.

41076. We understand you did not, but did you hear from him that your name had been sent in to anyone?—No, I did not.

41077. Mr. MORRIS.—Could you recollect the agent of Sir Dominic Corrigan who offered you the £5?—No, I could not, but he keeps a car on the stand.

41078. What stand does he keep a car on?—Oh, I don't know.

41079. Mr. LAW.—Would you know him if you saw him?—I would.

41080. Did you ever see him since he made you the offer?—I met him a couple of times.

41081. Have you seen him lately?—Not this good while.

41082. Do you think you could find him out?—He is not here at any rate.

41083. We know he is not, but could you find him out for us?—I could not. He used to attend them then when he was paid for his car in Abbey-street. The last time I seen him, he wanted me over to Abbey-street right or wrong for the forthcoming election, and I told him I may or may not go.

41084. What did he want you to Abbey-street for?—To get me money—to go over there and they would give me money at the forthcoming election, and I said I would go, but I did not.

41085. Mr. MORRIS.—There was an office there, I suppose, Corrigan's office?—Yes, he had an office there.

George Haggarty further examined.

41086. Mr. LAW.—I think when you were with us the other day, you spoke of knowing the names of other persons who received something at the last election?—At Cherry and Shields?

41087. Did you put down the names of the persons you recollected afterwards?—Yes.

41088. Is that your writing, and are those the names that you remember were in Cherry and Shields on the night before the election?—Yes.

41089. Do you remember hearing or did you ever come to know the names of any persons who were in 76, Capel-street, besides those we have heard of as being there?—No, I did not.

41090. Have you any list of persons who were promised, or who had received any thing for their votes?—I have not.

41091. Have you ever had any such list?—No; never.

41092. Had you ever any list in your mind of the number of people?—Well, I had not; never had.

41093. Have you ever stated that you knew of other persons who received money or promises of money at the last election beside those we have examined here?—I never did.

41094. To anyone?—I never did.

41095. Did you make a statement of that kind recently to anybody?—No; I was asked, and I said I did not know.

41096. Were you speaking to anyone to-day about knowing persons who got money or promises of money besides those we have heard of?—I was speaking to Mr. Fitzgerald this morning, and he asked me and I told him I did not know anyone.

TWENTY-EIGHTH DAY.
December 31.
George Haggarty.

41097. What did you tell him?—I told him I did not know.

41098. Did you say you knew others besides those we had heard of, who received promises?—I did not; I said I did not know any.

41099. Did you say anything to Mr. Fitzgerald to the effect that you did know about them?—I did not. I said I did not know anyone who received money at the last election. I could not know.

41100. When did you see Mr. Fitzgerald?—To-day.

41101. Where?—In his office.

41102. In his own office?—Yes.

41103. Did you see Mr. Fitzgerald himself, or some other person? Did you see his clerk there?—I did in the under office.

41104. What is his name?—Walsh.

41105. Did you see a clerk named Byrne?—I don't know him.

41106. You saw Walsh?—Walsh.

41107. Did you tell him anything?—I did not. I asked was the governor above and he said yes.

41108. You asked if the governor was in and went up to him?—Yes.

41109. Tell us, did you represent to Mr. Fitzgerald that you had some knowledge about these matters, but that you were not disposed to give it?—I really did not. He asked me did I know anyone who got money or promises, and I told him I did not know anyone.

41110. Did you make any complaint to Mr. Fitzgerald?—He was asking me sometime ago.—

41111. No, but to-day, when you were up there did you make any complaint to Mr. Fitzgerald?—I was speaking about giving evidence here, and was kept so long and was not paid.

41112. Were not paid—were you not paid?—I got two five shillings.

41113. Then you were paid the full amount we were authorized to give you, the same as any other witness. Were you complaining you did not get enough?—Yes. I was three weeks—from the 6th of December, when I received the second notice, and was taken from my work—and every night when I would be going away I would ask the gentlemen would I be wanting next day, and I was told "yes," and I was kept on till my examination.

41114. When you say you asked "the gentlemen," whom did you ask?—Young Mr. Todd and Mr. Walsh.

41115. Did you complain to Mr. Fitzgerald to-day that you had not been paid sufficient money for your loss of time coming here, and state, at the same time, that you had this information that you could give if you liked?—He asked me had I got any, and I said "no."

41116. On your oath, sir, did you not lead him to believe that you had information but would not give it, because you were not sufficiently paid?—No; but he bid me look over the book, and I said I would.

41117. What took you to him?—I was in the habit of calling.

41118. What took you there to-day?—I often left him a card.

41119. That is one of your business cards?—Yes.

41120. This morning you were there?—Yes.

41121. When were you there before?—Five or six weeks ago.

41122. Did you leave him a business card then?—I spoke to him about work—he had got me work before.

41123. What did you go to him this morning for?—I was passing and merely went in.

41124. Come, come, sir, tell what took you there? I went in and asked him about being paid.

41125. Did you tell him anything to the effect that if you were properly paid you could give more information?—I did not say anything about it; he asked me could I, and a few weeks ago he gave me the poll-books.

41126. Did you tell him this morning you knew of other cases of bribery, but that as you had lost too much time and were not sufficiently paid, you would not give the information?—He asked me did I know anyone bribed at the last election, and I said I did not—nor I do not.

41127. Mr. MORRIS.—I suppose if you had been better paid you would have told more?—I assure you I don't know any more.

41128. Mr. TANDY.—Was there any third person present when you were speaking to him?—No.

41129. Mr. LAW.—You have given us the name of Thomas Marchbanks—what is he?—A cabinet-maker.

41130. Is he one of the party that was near Robinson in Cherry and Shields'?—He was there.

41131. And Beckett, Hopkins, the Walls, and Macdonalds, and Sillery, I suppose, were all of the same party?—Yes; in Cherry and Shields'.

41132. And you were there yourself?—I was.

41133. Are Sillerys freemen?—They are.

41134. And Marchbanks and Macdonalds—who is George White?—He is a son-in-law of George Macdonald's.

41135. Was George White examined before Judge Keogh?—No.

41136. Is he a freeman?—I think he is.

41137. These people are all freemen?—All freemen.

41138. Hopkins is not a freeman?—No; I don't think he is.

41139. How many were at Cherry and Shields' that night—Were there forty or fifty?—There were.

41140. How many people were in the room that night?—I saw a couple of hundred one night a meeting was there.

41141. I am speaking now of this particular night?—Fifty or sixty.

41142. Did you understand the majority of those people were freemen?—I did. I knew a good many more, but I do not think of their names.

41143. Hopkins is not a freeman, but, as far as you know, the bulk of those persons were freemen?—They were.

41144. Did you yourself see Mr. Robinson there that night?—I did.

41145. And were there fifty or sixty in the room while he was there?—Yes; some were walking up and down, and more were sitting.

41146. You saw Steed there?—I don't think I did—oh, yes, I did.

[Adjourned.]

TWENTY-NINTH DAY.

TWENTY-NINTH DAY.
January 1.
Benjamin Warren.

SATURDAY, JANUARY 1, 1870.

Benjamin Warren sworn and examined.

41147. Mr. LAW.—Where do you live?—In the village near Donnybrook.

41148. I believe your place is called Harmony Cottage?—Yes.

41149. What is your occupation?—I am a retired Government officer.

41150. Are you in any business besides?—Yes, I have an agency for two ladies.

41151. Are you a rated-occupier or a freeman?—No, I am a lease-holder.

41152. Were you on any committee at the last election?—I was, on the Arran-quay ward committee. I

lived in that ward for thirty years. I was chief clerk in the Grangegorman Prison for nearly thirty years.

41153. Where did the Arran-quay ward committee meet?—They met at 3, Inns-quay, in Mr. Saunders' house.

41154. The same house, I believe, at which the Inns-quay ward committee used to meet?—I don't know about that.

41155. You were a member of the Arran-quay ward committee?—Yes; I attended there.

41156. Were you employed as a canvasser?—Yes, as a canvasser.

41157. When did you begin to canvass?—I think it was about a fortnight before the election.

41158. In what particular district did you canvass?—There was another young man and I there for the freemen.

41159. What is his name?—Aldritt.

41160. What is his Christian name?—I think it is Isaac.

41161. Where does he live?—At that time he stopped at 18, Aughrim-street, with his father and mother.

41162. Where does he live now, do you know?—I don't know.

41163. When did you see him last?—I did not see him since the election.

41164. He then lived in Aughrim-street?—Yes, his parents lived there.

41165. He and you were appointed to canvass the freemen of that ward?—Yes.

41166. Were you both appointed canvassers at the same time?—I think so.

41167. You and he were appointed to canvass jointly?—Yes.

41168. Did you both go together to canvass?—Sometimes we went together, and sometimes separately.

41169. Were you supplied with a list of the freemen for the purpose of canvassing?—Yes.

41170. Were they printed lists?—They were.

41171. Of the freemen in the ward?—Yes; they extended over almost every street.

41172. They were divided into the several streets in the ward?—Yes; in some streets there would be only one or two freemen, and in others more.

41173. How many names were on the list?—I think there were 100 or 101 names on it.

41174. About 100?—Yes.

41175. I suppose each of you got the same list?—Yes.

41176. How often did you report the result of your canvass to the committee?—Generally every evening when we came in.

41177. When you canvassed the different freemen of the ward, did you enter down on the list the answers they gave?—Yes, for Guinness and Plunket, for Guinness and Pim, for no one at all, if I got that answer.

41178. If they answered doubtfully, how would you enter it? If, suppose, a man told you he would vote for Guinness and Plunket, or Corrigan and Pim, you would enter him accordingly; but if he said he was doubtful or gave a doubtful answer, how would you put it down?—I never had a case like that; in fact in that ward every one was favourable almost to Guinness and Plunket.

41179. Did no one, during your canvass of the ward, give you a doubtful answer?—Some said they had not made up their mind how they would vote.

41180. Did you not know what they meant by that? Considering your experience, did you not know what a man meant when he said he had not made up his mind?—I did not.

41181. What did you think a man meant when he said he had not made up his mind?—I didn't know what he meant.

41182. What did you think he meant by saying that he had not made up his mind?—I couldn't tell what he meant.

41183. What did you think he meant?—I couldn't say what he meant by it.

41184. I am not asking you what he meant by it; I am asking you what you thought he meant when he said he had not made up his mind? You surely can tell us what you yourself thought he meant?—They were all respectable people that I canvassed.

41185. Do not mind that, that is not answering the question. I asked you what did you think a freeman meant when he said he had not made up his mind?—I could scarcely answer that question.

41186. I am not asking you what the man himself meant, but what you thought he meant?—I can't answer what his ideas were.

41187. Do you think that that is any answer; what did you think a voter meant when he said he had not made up his mind?—Whether he meant compensation, or what, I didn't know.

41188. Did the idea of compensation occur to your mind when a voter said he had not made up his mind?—It might.

41189. That is no answer—when a man talked in this doubtful way to you, did it not occur to you that he wanted something for his vote?—I supposed so.

41190. Did not you believe it?—In some cases; in the cases of poor men I believed it.

41191. What were you in Grangegorman prison?—I was chief clerk there.

41192. For how many years?—For twenty-eight and a-half years.

41193. You had a good experience of life in the course of that time; did you ever canvass before the last election?—I did.

41194. How often were you employed as canvasser at elections?—I was employed at almost every election since 1841.

41195. For twenty-five years?—Yes.

41196. Is it not too much then to expect us to believe that you did not know, after twenty-five years' experience of canvassing at elections, what a man wanted when he said he had not made up his mind; when a person gave you an answer which made you think he wanted compensation for his vote, how did you enter him on your list?—I entered him doubtful; just the three answers.

41197. Either Pim and Corrigan, Guinness and Plunket, or doubtful?—Yes.

41198. The man who wanted money for his vote you entered as doubtful?—I would enter him doubtful.

41199. Did you see from time to time, after the first week or so, at any of the meetings of this committee a list which had stated on it the results of your canvass, or other sheets drawn out, with the names of these doubtful voters?—I never saw it.

41200. Do you know whether this was done?—I do not.

41201. Did you ever hear that such a list was made out?—I never heard it.

41202. What did you do with the printed lists at the end of your canvass?—I brought them to the office, and they went to analyse them.

41203. Did you take them away from the office?—I did.

41204. Have you them still?—I have not.

41205. What became of them?—It was only a small thing.

41206. What became of them; did you destroy them?—I destroyed them.

41207. When did you destroy them?—I destroyed them after the petition.

41208. On your oath did you destroy them before the petition was tried?—I did not, not until after the petition was tried.

41209. Had you these canvassing books, or any of them, with the doubtful marks opposite the voters' names, when you were examined here before Judge Keogh?—I had.

41210. Why did you destroy them?—Because after

the trial of the petition, I thought there was an end of it.

41211. How soon after the petition did you destroy them?—I think it was about a week; when it was all over, when Sir Arthur Guinness was put out I threw them into the fire.

41212. How many months after the petition did you destroy them?—I destroyed them about that time.

41213. Did you destroy them within the last two months?—I did not; I destroyed them at the time of the petition.

41214. Did you produce them in court at the trial?—I did not.

41215. Did you give them up to Mr. Sutton?—I did not.

41216. Did you show them to him?—I did not.

41217. You kept them carefully in your possession until after the petition was tried?—Yes.

41218. And then destroyed them?—Yes, I did not put any importance on them.

41219. But you had them in your possession until after the petition?—I had.

41220. Did you tell anyone that you had them?—I did not.

41221. Did you give any docket to any voters, asking them to meet you on the morning of the election at No. 3, Inns-quay?—I did; I wrote three or four.

41222. About how many did you issue?—I think four or five.

41223. We have that number accounted for, did you issue more than four or five?—No, only four or five.

41224. Who were the four or five voters to whom you issued them, give us their names?—I can't tell the names.

41225. Did you not see some of them produce those dockets at the trial, and were they not put into your hand?—I think there was one produced on that day, but not put into my hand.

41226. Whose was that one?—It might be a man named Walshe, I think it was Walshe, but I am not certain.

41227. Did Booth produce one at the trial?—He might have.

41228. Did you issue one to Jesson?—I am not certain.

41229. Did you issue one to Hall?—Hall was with me canvassing sometimes; he showed me some of the places where to canvass, as I did not know them.

41230. You went to Hall, and he brought you to some places?—Yes.

41231. Did you give him a docket of that kind?—I am not certain.

41232. You gave it to Jesson, Booth, Hall and Bailey, who was the fifth you gave it to?—I think it was Walshe.

41233. Where did he live?—He lived in Bow-street. Some of the freemen said to me where will we go to, I said I didn't know, but that I would ask in the committee-rooms; Mr. Moore then said to them to come down here. I called on them, and everyone I did not see I left a memorandum for them to come to me at No. 3, Inns-quay.

41234. Is not Hall a painter?—Yes.

41235. When you called on him where did you find him, was it in Abbey-street?—I found him at Church-street, at his own place.

41236. When you called on him, did he give you an answer at once that he would vote for Guinness and Plunket?—I think he was favourable to us.

41237. Did he tell you at once that he would vote for the Conservative candidates?—I think he did, I think he was most favourable to us, for he came to me.

41238. What was the first answer he gave?—I can't remember.

41239. Did he say he had not quite made up his mind for whom he would vote?—I am not sure.

41240. Did he say he heard a rumour of money going for votes?—He might.

41241. Do you mean by that that you believe he did?—It is so long ago I cannot tell.

41242. You, an old Grangegorman prison clerk, know well that is no answer?—A thing that occurred a year ago it is not easy to remember.

41243. Do you believe that Hall spoke to you about a rumour of money going—I may inform you that he told us himself he did?—I think he did.

41244. What did you then say to him?—My impression was at the time——

41245. Do not mind what your impression was—what did you say to him when he spoke of a rumour about money going?—I can't tell you what I said.

41246. What do you believe you said?—My belief is that he would be compensated for it.

41247. Did you tell him that?—I may have told him.

41248. Do you mean by that that you did tell him; if you did, just say so—did you tell him you thought he would be compensated for his vote?—I did.

41249. Do you remember his saying anything about the amount of money he heard was going—do you remember his saying that £5 was likely to be going?—I think he did.

41250. You thought at the time that something would be going for these doubtful voters?—I did.

41251. From your experience of previous elections you knew it was the usual thing?—That was my impression, I heard it was an old practice.

41252. I suppose Hall had not the other people who met you afterwards, with him there at the time—I suppose he pointed the others out to you?—He came with me to the by-lanes in the ward, and showed me where to go. I had not got their residences with me.

41253. You were at Jesson's house, I believe, the evening before the election with Hall and Warren?—Yes.

41254. Did a conversation such as that described by Hall take place, did he say he would like to have something for his vote?—Yes.

41255. What did you say to that?—I told him I hoped that it would be all right after the election. I thought it would be.

41256. Do you remember was Walshe with the other four the next morning?—I don't know anything of Walshe.

41257. I presume he did not meet you the next morning, for I find he voted for Pim and Corrigan?—I don't know. The first time I went to him he was not in, and I left a memorandum for him to come to me.

41258. Did he intimate at any time that he would like to get something for his vote?—I am not certain, I don't think he did.

41259. At all events the four others met you the morning of the election, at 3, Inns-quay?—Yes.

41260. And you came up here to Green-street to vote?—Yes.

41261. I suppose something of a similar conversation was going on between you as you came along up?—I think so.

41262. You said you hoped it would be all right after the election?—Yes.

41263. I believe you gave them some refreshment going up?—I will tell you how that was. Hall said he had no breakfast, and asked me could I give him a glass of porter. I said, come up to Findlater's. When we came up the others came in also. The whole thing did not cost a shilling.

41264. But it did take place?—It did.

41265. They voted soon after?—Yes, they voted after that.

41266. Did you hand them over to one of the tally-clerks to show them where they were to poll?—Mr. Moore, I think, told some one to bring them up to poll.

41267. Could you tell us the name of that person?—I don't know his name.

41268. Did you ever see him since?—I never saw him before or since.

41269. I suppose it was one of the young men that we are told were about the court-house during that day?—He was not a young man; he was, I suppose,

forty years old. He was, I think, a north countryman.

41270. At all events he took them in and saw them polled?—He did.

41271. Did you see them again after they had polled?—I scarcely ever saw any of them again except Hall.

41272. Did you not find them, after they had polled, in or about Findlater's stores again?—I saw none of them but Hall. He got a glass of porter there.

41273. They all stated that you gave them something after they had polled?—I did not see any of them afterwards but Hall.

41274. Do you recollect giving them a ticket or a card with their names on it after they had voted?—I never did. I was astonished at seeing in the papers this morning that I did.

41275. Did you not give them a ticket or card when they came back to you after voting? Tell us what passed with Hall when you saw him after voting?—Hall came back to me after voting. I saw him two or three times after he voted.

41276. What did he say when he came back to you?—He said nothing particular.

41277. Did you say anything to him about calling back to 3, Inns-quay?—I am not aware of it.

41278. I do not know whether you saw that he stated here that they understood from you they were to go to 3, Inns-quay, to see, as he thought, a Mr. White. He was not sure of the name, but he stated that he went down there, and was sent to Smithfield, to the tally-room there, where he was told Mr. White was?—I don't know anything about Smithfield.

41279. Did you give him, or any of them, to understand that they should go back to the committee-rooms on the quay?—I am not aware of doing any such thing.

41280. Will you swear you did not?—I think I did not.

41281. They swore distinctly that you did. Will you now say that you did not?—I am sure I did not. I saw none of them afterwards but Hall.

41282. Did you see the third person?—I did not.

41283. Did you tell Hall anything of that kind?—No.

41284. Did you yourself go down to the committee-rooms afterwards that day?—I am certain I did not.

41285. Did you tell them where they were to call at any time? You say you were under the impression that these men who wanted something for their votes would get it after the election—where did you tell them they were to look for it?—I told them I would make inquiries, and if I found that there was anything going I would let them know.

41286. Did you tell any of them that if they came back to No. 3, Inns-quay, you would have an answer for them?—No, the understanding was that I was to let them know at their own place.

41287. It was understood that you would try and ascertain what could be done for them, and let them know?—Just so.

41288. Except Hall, you say you did not see any of them afterwards?—I may have seen one more. I am not sure.

41289. Of course this idea of getting something for their vote was not confined to these four men? I suppose there were other freemen in the ward looking out for something also?—There may have been. There were very few in that ward that expected anything. These were in the neighbourhood of Church-street.

41290. Were there any other freemen in Church-street that had the same expectation of getting something for their votes?—Not many, I think.

41291. Do you not believe that there were plenty in the ward, among the 100 you had on your list that intimated to you, in the way you described, that they would like to get something for their vote?—There may be one or two more, but that is the extent.

41292. How many "doubtfuls" did you enter on your list altogether?—I think not more than six at the outside. There could not be more. They all seemed anxious to vote for Sir Arthur Guinness.

41293. Did anyone tell you of the rumour of the good things coming except Hall—did you not hear it in plenty of places?—I heard it generally among the poor people.

41294. Were you not aware that that expectation was pretty general among the poorer class of freemen?—Yes; in that ward.

41295. I do not now ask you as to what answer you gave these people, or who they were that had this expectation, but from how many of the hundred freemen that were on your list did you hear of this expectation—did you hear it from half of them?—Half of the hundred?

41296. Yes?—Not at all.

41297. I thought you said it was very general among the poorer class of the freemen in the ward?—Yes; but out of the hundred most of them were respectable.

41298. How many of the poorer classes were on the lists?—I think not more than twenty.

41299. Might we take it that among the twenty this expectation was general?—Yes.

41300. When they intimated this to you, I suppose, as you were under the impression that something might be going, you did not disabuse their minds of the expectation?—Certainly not; I said I hoped it would be all right after the election.

41301. When they said they expected that something would be coming, did you not say you thought there would be?—I anticipated there might be.

41302. Did any of these men call upon you afterwards—did Hall, for example, ask you to see about this for him?—I think Hall did; I heard that another man called at the house. I was not at home at the time, and I did not see him.

41303. That was soon after the election, I suppose?—I think so.

41304. What answer did you give Hall?—I told them that I heard that nothing could be done for some time—for a fortnight, or whatever the time was.

41305. Had Hall called within that time?—Yes.

41306. And you told him that nothing could be done until a certain time would pass—you meant, I suppose, the time allowed for filing a petition?—Yes.

41307. That is twenty-one days; but no matter about that—did he call again after that time had expired?—He did not.

41308. I suppose he knew that the petition was filed, and that there was an end to everything?—He did not call again.

41309. And, I presume, there was no further talk about the matter?—There was nothing more about it.

41310. Did any of the other men call upon you?—No; but the man who called at my house, whom I didn't see.

41311. Did you hear who he was?—Yes, Jesson.

41312. The man who is dead?—Yes.

41313. Did you see any others of the twenty polled that day except those four?—I did not.

41314. Do you remember seeing any of them about Green-street that day?—No; I think the other men brought them up.

41315. I suppose you were here the greater part of the day?—I was here from eight or half-past eight in the morning until the end. I was back and forward from the tally-rooms in Halston-street, to the hall outside.

41316. You were, I suppose, helping like the others?—Yes.

41317. Did you hear very generally among the poorer class of people a rumour of money going?—Not a word—not a sentence.

41318. Did you hear about the tickets, or about 76, Capel-street, that day?—I never heard a sentence about them.

41319. Did you not hear a rumour, or any conversation among the people themselves as to money going?—Not a word—I kept them aloof.

41320. Did you know any of the young men who have been described as distributing the tickets on that day?—No; I did not.

TWENTY-NINTH DAY.

January 1.

Benjamin Warren.

41321. Did you not hear talk among the people themselves about money going?—Not a word.

41322. Did you see Mr. White or Mr. Williamson about here that day?—I scarcely knew Mr. Williamson at that time.

41323. Who was the solicitor that was in charge of your ward?—Mr. Moore and Mr. Saunders were the persons in charge of it.

41324. Were you speaking to Mr. White on that day?—I never spoke to Mr. White.

41325. Do you know him by sight?—I think I saw him at a meeting.

41326. I suppose you recognised him when you saw him about the court-house—was he about here on that day?—I am not certain that I saw him on that day; I never spoke to him in all my existence.

41327. Do you know a man named Barnwall, who was examined here?—Yes.

41328. Of Bishop-street?—Yes; I know him. There are two brothers of that name; they had the contract for provisions for years.

41329. Did you see him here that day?—I did not.

41330. Did you see him about the election time—within a week before it?—I saw him one day in Aungier-street, either before or after the election—I don't know which.

41331. When you met him had you any conversation with him about election work?—No.

41332. Did you ever hear from him about the time of the election, that there were a good many freemen who would hold back if they did not get something for their vote?—Not a sentence.

41333. Mr. TANDY.—You say there were twenty freemen of the poorer class?—Yes, out of the 100 on my list.

41334. Among whom there was the expectation that something would be going?—Yes.

41335. Did you canvass those twenty yourself?—Not all of them.

41336. About how many of that class of twenty do you suppose you canvassed yourself?—Six or eight, or up to ten, perhaps.

41337. Among those six, or eight, or ten that you canvassed, did they at the time, or at any time before the election, intimate to you that they expected something for their vote?—Yes.

41338. Everyone of them?—These poor people, so far as eight or ten, did.

41339. Which would you prefer to say—six, or eight, or ten?—Ten would be the outside.

41340. As you expected that something would be going, did you, when these people spoke to you in that way, tell them that you thought there would be?—I did.

41341. Did you tell that to each of them?—Yes.

41342. Mr. MORRIS.—You have been a long time a canvasser, and connected with elections?—Yes, I have been at different elections since 1842.

41343. For twenty-five years, I think you said?—Yes.

41344. Generally canvassing some ward?—I always canvassed Arran-quay ward, because I lived in it.

41345. During all that time was it a common and usual practice that the freemen expected to get money?—When I canvassed before there was no distinction about the freemen. I never had anything to do with the freemen. But there was always that feeling.

41346. How many freemen in Arran-quay ward?—I think about 100 or 101.

41347. You think about twenty of these would be open to persuasion?—Yes.

41348. If it had been stated, if a man swore that you said that the people would be decently and well treated at that election, would it be true or false?—It would be true. The way it occurred was this—they said in some instances, "we were badly treated at the last election"; I probably then said, "You will be better treated at this."

41349. Coupling that expression with your experience of elections, what was the meaning of it?—That they would be compensated for.

41350. Mr. TANDY.—Have you got any means of ascertaining the names of the ten poor persons you canvassed yourself?—No, I have no means now.

41351. If you had your list, I suppose you could tell them?—I could.

41352. Do you recollect the names of any of them except these four—Baily, Jesson, Hall, and Booth; I mean of the poorer class?—No, they were all strangers to me, and I was a stranger to them.

41353. Mr. MORRIS.—Have you had much conversation, or communication with the canvassers in the other wards?—No, in the ward I live in I canvassed a little about my own house and neighbourhood in Donnybrook.

41354. Do you remember having had a conversation with Walshe on the day of the election?—I had no conversation with him on that day.

41355. With whom had you a conversation on that day?—I had a conversation with no one except Hall.

41356. Was that about the gentlemen with the glass in their eye?—That is a man named Kelly with whom I had that conversation. He was not on my list at all; he was on the list of a canvasser named Wellesley. He was not a freeman; he was a lodger.

41357. Mr. LAW.—You say you were employed at every election since 1842?—Yes.

41358. Was it always as a canvasser you were employed?—Yes.

41359. Did you hold any appointment on the day of the election; were you an inspector, or anything of that sort?—No, I was not.

41360. I suppose you were paid at former elections for your services?—I never got a halfpenny in my life, either at this last or any other election.

41361. When you acted as canvasser, were you not paid?—Never in my existence. It did not put a penny in my pocket, except all the trouble I got by them.

41362. You got thanks for your services, at all events?—I don't know whether I did or not.

41363. Mr. TANDY.—Who canvassed the rest of the ward?—Aldritt did.

41364. Did he canvass independently of you?—Yes; we sometimes went together. We went together canvassing out towards Glasnevin and Constitution Hill.

James Doyle.

James Doyle sworn and examined.

41365. Mr. LAW.—You are a freeman, I believe?—I am.

41366. For how many years have you been a freeman?—Since Dan O'Connell was Lord Mayor.

41367. Since 1842, some twenty-six years before the last election?—Yes.

41368. By what title were you admitted?—By birth, by my grandfather.

41369. How did you get admitted; was it through the Liberal office? Where did you go to to get admitted?—It was before Mr. Todd in the Four Courts, I went.

41370. You went eventually before the Lord Mayor?—Yes.

41371. Before you went before the Lord Mayor, in what office did you get your beseech filled up?—In the Liberal office.

41372. They paid for you the admission fee?—There was no payment going at the time at all.

41373. You had not to pay anything?—No.

41374. There was always payment going, but you had not to pay it? The office where your beseech was filled up paid it?—I never heard of any payment.

41375. Were you canvassed before the last election?—No.

41376. Did anyone come to you to ask for your vote?—Two young men came to the stand to me. I brought my horse and left it in the stable.

41377. Have you a horse and car?—Yes.

41378. Do you know who the two young men are?—I do not; I know the agent, Mr. Erson.

41379. Of Henry-street?—Yes.

41380. Did these young men who canvassed you refer to him?—Yes, they did.

41381. They told you, I suppose, that they had come from him?—They did; I live near Mr. Erson.

41382. They asked you to vote for one side or the other?—They asked me to vote for Guinness and Plunket.

41383. What did you say; what answer did you give them?—I said I had no great liking to go and lose my time.

41384. I suppose you heard a rumour that there was a likelihood of something going?—I never heard a word about it.

41385. What answer did you give these young men?—I said I would not like to lose my time.

41386. Was the meaning of that that you would like to be compensated for losing your day?—Yes.

41387. What did they say to that?—They said they would speak to Mr. Erson about it.

41388. Did you ask any of them whether there was likely to be anything going?—I asked Mr. Erson.

41389. Did you ask these two young men whether there was a likelihood of anything going?—I did.

41390. Did they say that they would ask Mr. Erson?—They did; they said they knew nothing themselves.

41391. How long was it before the election that they canvassed you?—It was the very day.

41392. The day of the election?—The day of the election.

41393. Had anyone canvassed you before that?—Yes, parties came to me.

41394. What did you say to them?—I told them I had not made up my mind.

41395. Had those parties asked you to vote for Guinness and Plunket, or for the other side?—Some of them asked me to vote for one side, and some for the other.

41396. Did you give them both the same answer?—I did.

41397. Were you offered anything by either side?—I was not.

41398. On the day of the election they came at you to bring you off to vote immediately?—Yes.

41399. Did you go off to vote after the conversation with these young men?—I went to the committee-rooms in Sackville-street.

41400. And got a ticket?—The young men came to the house with me.

41401. Did they go to Cherry and Shields's with you?—Yes.

41402. You got, I suppose, a voting card there?—I did.

41403. Did they then drive you off to Green-street to vote?—We walked up.

41404. Did you see Mr. Erson that day?—I did.

41405. Did you see him before or after voting?—I saw him before voting.

41406. What did you say to him?—I asked him was there anything going. He said he did not know; and if there was, as circumstances were at present, he dare not do anything.

41407. When you asked him was there anything going, what did he say?—He said he did not know, but if there was, circumstanced as he was he dare not say anything.

41408. Were these the very words?—I asked him was there anything going, and he said, as things were situated at present, he dare not give anything, not a penny if it got 100 voters.

41409. Whatever the conversation between you and Mr. Erson was, what did you understand, did you think you would get anything?—I thought if there was anything going I would get it. Mr. Erson had some expectation that there would be something afterwards.

41410. You went to Green-street, and voted?—I did.

41411. Did you after the election have an interview with Mr. Erson, did you call to see him?—I had no interview with him after that.

41412. I suppose you heard of the petition?—I did.

41413. Did you not go to Mr. Erson after the election?—I did not.

41414. I do not mean after the petition, but after election?—I went to his shop.

41415. When was that?—About a week or a fortnight after the election.

41416. I suppose you then asked him was there anything to be had?—I did.

41417. What did he say?—He said he could not say anything, "there's a petition filed."

41418. The petition was not filed until three weeks after the election, did he say that there was fear of a petition?—He said something about it to the best of my recollection.

41419. You voted, I presume, at the election in 1865?—I did

41420. For whom did you vote in 1865?—I voted for Guinness and Pim.

41421. Were you employed in any way at that time, did you get a canvassing card?—I got a canvassing card.

41422. From Mr. Pim, was it?—I got it at Mr. Pim's.

41423. For how many days was your canvass?—Only one.

41424. That was only ten shillings, did you canvass at all at that election?—I did.

41425. When did you get it, it must be for the day of the election, if it was for only one day?—It was two or three days after.

41426. Who canvassed you for that election; who asked you to vote for Pim?—A young man, and I took into consideration to go and canvass.

41427. I do not understand you?—A young man and I joined together, and we went canvassing everywhere we could.

41428. Had you been appointed canvassers?—We joined together. It was before the election when I voted, I got a card.

41429. That was the day of the election?—Yes.

41430. Was the young man with you at that time?—I was able to make twenty-four votes that day.

41431. You got a card after you voted, with some names on it, you then went off and looked after these people, and you got ten shillings for your services?—Yes.

41432. And the young man that was with you got the same?—Yes.

41433. Was he a freeman?—He was.

41434. What is his name?—Tom Maguire.

41435. What is he?—His father kept a carpet warehouse in Castle-street.

41436. Where does he live?—I don't know; his mother died somewhere in Rathmines, on the Leinster-road, I believe.

41437. When did you see him last?—I did not see him for some time.

41438. Did you understand that the giving of these cards was general at the time?—No.

41439. Did you hear of anyone but yourself and Maguire getting it?—I did not.

41440. Had you any employment at the election in 1859?—No.

41441. Did you get anything at that time?—I did not.

41442. Whom did you vote for at the election in 1859, that was the time when Grogan and Vance were on one side, and Brady and M'Carthy on the other?—I voted for Brady and M'Carthy.

41443. Did you vote for Brady and Reynolds the time before that?—I spent a day and half a sovereign; and I made out thirty voters for Reynolds.

41444. In 1857?—Yes; I paid it out of my own pocket.

41445. I hope you were reimbursed?—I never got a farthing for it, and didn't expect it.

TWENTY-NINTH DAY.
January 1.
James Doyle.

41446. When do you say you became a freeman?—The time Dan O'Connell was Lord Mayor.

41447. Do you remember Mr. M'Cleary having anything to do with the corporation?—I am not sure.

41448. Did you ever hear of any little envelopes or notes being given to freemen, and their getting cash for them on Eden-quay or in Abbey-street?—That was not in my time. I did not hear of it. Many things pass among freemen I don't hear.

41449. You keep a car?—I do.

41450. I suppose you live in the North City ward, or is it in the Rotunda ward you live?—In the Rotunda ward, I think. I live in Moore-lane between Moore-street and Sackville-street.

41451. Cherry and Shields was where the committee-rooms were?—Yes.

41452. Mr. TANDY.—Tell us as well as you can recollect what passed between you and the two young men who canvassed you?—I told them I wouldn't care to go and lose my time any way in voting, when I never gained anything by it, and only lost. They told me that perhaps I would not lose this time, to come to Mr. Erson, that he sent down for me.

41453. Tell me what they said to you?—Nothing more than that.

41454. What was that?—To come to Mr. Erson and speak to him.

41455. You said something about "perhaps?"—That perhaps I wouldn't lose anything this time.

41456. The young men said that to you?—Yes.

41457. They told you that perhaps you wouldn't lose this time; to come to Mr. Erson and speak to him?—Yes.

41458. I suppose you went then to Mr. Erson, and saw him?—I did.

41459. Tell us exactly what passed between you and Mr. Erson?—I asked him if there was anything going in the way of a gratuity. He said not, and if there was itself, he said, the way things were situated, he dared not do anything. There was some talk of a penalty and imprisonment for offering or receiving anything.

41460. He told you that there was not anything going, and if there was, situated as things were, he would not have anything to say to it?—Yes, and if there was he would think of me after.

41461. Mr. MORRIS.—You live in the Rotunda ward?—Yes.

41462. Do you know how many freemen there are in that ward?—I can't say.

41463. Before you had the conversation with these young men, or with Mr. Erson, was there any idea that the freemen were to get money for their votes?—I never heard a word about it.

41464. After this conversation with Mr. Erson did you tell it to any of the freemen—to any of your friends?—Very little of them I was acquainted with.

41465. Was there not an idea in your mind, or a notion, that you were to get a gratuity for voting?—I was, and I was not thinking of it. The tenor of the report of confinement threw a damper on me.

41466. You went to Mr. Erson after all?—Yes.

41467. What did you go to him for?—I went to look for something.

41468. Was not that from the idea that you were to get something?—Yes, in my own mind, but I had no conversation with anyone about it.

41469. He said you were to get nothing?—He said if there was anything going he would look after it for me.

William Dalton.

William Dalton sworn and examined.

41470. Mr. LAW.—Where do you live?—At present in 93, Capel-street.

41471. Had you been living at any time in South Frederick-street?—No, sir, but my brother lived in 35 there.

41472. I believe that you have been a long time a freeman?—I have, since the year 1841. Sir John Kingston James was Lord Mayor at the time.

41473. You voted at the last election for Guinness and Plunket?—Yes.

41474. I believe that at the time you were under some monetary difficulty, and required aid to enable you to come forward and vote?—Yes, I was in the Marshalsea.

41475. You were in the Marshalsea for the residue of some debt?—Yes, £11, or something over it. I forget how much.

41476. I believe that was paid for you upon the day of the election to allow you to get out of the Marshalsea?—A friend of mine paid £7 by instalments.

41477. That occurred sometime before?—Sometime before.

41478. The debt was in the course of being liquidated when the election came on? You had paid £7 out of the £11?—The £7 were paid to meet the debt of the detaining creditor.

41479. The £7 were not paid to let you out to vote?—It was not.

41480. A residue of £4 remained due the day of the election?—Yes, £4 remained as a balance.

41481. That was paid for you to let you out to vote?—Mr. Caulfeild assented ——.

41482. We know all about it. Was not the money paid to let you out?—I borrowed it from Mr. Caulfeild.

41483. He lent you the money to let you out to vote? Did you not ask it from him to let you out?—I mentioned that I wished to vote.

41484. And he lent you the money?—He lent the money.

41485. And after you had voted you went back to him?—I went back again to the Marshalsea and slept there that night.

41486. Have you paid Mr. Caulfeild the £4?—I have not.

41487. Did you give him any security for it at the time?—He depended upon myself entirely.

41488. Did you give him an I. O. U.?—No.

41489. Do you mean to pay him?—Yes, by small sums, according as I can afford it.

41490. Have you paid him any as yet?—I commenced lately. I gave a small trifle through Mr. Erson of Henry-street.

41491. How much?—The last sum I gave him was 5*s.*, to see would he be satisfied.

41492. When did you pay this?—In November.

41493. When did you give him the first instalment? At that time.

41494. You gave Mr. Erson 5*s.* out of the £4 to give Mr. Caulfeild?—Yes.

41495. Did you give him anything more than that?—No.

41496. Did Erson give you back the 5*s.*?—No, he gave it to Mr. Caulfeild, and he was quite satisfied to take it in that way.

41497. He knew you, and had dependence upon you?—Yes.

41498. Did you apply to anybody else the time that Mr. Caulfeild gave you the money?—I entirely depended upon going out without money.

41499. Answer the question?—No, sir.

41500. Did you apply to any other person except Mr. Caulfeild to advance the money to liberate you?—I did not.

41501. Did you write a letter prior to the election, to Sir Arthur Guinness?—I——

41502. Answer the question?—Yes, sir.

41503. Did you write a second letter?—I don't recollect writing a second letter to him.

41504. Did you write two letters the day before the election about getting out to vote for anybody?—(*No reply.*)

41505. What did you write to Sir Arthur Guinness about?—To let him know the state I was in.

41506. That you were in difficulties?—My state. I explained all.

41507. We have the documents here which in themselves are very explanatory—you wrote him a letter upon the 9th of November?—I cannot recollect the date.

41508. I suppose that letter is in your handwriting?—(*Letter handed to witness.*)—It is.

41509. Are both of these other letters in your handwriting?—(*Letters handed witness.*)—Yes, sir.

41510. You wrote this letter upon the 9th November:—

"Honorable Sir—I most humbly take the liberty of applying to you at this time for a little favour, (at the same time praying to be pardoned,) and before I proceed I may mention that as a member of that loyal band of Conservative freemen of Dublin, I shall, please God, fight the battle of the Constitution myself in a firm and consistent manner, and in many other places make myself most useful on the battle day."

Then comes a paragraph in reference to Dr. Kirkpatrick's declaration of hostility to your common Protestantism, which is followed by these words:—

"I have, honorable sir, for some months been wrongfully detained here, as a prisoner in the poor department, for a sum which I did not owe, having through their hands paid more than the half, all was caused by unforeseen circumstances."

Is that true?—£7 were paid out of the £11.

41511. The letter goes on—

"I shall be out of this place before the end of the week, and as I am in great want of some necessary articles of dress, which I had to pawn since my incarceration here, for the sole purpose of enabling me to support the staff of life, the prison allowance not being sufficient, I now humbly take the liberty of asking you, honorable sir, for something towards the release of my clothes, so that I may have some clean appearance in the city when I go out of this place, which will be in a very few days. I may mention that your truly excellent colleague, Sir Arthur E. Guinness, bart., has most kindly sent me £1, which, indeed, has been of very great service to me in the above-mentioned way."

This letter is addressed to the Honorable Mr. Plunket?—Yes.

41512. Did you receive £1 from Sir Arthur Guinness?—Yes.

41513. The letter was addressed to Mr. Plunket?—Yes. I never received any answer from him.

41514. The postscript is as follows:—

"Will you, honorable sir, be pleased to send me a reply to this before Thursday next, the 12th instant?"

You did not get an answer?—No.

41515. All you got was £1?—Some months before the election.

41516. You spoke of it as a recent thing? You say, "I may mention that your truly excellent colleague, Sir Arthur Guinness, has most kindly sent me £1"?—About two months before.

41517. Had you then to ask him for the £1?—Yes.

41518. How did he give it to you?—I mentioned it to him.

41519. How?—By letter.

41520. I suppose you told him you wished to support him, but you were detained in prison, and he sent £1?—Yes.

41521. Upon the 16th November, 1868, you wrote this letter to the agents of the candidates:—

"Four Courts Marshalsea, Nov. 16, 1868.

"Gentlemen,—I am most anxious to vote for the brave, constitutional candidates, Messrs. Guinness and Plunket, and as the Radicals are leaving no stone unturned, and trying every possible scheme, I feel rather uneasy in mind for fear that they might make up some scheme to get me delayed here after the election, so that I cannot go out to vote, as they well know that I am a firm and consistent Conservative. I now take the liberty of asking you, gentlemen, for to lend me a few pounds, which I shall pay when I go out, and then I can be discharged out of this place in a few hours. As I am short of this small sum, and shall, please God, be most useful upon the polling day, and record my own vote in favour, of course, of the good Conservative candidates, at the first light in the morning of the polling day; and after that I shall travel the whole city and bring up other voters to the poll. If you, gentlemen, comply with this request, no one in this world will be the wiser, and as it is a loan, I shall, please God, return it to you with thanks when I am set at liberty. I consider now I have left no stone unturned after writing this letter. My discharge is ready, only waiting for a few pounds, as above explained. As delays are dangerous, I do beseech of you to send me an answer to this as soon as possible."

Did you get an answer to this?—Never.

41522. You told them you were willing to vote if you got a little money to procure your discharge?—Yes.

41523. And you thought that no one in the world would be a bit the wiser?—Yes.

41524. You wrote a third letter to Mr. Frederick Sutton and Mr. John Julian, which was in the following terms:—

"I have duly received my voting card, for which I thank you. I feel most anxious for an answer to my note, which I sent to you by a messenger, and explained some matters, &c., which I need not repeat again."

Did you get an answer to that note?—No.

41525. You got no answer?—Not any answer to one of them.

41526. And, having applied in vain to Mr. Sutton and Mr. Julian, you got the money at last from Mr. Caulfeild?—Mr. Caulfeild lent it to me.

41527. For whom did you vote in 1865?—I did not vote in 1865—I lived in the country; they struck my name off the roll.

41528. That was very unreasonable—I suppose you were seven miles from town?—I was in the county Longford.

41529. Many persons who lived further off were retained on the roll—you voted in 1859 for Vance and Grogan?—Yes.

41530. Had you any appointment at that election?—No; I never received a shilling at the commencement at all.

41531. Did you ever act as a personation agent?—No.

41532. Did you ever receive a letter from anyone at the time of the election?—No.

41533. Mr. TANDY.—How long had you been in the Marshalsea?—From the 14th of August, 1867, to the 18th November, 1868—the day of the election.

41534. And from the time you went there in August, you had paid by instalments, £7?—A friend of mine paid £7.

41535. I believe that the person to whom you owed the money was a Miss Moran?—Yes.

41536. Did you see her upon your discharge from prison?—I saw her between three and four o'clock upon that day.

41537. Was that upon the evening of the day you voted?—Yes.

41538. Was it after or before you voted?—It was before; she appeared before Mr. Caulfeild in his office.

41539. Did she agree on that occasion to take the £4?—She did.

41540. And did Mr. Caulfeild consent to lend the money?—Yes.

41541. Well, you undertake to swear this was honestly a loan by Mr. Caulfeild to you, and not money paid to induce you to vote. Was this honestly a loan from Mr. Caulfeild to you?—It was, sir.

41542. Upon your oath, was that loan made to you for the purpose of enabling you to vote—did you understand that the money was given to you to induce you to vote?—It was to let me out upon the day I mentioned to have myself at the polling place.

41543. Did the giving of that loan induce you to vote for Sir Arthur Guinness and Mr. Plunket upon that day?—I was fully determined to vote for them.

41544. If you could get out?—My mind was made up a long time before that.

41545. Mr. MORRIS.—When you paid the 5*s.* to Mr. Erson what did you say?—I requested that he would speak to Mr. Caulfeild, explain matters, and let him know it was entirely out of my power to return it altogether.

41546. Was anything said about this commission

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January 1.

William Dalton.

by Mr. Erson or you?—Mr. Erson told me that Mr. Caulfeild complained to him, and said the debt was not paid, and I ought to have paid it.

41547. But there was nothing about this inquiry when you paid the 5*s.*?—Not a word about it.

41548. Mr. LAW.—Do you believe Mr. Caulfeild would have advanced or lent the money if he did not understand that you were coming out to vote for Sir Arthur Guinness and Mr. Plunket?—I told him myself I intended to vote, and I was most anxious.

41549. But did you not understand that it was because you were coming out to vote for Guinness and Plunket—do you think that if you were coming out to vote for Pim and Corrigan he would have given you the money? What do you think?—I know he was anxious certainly for Sir Arthur Guinness.

41550. Was not that loan made to you because you were about going out to vote for Guinness and Plunket? Was not that the ground upon which you asked him?—It was, sir.

41551. Because you wanted to go out to vote for Sir Arthur Guinness?—Yes.

41552. Mr. TANDY.—As I understand you, you had already expressed a desire to vote for Guinness and Plunket?—Yes.

41553. And the money was lent to you to enable you to get out of gaol?—Oh, yes, to enable me to get out.

41554. Mr. LAW.—Just as you asked the Conservative agents?—Yes, I tried them and failed.

41555. You tried them and failed?—Yes.

41556. And then you got it from Mr. Caulfeild?—Yes.

Dr. Robert Wall.

Dr. *Robert Wall* sworn and examined.

41557. Mr. LAW.—I believe you were resident in Dublin at the time of the last election?—Yes.

41558. Were you in college at the time?—I was not living in college, but I was attending or going through college at the time.

41559. Before the day of the election had you been engaged in any way connected with the election?—No, never.

41560. Will you state, as nearly as you can, what day of the week, or when it was that anybody spoke to you first, asking for your services on the day of the election. The election was on a Wednesday; was it in that week, or during the previous week?—It was on either the Tuesday or Monday evening before the election.

41561. It was in that week at all events?—It was in that week.

41562. Who first spoke to you?—I cannot exactly remember; but it was Mr. Hall employed me.

41563. Was it Mr. Taylor?—I cannot tell which of them; but I rather think it was Mr. Taylor spoke first. I was more intimate with Dr. Taylor.

41564. At whose house was this offer made?—It was in my own house I was first offered the engagement.

41565. Can you recollect who was it that first asked you to meet at the Bilton Hotel?—I think they were both there.

41566. Just tell us as near as you can what you were given to understand would be your peculiar services on the day of the election. You were asked to do some special service on the day of the election?—Yes, but I asked to be employed as poll clerk.

41567. Were you asked to come at Dr. Hall's house first?—I was asked then.

41568. On that evening—can you fix the evening?—I cannot exactly remember.

41569. We believe that it was on Monday evening you all met there, and that would fix the time you were spoken to first?—Yes.

41570. You and other young gentlemen met at Dr. Hall's house on that Monday evening?—Yes.

41571. You were told that you would be required to assist from the commencement of the polling on the day of the election, until the end of the day?—Yes.

41572. At what hour were you asked to meet at Dr. Hall's house on that evening?—Well, I don't remember the hour; but we met at about eight o'clock.

41573. Were you told anything about having to distribute tickets, as well as you remember; of course you remember what you were told when you met at the house?—I was not told on the first occasion anything. I was merely told that I would be employed as a poll clerk.

41574. Were you told anything about remuneration?—I was told that I might expect £3 or three guineas, I don't know which.

41575. Had you any conversation with Dr. Hall or Mr. Taylor until you met at Dr. Hall's house?—I did not see Dr. Hall until I met at the house, and I had no interview with either on the subject until I met them at the house.

41576. You knew that you and others were to be employed there?—Yes.

41577. I suppose the five of you knew each other—you, Dr. Hall, Mr. Taylor, Mr. Wright, and Mr. Vesey?—Yes.

41578. You knew all these?—I knew them all.

41579. Did you all meet that evening in Dr. Hall's house?—We did.

41580. Do you know Dr. Hall's brother-in-law, Mr. Johnston?—No.

41581. But you saw a fifth there that you did not know?—Yes.

41582. Do you recollect seeing anyone else besides those mentioned at this house on that occasion?—There were other persons in the house at the meeting.

41583. Did you see a gentleman there whose appearance you knew, a Mr. Foster?—No; but there was a gentleman sitting near Dr. Hall whom I was not introduced to.

41584. And you did not know his name?—I did not know his name.

41585. We know now that that was Mr. Foster. Did you receive any instructions from him or anyone else there as to what were to be your duties for the next day?—Yes, I did.

41586. Were the tickets then mentioned?—Yes.

41587. What instructions did you receive about giving the tickets?—I think it was the next morning we were to receive instructions; they were, that I was to give tickets to those whom I was directed to give them, and I was to direct them to go to No. 76, Capel-street.

41588. Whom were you to receive your orders from?—Dr. Hall.

41589. Were you not to consult anyone but Dr. Hall?—I was not to give a ticket to anybody unless he told me.

41590. Were you given to understand how it was to be communicated to you who were the men to get them—if he gave you a nod or a sign would you accept that?—Yes.

41591. Was there anything particular arranged between you as to the way in which he should give you the signal?—There was nothing particular arranged that I remember; he was there all day.

41592. Do you remember a gentleman called Alma?—I did hear the name; but I don't know anything about him.

41593. You all met at breakfast at the Bilton Hotel?—We did.

41594. I suppose the conversation was very much as to what had taken place at Dr. Hall's house the night before?—I don't recollect that; I don't think we did.

41595. I believe that you were there yourself, Dr. Hall, Mr. Taylor, Mr. Wright, and Mr. Vesey, with

two other young gentlemen whose names we do not know, and an elderly gentleman?—Yes.

41596. We know now that that was Mr. Alma. I believe you got breakfast, but that Mr. Foster, whom you had seen the night before, was not there then—do you recollect him coming into the room afterwards?—I do remember when he came into the room.

41597. Was it after he came into the room that you got your instructions in the Bilton Hotel—that you received directions about the tickets?—I don't remember; I am not very clear upon the subject.

41598. I suppose you had some conversation about what you had met for—I mean amongst you all?—Yes; I knew when I was at the Bilton; I knew there I was to get tickets; but I am not certain whether I got instructions there or at Green-street as to what I was to do with them.

41599. But you knew the night before that every one of you was to be occupied in distributing tickets?—Yes.

41600. And that the specific instructions were to be given to you the next morning?—Yes.

41601. And I suppose when Mr. Alma came in you chatted together about what you were to be employed at?—Yes, I suppose we did; but I cannot remember anything in particular that took place.

41602. Was there anybody else in the room but your own party?—No.

41603. Did you not talk about what you were going to do for the day?—I think so—partly.

41604. Had you sat down to breakfast before Mr. Foster came in?—I think so; I came in rather late for breakfast—I was behind the appointed hour.

41605. What was the time appointed—seven o'clock?—Yes, seven o'clock.

41606. Did you find the rest of the party there, except Mr. Foster, when you entered?—No; Mr. Wright came in with me, and, as well as I remember, Dr. Hall was not there.

41607. Were the two strange young gentlemen there?—I think that they were there before we came in.

41608. Did you hear at any time what their names were?—I did not.

41609. Do you recollect did Mr. Foster breakfast with you?—I think not.

41610. Did he sit down to breakfast with you?—I think he did not sit down.

41611. Did Mr. Alma sit down with you?—I think he was in the room—there was an elderly gentleman there.

41612. Did he eat any breakfast?—Well, I think he did not breakfast with us.

41613. You did not look upon him as a stranger?—No.

41614. I think it was first in Green-street that you say you heard of 76, Capel-street?—Yes.

41615. Who did you hear it from—was it Dr. Hall?—Yes.

41616. Well, I suppose when you all met there before the election began, before eight o'clock, or about eight o'clock, you remember Dr. Hall serving out tickets to you?—He gave me some tickets.

41617. Could you tell us about how many he gave you in the first instance?—Well, I should think about a dozen.

41618. That was a little after eight o'clock?—Yes.

41619. Did he give tickets to the other young gentlemen at the same time?—I did not see him.

41620. Did he give the tickets to each of you separately?—He gave them to each separately.

41621. Were you one of the young gentlemen who wore a glass in his eye?—No.

41622. Did you look at the tickets?—I did not.

41623. Were they railway tickets?—I cannot say that they were—they were much about the size of railway tickets.

41624. You did not look at them?—I did not.

41625. You have no idea what company they belonged to?—I have not—I think they were of a bluish colour; but I cannot say.

41626. The tickets, you say, were blue?—Yes.

41627. How long was it before you had to go back to Dr. Hall for more tickets?—I did not get any more tickets from Dr. Hall, as well as I remember.

41628. Did you get any further supply from Mr. Alma?—No.

41629. Nor from anyone else?—Not that I remember. I did not use all the tickets that I got.

41630. Did you see anyone else distributing tickets?—No. What do you mean by distributing tickets?

41631. You know that there were four or five others distributing them?—Yes.

41632. Did you notice anyone but those gentlemen so employed?—No.

41633. Dr. Hall had the supply of tickets?—Yes.

41634. Did you take instructions during the day from anyone else but Dr. Hall?—No.

41635. What were your own instructions?—I was not bringing up voters, but I was going in and out the court-house, and up and down the street all day.

41636. And each gentleman had a particular "beat." Were you in the front of the court-house which has no steps, or the front which has steps?—Well, I was going about the whole day changing my position; but I certainly was about the front that has steps.

41637. Had you to see to the polling booths at the opposite side of the street from the court-house, the Temperance Hall? Were you walking about in front of that at all; in that front of the court-house?—I was in them both, I suppose, several times during the day.

41638. I do not mean to ask whether you were always in a particular spot, or whether the whole of the young gentlemen were generally in a cluster; but did you not arrange to have any certain limits, to have each one for a particular place?—We were to keep before the eye of Dr. Hall.

41639. Then what you did was to walk about thirty or forty yards away from him, but keep him in view?—We were never far out of his sight.

41640. Which side of the court-house did you take?—Every way; it was indifferent.

41641. Have you ever been employed on any election before?—Never.

41642. What was the object of distributing those tickets?—I was told nothing about it.

41643. What did you think was the object?—I had no idea.

41644. What was the object?—I could not say.

41645. You cannot form any opinion of it?—I could form no opinion of it at the time; but after the election petition I found out what it was.

41646. Do you mean to say, that when you got the tickets to distribute, you had no idea of what the object of them was?—I knew it was to verify every voter.

41647. To verify every voter. Did you think it was necessary to issue those tickets to verify every voter?—I could not say.

41648. Of course you did not know it; but did you believe, sir, that the men were to go with the tickets to 76, Capel-street, and get money for them?—I did not know what they were to get for it.

41649. I did not ask you that. Did you believe they were to get money for the tickets at 76, Capel-street?—I did not believe they were to get money.

41650. What did you think they were to get?—I did not think anything about it; I did not know anything about it.

41651. Do not be so absurd in answering constantly as to your knowledge. I want to know what did you think you were doing in distributing those tickets? Were you told to give them publicly and openly?—No, I was not.

41652. Were you instructed to give them secretly?—Well, I think I was. As well as I can remember, I was told not to do it out in the public streets.

41653. Were you told not to let anybody see you giving the tickets except the men themselves who got them?—Well, I might have been, I cannot say.

41654. "Might have been"; do you believe you were?—Well, I think it is very probable.

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January 1.

Dr. Robert Wall.

41655. Now, cannot you answer distinctly and candidly. Do you believe you were not; if you do not believe you were, say so. Do you believe you were told not to let people see you giving the tickets?—I don't remember having been told it; I don't believe I was.

41656. You were not told it at all?—I don't believe I was told that people were not to see me.

41657. I did not say that. Were you told not to let anybody see you giving a ticket except the persons getting it?—I was told to give it to them quietly.

41658. Did you understand that the word "quietly," meant secretly?—Yes.

41659. Now, having regard to the fact that you were told to give those tickets secretly, or words which amounted to that, and that you were to tell them to go to 76, Capel-street, what did you think was the meaning of all that ticket performance?—Well, I thought they would get remuneration for it in some way or other.

41660. Were you told anything about their applying to you for tickets?—No.

41661. In fact, as I gather from you, the test with you was, according to your instructions that to anybody that Mr. Hall intimated to you was to get a ticket—you were to give one?—Yes.

41662. And to none others?—To none others.

41663. Were you left no discretion—if you saw a voter holding back, and could not see Mr. Hall—you know what I mean by holding back?—I do.

41664. Showing that he did not want to vote unless he got remuneration, were you not at liberty, in a case of that kind, without reference to Mr. Hall, to give him a ticket?—I was not told anything about that, I was just to follow Mr. Hall's directions.

41665. But did not Mr. Hall tell you and the young men generally that you were to give a ticket to anybody that you saw holding back, and that could not be got to vote without a ticket?—Well I do not think he did.

41666. Not perhaps so distinctly as I put it, but did you understand that you would be at liberty, if you saw a voter who would not vote without some inducement, in order to get him up to the poll, to give him a ticket?—I was not.

41667. Did you speak frequently to Mr. Hall in the course of the day?—I dare say.

41668. You ought to remember—it is not so long ago?—I spoke to him several times, of course, during the day.

41669. Did he ask you, from time to time, how many tickets you had disposed of, or how things were going on?—He asked me if I required more tickets.

41670. When was that?—I could not tell; sometime during the day.

41671. Of course it was; can you not tell us when; you are a man of education and position, and it is distressing to have to drag every word out of you—can you not tell us all candidly and fairly about what time. If you tell the truth honestly, there may be no harm in it, as far as you are concerned, but pray do tell us the whole story, and do not be keeping us so long?—I really could not say whether Dr. Hall asked me if I required more tickets or no, but he spoke to me several times during the day, and I think it very probable that he did.

41672. I thought you said a moment ago that he did ask you?—I say that I cannot positively say that he did ask me, but it is very probable that he did—he spoke to me several times in the day about how I was getting on.

41673. Did you see the gentleman who had been in the room with you at breakfast—I do not mean Mr. Foster, but Mr. Alma—did you see Mr. Alma through the day?—I did.

41674. Where was he?—He was walking about in front.

41675. Did Mr. Hall and he meet—did they appear to have separate beats?—Well, they crossed each other often, I think.

41676. We heard that long ago; but did they appear to have separate beats?—Well, really I am in ignorance on the subject.

41677. You know what you saw yourself—did Mr. Hall appear to have, generally speaking, a certain beat, and Mr. Alma another beat, although they sometimes crossed?—Well, yes; they were generally separate, if you mean that.

41678. Mr. MORRIS.—Just give a natural account of what happened, without thinking of consequences.

41679. Mr. LAW.—Some witnesses seem to think that we are disposed to do something very dreadful to them?—I am very happy to give you all the information in my power.

41680. Some witnesses appear to be willing, and some unwilling. It is an unpleasant thing, of course, for you to be brought up to give any testimony at all?—I am very happy to give you all information.

41681. Give it as fully as you would to any friend; did you speak to Mr. Alma in the course of the day?—No.

41682. Did you see Mr. Alma and Mr. Hall chatting together at any time during the day that you remember?—I cannot positively say that I do.

41683. I do not ask any witness to say with absolute certainty whether a thing happened or not, as if it were a mathematical problem we were discussing, but what is your belief; do you think you saw them talking as you best recollect—we want nothing more from you?—I could not say. I had no object in watching them, because I knew nothing about Mr. Alma.

41684. Except that you saw him at the breakfast table when the matter was discussed?—Except that I saw him at the breakfast table.

41685. When they crossed each other as you described, did they stop and have a word?—I cannot say.

41686. Did you see any other of your young friends there?—I did.

41687. Did you stop to have a word with them?—I did.

41688. I suppose you asked them what Mr. Hall asked you—how they were getting on—that sort of thing?—Yes.

41689. Did you happen to hear or know of any of the others going back to Dr. Hall to get fresh supplies of tickets?—I do not think anybody got fresh supplies of tickets.

41690. You do not think anybody did; do you know that better than Dr. Hall?—No; of course not; certainly not.

41691. Will you swear as a matter of fact, that you did not get any but the one supply of tickets?—To the best of my belief I got but the one supply of tickets.

41692. About a dozen?—I should think about a dozen.

41693. Did you count how many you got?—I could not.

41694. Did you get 20?—I don't think so.

41695. Will you swear you did not?—Well, I am convinced I did not get 20.

41696. What do you say is the outside number that you got?—I will say a dozen was about the number.

41697. You did not count them?—I did not count them.

41698. I suppose you are aware that railway tickets go into a very small compass?—Yes.

41699. Did you get as many as that?—(*A small packet shown to witness.*)—I did not.

41700. Did you get half?—Well, I don't think I got half. I don't think I got more than a third; but I could not be certain. I might have got half.

41701. You think you got about a dozen?—I think so.

41702. Did you dispose of them all in the day?—I did not.

41703. How many had you at the end of the day?—I could not tell, but I gave away five or six.

41704. To whom?—Well, to people to whom I was told to give them.

41705. How many did you give back at the end of the day?—I could not say.

41706. Did you keep an account of the number of tickets you gave away?—I did not.

41707. The whole meaning of our inquiry, Dr. Wall, is to find out how many tickets were given away?—Well, I think I gave away five or six—to the best of my belief I gave away five or six.

41708. That number is accounted for by the people who are proved to have actually got them; will you swear you did not give away ten tickets?—I will swear that I did not give away more than two-thirds of those that I had.

41709. You think, as you best recollect, that you had about a third remaining?—I am sure that I had a third remaining—convinced of it.

41710. Will you swear that you had not more than twelve tickets given to you at first?—I cannot swear it; to the best of my belief I had not more than twelve.

41711. To the best of your belief?—Yes.

41712. Are you perfectly positive that you only got one supply of tickets in the morning?—To the best of my belief I only got one supply. I dare say Dr. Hall could tell.

41713. Dr. Hall says you all got them two or three times in the day; do you think you can trust to your own recollection as to that simple matter of a fresh supply of tickets rather than to Dr. Hall's?—I was quite convinced when I said that I only got——

41714. I am perfectly sure of that; don't misunderstand me; perhaps it would make a small impression on your mind at the time whether you got the tickets once or twice, or half a dozen times; but as a matter of fact, if Dr. Hall stated that each of the five young gentlemen got them more than once from him would you think that that was correct—would it shake you in your own belief?—No.

41715. It would not unsettle your belief?—No, because I don't think I gave away more than five or six during the day.

41716. And I suppose at the end of the day you gave back the balance to Dr. Hall?—I returned them.

41717. What time of the day did you give back the balance?—About four o'clock in the afternoon.

41718. When the election was nearly over—it was nearly over at four o'clock, was it not?—I think at five.

41719. Did you give back the tickets before the election was over?—I did.

41720. I suppose the polling had then practically ceased?—Well it was very slack.

41721. Did you remain here till the election was over?—I was away for two hours in the day, but I remained here during the election.

41722. Did you remain here after you gave back the residue of the tickets?—I did not.

41723. You went away then?—I went away, as well as I can recollect.

41724. Was not the election over then?—Well yes—practically it was over. It was going on still at the time, for the booths were open.

41725. But nobody was polling at the time?—Yes.

41726. How long before you gave up the tickets that you still had at the close, did you give one away—had you given away one within half an hour of that time?—I don't think so.

41727. Within an hour?—Yes, I may have given one within an hour.

41728. Did you give more than one within the last hour?—No, I think not.

41729. Now after you got the tickets, about eight o'clock, how soon did you give the first away?—At about half-past eight.

41730. I suppose the principal run was early in the day—from eight till eleven or twelve at all events?—Yes.

41731. How many did you dispose of say after one o'clock?—I was away from one till three; and as well as I recollect I only disposed of one or two afterwards; I certainly did not dispose of more than one or two.

41732. When were you away?—I was permitted to go away for lunch, and I came up to Dame-street. Dr. Taylor was with me. We went first of all to the Conservative Registration-rooms, but did not get in, owing to the great crowd.

41733. No. 47 and 48, or to No. 3, over Barnardo's—I suppose you mean the Conservative election-rooms, the committee-rooms?—Yes.

41734. That is 47 and 48?—We were not sent there, we went there of our own accord, we did not get in, and we went and took lunch in Dame-street—I don't know in what house it was.

41735. Did you see anybody while you were there—anyone that you were speaking to?—No.

41736. Then I suppose you came back?—We came back.

41737. Did you come back together?—Yes.

41738. I mean that you and Dr. Taylor did not separate from the time you went till you came back again?—No.

41739. Did you leave your tickets with anybody while you were away?—No, I had them in my pocket. At least I am nearly confident I had them in my pocket. I certainly did not give them to anyone, unless I gave them to Dr. Hall, and I don't remember giving them to him.

41740. Was anyone with Dr. Hall when you gave up the balance of the tickets?—No, I think not.

41741. Were you speaking to that gentleman that you call Mr. Foster through the day at all?—Once. I was walking down and I met him. He passed me by, shook hands with me, and just said "How do you do," and stopped me.

41742. That was in the middle of the day?—It was.

41743. Well?—That was all; he merely shook hands with me and said "how do you do," and passed on.

41744. Were you introduced to any other gentleman that day but Mr. Foster?—No, I was not.

41745. Did you know Mr. Williamson at all?—No.

41746. Or Mr. White?—No.

41747. You knew them by sight?—No.

41748. Did you meet either Dr. Taylor or your other friends afterwards, that evening, when the polling was over?—Yes—Taylor and Wright. Dr. Hall desired us to meet him at seven o'clock that evening at his house, and the three of us went there.

41749. After dinner?—Yes.

41750. Did you spend the evening together?—No; we dined together as well as I recollect.

41751. That is, the three of you dined, and then went to Dr. Hall's?—Then went to Dr. Hall's.

41752. What happened when you went there?—I got paid.

41753. You were paid that evening?—Yes.

41754. I believe you got £5 each?—Yes.

41755. Was anyone there but Dr. Hall—did you see anyone but Dr. Hall?—No.

41756. Was there any estimate made then of the number of tickets that the three of you distributed?—No.

41757. Were any questions asked about the number?—No.

41758. I suppose, as far as you knew, each gentleman himself handed back the balance of his tickets to Dr. Hall?—Yes.

41759. Did you understand from any of them that they had gone back several times, and got fresh supplies of tickets?—No, I can't recollect.

41760. You never had been employed in any way in connexion with an election before?—No.

41761. Did you ever see Mr. Foster after that day?—I met him in Grafton-street one day after the election, but I did not speak to him.

41762. Do you know any of the parties connected with the election?—No.

41763. Any of the solicitors in charge of it?—No.

41764. When you and Dr. Taylor went down to the Conservative rooms in Dame-street, what was it

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that you went there for?—We went down of our own accord to see how the polling was going on.

41765. Did you tell Dr. Hall, or anyone, that you were going away?—We got permission to go for lunch for two hours.

41766. Who gave you permission?—Dr. Hall.

41767. Two hours for lunch was a good while?—It was, of course. We were very glad to get it.

41768. How many hours were you there altogether in the day?—I was there from eight o'clock in the morning, or shortly before eight; and then I was there till after four, or about four.

41769. About five hours altogether—were you surprised when you got the £5 note in place of the £3?—I was.

41770. Did you make any observation on it?—I was very glad to get it.

41771. Did you think that it was more than what is usually paid for ordinary public work?—Yes, I only expected £3.

41772. I suppose you felt tolerably satisfied then, at all events, that what you had been engaged on was——?—Dr. Hall, when he gave me the £5, said that we had done our work very well—that I had done my work very well.

41773. I dare say you had; had you any discussion then as to what was the value of the work that you had been engaged in?—None whatever.

41774. I suppose you perfectly well understood it? Did you not?—I said before, that I thought the men would get remuneration.

41775. Did not you know that to be the meaning of the whole thing?—(*No answer.*)

41776. Have you spoken to Dr. Taylor about this since the election?—I have had no particular conversation with him on the subject.

41777. It is very hard to say what "any particular conversation" on a subject means—when did you leave Dublin?—I left Dublin in July.

41778. When did Dr. Taylor leave Dublin?—I cannot say.

41779. Did he leave after that?—After that.

41780. You left him here?—I think so.

41781. Was Wright here at that time—up to that time I mean?—He was here during the early part of the summer, but I cannot say whether he was here then or not.

41782. Had you never any discussion about this matter?—Concerning the matter of the election?

41783. Yes; about the giving of the tickets—the work you had done so well—had you never a talk amongst yourselves about it?—I often said we were very glad to get the £5.

41784. Mr. MORRIS.—After the election?—Yes, after the election; after the trial.

41785. Before Judge Keogh?—Then of course we saw clearly that——

41786. Mr. LAW.—You saw before, that that was bribery?—Yes.

41787. Did you talk over the matter then—did you compare notes to see how many tickets each man had distributed?—No.

41788. Nothing of the kind?—No.

41789. Did you never ask any of your fellows how many they gave?—Well no, I don't think I did.

41790. Did anybody ever ask you how many you gave?—No.

41791. You are a wonderfully reticent young man; now, when you and Dr. Taylor spent two hours over your lunch, and whatever other recreation you were at, did you and he compare notes then, in the middle of the day, in order to see what you had done up to that time?—Well, I cannot say that we did.

41792. Can you say that you did not?—I cannot.

41793. Do you not believe you did?—It is very probable.

41794. Do you recollect his telling you how many tickets he had given?—I do not.

41795. Mr. TANDY.—You say you distributed about five or six tickets that day?—Yes.

41796. In each case in which you distributed the tickets, had you before you distributed them, a communication with Mr. Hall?—Yes.

41797. You did not give any ticket to any person without an intimation from Mr. Hall that that person was to get a ticket—did you?—No.

41798. Did you ever see the two strange young gentlemen after that day of the election?—Never.

41799. Did you ever hear who they were?—No.

41800. Are you able to form a conjecture as to who they were at all?—No.

41801. How on each occasion did Dr. Hall intimate to you the parties who were to get tickets? Was it by a sign?—Sometimes by a sign, and sometimes he might have told me it, one way or the other.

41802. What was the nature of the sign?—Well, there was no particular sign arranged between us.

41803. What sign was used?—Well, there might have been; he might have told me to see that the man voted, and to give him a ticket.

41804. Do you recollect did he actually speak to you in the case of each voter to whom you gave a ticket?—To the best of my recollection.

41805. Was it by a nod of recognition or anything of the kind, without speaking?—Yes; as well as I recollect he just would tell me to look after the man and see about his vote.

41806. Do you think he did that in the case of each of the five occasions when you gave tickets?—Well, no. I certainly remember him on one occasion—just merely on one occasion that I was speaking to him.

41807. Did you see all the men to whom you gave tickets speak to Dr. Hall, and go up to him before he came to you?—Well, I can't say that I did.

41808. What is your recollection and belief on the subject?—My belief is that they did speak to him.

41809. Yes, that you saw them all in communication with him?—No, I don't say that I saw them in communication with him. You must remember that the court was very crowded; but I believe that either they themselves were in communication with Dr. Hall, or somebody else told them.

41810. Did you see any other person speaking to Dr. Hall during that day?—I did.

41811. Whom else did you see speaking to him?—I saw several persons speaking to him.

41812. Do you know any of them?—Do you know any of them?—No. I did not know any of them.

41813. By name?—I found out the name of one man afterwards.

41814. What is his name?—His name, I think, was Campbell.

41815. Can you form a conjecture as to the names of any other persons that you saw speaking to him that day?—No.

41816. Now, you were paid £5 for your services that day. Are you quite certain that it was on the night of the day of the polling that you were paid that money?—I am.

41817. How were you paid it—a single £5 note?—I think so; yes it was.

41818. Wright and Taylor also went up with you at the same time?—Yes.

41819. Were Wright and Taylor paid in your presence by Dr. Hall—were you all paid together at the same time?—No. I am not perfectly certain about that. I rather think we were paid separately, but we all knew it.

41820. Were Wright and Taylor also paid to the best of your knowledge by a single £5 note?—I think they were.

41821. About what time in the evening was it that you went up to Dr. Hall?—It was about half-past seven as well as I recollect. We had arranged to go at seven, and we were late.

41822. About what time was it that you last saw Dr. Hall before you met him at half-past seven at his house that evening?—It was about four when I gave him the tickets.

41823. Did you see Dr. Hall leaving the polling

place here that day, or did he remain after you went away?—Well, I really can't recollect that.

41824. Was there any other person present at the time of the payment but Dr. Hall and you, and Mr. Wright and Mr. Taylor?—No.

41825. Did you see any other gentleman in Dr. Hall's house that night?—No.

41826. After breakfast at the Bilton Hotel did you proceed straight up to Green-street and Halston-street?—Yes.

41827. Who accompanied you from the Bilton up here?—As well as I recollect I went with Dr. Taylor.

41828. What became of the others?—We went in couples or in that way.

41829. Did you proceed together—walk together?—I think so. Not in a cluster.

41830. Do you recollect whether Dr. Hall left the Bilton with you that morning?—I do not recollect.

41831. Do you recollect his leaving the breakfast before you went, and going away somewhere?—I do not recollect his coming in late.

41832. Do you recollect whether he walked from the Bilton with you to the street here?—I do not.

41833. I understood you to say that you thought you distributed two tickets after you returned from lunch, which would be about three o'clock?—I say I distributed either one or two.

41834. Have you got any recollection at all as to whether it was one or two that you distributed at that time?—Well, I could not say.

41835. The first ticket you say you gave was at about half-past eight in the morning?—I think so.

41836. Now if you distributed one ticket so early as half-past eight in the morning, and if the demand for them was more brisk up to the time of your departure at one o'clock, do not you think it likely that you would have distributed more altogether than five or six, considering that you distributed two between three and four o'clock?—I do not think I distributed more than five or six.

41837. Altogether?—Altogether.

41838. Mr. MORRIS.—Did you see many of those young friends of yours that you were with, all, or any of them, communicate with Dr. Hall that morning?—I saw them speaking.

41839. They had received tickets. Your evidence is that you communicated in every instance with Dr. Hall; did you see any of your fellows, I may say, who were engaged in the same business speaking to Mr. Hall in the same way that you did?—I saw them speaking to Mr. Hall on various occasions, but I could not say for what purpose.

41840. Did you see Mr. Hall make any signs to them as to you?—I did not.

41841. You did not?—No.

41842. Now did you see these people that you have described—Mr. Campbell, and people of that class—often communicating with Mr. Hall?—I cannot say that I saw Mr. Hall communicating with many persons; I saw several persons speaking to him.

41843. You have only mentioned Campbell?—Yes.

41844. Can you undertake to say that you knew no other?—I can.

41845. Can you distinctly say so?—Yes.

41846. Would you, without any sign or intimation from Mr. Hall, have known the person to whom to give a ticket?—No.

41847. You would not?—No.

41848. You positively swear that?—Yes.

41849. There was no kind of sign, or pass-word, or anything of the kind?—You mean amongst the voters and myself?

41850. Amongst the voters?—No.

41851. Or any person on behalf of the voters?—No.

41852. There was no document?—No.

41853. Or ticket, or voucher, or pass-word?—No.

41854. Upon which you were to give a ticket?—No.

41855. It was distinctly and purely a sign from Dr. Hall?—Yes.

41856. You are sure of that?—Yes.

41857. You first heard of the tickets the evening before?—Yes.

41858. Was there no conversation at all as to the probable amount of tickets that would be required, or anything of the kind?—No, none that I can recollect.

41859. Would you undertake to say that there was not?—I would.

41860. Did you happen to see any bundle of tickets or number of tickets in Dr. Hall's possession at that time?—I did not.

41861. Did you see the gentleman described as Mr. Alma, that morning, making signs to any of those young gentlemen in the same kind of way?—I did not.

41862. Will you undertake to say that?—Yes.

41863. Just think of the probabilities of the case. You are an intelligent gentleman; all these young gentlemen were young and communicative; just think, I am sure you will tell us the truth exactly as it is; but, surely, according to what I know of young men, you did converse amongst yourselves that night, before you were paid, or after you were paid, or on the occasion of your being paid, and said something like this, "Well, what were we at all day? Oh! I distributed tickets—how many did you distribute"? Did anything of that kind pass amongst you?—To the best of my belief it did not.

41864. Well, was that because you had a feeling in your minds that for some reason you should conceal it? Tell it out, now, exactly?—Well, I was told to do everything quietly.

41865. Well, but when all was over had you no kind of interchange of ideas upon the subject?—No.

41866. Will you swear that positively?—To the best of my belief I had not.

41867. With Dr. Taylor, or Mr. Wright, or any of your acquaintances?—None with me.

41868. Well, amongst each other?—I don't know anything about amongst each other. I never heard of it.

41869. You were in Dublin, I suppose, at the time of the trial before Judge Keogh?—I was.

41870. I suppose you read the evidence in the papers, and all that kind of thing?—Occasionally.

41871. And I suppose you heard casually, or read, what the judge's report was?—Judge Keogh considered that the freemen ought to be disfranchised.

41872. No, he did not say anything of the kind. What he said was that he had reason to think or suspect that there had been a good deal of bribery amongst the freemen?—Yes.

41873. And by that time you young gentlemen must all have known that you were parties, though no doubt innocently, to this?—Yes.

41874. Now, do you mean to tell me that you and Mr. Wright and Mr. Taylor and these other gentlemen, all friends, never had any conversation as to the number of tickets, having regard to what Judge Keogh said since that?—I never had.

41875. Had they?—I cannot tell about them. I never had with any of them.

41876. Or they with you?—Nor they with me.

41877. Having regard to what Judge Keogh said, have you no conception or belief in your mind from anything that passed between any of you, as to the amount of tickets that were distributed that day?—I have not. I never spoke of the matter after that.

41878. Never?—No.

41879. In fact, I can understand that you rather wished to keep it quiet then?—Yes.

41880. Mr. TANDY.—In fact, I suppose there was an understanding—an implied understanding amongst you all that the less that was said about it the better?—Well, after that I never spoke of it, nor was it spoken of to me.

41881. Was not there that kind of tacit understanding?—There was no arrangement between us.

41882. Mr. MORRIS.—After Judge Keogh delivered

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January 1.

Dr. Robert Wall.

his judgment and made his report did you receive any instruction or intimation or hint from anyone, that you were not to have any conversation about the total number of tickets?—None whatever.

41883. You are quite certain of that?—Perfectly.

41884. Mr. LAW.—You saw Campbell, or the man you afterwards recognised to be Campbell, speaking to Dr. Hall through the day?—Yes.

41885. Did you see him speaking to him frequently?—No, I did not. I only remember one instance where he spoke to him, and Dr. Hall turned sharply from him.

41886. What time of the day was that?—I could not say.

41887. Was it early in the morning?—It was not early in the morning.

41888. I do not mean six o'clock. Was it soon after he came there?—No, I don't think so.

41889. Was it in the first hour?—I don't think so. I am not certain, but if I recollect right it was in the evening, for I did not notice Campbell till the evening.

41890. Would it be after the time when the thing was practically and substantially over—after you came back from lunch?—Yes.

41891. Between three and four o'clock?—I should think so, but I cannot be positive about it.

41892. Of course. I only ask you to the best of your recollection?—At that time I took very little concern about the man.

41893. Did you hear any persons of the poorer class who were going about here that day—you could not help mixing among them and hearing what they were talking about—say that they hoped there would be something going, or speak of any remuneration that they required for their votes?—I was asked myself on one occasion by a party—I cannot tell who it was, and I never saw him since.

41894. What did he say?—He asked me if he should vote for Guinness and Plunket.

41895. There was no harm in that. What did you say to that?—I asked him was he going to vote for Guinness and Plunket.

41896. He asked you, you say, yourself?—Yes.

41897. What did you say?—I told him that I would bring him to the poll if he would come and vote for Guinness and Plunket.

41898. What did he say to that?—He seemed to be undecided, and hung back.

41899. I suppose you knew very well what he wanted?—I did.

41900. What did you do with that fellow?—I turned sharply from him.

41901. "*Procul O! procul este profani!*"—I walked away.

41902. You kept away?—I turned away from him.

41903. Did he follow you?—No.

41904. He did not?—No.

41905. Did you ever see him again?—No.

41906. You terrified that fellow?—Yes.

41907. Mr. TANDY.—Did you poll him that day—No.

41908. Considering that you were distributing the tickets, I do not think you need have turned him away.

41909. I suppose the man gave you his name, but you forget it?—No, he did not give me his name.

41910. I thought you said you did not remember it?—I don't remember anything about it.

41911. Did you tell him to go to Mr. Hall?—No.

41912. Or to Campbell?—No.

41913. You simply turned your back on him at once?—I turned my back on him.

41914. Did you feel horrified?—Well, it was not my business.

41915. That is a matter of opinion—I think it was your business; what do you think you were there for?—To bring voters to the poll.

41916. That wanted tickets?—No.

41917. There were fifty other young gentlemen at the work of bringing voters to the poll, you know?—Well, I did it myself in several cases too.

41918. Did you bring any parties to the poll, to whom you did not give tickets?—I did.

41919. Did they ask you for tickets?—No.

41920. Did anybody ask you for tickets?—Nobody asked me for a ticket. In case a man wanted something——

41921. He did not say give me a ticket?—No.

41922. Did anybody during the whole day ask you to give him a ticket?—No.

41923. Either before or after he voted?—No.

41924. Was it part of the instructions given to you that nobody was to get a ticket except he asked for it?—No.

41925. Mr. MORRIS.—According to your evidence you were to give a ticket to no one unless you got instructions from Mr. Hall?—Yes, and that was precisely the reason why I turned away from that man.

41926. Mr. LAW.—Did you look to see whether he had been speaking to Mr. Hall or not?—No.

41927. You did not give him a chance, in fact?—No.

41928. Did not you know you were there for the purpose of encouraging timid voters?—I knew I was there to bring men to the poll, as Dr. Hall told me.

41929. What class of men did you think Dr. Hall wanted you to bring to the poll? What did you understand to be the principle of Dr. Hall's selection?—I did not know, sir.

41930. Did not you know very well it was just that class of voters you were to look after?—(*No answer*).

41931. Mr. TANDY.—I hope you did not tell that circumstance to Mr. Hall before you were paid?—No, I did not say a word about it.

Mr. *Edward Love Alma,* Solicitor, sworn and examined.

Mr. Edward Love Alma.

41932. Mr. LAW.—You are a solicitor, Mr. Alma?—Yes, sir.

41933. You were acting, I think, in some capacity at the election of 1868?—Yes.

41934. Were you assisting Mr. Sutton or Mr. Williamson, or in what way was it you came to be connected with it?—Through Mr. Foster.

41935. Was Mr. Foster the first person that spoke to you about taking part in the election?—Yes; it was understood that Mr. Wm. Johnston and I were to attend to the correspondence department as regarded the out-voters—not the freemen.

41936. Not the freemen?—No; the out-voters.

41937. I suppose you are aware that among what are called the out-voters, there was a considerable number of freemen?—Yes; but what I meant to convey was those that were not within seven miles.

41938. But among the people you were to correspond with, there were many freemen improperly on the list, because not being within the seven miles?—I am not aware of that fact.

41939. Were you not to correspond with all the people whose names were given to you on a certain list?—Yes; they were on a printed list, as I first saw them, with little pops marked on them; I would be able to identify the book if I saw it.

41940 (*Book produced*). Is that it—do you see those red and black ticks opposite the names?—That looks very like it.

41941. (*Another produced*). Here is another copy, another copy of the same list—tell us which is the one you got; I think the one in your hand is the one Mr. Mortimer had?—If this be the one Mr. Mortimer had, it is not the one I had, and I am confirmed in that because in my copy there were little pops or pips opposite some of the names.

41942. You will see them there; but I think that is Mr. Mortimer's?—If so it is not mine. It had a blue cover—the one I had; they were all apparently alike.

41943. (*Is handed another*). Look at this—was this yours?—No; I don't think I ever saw this before.

41944. It is the same list as the others?—Oh, yes; it is the same print, but it is certainly not the one I had.

41945. Who gave the list to you?—Mr. Crosthwaite—it was with him I saw it.

41946. Had you not seen it until then?—Not till then—nor since.

41947. Tell us how long before the election Mr. Foster asked for your help regarding the out-voters?—I think three weeks or thereabouts.

41948. Did he tell you he had made any arrangement at the time with Mr. Wm. Johnston?—He told me Wm. Johnston and I would be identified with each other in the correspondence department.

41949. Did you understand from him that you were to carry on this correspondence under the direction of the conducting agents—Mr. Sutton and Mr. Julian?—I should say not—certainly not.

41950. In fact, you understood you were not to do it under their direction?—I had no communication either with Mr. Sutton or Mr. Julian.

41951. I am aware of that; but did you understand from Mr. Foster that this work in which you were to be engaged was work in which you were "not" to take directions from, or consult Mr. Sutton or Mr. Julian?—I understood it was from him alone we were to take instructions.

41952. Did you at any time communicate with Mr. Sutton or Mr. Julian that you were engaged in this work?—I did not.

41953. Did you not understand that you were not to consult them at all, or let them know anything about it?—No; there was no understanding to that effect.

41954. Did you know they were the conducting agents for the Conservative candidates?—I did.

41955. During the three weeks you were at work, did you ever mention the matter to either of them?—Never.

41956. Do you not think it a very natural thing for us to conclude, when you say you used to take instructions from Mr. Foster alone, who had no recognised position in connexion with the election, and that you never did communicate with Mr. Sutton or Mr. Julian for the three weeks you were at work—do you not think we may fairly conclude that it was intended you should not do it?—It was understood by me that if we had to make any communication to Mr. Sutton or Mr. Julian, it was to be done through Mr. Foster.

41957. Did he tell you he was in communication with Mr. Sutton and Mr. Julian?—He told me he was frequently at 47 and 48, Dame-street.

41958. Did he tell you he had their authority for engaging you and Mr. William Johnston at this work?—No.

41959. Did you think he had?—I did not.

41960. Where did you first see Mr. Davenport Crosthwaite?—I am much obliged to you for asking me that question, as I wish to set myself right on that point, if you will permit me to explain.

41961. Certainly Mr. Alma; first tell us where did you first see him?—In Eustace-street. I wish now to explain that.

41962. Proceed?—The explanation I wish to give now is what I intended to convey to Judge Keogh and that which I intend to convey to you. It was in Eustace-street I first saw Mr. Crosthwaite, and it was found that the place was unsuitable, and we removed within a day or two to 24, Dame-street. I therefore stated in my evidence before Mr. Justice Keogh that I had first met Mr. Crosthwaite in 24, Dame-street; because when Eustace-street was found unsuitable, and that no business was to be transacted there, I dated all my own letters and correspondence as from 24, Dame-street.

41963. You dated at once from 24, Dame-street—hence the mistake?—Yes; I hope I shall be understood. I wish merely to clear up the discrepancy—if there be a discrepancy.

41964. As I understand the evidence Mr. Crosthwaite gave yesterday, he said he first saw you at Eustace-street?—Yes.

41965. But, before the first time you saw him, it had been arranged that you should move to Dame-street?—Yes.

41966. And the letters were altered in date before you actually moved to 24, Dame-street?—Yes; now you understand it perfectly. I also wish to state, having read the evidence of Mr. Crosthwaite, and fearing that it may pass from my mind, I wish to state it now. I asked the question of Mr. Crosthwaite in a jocular manner, "Who the deuce is J. William Johnston?"—I wish to state that.

41967. We shall come to that presently—who was it told you to go to Eustace-street to see Mr. Crosthwaite?—Well, I understood from Mr. Foster that I would be assisted by Mr. Johnston in the correspondence department, and that a gentleman of the name of Crosthwaite would be there as secretary.

41968. Had you any communication with Mr. William Johnston before you saw Mr. Crosthwaite?—Yes, I was several times at Mr. W. Johnston's office in Palace-street.

41969. In connexion with this matter?—Yes.

41970. Was this before you saw William Johnston in Eustace-street?—Certainly.

41971. I suppose Johnston told you he had given certain instructions to Crosthwaite already—to set the thing going?—No.

41972. When you got to Eustace-street did you find a number of circulars, signed J. W. Johnston?—I did; that was the first time I saw them.

41973. I believe they were dated from Eustace-street. Did you alter the date by putting in "Dame-street" before they were despatched?—I did.

41974. Did you understand these circulars had been composed under Mr. W. Johnston's superintendence?—It was in expectation at W. Johnston's office for some time that there would be a circular sent from Dame-street.

41975. Never mind that; did you understand that the circular you found in Eustace-street was practically Mr. Johnston's suggestion?—I will answer that, if you give me three words of explanation.

41976. Can you answer the question?—The circulars came from Johnson's office.

41977. Were you aware of that? Did you understand at the time you saw them, either from what Crosthwaite or Johnston told you that the circular was the production of W. Johnston?—I think it was the joint production of myself, Mr. Johnston and Mr. Foster. There was a difficulty in preparing that circular.

41978. No doubt there was?—And it was left then with Mr. Johnston.

41979. Was this circular composed by you, Mr. Foster and Mr. Johnston jointly?—I should say so.

41980. Where was it you (if I may say so) "sat" upon?—In Johnston's office in Palace-street.

41981. Mr. Crosthwaite I presume was not present then?—No.

41982. And you concluded of course naturally that the form having been so arranged it was lithographed, and eventually came to Eustace-street?—No doubt.

41983. I suppose you know pretty well who it was made the arrangement for coming to 24, Dame-street?—When we were removed from Eustace-street I met Mr. Johnston in Dame-street one day and he said "We have removed from Eustace-street, and are now at 24, Dame-street."

41984. Was it Mr. Johnston made the arrangement?—Yes.

41985. Who was it as far as you know made the arrangement for the offices in Eustace-street?—Mr. Johnston.

41986. Do you know whether anything was paid

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January 1.

Mr. Edward Love Alma.

for the use of the offices in Eustace-street?—I believe £10 was paid.

41987. Who told you that?—Mr. Johnston I think as well as my memory serves me. I am pretty certain it was he.

41988. Did he tell you who paid it?—Himself.

41989. Did he tell you out of what fund?—He did not.

41990. Did Foster tell you and Johnston from the start that for any expenses he would provide the funds?—Oh, I understood that clearly.

41991. You knew it was not to come from the expense agents of the candidates?—Clearly.

41992. Did Foster tell you what fund he had got for the purpose?—He did not.

41993. Of course you did not understand it was his own money?—I should suppose not.

41994. You were on terms of intimacy with him at the time? Did you ever understand where he got the money?—No; when I asked him once, he told me not to ask those questions, for if he was to inform me I would be too wise; and I never asked the question again.

41995. What sum did he place in the hands of any of the party—either yourself, Johnston, or Crosthwaite, for the purpose?—I have not the most remote idea. He never told me a word about it—nor did I hear.

41996. Did you hear he placed money in any of your hands?—I am not aware that he placed money in any person's hands.

41997. Do you happen to have a copy of the circulars?—I have not.

41998. About how many circulars do you think were sent out to those out-voters altogether—I mean the first batch of circulars?—They went out from time to time—a great number of them went out—I saw the bundle of them—about a couple of hundred perhaps.

41999. I suppose you sent circulars to everybody?—Oh no, not to all—only to those who were marked as being supporters of the party.

42000. What mark denoted that?—I think it was a little pip or pop, opposite to each of them.

42001. Do you mean a tick?—No, a sort of dot.

42002. A mere round dot?—Yes.

42003. (*Hands witness list*).—Just look at that; look over the first few names, I should say the tick in that list, represents what in the copy you had was represented by a dot?—It may, sir.

42004. What do you think, from the names?—It may be; but I have no recollection of having ever seen this before. I should think these were the names very probably that were selected.

42005. Selected to be written to?—To be written to—I should think that must have been the case.

42006. Can you give us any idea of the number of persons that were written to—to whom this circular was sent—were there 400 or 500?—No. I don't think there could have been that—there were not that number of circulars according to my estimate in the bundle, and they were not all issued. The bundle contained about two or three quires—they were written on paper the size of note paper.

42007. You can tell us perhaps, having assisted in the composition of these circulars, what the substance of them was?—It was stating the fact of the election being about to take place and urging their attendance at it, and requesting them to give an answer in order that arrangements might be made.

42008. I suppose you had some little trouble in settling the form of the circular?—There was a great deal of trouble.

42009. You wished remotely to indicate by the word "arrangement" that the travelling expenses were open for consideration?—No doubt.

42010. That was the meaning of the indefinite word "arrangement," I suppose?—Clearly, sir.

42011. How many days, Mr. Alma, were you at work in Eustace-street after you first came there before you moved across to Dame-street?—A day or two. I should say perhaps two at most. It was discovered there was a gentleman living at Eustace-street——

42012. Of the opposite side, I suppose?—No, not at all, that is a misapprehension. It was discovered that there was a gentleman in a room in the same house under the office used by Mr. Crosthwaite and it was thought unadvisable that letters, of a private nature, of course, should be coming to the same house where that gentleman had an office, he being an agent of the opposite side.

42013. Was he a Mr. Johnston, too?—No; his name was Forsyth.

42014. There was a gentleman on the Liberal side, then, in the same house with you?—Yes, in the same house.

42015. Who made arrangements for the rooms at 24, Dame-street?—That I cannot tell; but I met Mr. Johnston, and he told me it was done.

42016. When you moved across I suppose you had frequent communications with some of the other gentlemen in the same house? I believe the upper part of the house belongs to the County Conservative Registration Society?—It does.

42017. The rooms you occupied were part of their offices?—Yes.

42018. Had you ever any understanding with Mr. Gerrard and Mr. Parkinson as to sending up any letters that might come?—I had no understanding, but I have no doubt they were sent up by someone in the house to the office.

42019. Do you remember when the bill or placard was put upon the walls leading up to the rooms, and indicating "Mr. Johnston's chambers"?—It was some few days, or perhaps on the day of election or before it—it was to indicate where the office was, to save parties from going into the other offices.

42020. To prevent the necessity of their going in there at all?—Precisely.

42021. So that they might walk up straight to your office?—Yes; it was to save trouble to themselves.

42022. To avoid also perhaps disclosing to too many people what was going on upstairs?—No, not that; but to avoid giving trouble to the other offices.

42023. Now, how soon did the answers to your circulars begin to come in?—In due course.

42024. A record of course was kept there of the out-voters who, under that tempting word "arrangement," spoke of having their expenses paid?—I think as well as my memory serves me, I suggested to Mr. Crosthwaite to alphabetically arrange the names of those to whom letters were sent, and to put in alphabetical order all letters received from those parties, and to make a very short precis of what they wanted.

42025. Was that done as far as you understood?—Yes.

42026. Mr. Crosthwaite, in fact, was acting under your directions?—Yes. He deferred very much to what I said.

42027. You understood he was to act as your secretary?—Yes.

42028. After you took charge of the matter, did Mr. William Johnston ever show himself at 24, Dame-street, or at Eustace-street?—I am satisfied he never showed himself at 24, Dame-street.

42029. He was one of the recognised officials under the conducting agents?—So he told me.

42030. Was not he working at 47, Dame-street?—He was.

42031. Assisting Mr. Sutton?—Yes.

42032. It would hardly have done for him, then, to go to the other office?—I don't know—that was for his consideration.

42033. What sort of list or precis was it Mr. Crosthwaite made out—was it ever printed? I suppose not?—No.

42034. In what shape was it?—Of sheets of paper sewed together. I directed Mr. Crosthwaite to do it so, as well as I remember.

42035. Was there a list made of the persons who required expenses?—I think there was; and I know there was a list made of those who got expenses.

42036. ("*List of persons requiring expenses*" *handed witness*). Look at that. Do you know whose handwriting that is?—I cannot tell.

42037. Is it Mr. William Johnston's writing?

—I cannot tell. I am not familiar with Johnston's writing. I do not think I ever received a letter from him.

42038. Was that the list you refer to?—No; the list made out was made thus: some sheets of paper were sewed together, giving the names of the parties in alphabetical order to whom circulars were sent, the date of their answering, and what it was. I directed Mr. Crosthwaite, in preparing the list, to drop a line or two between each name, to leave room for the observations.

42039. Did you ever see a list like that of the out-voters who required their expenses to be paid?—No; I remember one day there came over from Dame-street, as I understood, an envelope containing a half-sheet of paper with a heading to it, "Names of voters," and nothing more.

42040. That is curious, for we have no less than two copies of it—did you never see a list of voters that required expenses?—I did not.

42041. Did you direct a list of that kind to be made, though not in that particular shape?—I may.

42042. Did you never see a list of out-voters that required their expenses to be paid?—I desired Mr. Crosthwaite to make it, and I am sure I did. (*Looks at list*). No, I never saw a list like this.

42043. Was not this matter of the correspondence with the out-voters carried on entirely under your superintendence?—So far as I understand.

42044. You and Mr. Johnston, with Mr. Crosthwaite to assist you, were the only persons that had anything to do with it?—I understood afterwards, I think, from Mr. Johnston's evidence, as I read it, he corresponded with some persons from 47, or 48, Dame-street.

42045. Did Mr. Foster ever come down to help you?—Foster came down, I think, one evening, and that evening he wrote three or four telegrams in the absence of Mr. Crosthwaite.

42046. That was close upon the election, I suppose?—It was. Mr. Crosthwaite was absent at the time.

42047. I suppose when the election became imminent you sent telegrams to these people to hurry them up?—Yes.

42048. You knew of it being done?—I knew it.

42049. Were not there many instances in which enough was said in the telegram to let the voter know his expenses would be paid?—No doubt at all about it. It implied that.

42050. Frequently reference was made in the telegram to a letter being sent at the same time, which I suppose contained the terms of the arrangement more fully?—No, they were not more fully—it was very obscurely done.

42051. You just said in the telegram, "Letter by this post"?—Yes; something of that kind.

42052. Did not the letter contain a precise statement of what would be done in the way of expenses?—No.

42053. What then was the meaning of the letter?—I cannot take upon me precisely to say. I take it that the letters were lithographs. There was never a special letter.

42054. There were at least a dozen different telegrams in which voters are asked to hurry up to Dublin, and reference made to a letter by that post—not a circular, but a letter?—Well, sir, these letters never came from 24, Dame-street, but from 47, or 48.

42055. Then they must have been written by Mr. William Johnston?—I can't tell.

42056. Had you a list of the freemen at 24, Dame-street?—The only list I had was that printed list.

42057. Did you know that at all events some of the names upon that list were names of freemen?—No, I did not.

42058. You thought they were all freeholders?—I thought they were all freeholders. I thought that living as they did outside the prescribed distance, they could not be freemen. We had no occasion to apply to them at all if within the distance; and that being outside the distance, these were the only persons, as you see them separated into counties there.

42059. I see you were asked before Judge Keogh did you see lists of out-voters in No. 24, and your answer was, "I think there was a list prepared." "Were those printed lists?" (you were asked,) and your answer was "Of course, yes." Then counsel says, "I mean a manuscript list," and you say, "I think there was a manuscript list." Was that so?—Yes, that was the list I have just referred to.

42060. Was it an alphabetical list?—No, sir; it was a list that came over. I said there was a list I saw——

42061. Did not you say you directed Mr. Crosthwaite to make an alphabetical list of the out-voters who sent in letters, and showing in each case substantially what they wanted?—Yes.

42062. Have you reason to believe that list was made?—I am sure it was. I directed it to be done.

42063. Have you any doubt that it was done?—I have no doubt at all that it was done; that is my present belief.

42064. I understand also, that after the election was over, and when matters came to be settled with the out-voters, there was a list of those who actually got expenses?—Yes.

42065. Who made out that list?—Mr. Crosthwaite and myself.

42066. Putting down opposite each man's name the amount of expenses he was to get?—Yes.

42067. You said in reply to the Judge, that you made reference to the railway fare in each case, as a guide to the amount to be given?—Yes, but we never give a man merely his railway fare; but it was a guide, it afforded us an approximation.

42068. Was there not a list made out, showing the names of the people who were paid, and what they got?—I made out a list myself of the names of the parties, and putting down opposite eachthe amount they were to get, and Mr. Crosthwaite marked them m off afterwards as they were paid.

42069. What did you do with that list?—I gave it to Mr. Crosthwaite when the election was over.

42070. It was after the election was over that they came to be paid?—I mean to say when all the election business was over, and when the office was breaking up, all scraps of paper, letters, and memoranda were burned and destroyed, and that book which I speak of was handed over to Mr. Crosthwaite, who put it into a tin box; I bid him good morning, and never saw him for months after.

42071. Was this list one of the things burned or destroyed?—I do not think it was.

42072. Your recollection is, that it was put in the box?—I think so.

42073. Was that the box Mr. Johnston had procured for the purpose of holding papers? Was it the same box as was in Eustace-street?—Yes, the same.

42074. Do you know had Mr. Foster the custody of that box?—I never heard; I never could make out what became of it.

42075. Mr. Foster had the key of it, I presume?—I left it in possession of Mr. Crosthwaite, and from that day to this I never saw it.

42076. How was the money paid to those parties; was it in cash or by post-office order?—I think I was right in stating that all of them got it by post-office orders, as they were all living at great distances.

42077. But they had to come to town to vote? Did they not get their money before returning to the country?—Some of them wanted it, but I think it was all paid by order.

42078. Do you think there was any particular post-office selected for issuing the orders from?—Well, Capel-street was the nearest, and I think the majority were issued there.

42079. Was there any case of a post-office order being issued in Capel-street and payable at the General Post-office?—I have no recollection of that, but it is likely it might.

TWENTY-NINTH DAY.
January 1.
Mr. Edward Love Alma.

42080. Do you remember a man called Bloxham getting it?—Yes, I remember that name perfectly, it made a strong impression on my mind.

42081. I believe he claimed for travelling expenses for his brother, because he alleged he had personated him?—Yes, he alleged he had personated his brother, and when the case was brought before me I said, "This must be a damned rascal; first of all for personating his brother, and secondly for asking payment of his travelling expenses." I deprecated it.

42082. I believe it turns out he was not quite so bad as you thought, for he did not personate his brother though he said he did?—I gave him credit for a crime which he did not commit; he alleged that he had done it, and I thought he did.

42083. And I believe you paid him the money he claimed?—He got it under the circumstances I have described.

42084. Do you remember a Dr. Murray of Belfast getting anything?—No, I do not remember the names of cases.

42085. You remember Bloxham's case?—Yes, because that made an impression on me.

42086. About how much money would you say you distributed? I suppose when you made out the sums opposite each name, you for your own satisfaction totted up the amount?—I did not; that was a matter of detail for which I depended upon Mr. Crosthwaite.

42087. Can you give us any idea what the whole thing would amount to; would it be £200?—No, I don't think it would be anything like it.

42088. Would it be £100?—Yes, £100.

42089. Or £150?—I could not take upon myself to say; they were in small sums.

42090. What was the largest amount you paid to anybody; £10 I suppose?—Yes, there were some people who came from London.

42091. What sum did you give a London man?—I think £10 to a person who came from London, and £5 to persons from a less distance.

42092. A Belfast man for example, how much would he get?—Two or three pounds.

42093. Ten pounds was the maximum, I suppose?—Yes.

42094. What was the minimum?—Well, some got as low as £1.

42095. You never gave anyone less than £1?—I think not; they did not apply for it.

(Mr. *Davenport Crosthwaite*—There were some who got much less than £1).

42096. Mr. LAW.—I believe there were some who were paid their railway fare and car hire, and nothing more?—Well, Mr. Crosthwaite's memory on the matter is probably better than mine.

42097. You state that Foster, you, and Johnson, settled the form of the circular; had Foster anything to do with the forms of the subsequent letters sent? You wrote to voters in some instances?—I don't remember any special letters written whatever.

42098. As to the forms of the telegrams, were they left to your discretion?—They were as short as possible. "Please come up; urgently required"—something of that kind. They were made as short as possible.

42099. Did you not in the telegrams intimate in some shape that their claims would be met. Suppose they had asked for expenses, did not you intimate that their wishes would be considered, or something of that kind?—I think in some cases that was the fact.

42100. Here is a list (*producing it*) of persons who required their expenses; of course that meant that they were not likely to come unless some assurance was given that they would be paid?—I don't think we telegraphed to that list generally.

42101. You are right, there is a T marked to those who got telegrams?—I don't think any telegrams were attended to unless that which went from Mr. Crosthwaite's own office.

42102. In what shape did you telegraph to those reluctant voters as to their expenses being paid; how did you put it?—Well, the exact terms I cannot tell. The substance was to come up, and it was implied in some shape or other; but the mode I really can't recollect.

42103. Did you suggest to Foster the putting up of a placard on the day of the election, or before it?—I did.

42104. As a convenience for the parties?—Yes, it was I thought of it.

42105. Do you remember was it put up a day or two before the election, or only on the election day?—I think it was put up a day or two before, and it was to guide the people.

42106. I think from the evidence it was put up on the Tuesday, the day before the election, for it was printed for Foster on the Monday; was it you or Foster had it posted?—I never saw it till I saw it on the wall.

42107. Now, when did you first see Mr. Foster with respect to the arrangement to be made about those young men on the day of the election?—Well, it was two or three days before that.

42108. Before the election?—Before the election.

42109. The election was on Wednesday—did you arrange it with him any time the previous week, say on the Friday or Saturday before?—Mr. Foster asked me to breakfast at the Bilton Hotel on that day, and when he asked me to identify myself with those young men, I rather rejected it. I knew nothing at all about the freemen, but I happened to see him at the Registration-office.

42110. Tell us what time this was—was it the previous week?—Yes, I think so.

42111. Was it towards the close of the previous week?—Very likely.

42112. It was at the Registration-office you had the conversation?—It was.

42113. Now, tell us what he said?—I will; I have no memorandum of it, but I will give it from memory, and I shall tell you everything as truly as I can. I had occasion to go up to Foster, and what brought me up to him on that day was, that sheet of paper with the heading on it that came from Dame-street, and which I have already mentioned.

42114. From 47, Dame-street?—Yes, it came over without any memorandum or explanation of what was intended. I went up to Mr. Foster and I said, "Do you know anything of this—are circulars to go out from Mr. Crosthwaite to these people; we know nothing at all about it." He said no. There was a T to some of them, and I did not understand what the meaning of T was; but after that was settled, Mr. Foster said to me, "Now, with respect to the freemen, I am greatly embarrassed, because of not having the services of a gentleman who is intimately acquainted with the freemen of Dublin, and has great influence with them; he can't or won't come, and I want somebody to take his place.

42115. Who was that gentleman?—Well, he said he was a Mr. Harris, and I said, "I cannot take his place, for I know nothing whatever of the freemen. I don't know two freemen in Dublin, and therefore it would be an absurd thing for me to put myself into a position where I could not render any service; but even if I did, I should ask you first to let me know whom I should be identified with, because if they were not gentlemen, I would not identify myself with them at all." "Oh," said he, "on that point you will have little to object, for they are all gentlemen you will be associated with. They are students of Trinity College, or medical students." I then said, "Oh, that is all quite right."

42116. Was this discussion entirely in the Registration office?—In the Registration office.

42117. Had he an inner room in that office?—Yes, but it was not in the inner room this discussion took place. I did not go into his office, I called him out.

42118. Was the conversation in the office or outside it?—It was in the building.

42119. I suppose you were by yourselves at the time?—Yes, we were in the building on the stairs.

42120. Did he inform you then of the mode in which he proposed to carry out this arrangement?—Not on that day—he did not.

42121. I suppose he told you what he was about—what the nature of it was?—Well, of course I was not so blind as not to see my way pretty well with him on that point. Then he said, "You had better come and breakfast with us at the Bilton that morning—those young fellows will be there—we will all meet previous to the election." I asked him what hour. He said seven o'clock. Very well. I said, "Yes," and I went there.

42122. Before we come to the breakfast, when you agreed to take part with him in this movement about the freemen, I presume you understood enough, as you say yourself, to know it was for the purpose of gratifying freemen who voted the right way?—Well, I should say so.

42123. Of course for that purpose you knew money would be required—did you ask Mr. Foster if he was provided with the needful resources for that purpose?—I said to him, "How is all this to be done?" He said, "It will be easily done, but I shall not tell you now; perhaps when the election is over I will tell you particulars."

42124. Did he tell you there would be funds for the purpose?—He said there would be funds. I said, "How will you arrange this?" He said, "By giving a ticket to those voters who require it." I said, "What class of tickets?" He replied, "Marcus's tickets. Marcus will be there, he will have his tickets, and they will be given to those young men, who will hand them to the voters when they vote." "What Marcus," said I, "is this? Is it the veritable Marcus?"

42125. Did you mean the former keeper of Mountjoy prison?—No, the excursion man. "Yes," said he, "he will use his excursion tickets on the occasion." I said, "Has he been here; or will he be here?" He said, "He will be here," and I understood from Mr. Foster on a subsequent occasion, that Marcus was here, and hired a room.

42126. Did not you understand perfectly well that there was just as much a Wilson Johnson in 24, Dame-street, as there was a Marcus in 76, Capel-street?—I knew there was no Wilson Johnson in Dame-street.

42127. Did you honestly believe that Marcus was here in Dublin conducting bribery for the city election?—Well, Foster told me he was here.

42128. Did you hear that the tickets which were used, were sworn to have been Midland Railway tickets?—I have so read. But whether they were Midland tickets, or Marcus's excursion tickets, I cannot say, for I never saw one.

42129. Judging by the light of subsequent events, have you any doubt that when he used the name of Marcus, it was just like Wilson Johnson?—I have not the slightest doubt of it—I have no doubt in the world.

42130. Did you ever mention anything about Marcus's tickets to anybody?—Never, that I recollect.

42131. It is a curious circumstance that when the outcry began about Midland Railway tickets being abstracted, the name of Marcus's excursion tickets seems to have been used by some one?—Certainly not by me. I knew it at the time of the election. Mr. Foster, I distinctly state now, told me previous to the election, that Mr. Marcus was the person who would have those excursion tickets, and that those were the tickets that would be used, but whether they were, or were not, I cannot say.

42132. There is no doubt about that, I am perfectly certain Foster told you every word of what you say. The only question is what was the meaning of Marcus—was it like Wilson Johnson?—I had no reason to doubt Mr. Foster.

42133. I suppose no person in his senses would put up his own name on an office where bribery was to be carried on—do you think if Marcus were there, he would placard his own name in the office?—I don't know. I knew from himself that Mr. Foster's theory, as well as practice, was to mystify every person and every thing in connexion with the election.

42134. Whose idea was it that this correspondence with the out-voters should be carried on in the name of Wilson Johnson—was that Foster's too?—I do not think it was. I think it just as likely it was William Johnston's—I never saw the name of Wilson Johnson, until I saw it in Eustace-street.

42135. Then though you had arranged the form of the circular, you had not arranged that any particular name was to be appended to it?—Certainly not, nor do I think that there was any discussion about it.

42136. You say this conversation with Foster that you refer to, took place somewhere on the lobby or stairs of the registry office?—Yes.

42137. Towards the end of the week before the election?—I should think about that time—say ten days, or a fortnight.

42138. Did you see Mr. Foster upon the matter again between that time and the election?—I did.

42139. When next did you see him?—Some one or two days before the election. It had reference to the telegrams we were sending out.

42140. Were you speaking upon that occasion about dealing with the freemen?—I think not. Certainly not.

42141. Of course, you were aware, I presume, that there was another department altogether, with a totally different organization for supplying car accommodation? A car fund got up in 24, Dame-street?—I heard of that. Yes.

42142. Who did you hear were organizing that? You had nothing to say to it?—I had nothing in the world to say to it.

42143. Had Mr. Foster?—No, I think Mr. Gerrard was the gentleman who organized it.

42144. Did you hear that Mr. Boyle had anything to say to it?—I never heard that.

42145. Was that organization for the purpose of supplying car accommodation to the voters?—I think so.

42146. Did you hear any conversation about it a day or two before the election. No, I never was spoken to on the subject by anybody.

42147. You understood the matter was looked after by Mr. Gerrard?—Yes, sir.

42148. Do you mean Mr. Gerrard, the secretary to the County Conservative Registration Society?—Yes, sir.

42149. Between the day Mr. Foster first spoke to you about taking Mr. Harris's place in carrying out the arrangements with the freemen, and the morning you breakfasted with him at the Bilton, had you not seen him in the interval upon the matter?—I am sure I must have seen him.

42150. What did you ultimately understand from him that you were to do?—What I understood was this—and it was very hard to understand—in fact it is a question with me if I understand it at this moment.

42151. Tell us what you did understand?—Just that I was to assist some young gentlemen in Green-street as regards these freemen, and that cards would be distributed to them, or tickets, as the case may be. I went there after we left the Bilton Hotel. I breakfasted at the Bilton, and went afterwards to Green-street, and was in Halston-street the greater part of the day. I selected that as it was the warmest. It was cold weather, and I did not court very much the atmosphere of Green-street. When I went there I went over to where Mr. Foster and two or three other gentlemen were to the opposite side of the court-house, where there were two or three booths.

42152. I know. You mean the Temperance Hall?—Yes, the Temperance Hall. While there I got into conversation with Mr. Foster and the others as to the way the election was going on. We were hoping it would go on successfully, and so on; but when I looked about and saw the people who were there as freemen, they appeared to be so very uninviting in their appearance and demeanour, that I then and there resolved

that I would hold no conversation with anyone of them, nor would I allow one of them to approach me.

42153. What did you do? Did you quit the Temperance Hall and go to the other side of the street?—A man came up to me that moment and accosted me, and asked me where he was to vote, and I told him I had nothing to do with him, and to keep away from me, that I had no information to give him. I then went over to the opposite side of the street.

42154. Did you remain at the opposite side of the street the greater part of the day?—I may say so. I went backwards and forwards.

42155. I believe Dr. Hall occupied the rest of that side of the street?—Well, there was no particular beat—as I have heard the word used—it is a mistake to suppose it.

42156. What were you doing?—Moving up and down.

42157. That was rather tiresome and meaningless work?—Particularly so.

42158. After I had disassociated myself from the freemen, in the way you have described, I should have gone home, I think. Why did you remain there?—Probably it would have been better if I had gone home.

42159. As a matter of fact, however, you did not go home? You walked up and down there till four or five o'clock?—The object of it was, these young gentlemen, as I understood from the beginning, were to communicate with me; and though I separated from, and would have nothing to do with the freemen myself, I thought it my place to remain there with those young men.

42160. I understand you received communications from those young gentlemen?—Very little indeed—there were very few. I don't think Dr. Hall spoke to me more than five or six times during the day.

42161. Did any of the young gentlemen apply to you? There was one gentleman you may, perhaps, remember told you a good deal about his French experiences?—Well, I read that with surprise, for I have not the slightest recollection of it, and who the gentleman was I could not tell.

42162. You breakfasted with them that morning?—Yes.

42163. Who were the parties?—I never saw one of them before or since until to-day, when I recognised Dr. Hall.

42164. There were two young friends of Mr. Foster's there. Who were they?—I do not know. I did not know them to be friends of his in particular.

42165. You breakfasted at the Bilton with them?—I did.

42166. Did Mr. Foster?—He did.

42167. I believe he was a little late for breakfast?—He was.

42168. I suppose you made the acquaintance of those gentlemen that morning?—I did not, indeed, sir. I could not say who sat right or left.

42169. Were they not introduced to you as persons with whom you were to be in communication?—No doubt, but I could not recognise them afterwards when they scattered. There were Dr. Hall and two more gentlemen whose names I understand from Dr. Hall's evidence to be Beatty and Johnson. If I spoke to two of them, those were their names, I think.

42170. All the young men were moving about during the day, were they not?—They were all moving about.

42171. Did they refer to you from time to time as to giving tickets?—There was only one of them came to me and said—"Here is a fellow wants to get a ticket." I said, "Has he voted?" "No," said he, "he has not." I said, "Of course you will not be fool enough to give a ticket to any fellow that has not voted."

42172. Did you hear general directions given that morning to these young men what they were to do about giving tickets?—No. I heard no directions or conversation whatever on the subject.

42173. Did you understand that before you gave a ticket they were to consult you?—I did not.

42174. Did you understand that they were to act upon their own discretion?—They did act on their own discretion.

42175. I am sure you knew the meaning of it was that when those young men, who could be trusted, saw a voter holding back whom they could not poll without an inducement, they were to apply the stimulus of a ticket—was not that so?—I did not know they were to go exactly that length. I believed that if any of those voters came to those young gentlemen and appealed to them, then I believed they were to give a ticket.

42176. I suppose you saw enough that day to satisfy you that the knowledge of this thing going on very soon spread among a particular class of freemen?—There is no doubt of that.

42177. News of that sort very soon passes from one to another?—I believe so. It goes like a Masonic sign among them.

42178. They soon knew the gentlemen who had got the tickets?—I believe so.

42179. I presume you saw that it was pretty generally known among a certain order of freemen?—Well, really, I did not see much of it. They were scattered.

42180. Had you any tickets in your possession?—I never had a ticket in my possession on that or any other day. And in passing will you allow me to observe in reference to Dr. Hall, as I read his evidence, if I understand it rightly, he impressed upon your mind that I had tickets. Now, that was a mistake.

42181. Mr. Hall did not exactly say that. His evidence was—that he himself was under some impression that you were to be occupied in the same way as he was; and, so far as that was concerned, he might have had an idea that you had tickets?—I am glad that mistake is cleared up, because it made a very unfavourable impression on me.

42182. Mr. TANDY.—Mr. Hall stated more than once he was not aware, but that he drew certain inferences.

42183. Mr. LAW.—He thought you and he were co-ordinate authorities?—I distinctly state that I never had a ticket, nor never distributed a ticket to those gentlemen, or to any other person.

42184. He did not say you had a ticket?—I am very glad to have the impression removed from my mind.

42185. Did you see Mr. Foster here the morning of the election?—Yes; I saw him at breakfast.

42186. Of course, at breakfast you saw him; but did you see him afterwards?—About nine o'clock at Green-street.

42187. In the meantime Dr. Hall had left the Bilton, and had got the tickets?—I don't know. I know he left the room, but what he went for I don't know.

42188. Did you go to Green-street with the breakfast party?—No, I went with Mr. Foster up Sackville-street. I do not know whether the young gentlemen followed me or not.

42189. Where did you go with him?—I went to Green-street with him.

42190. Did you ascertain from Mr. Foster then what his resources were?—I did not. He gave me to understand before that I was not to inquire.

42191. Did he tell you afterwards?—He did not. He did not tell me what his resources were, or where they came from. I have no information or belief on the subject.

42192. You say you saw Mr. Foster at about nine o'clock—did he go away then?—No, he remained till near ten, when he went away, and I saw him again at about a quarter or half-past four.

42193. Did you see him about the middle of the day?—I did not.

42194. You saw him when the election was practically over?—I saw him at the two periods of the day—before his office hours commenced, and subsequently.

42195. The second time you saw him was about

four or half-past four o'clock?—Yes. The election was practically over then.

42196. Did you, although you kept away from those freemen, hear conversations among them occasionally—did you hear them talking about money, or tickets, or anything of that kind?—Do you mean the freemen, sir?

42197. Yes?—No, I never spoke to one of them.

42198. Did you hear them speaking to each other?—I did not hear them. I did not approach or go near them. I kept away altogether.

42199. When you saw Mr. Foster here at half-past four, were you talking to him?—Yes. The election was over then.

42200. What did he tell you about it—was he speaking of the success of the movement?—No; it was more in regretful terms at the result, as it was then supposed it would be unfavourable.

42201. But as to the success of this movement—the ticket movement—did he say anything about that?—Not a word.

42202. When did you first hear of the house 76, Capel-street?—It is a very extraordinary fact, but I most solemnly state that I never heard of the house 76, Capel-street, until I heard of it at the trial before Judge Keogh. That was part of Mr. Foster's system of mystifying. He never told me where it was. I asked him where the office of Marcus would be, and he said it would be somewhere near Green-street.

42203. You did not know there was an office in Capel-street?—I did not, sir. I solemnly state that.

42204. Of course you must have been aware that the young gentlemen who were intrusted with the tickets knew where the office was they were to send people to?—I did not know where they were sending them to.

42205. Did you know that the young gentlemen had the secret of the office?—I supposed they had. To suppose they would give a man a ticket merely would be an absurdity; but I asked no questions.

42206. When did you next see Foster after that day?—Well, we were very old friends, and it is probable I saw him next day.

42207. I believe he was away from Dublin a couple of days, and then came the County election?—Yes.

42208. Did you see him that week?—Yes, I am sure I saw him at the County election.

42209. Had you any conversation then as to these freemen?—I do not remember any conversation on the subject; the election was over, and there was an end of it.

42210. He had promised to tell you, when the election was over, the particulars of his arranagement, and where he got the money?—Well, that day has not arrived as yet; whether it ever will arrive I cannot say—it is not likely.

42211. Did you ask him to redeem his promise?—No; I had no conversation with him on the subject.

42212. Have you corresponded with him since he left Ireland?—After he left, since he went to France, two letters passed between us; the first was a letter expressing my deep regret at the loss of his office, and the unhappy results as affecting himself—that was as one friend would write to another, nothing more.

42213. I suppose he replied to that—did the correspondence end there?—No; then I wrote to him again, finding that he would be absent for a continued time—I wrote to him to know if I could be instrumental in any manner in obliging his mother or sisters by any friendly service. That was the substance of the two letters.

42214. Had you ever any correspondence with Mr. Foster since he went abroad as to any matter connected with the election?—Certainly not.

42215. When did you hear from him last?—I think six or seven months ago. I have no recollection in my letters of ever saying anything on the subject of the election; the general scope of my letter was to express my regret at the loss of his appointment, which was a very serious thing to him.

42216. No doubt it was a serious thing to a man in Mr. Foster's position—I believe he had been a long time connected with the Registration Office?—Yes.

42217. Have you ever formed any opinion or belief as to why it is Mr. Foster keeps away from this country?—I cannot tell; I cannot take upon me to say what his objects are.

42218. What is your opinion or belief as to his reason for staying away?—That I cannot take upon myself to say.

42219. Do you think it is from fear of consequences to himself that Mr. Foster is keeping away?—I think Judge Keogh certified he was guilty of bribery, and that Mr. Foster, thinking it is punishable, is staying away.

42220. It was stated here by Mr. Browne, who is very intimate with him, that Mr. Foster solemnly assured him he was keeping out of the way, not from the dread of consequences to himself, but because he might involve others—what is your opinion as to that?—I cannot form any opinion.

42221. Is it your opinion he is staying away from fear of being prosecuted?—I do not know.

42222. What is your opinion is the question, and not what you know?—I have no opinion on the subject.

42223. Do you believe that if he returned to this country, and gave evidence here, he would involve others?—It is very possible he might.

42224. Have you any idea who those others are?—Not the slightest.

42225. Did you ever hear the name of any person mentioned?—Never, directly or indirectly.

42226. Did you ever hear the name of any person who might be compromised if Mr. Foster told all he knew?—I never heard.

42227. Can you form any belief on the subject?—No; I have no speculation or belief on the subject.

42228. Have you any idea as to how Mr. Foster is maintained in Paris?—I have no knowledge.

42229. I did not ask whether you had any knowledge about it. Have you any idea or belief how Mr. Foster is enabled to reside in the Rue Castiglione?—I have no idea where his funds come from.

42230. Do you believe they come from this country?—I cannot tell you; I don't know that Mr. Foster has any private property, and where the funds come from for his present support I cannot tell.

42231. Did he ever in any of his conversations with you mention the Carlton Club?—Never.

42232. Did he ever indicate in any way however remotely or indistinctly the source from which he expected to be put in funds for these election purposes?—No, as I have stated he told me not to ask him questions about these things.

42233. I thought you said he accompanied that by saying he would let you know?—He said, "very probably when its all over you will hear more than I am telling you now."

42234. Did he ever tell you?—No, I had not much opportunity of seeing him.

42235. Do you know William John Campbell who had charge of the freemen?—I never spoke to him.

42236. Do you know him by sight?—I saw him at the petition inquiry for the first time in my life—No, it was at the election I saw him; he was pointed out to me.

42237. Who pointed him out to you?—Seeing him passing and repassing I asked some one, who is that man?

42238. Who was that?—I cannot tell you. I was struck by his appearance as he had a large red nose.

42239. Did you see him active about the freemen?—Well, I saw him passing.

42240. Was it his activity about the freemen that attracted your attention?—No, it was his personal appearance.

42241. Did you see Mr. Williamson that day?—I did.

Mr. Edward Love Alma.

42242. Frequently?—Frequently. We are old and intimate friends.

42243. Mr. Williamson was about the court-house here the greater part of the day?—Yes, he and Mr. White the whole day.

42244. Were you upstairs in the rooms they had in the Temperance Hall?—No, I went in there once or twice during the day to see how things were conducted. I never spoke to anyone in it, if that be the Temperance Hall.

42245. Did any freeman venture to come near you that day to ask you for anything?—None but the one.

42246. That was the man at the Temperance Hall?—Yes.

42247. Did you indicate to him in any way that he was to apply to somebody else?—I said he must apply to someone else.

42248. Did you look in the direction of the other person he was to apply to?—I am sure I did not.

42249. The whole meaning you know of your being there was to assist in the operation of distributing the tickets to the right people, and when you were asked by this man did you not give him to understand where else he was to go to?—I did not. I said, "Sir, I have nothing to say to you, you must apply to some one else.

42250. Did you not indicate to the man who the other person was?—I did not; and Mr. Foster afterwards told me that man complained to him of the abrupt manner in which I repulsed him.

42251. Do you remember anyone, say that young gentleman, Mr. Johnston—one of the two you say you may have spoken to that day — do you remember his calling your attention to anyone who asked him for money?—One of those two gentlemen whose person I cannot identify as Mr. Johnston.

42252. But I take it he was one of those two gentlemen?—He mentioned there was a man who wanted to be paid, and should he pay him before hand, and I said certainly not, when he votes it is time enough.

42253. Did that man come near you again that day?—He did not come near me at all.

42254. Some of the gentlemen employed to distribute tickets seem rather to have taken a pleasure in repelling applicants?—I do not know about others, but as I stated at the very commencement I was disinclined to have anything to say to them.

42255. I believe it was a cold, raw day?—I could not say it was cold. I was on the sunny side of the street.

42256. Did you go home to lunch?—No; about one or two o'clock I went to a hotel in Bolton-street, I think it is the European hotel, and came back again.

42257. In fact you remained in Halston-street from seven or eight o'clock in the morning, till four or five o'clock in the evening with the exception of the time you were at the European?—Yes.

42258. Had you been retained in any way on behalf of the Conservative candidates?—No.

42259. You were not acting as a solicitor in any way?—No.

42260. Had you been acting on any of the committees?—Never.

42261. The only way in which you were engaged was in connexion with Mr. Foster on this collateral matter?—Yes.

42262. Had you ever been engaged in any former election as a solicitor?—The preceding election; when Messrs. Guinness and Vance stood in 1865. I went up there about eleven or twelve o'clock, accompanied by Mr. White and Mr. Williamson, and remained there for about an hour. The election was practically over then.

42263. You had not been acting as a solicitor in connexion with any of the wards?—Never. I never appeared in an election in the city of Dublin before, and it is not probable I shall again.

42264. When Mr. Foster first spoke to you about the freemen, and wished you to take the place of another gentleman, Mr. Harris, I suppose you understood who Mr. Harris was?—He said Mr. Joseph Harris. He is the gentleman who is in Messrs. Ferrier and Pollock's.

42265. Did you see that gentleman on the day of the election?—I did not.

42266. You were not in Dame-street that day?—No.

42267. Had you ever been in the committee-rooms in Dame-street?—Once.

42268. Did you get any instructions or directions during the three weeks of preparation in the office, 24, Dame-street, not to go near the office at 47?—I have no recollection of getting any such direction.

42269. It would have been a natural thing for you to drop in to the central committee-rooms to see how the conducting agents were getting on?—I never did.

42270. Not even to see your colleague Mr. William Johnston, who was in that house?—No.

42271. Was it suggested to you not to go near that place?—I don't think it was ever suggested to me.

42272. You were wise enough to see that it would not answer for you to be going there?—I think that was the impression on my mind, that it was just as well for me to keep away.

42273. In this transaction did you act as a volunteer?—Well, I should say that to a certain extent I did. I told Mr. Foster I was very anxious to be connected with the election.

42274. Were you paid for your services?—I never received a farthing.

42275. Did you understand from Mr. Foster when he mentioned Mr. Harris's name, that Mr. Harris refused to act?—I did.

42276. That he applied to him, and that he refused to act?—

42277. You stated that you walked with Mr. Foster from the Bilton hotel to Green-street on that morning?—Yes.

42278. Can you say whether Mr. Foster remained in Green-street up to near ten o'clock?—I should think he did. When I came to Green-street, and separated from him, I never saw him after. I do not know where he was after.

42279. We have it in evidence that he was in 76, Capel-street, before nine o'clock that morning. He may have been there in the course of the day?—He may.

42280. Messrs. Williamson and White were in this neighbourhood the entire time of the polling?—They were.

42281. Had you any conversation with them?—Nothing particular.

42282. Had you any conversation with them in reference to what brought you there?—No.

42283. Did they see you at intervals during the entire time of the polling?—They did.

42284. They knew you were not acting in any professional capacity. Did they know you took any part at all in reference to any portion of the election?—They knew, as I believe, that I was connected with 24, Dame-street.

42285. Did you see either Mr. Williamson or Mr. White speaking to Mr. Foster here that day?—I did not.

42286. Did you see either of them speaking to any of the young gentlemen, or to Dr. Hall?—I did not.

42287. Can you form any conjecture as to about how many voters were paid their travelling expenses?—I cannot. I would say some thirty, or forty, or fifty.

42288. Would it be more likely to be fifty than forty?—Fifty would be the maximum.

42289. You do not believe that any of these were freemen?—I was not aware they were freemen.

42290. Did you hear before the election they were?—I did not.

42291. Did you ever learn from Mr. Foster, either expressly or impliedly, of an intention on his part to go to Derry?—Never. I never heard of Mr. Foster being in Derry till he returned. It was not from Mr.

Foster I heard it. I heard cursorily during the day, somewhere or other, he had been in Derry.

42292. Had you any conversation with Mr. Foster about his having been in Derry?—I met him afterwards, and I said to him, "Is it true you have been in Derry"? "Yes," said he, "I have." "What on earth brought you down there"? said I. "I went down there," said he, "to organize the election—to see it properly carried on. When I went down I found it so badly managed by the agent"—I don't know the name—"and I found matters in such a way that I came away."

42293. What I want to come to is this—had you ever at any time any reason to suppose from Mr. Foster that he was supplied with a large amount of funds for general election purposes?—Not the slightest.

42294. Did Mr. Foster ever in conversation with you before the election in reference to these tickets state to you the number of tickets he thought would be likely to be required?—He never opened his lips to me on the subject. He used the word "tickets" generally.

42295. Did he ever allude to the number of persons he thought it likely should receive a consideration for their votes?—He did not.

42296. Do you recollect two young gentlemen coming to act as clerks at 24, Dame-street, after the election?—There were two youths came—whether before or after the election I am trying to call to mind. It must have been after the election. When I went into Mr. Crosthwaite's office in 24, Dame-street, I observed two youths there; they were waiting at the table I thought—rather waiting for instructions. Mr. Crosthwaite was not very efficient—not very practical in the details of an office in arranging papers, and I think he waited for me to come, and I then told him to give these young lads the lists to make out in alphabetical order.

42297. Had you any reason to know they were to come?—I had not.

42298. Had you any conversation with Mr. Crosthwaite with regard to getting assistance?—I have no recollection of it, I don't think I had.

42299. Did you ever hear who sent them there?—I did not.

42300. About how long were they there?—They were there three or four days.

42301. I suppose you were there constantly during that time?—Not constantly, I went there mostly every day.

42302. You were there I take for granted from time to time conversing with them young gentlemen?—I had no general conversation with them. They were sitting opposite to me, and I would direct them what to do.

42303. Did you hear them called by any name?—I cannot say I heard them called by any names, and the only reason I have of knowing their names is from what Mr. Crosthwaite is reported to have called them, that is Smith; it may have been Brown for all I know.

42304. Do you recollect hearing Mr. Crosthwaite call them by the name Smith?—No.

42305. Had you curiosity to ask them who they were, or where they came from?—I really had not, and at this moment I would not ask them under similar circumstances.

42306. Suppose you wanted one of them, how did you call him—had you them numbered one and two?—No, I suppose if it occurred to me I should have taken means to distinguish them, but it was not necessary as they were only at the other side of the table.

42307. Mr. TANDY.—Were they sent there by Mr. Foster?—It was my belief they were sent there by Mr. Foster, or perhaps by Mr. Johnston, but more likely by Mr. Foster; he was the moving spring.

42308. You saw Mr. Foster after that?—I did.

42309. Had you never the curiosity to ask him who they were?—Never; I used to call them the boys.

42310. Do you think they were two of the young gentlemen you met at breakfast at the Bilton Hotel?—Certainly not; they were very, very youthful.

42311. You and Mr. Crosthwaite paid these lads for their services?—I did not.

42312. Were you present when they were paid?—I was not.

42313. Were any accounts rendered of the expenses of 24, Dame-street?—I am not aware. I kept no accounts. Mr. Crosthwaite kept the accounts, and whether he rendered any account to Mr. Foster, or any other person, I cannot say at this moment.

42314. Were you at any time supplied with funds for the purposes of 24, Dame-street?—I was not.

42315. What exactly was the placard put on the office 24, Dame-street, before the election?—Mr. J. Wilson Johnston's office.

42316. It was you suggested that to Mr. Foster?—I am quite clear it was.

42317. Where was Mr. Foster when you made that suggestion?—Well, I do not know whether it was at the registry-office I saw him and suggested it to him, or elsewhere; but I made the suggestion somewhere, and he carried it out.

42318. When was it?—Perhaps it was on Thursday, Friday, or Saturday; it was on Monday, as I understood, that Mr. Forrest printed it, and it was posted on Tuesday or Wednesday.

42319. I presume you have been reading the reports of the proceedings here, and are aware it has been sworn that two gentlemen came in a mysterious manner to 76, Capel-street, remained there during the day, engaged in an inner room handing out cash to the ticket holders—have you any reason to imagine who these two persons were?—I have not the most distant—the most indistinct idea who they were, or what they were, or where they came from, or where they are; I have no knowledge or belief on the subject.

42320. Were you frequently in Mr. Foster's house before the election?—No, I never was three times in Mr. Foster's house in my life; never certainly six times.

42321. Did you within a month before the election, or a fortnight after, see any persons apparently in consultation with Mr. Foster in reference to the election?—I did not.

42322. Did he ever mention to you the names of any persons with whom he did consult?—No, that was part of his system.

42323. Mr. MORRIS.—I think you said you had been very well acquainted with the Foster family?—I did not, I said with himself.

42324. You have had no correspondence with Miss Foster?—Not the slightest.

42325. You are a long time acquainted with Dublin—have you had a floating idea that some of the freemen required money at elections?—Yes, I have had the same opinion as others—a passing opinion.

42326. That a certain number of freemen required money at elections—that was, I believe, a kind of old tradition in the city?—Yes.

42327. When Mr. Foster opened this matter to you, that you would be associated with those young gentlemen, you said you made a remark to him about where the funds would come from?—Yes.

42328. Did you say a great deal of money would be required, or words to that effect?—No.

42329. He said funds would be forthcoming?—He desired me not to be asking questions on that point—that I would be too wise if he informed me. That was the sum and substance of the answer; but I do not think I ever asked the question again, for I understood from him it would not be desirable to learn it from him.

42330. You took care not to ask him any more questions?—Yes.

42331. You say that on the morning of the election, the freemen had such an uninviting appearance, you disassociated yourself from them altogether?—I did.

42332. Did you communicate that to anyone in the course of the day?—I did not.

42333. Did you to Mr. Foster?—I did not; I did not see him.

TWENTY-NINTH DAY.

January 1.

Mr. Edward Love Alma.

42334. You felt bound to remain there for the day—you were aware tickets were being distributed—did you never think of inquiring about the number of tickets distributed?—I did not. Neither how many they had, nor how many they distributed, nor up to the present moment do I know.

42335. Do you know Mr. Browne who was examined here?—No.

42336. Did you happen to read his evidence?—I did not read all. In reading the evidence, my attention was chiefly directed to anything connected with myself. I looked down for my own name.

42337. I may tell you that Mr. Foster said to Mr. Browne he kept away because he might implicate other persons—does that recall to your mind any conversation you ever had with Mr. Foster?—It does not indeed.

42338. You are certain?—Quite clear, quite positive.

42339. Have you ever had any conversation with Dr. Hall?—I did not see him since the day of the election, till to-day in court here. I would not know Mr. Johnston if he came in here. I am quite satisfied I would not be able to identify any of the young gentlemen. The name being mentioned here so often, made me remember him. Another gentleman examined to-day, I would not be able to identify him at all.

42340. I suppose this kind of intelligence went round the freemen pretty quickly and generally?—I would suppose so.

42341. That is not from any signs?—No.

42342. Did the freemen seem to be often in conversation with Mr. Campbell?—I cannot say whether they were or not; but I saw that man, Campbell, coming from the Temperance Hall, back and forward, crossing the street to the building.

42343. With freemen?—With people.

42344. You could not tell whether they were freemen or not?—I could not.

42345. Mr. TANDY.—I think you said you heard a general report that, as a rule, money was required for the purpose of securing the freemen class?—It was understood.

42346. Did you ever hear it was understood that money was required for other classes of voters?—I did not.

42347. Mr. LAW.—I suppose you understood that the lower class of freemen expected something after they voted—not perhaps for the purpose of making them vote differently from the way they wished to vote, but as a gratuity?—A certain portion of the freemen are as honourable men as any living.

42348. No doubt, and they would remain voters even though the freemen franchise were abolished—but some of the freemen expected a gratuity for voting even for their own party?—I do not know, for I was never connected with them in my life.

42349. Did you understand that, at each election, a certain sum was required for them?—As Mr. Commissioner Morris has suggested, there was a vague rumour, I believe, that was so.

42350. Did you ever hear that money was given in 1865?—I cannot say I did, because the election was over at eleven or twelve o'clock, and Mr. Vance retired.

42351. Did you ever hear that any money was paid to freemen for voting at that election?—I did not; I heard at every election.

42352. Did you hear anything particular about any election?—No.

42353. Did you ever hear of the office at Eden-quay?—Never.

42354. Mr. MORRIS.—Does the expression "Carlton Club," used by Dr. Hall the other day, call to mind any conversation you ever had with Mr. Foster, or any remark made by him?—Never.

42355. Mr. TANDY.—Had you any reason to believe, from anything you heard from him, that he was in communication with any club in England?—No; he never gave me to understand it.

42356. Mr. MORRIS.—In fact, he kept things very close to himself?—He did.

Mr. William Johnston.

Mr. *William Johnston*, solicitor, sworn and examined.

42357. Mr. LAW.—I believe you were engaged at the last election in connexion with Mr. Sutton and Mr. Julian?—I was engaged in the election of 1868.

42358. Who engaged you?—I volunteered my services to Mr. Williamson.

42359. You were engaged in 47, Dame-street, acting under and assisting Mr. Sutton and Mr. Julian?—Yes.

42360. Had you any communication before going to 47, Dame-street, with Mr. Sutton and Mr. Julian?—None.

42361. Was it entirely with Mr. Williamson?—Entirely with Mr. Williamson.

42362. Had you any instructions from Mr. White?—No, simply from Mr. Williamson.

42363. How long before the election did you make this arrangement with Mr. Williamson?—About three weeks, I think.

42364. Some time towards the close of October?—Yes.

42365. You say you volunteered your services?—Yes.

42366. Had you been engaged at all in connexion with the registry before that?—No.

42367. You are a solicitor?—Yes.

42368. When you offered your services to Mr. Williamson in this way, tell us what passed?—I met him one day, I think, in College-green—I knew he had been connected with the election—and simply told him that if he wanted assistance I should be very glad to act.

42369. Did he then tell you he did want assistance?—He did.

42370. How soon after that did you go to the office in Dame-street—was it the next day?—I did not—I waited for further direction.

42371. Was that a written direction?—No.

42372. Did he call upon you?—He did; I think he met me casually.

42373. Your office was in Palace-street?—Yes.

42374. When did you see him the second time?—I think it was a few days after the first interview I met him.

42375. Did he ask you to come at once?—I think he told me, as well as I recollect, to see Mr. Foster.

42376. For you to see Mr. Foster?—Yes.

42377. Where had you this second conversation with Mr. Williamson?—In the street, as well as I recollect.

42378. You are certain it was so?—Pretty certain.

42379. He told you to see Mr. Foster?—Yes.

42380. Did you see Mr. Foster before you saw Mr. Williamson again?—I did.

42381. Did you call at Mr. Foster's house?—I did.

42382. Perhaps that same day?—I think not till the day after—I am not quite certain.

42383. I suppose it was in the afternoon—after he came home?—No; I apprehend it was in the morning before he went out.

42384. Tell us then what passed between you and Mr. Foster?—The substance I may be able to tell you, but the words I cannot. I said that Mr. Williamson desired me to call upon him, and he then told me the object of our interview was in reference to the out-voters.

42385. Did you hear the department of the out-voters spoken of then for the first time by Mr. Foster?—Yes.

42386. Had Mr. Williamson referred to it?—As well as I recollect he referred to it.

42387. He spoke of the out-voters?—That is my recollection.

42388. And you were then to go to Mr. Foster?—Yes.

42389. Did Mr. Foster tell you in what way you were to be employed in reference to the out-voters?—To correspond with them and see and get them up, as I had been in the habit of doing at other elections.

42390. Had you been engaged at a Dublin election before?—No; I had been engaged in the country.

42391. In that way you had been acquainted with Mr. Foster before?—Oh, I had known him for a great many years.

42392. Did Mr. Foster give you any instructions as to what you were to do?—He suggested the propriety of taking an office for the correspondence.

42393. Was it not understood you should not be in the central office?—No.

42394. You took an office in Eustace-street?—I did.

42395. Did you take that a day or two after the interview with Mr. Foster?—I should say in about a couple of days after.

42396. About how many days was the office kept in Eustace-street?—I cannot say. About a week after I had taken the office, either Mr. Williamson or Mr. White told me I was changed from that department altogether, and that I was to remove to 47, Dame-street.

42397. Had you been for a week at this office in Eustace-street?—From the time I took it till the period I speak of was about a week. I was there once or twice.

42398. Had you done anything in the *interim* towards opening a correspondence?—Nothing further than making preparations for it.

42399. Had you been furnished with a list of the out-voters?—Yes.

42400. Who gave you that list?—Mr. Williamson.

42401. A printed list?—A printed list.

42402. We have got two or three here—(*a printed book handed to witness*)?—That is the book I had.

42403. Is that your writing on the back?—It is.

42404. That is the very book?—It is.

42405. Mr. Williamson furnished you with this book?—Yes, as well as I recollect, that was not the book I was furnished with at the time; I think the book I was furnished with I left behind me in Eustace-street.

42406. It was printed in the same way as these?—Yes.

42407. You got the list from Mr. Williamson the first week you were in the office in Eustace-street?—Yes.

42408. What did he tell you to do?—To make out a list from that of the out-voters.

42409. Were not these the out-voters?—I think not, I think that is a general list.

42410. It is not?—Then it must have been to make out a list of the out-voters who had correspondence with the agents.

42411. Do you recollect you and Mr. Alma and Mr. Foster composing a form of circular to be sent to out-voters?—Yes.

42412. Was that before the correspondence was opened at all?—As I understood at the time I got the instructions, circulars had been sent out to all who were likely to vote for us, and answers had been received from them; and the object of that correspondence, I believe, was in the first instance to ascertain whether they would vote or not, and their residences, and from this correspondence which was given to me, I was to correct the addresses.

42413. Look at your book again—you see there certain names with ticks opposite to them?—I do.

42414. What do they represent?—Those who were likely to support the Conservative candidates.

42415. These would be the names of persons to whom you understood circulars had been sent before you were engaged at all?—Yes.

42416. You were to correspond with the persons whose names were ticked?—Circulars were to be sent to them.

42417. Who ticked those names?—I think I ticked them off myself from a list supplied to me.

42418. We may take it then that these ticks indicate the names of which you got a list in the first instance from the head office?—So I think.

42419. When did you first see Mr. Davenport Crosthwaite?—About three or four days after my first interview with Mr. Foster.

42420. Did he come to you in Palace-street?—He did.

42421. With a note of introduction, or some memorandum from Mr. Foster?—He did.

42422. Mr. Foster told you you would have the assistance of a gentleman?—Mr. Foster told me he would send a person of that name, and he sent an envelope in which the name was.

42423. Did Mr. Foster tell you that the morning you went up or did you see him subsequently about it?—No; I think it was on the morning I saw him.

42424. Do you remember how soon after that morning's interview did Mr. Foster and Mr. Alma settle the form of letter to be written?—I don't recollect Mr. Foster; I think it was Mr. Alma and I.

42425. Was that before you had seen Mr. Crosthwaite?—Certainly before it.

42426. And then a day or two after Mr. Crosthwaite appeared with the envelope from Mr. Foster?—Yes.

42427. You got Mr. Crosthwaite to copy out the letter that had been so composed by you and Mr. Alma; so at least it appeared from Mr. Crosthwaite's evidence?—I have no recollection.

42428. Who was it devised the name J. Wilson Johnson?—Mr. Foster suggested it.

42429. And then I presume you got, you or Mr. Foster, that form of letter lithographed?—It was I.

42430. Where was it done?—I think at Williamson's in Crow-street.

42431. That was a circular dated from Eustace-street, and signed by J. Wilson Johnson?—As well as I recollect.

42432. Requesting the voters to come up, and asking for an answer that arrangements might be made?—Yes.

42433. I suppose as Mr. Alma said the meaning of the arrangement was——?—It was just to ascertain what might be the amount of the travelling expenses.

42434. What the voter would expect to indemnify him for coming up?—Yes.

42435. Did you ever see Mr. Crosthwaite in Eustace-street?—I saw him I think two or three days there.

42436. In Eustace-street?—Yes; when I say two or three days I mean I went in for a short time in the day, and I met him there.

42437. I believe when you were transferred to the department in 47, Dame-street, you were replaced by Mr. Alma—at least he took the charge then, did he not?—I don't know what the arrangements were.

42438. You disappeared? Did you ever go back to Eustace-street?—No.

42439. Or 24, Dame-street?—I did not.

42440. I presume we may take it for granted you carefully abstained from going there?—Yes. I had nothing to do with the department.

42441. Who told you?—As well as I recollect it was Mr. White.

42442. He knew as well as Mr. Williamson that there was this department of correspondence with the out-voters arranged by Mr. Foster?—I am sure he did. I don't know.

42443. Mr. Williamson, as I understood you, sent you to Mr. Foster to make arrangements?—Yes.

42444. Did Mr. White tell you you were not to go to that office at all? You never did afterwards?—I did not.

42445. Do you know, Mr. Johnston, who it was that took the office at 24—the top of the house? Was

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it you took that office? I mean arranged for it?—Partially, I did arrange for it.

42446. Whom did you make the arrangement with?—With Mr. Parkinson.

42447. Did the upper part of the house belong to him?—Yes.

42448. You paid, I believe, £10 as Mr. Alma tells us for the office in Eustace-street for the week?—Yes.

42449. Or for whatever time you had it, what did you pay for the offices in 24?—Nothing.

42450. They were placed at your service?—They were.

42451. I presume a good many letters still came to No. 47 addressed to you, or at least addressed to Mr. Johnson, that you found were intended for No. 24?—The letters which were generally sent from the office were sent through me.

42452. These were letters addressed to the agents?—Yes.

42453. Did any letters come to 47 that you saw were intended for the other place?—I don't remember that.

42454. Your department in 47 was, I believe, with Mr. Mortimer, and Frazer was your clerk?—Mr. Mortimer and Mr. Frazer were in the department before I came.

42455. When you were transferred from this other office to 47, Dame-street, you found Mr. Mortimer there in charge of the room?—Yes.

42456. That was the room that dealt with the correspondence generally?—I found it so.

42457. Were not letters addressed to Mr. Sutton or Mr. Julian brought up every morning to your office? Was not that so?—No, they had been opened before.

42458. By whom?—I don't know.

42459. Were they brought to your office?—They were.

42460. And remained in charge of you and Mr. Mortimer?—Yes.

42461. They were brought up, I believe, in bundles?—In bundles.

42462. What did you do with these letters, were not they entered in a book or a list made of the applications?—There was a list made of them, classified as far as possible so as to have a ready reference to them.

42463. How do you mean classified?—They were classified according to counties, as well as I recollect.

42464. I suppose letters of applications to Mr. Sutton or Mr. Julian?—No.

42465. Did no letters come to you of that kind?—No, I had nothing of that sort.

42466. What sort of letters had you to do with?—They were letters of out-voters in reference to expenses either coming across from England or up from the country.

42467. Do you mean you and Mr. Mortimer were carrying on a correspondence with out-voters in 47 whilst J. Wilson Johnson was carrying on a correspondence perhaps of a more tempting character in number 24?—We had no correspondence in the office in which I was, farther than forwarding printed circulars we issued.

42468. To the out-voters?—I believe they went to every class of voters.

42469. What class of persons did you deal with in No. 47?—I don't understand what you mean.

42470. Suppose a letter asking for employment?—No, I had nothing to do with that.

42471. Suppose a man wrote to you that he was willing to vote for Guinness and Plunket, would that go to you?—No, I don't think it would.

42472. What class of letters did come to you?—Letters from persons who resided at a distance.

42473. Out-voters only?—Out-voters.

42474. If an out-voter wrote that he was willing to come if he got his expenses paid, where did that go to?—That remained with me in the office in which I was. I took a list of all these, and made a note of the purport of each letter a little *precis* of it.

42475. What did you do with that when you made it?—I put it in a box which was in the office and which I was furnished with the key of.

42476. By whom?—Mr. White.

42477. Did he tell you to put a list of that kind of letters, and a *precis*, the substance of the letters, into that box every day?—He did.

42478. Was that done every day as letters came from time to time?—It was.

42479. Did you ever send that list, with a short account of each letter over to No. 24?—No.

42480. Did you ever open the box which contained the list, and find the list was not in it?—I did.

42481. To put it shortly, Mr. Johnston, did you understand there was another key for that box, so that the list might be taken away and brought back again?—I had no other conception. I did not know of it until one list had been taken away. I made inquiry, but I got no information whatsoever.

42482. You were certain you had locked the box?—Perfectly certain.

42483. And you had the key all the while?—Yes.

42484. It was a sort of despatch box?—No; a solicitor's ordinary tin box.

42485. Did you know there was a second key for it?—Never.

42486. Did you ever ask was there a second key?—I did not.

42487. I suppose you were satisfied?—I made no inquiry about it. I saw there was a mystery about it, and I let it remain there.

42488. Did you ever hear of those lists—that they had gone over to No. 24?—No.

42489. Did you never hear anything that led you to believe they had?—Never.

42490. You were perfectly aware of the arrangement about the offices. How did you understand the correspondence with No. 24 was being carried on?—On one occasion a voter came to No. 47 with a letter, considering that it was I who had written it, and I found then they had directed him from 24, and I referred the party over. I was told nothing at all about it.

42491. Though you were not told anything about it, did you not know yourself?—I had my suspicions.

42492. Had you not taken the office for the purpose of its being done?—I had taken the office for the purpose of correspondence.

42493. You had arranged the thing, and you had been transferred, and you knew perfectly well the thing was going on from the letters themselves from which you made these lists. To whom did you hand these?—They were put into the box.

42494. Was there a box that belonged to Mr. Mortimer?—I don't recollect any box but the one.

42495. Had not Mr. Mortimer a box as well as you?—I don't recollect.

42496. Was there any box when you went there?—There was a tin box, which I got the key of.

42497. Had not Mr. Mortimer a box?—I don't recollect. He might have.

42498. Were you present at the trial when he was examined?—I was not. It is very possible there might have been a box of his own.

42499. Were the letters delivered up to him? Did he retain them?—No; I think I tied them all up and put them in the box I got the key of.

42500. Were they under your charge or his?—I considered they were under my charge.

42501. Were you in court when Mr. Mortimer produced this list of the out-voters, or rather when he identified it when it was produced?—Since the Commission?

42502. No, at the trial before the Judge?—I don't recollect.

42503. Do you remember his swearing he had a box of which until that moment he kept the key, but that the box disappeared in a wonderful way; and, strange to say, one of the papers in the box had turned up at the trial?—I don't recollect.

42504. You remember your own box?—I do perfectly.

42505. Where is that box?—I cannot tell; the last time I saw it was on this table. It was full of every paper.

42506. We do not want to refer to it now; it is immaterial for our purpose. You say every paper that was in that box when brought from 47, Dame-street, was in the box on this table before the Judge?—Before the Judge.

42507. I thought there was a great difficulty about getting the box at all. I thought when it came the papers were not in it?—Every single document was in it that came from 47, Dame-street. That I will positively assert.

42508. Do you remember, as a matter of fact, when papers were taken away from 47, Dame-street, Mr. Frazer carried this particular box over to Palace-street—do you?—He did.

42509. Did that contain the letters from those voters asking for expenses?—Everyone that was put into it in 47, Dame-street, that I had listed and had classified, was in it then.

42510. Now, tell us in your own way what did take place about that box at the trial before the Judge. We all know it was not forthcoming at first?—At that time the box was given by me to a clerk of Mr. Byrne's to take out of the way, and when I came down here to be examined, that box I had not with me, and the Judge said it should be produced, and I accordingly produced it the next day.

42511. And were all the letters in it?—Every single document, even to envelopes which had not been used; and the counsel for the petitioner had an opportunity to examine the box, and they did not look at it.

42512. Had not Mr. Mortimer a box of his own?—I cannot tell you that. He may have, but it did not make any impression on my mind.

42513. Now, how many letters of that character do you think were there altogether?—Do you mean from out-voters?

42514. Yes?—I think there might be from 200 to 250. I would be able to form a better conception from looking over that list.

42515. I suppose you got an answer from every one you ticked off?—Not from everyone generally. I think you might form a conception from that.

42516. Is that in your handwriting (*hands document to witness*)?—It is.

42517. And is this in your handwriting—I don't know whether it belonged to that (*hands a second document to witness*)?—It is.

42518. And this here (*hands a third document*)? You might as well identify them all now?—These are the documents that were in that box?

42519. Are they in your handwriting?—They are.

42520. And this one also (*hands a fourth document to witness*)?—Yes.

42521. They are three lists of voters requiring expenses?—They are; and that is what I had to do with.

42522. These three lists of voters requiring expenses are all in your handwriting?—Yes.

42523. Have you any idea, Mr. Johnston, how many freemen there are upon that list?—I could not tell.

42524. You made no distinction, so far as your correspondence went, between freemen and others?—I made no distinction.

42525. I see on one of the lists you had "requires expenses," "telegrams had been sent to those marked 'T' stating letter would be sent 16th November, W. J."—that was a note to certain names showing telegrams had been sent to them?—Yes.

42526. These telegrams were sent by you or under your directions?—They were sent from 47, Dame-street.

42527 What was the character of the letter to which such significant allusion was made in the telegram—I suppose it was to pay expenses?—It was.

42528. It was an intimation put in a letter, which it would not be prudent to place on the face of a telegram?—It was.

42529. Were you under the impression that letter would be sent from number 24?—I was.

42530. You sent telegrams referring to letter of that date, which you thought would go from the other department—twenty four?—It was generally the practice to send telegrams, in order that the parties should lose no time in coming up. Letters, if sent, would occupy too much time.

42531. You refer in the telegrams to a letter—was it for the purpose of inducing the voters to believe the letter would contain more distinct assurance that his expenses would be paid?—Yes.

42532. Was there any letter of that character written in your office?—No.

42533. Did you hear whether any letter of that character was written from 24?—I did not.

42534. From whom did you understand that that department of the correspondence would be attended to there?—I inferred it.

42535. Did Mr. Williamson or Mr. White tell you?—No.

42536. Was that the way in which the matter had been arranged from the first?—Yes, something in that way.

42537. Letters came to your office in 47, from persons, intimating that they wanted their expenses. Did you ever send letters to those persons from 47?—No, except the ordinary circulars that were sent to all.

42538. That was telling them you could do nothing for them, but there was another office which was intended to intimate to them that something would be done for them?—I never wrote.

42539. Did you from the first understand that whilst from number 47 you sent circulars, stating that you could not give the voters anything, and sent telegrams asking them to come up, cotemporaneously from No. 24, letters would go forth, tempting them to come on the chance of getting their expenses paid?—That was my impression.

42540. You partly organized the arrangement?—I did not know afterwards what system had been adopted.

42541. When you had the organization of Eustace-street, and 24 afterwards, was that what you understood was the meaning of the double office?—Yes.

42542. I suppose these "Ts" were all telegrams sent from No. 47?—Yes.

42543. Had you ever any list furnished to you of telegrams sent from No. 24?—No.

42544. Had you any information supplied to you as to the letter which might go from No. 24?—No.

42545. Was Mr. Foster frequently in with you in 47?—I never saw him.

42546. Was Mr. Mortimer associated with you until the end?—He was.

42547. Did you see Campbell who, I suppose, you knew as having a large knowledge of freemen—of that part of the constituency? Did you see him about any of these telegrams?—Never.

42548. Are you certain of that?—I am almost positive about it.

42549. Did you ever tell the counsel who examined you before Judge Keogh, that you saw Campbell about these telegrams?—I think not.

42550. Perhaps I am wrong in putting it so widely. You were shown three telegrams in your own handwriting?—Yes.

42551. And others were sent from the office in Frazer's handwriting, or that of somebody else?—Yes.

42552. When you had seen these the judge asked you, did you see Campbell on these telegrams, and your answer is, "I think I did"?—I don't recollect to have ever seen Campbell in connexion with the telegrams. I may say this that at the time I was

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examined before Judge Keogh, I was very far from being in a state to give evidence. I was very unwell, and, in fact, could hardly collect my thoughts.

42553. You do not state it very positively there. What is your recollection now? Do you think you ever saw Campbell to consult him?—My distinct recollection with respect to Campbell is that I never had any conversation with him during the election.

42554. Perhaps you would remember this. Do you remember the name of a Dr. Murray writing from Belfast?—I don't recollect. He may have done so, but I don't recollect.

42555. You have no recollection?—I have not.

42556. Do you remember any letters asking for expenses, coming from persons you were led to believe were freemen? You must know there were freemen on this list of out-voters?—I have no recollection of that.

42557. But did you think such persons were on the list?—Generally speaking, I thought they were leaseholders, and freeholders, and I suppose there were a few freemen; and my belief is there are very few freemen, or that there are very few freemen on that list.

42558. Some freemen were left on the registry who ought not to be there?—Yes, who were put on it, and who remained there.

42559. Did you keep any list of the telegrams that you sent?—No.

42560. Who directed you to make these marks on the list?—It was my own suggestion.

42561. Had you any conversation with Mr. White about it?—I don't think I had.

42562. You were asked before the judge, "Was a list written of the parties who got telegrams"? "Yes." "Was it kept in Dame-street"? "It was." "In whose handwriting was it"? "In mine." "By whose direction was the list kept"? You say Mr. White's?—It was Mr. White's direction to make out that list altogether, and for my own information I put the "T."

42563. I gather from this the list of the persons to whom telegrams were sent, was not this original list with the "T" on it, but a separate list. Was not there a separate list of persons to whom you sent telegrams?—I don't recollect. There might have been. I may say these were done in duplicate. My directions were to make them out in duplicate.

42564. Who gave you directions?—Mr. White.

42565. Will you tell us, Mr. Johnston—take that one for example—(*list handed to witness*). This list begins number 1, 2, 3. What is the first name there?—Joseph White.

42566. What is the last number at the end of the whole document?—114.

42567. What is the meaning of this? This is not a duplicate of that (*hands list to witness*). It begins at 106 or something. That is a different list altogether?—No; I apprehend not.

42568. It is not a broken list; it is one with a different heading—that begins at 106. What is the last number on it? It does not stop at 114?—178.

42569. So you have to add these names to the other one—have you not?—No, for it appears they come on consecutively. I cannot explain that.

42570. Here is a third one. Does this agree with either of the others (*hands list to witness*)? Number one in that is not number one in the first at all?—I don't understand that now. It would take me some time to consider. It is all in my handwriting.

42571. I suppose those persons on the list, so far as the names are different, were persons who had written asking for expenses?—They are.

42572. Did you ever understand from anybody, how far these demands were acceded to?—I never heard, and could form no conception either.

42573. The object of the arrangement at 24, was to pay them if they could not get them up without?—I believe so.

42574. Did Mr. Foster, or anybody else, ever tell you where the funds were to come from?—No.

42575. Did Mr. White or Mr. Williamson when they were arranging—Mr. Williamson, for example, when he first retained you? Did he ever tell you who supplied funds for the purpose?—No.

42576. Had you any conversation with either Mr. White or Mr. Williamson in respect of the matter while working there?—I had not. I saw very little of either one or the other. I hardly ever saw them.

42577. Did you ever speak to Mr. Mortimer on the subject?—I did not.

42578. From your own observation did Mr. Mortimer know anything about this office in 24, Dame-street, or its purpose?—I do not know. I believe he did not. I could not form a conception, for I never spoke to him on the subject.

42579. You abstained from talking about it?—I did.

42580. Did you know that was a secret matter?—It was intended to be kept secret, I suppose.

42581. Will you tell us about how many letters under your charge there were in your box, or tied up?—From the number of names down on the list, I would say perhaps double the number. There might be two or three answers from the same parties.

42582. I see that Mr. Mortimer stated, speaking of the loss of his box, that the box contained 600 letters from out-voters—if he had a separate set from you there must have been a considerable number?—There must be an error somewhere.

42583. Did not Mr. Mortimer take charge of the letters, the applications for appointments, and the like?—I think he did.

42584. Did he not enter them in a book?—I don't know about that.

42585. You sat in the same office?—He was writing.

42586. You had nothing to do with that?—Nothing whatever.

42587. Your department was the out-voters' department?—Exclusively; the expense part of it.

42588. You know Mr. Mortimer had the correspondence about appointments under his charge?—Yes.

42589. Did you not see he made a registry of the applications?—He made a list.

42590. Did you ever see that book?—I think he always kept a list of the different answers which he got from the different parties; I think I assisted him in making out that list.

42591. That is, a list of the persons who asked for employment?—I think so.

42592. Had you any conversation with Mr. Foster about this matter or anything connected with the election after that in his own house?—No.

42593. Did you ever see him after that at all?—No.

42594. Did you never see him afterwards?—Never.

42595. You had known him many years before?—I had known him for at least twenty years.

42596. And did you not call on him, or meet him, or see him any time after the election?—No, never.

42597. Did you never see him since?—I never saw him since.

42598. Did you see him after you took charge of the department?—Except a couple of days after that, in respect of furniture he had sent to Eustace-street.

42599. Did he send the furniture there?—Yes.

42600. Was that the same furniture that was sent over to 47?—No.

42601. What became of that?—It was hired.

42602. Did you pay for it?—No, I did not.

42603. Did you pay £10 for the room?—I did.

42604. Who supplied you with the money for that?—I advanced it.

42605. You advanced it yourself?—Yes.

42606. Were you repaid?—No one repaid it.

42607. Did you think of asking Mr. Foster to repay you?—I did not see him.

42608. You never saw him at all after that?—Never.

42609. Did you ever write him a note saying you spent this money, and that he might as well repay you?—I did not.

42610. Did you not know Mr. Foster was the banker for this department, and that he was supplying the funds for dealing with the voters?—I did not; I spoke to Mr. Williamson about the £10.

42611. When was that?—Some time after.

42612. And before the election?—No, I think it was long after the election.

42613. What did you tell him—that you had incurred the expenditure, and asked him to get you repaid?—He told me Mr. Foster would repay me.

42614. How soon after the election was that?—I could not charge my memory—three weeks or a month, I dare say.

42615. That was while Mr. Foster was in this country?—Yes.

42616. Did you apply to Mr. Foster then?—No, I did not.

42617. Did you expect to see him?—I never applied to Mr. Foster.

42618. Considering he was a friend of twenty years' standing——?—I did not see him; I did not call to him either.

42619. Did you not even write a note to him?—No.

42620. It is easy to write a note, and yet you never did?—No.

42621. Had you any correspondence with Mr. Foster since?—No; I never wrote a letter to him in my life that I recollect.

42622. Nor received one?—Nor received one.

42623. Do you know anything of Mr. Harris, whose name has been mentioned—Mr. Joseph Harris?—I know him as being connected with the city of Dublin for a considerable time.

42624. Did you know him to be connected with elections in either the city or county of Dublin?—I knew him to be connected with the county election at the time of taking the poll.

42625. You knew him to take a lively interest in election matters?—I did.

42626. And Mr. Foster did also?—Mr. Foster always did.

42627. Mr. Foster and Mr. Harris were tolerably intimate?—I don't know that.

42628. Did you see Mr. Foster frequently before the election, before the time you called on him by Mr. Williamson's directions?—No, I might see Mr. Foster possibly once or twice a year.

42629. Did you never call on him at his own house except on that one occasion?—No.

42630. Nor he on you?—No, never.

42631. I suppose we may take it, Mr. Johnston, that all these telegrams that you marked with the letter "T" were sent from 47 either by you or under your directions?—All these were sent from our office. I am certain they were sent from 47.

42632. I mean from you?—Yes.

42633. Some were written by yourself, and some by Mr. Frazer, but you know of them all being sent?—Certainly.

42634. Mr. TANDY.—Tell me as near as you can the conversation between you and Mr. Williamson when you applied to him for the £10—as nearly as you can go?—As nearly as I recollect, he said "after a short time Mr. Foster will be able to pay you."

42635. That was not the entire conversation?—I could not repeat it.

42636. Did anything further occur between you?—Nothing further; that was the purport of our conversation. I could not give the words, but I give you the full purport.

42637. After some time Mr. Foster will be able to pay you, what did you understand by that? Did you understand Mr. Foster was not in funds?—No, but to wait until the petition, I understood.

42638. Did Mr. Williamson tell you why Mr. Foster should be the paymaster?—No.

42639. Did he give you no reason for that at all?—No.

42640. You say that after being some days in Eustace-street you were told either by Mr. Williamson or Mr. White you were to go over to Dame-street?—As well as I recollect it was Mr. White.

42641. Did Mr. White on that occasion assign any reason why you should be transferred to 47?—No.

42642. No reason whatever?—As well as I recollect, his words were that I should have nothing further to say to that department, but go to Dame-street, and that I was to know nothing further.

42643. That as well as you recollect was the entire purport of the conversation?—If it was not the identical words it was the full substance of it.

42644. When you compared these lists of out-voters was it arranged between you and Mr. White that they should be put into this particular tin box?—When I went to Dame-street Mr. White gave me the key of this box, and said I should make out lists, a duplicate of the letters that were to be sent to me, and to put all in the box when I was going away in the afternoon; and accordingly I did.

42645. About how often did you discover these lists had been removed, you put them in carefully and locked the box?—Only once.

42646. Did you always find the duplicates there in the morning?—Except this one occasion. I told Mr. White of it, but I could get no satisfactory answer, and I made no inquiry about it after that. The duplicates were always there.

42647. Had you any conversation with Mr. White with reference to that remarkable circumstance of the disappearance of the lists?—I had. I told him I made out duplicate lists as he desired, and that one of them had been taken away from the box.

42648. What observation did he make?—He seemed in a hurry, and evidently did not wish to give me an answer, and I did not press the matter.

42649. And he did not give you any answer?—He did not.

42650. What was the object of making out a duplicate list?—I could not form a conception.

42651. Did Mr. White state any reason why that should be done?—He never did.

42652. Did you ever hear, or had you any reason to believe what became of these duplicate lists?—The last time I saw them was in 47, Dame-street.

42653. Were they then in that tin box?—They were—as well as I recollect. I will not say whether the duplicates were there or not, but my impression is they were.

42654. Do you suppose the duplicates were there the time the box was produced before Judge Keogh, upon the trial?—That was the box that left 47, Dame-street, and I swear positively all the papers were in this box before Judge Keogh.

42655. The reason I ask the question is that I understand—I may be mistaken—they are not forthcoming now?—As I tell you, I did not see the box since it was on this table.

42656. Was it you put all the papers in the box, in 47, Dame street?—No; as well as I recollect it was Mr. Frazer gathered them up.

42657. Mr. LAW.—You do not know what was put in the box?—I do not. All I know is, as the box came to Palace-street it came here, with every single document in it.

42658. And these are some of the documents?—And those are some of the documents.

42659. Do you recollect what was the meaning of that supplemental list? I take it for granted it was a continuation or addition to some of these others?—Yes.

42660. You do not remember the circumstance?—I do not; but I can see from directions and addresses it is a continuation of those others that are there, and arranging with those to come up.

TWENTY-NINTH DAY.
January 1.
Mr. William Johnston.

42661. Mr. MORRIS.—Do you recollect how many freemen are on the out-voters' list?—I could not form any conception.

42662. You have no idea?—I have no idea.

42663. Mr. LAW.—I see in this book, said to be yours, observations in red ink; would you look and see is that your writing—do you see writing there?—There is an alteration there; there is one writing that is not mine.

42664. There is one very small—very minute handwriting—Is that yours?—No.

42665. You see frequently, "Will come—expenses are paid"; do you think these are yours?—They are all mine.

42666. I presume you made those observations from time to time, as letters came in?—These were taken from the letters as they came in.

42667. Mr. MORRIS.—I suppose all the out-voting freemen must have had addresses sometime before in Dublin?—They must, or their names would not have been on the list.

Dr. Frederick Taylor.

Dr. *Frederick Taylor* sworn and examined.

42668. Mr. LAW.—Dr. Taylor—you were here in Dublin, I believe, at the time of the election?—I was.

42669. You and Dr. Hall arranged to meet some young gentlemen on the day of the election?—Dr. Hall, do you say?

42670. Yes?—We did.

42671. Was that the first you heard of it?—That was the first I heard of it.

42672. Could you tell us was that—the election was upon Wednesday, the 18th of November—do you remember whether that was during that week—on Monday or Tuesday?—A week before; I think it was mentioned to me a week before.

42673. The previous week?—I think so.

42674. I believe, when you and he considered the matter, you gave him, at last, the names of one or two others?—I did.

42675. You knew one or two of those who were employed—Mr. Wright, I think, and Mr. Wall?—Yes.

42676. Eventually you made out a list of five, I think, including yourself?—Well, that was the list made out.

42677. I do not mean the written list, but did he tell you he wanted five?—I think he said he wanted five.

42678. Did you know all the others yourself?—No, I did not. They were two perfect strangers to me.

42679. That made seven?—There were seven, I think; but I don't think Mr. Hall had anything to do with the other two.

42680. But did you know the other four who were brought up of your own friends?—Yes; I will mention the names if you like.

42681. You knew Wright, Wall, Beatty, and Johnston?—I did.

42682. You were the fifth man yourself?—Yes.

42683. What did you understand on the first occasion Dr. Hall told you you would be required for?—He didn't specify what the thing would be that time.

42684. But he told you it would be the day of the election?—Yes, he told us that if we were wanting employment on the day of the election——

42685. Did he tell you that he had any other young gentlemen?—He did, but he didn't mention the names.

42686. That was the week before the election. When did he mention it more particularly?—It was finally arranged on the night before the election.

42687. That was at his own house; but had he not given you a few more particulars in the interim?—He probably spoke on the matter, but I couldn't tell the number of days.

42688. He had spoken of it before you met at his house?—He very probably had.

42689. Dr. Hall and you were very intimate?—Yes, I knew him a long time.

42690. You remember meeting at his house the evening before the election?—I do.

42691. Do you remember when it was arranged that you were to come to breakfast at the Bilton?—I think it was that evening.

42692. Do you remember a gentleman whom we now know to have been Mr. Foster?—I do; I was introduced to him then for the first time.

42693. And I suppose it was then, in his presence, that the cards were first spoken of—did you hear of the cards before?—I heard nothing whatever about them before.

42694. Well, were you told about the cards or tickets that evening?—We were told that we were to receive cards the following day, and first to bring voters to the poll (certain ones that were specified), and to give them cards when they had voted.

42695. When you say to give them to "certain" voters, what do you mean—what class of voters were you to give them to?—Voters that were not pointed out; but we were made to understand what voters we were to give them to.

42696. Were they the class of voters who were holding back?—No, I don't say that, because I don't know whether they were holding back or not.

42697. How were you to know them?—Why, by a sign—to bring certain voters to the poll.

42698. Who was to give you the sign?—In one case, Dr. Hall.

42699. Who was the other?—I think Mr. Alma had something to do with it, but I could not be positive about it.

42700. Mr. MORRIS.—You made use of a word, "specified"?—I mean that it was intimated to me.

42701. Mr. LAW.—You were to take directions in some way, in the shape of a nod or signal, from Dr. Hall or Mr. Alma, the whole of you, generally, to bring voters to the poll, and give them the tickets?—Yes, that is what I mean.

42702. Were you told to be careful in giving the tickets—to give them secretly?—We were not to let anybody see it. We were simply told to be cautious in giving them.

42703. Mr. Foster was present at that time?—He was.

42704. Were those two young gentlemen there whom you have spoken of as not of your party?—I think they were. I couldn't be certain. I have a dim idea that they were there.

42705. The next morning, I suppose, you met early—at seven o'clock—in the Bilton hotel?—Yes.

42706. Did you see Mr. Alma there—an elderly gentleman?—I did.

42707. Was he there when you went in?—He was.

42708. Was Dr. Hall there when you went in?—He was.

42709. Did you go in last?—Yes, I think I was the last in.

42710. Did Mr. Foster come in before you finished breakfast?—He did; I am not certain whether we had finished our breakfast or not.

42711. But you saw him there?—I did.

42712. Did you see any tickets in the room that morning?—No, I did not.

42713. You first saw the tickets when you went up to Green-street?—Yes.

42714. You saw Dr. Hall there that morning?—Yes.

42715. He had a supply of tickets with him?—He had.

42716. You went up at eight o'clock?—Yes, I think about that hour.

42717. How many cards did he give you?—Somewhere about five or four.

42718. Well, I suppose, they were not counted—a few?—A very few, yes.

42719. How long was it before you came back to him to get any more?—I came back to him about two, I should say.

42720. About two?—Yes.

42721. Your supply, I suppose, was exhausted about that time?—Yes.

42722. How many more did you get that time?—About six or seven.

42723. Did you go back to him again?—No; I didn't use any of them.

42724. Are you certain you didn't dispose of more that day than five or four?—I am quite certain I didn't dispose of any of the second set.

42725. I am afraid if we go on in this way, we shall find that there were fewer given than were paid for?—I am quite certain I didn't dispose of any of the second set.

42726. Five or four?—Yes, five or four. I am positively certain I didn't give any of the second set away.

42727. You can positively swear that you did not, in the first instance, dispose of ten or twelve?—I did not.

42728. Did you dispose of ten?—I did not.

42729. Will you swear you did not dispose of eight?—I will not; but I think not. I could not positively state how many I got in the first instance; but I can positively state that I didn't use any of the second set.

42730. How many did you get in the first set? Did you get a dozen?—I did not.

42731. The last witness says he got a dozen?—I am sure I did not get a dozen. I am perfectly certain of it.

42732. How many do you believe you got?—Well, I have stated my belief; but I may have got more than that.

42733. How soon did the first man get a ticket from you?—About a quarter of an hour, or half an hour.

42734. What interval was there between each man?—There was a long interval, generally.

42735. How long? An hour?—No; not an hour.

42736. Five minutes?—I couldn't be positive about it.

42737. It seems to have been a wonderful piece of mechanism, from the result?—I am simply speaking what I believe to be the truth.

42738. Were you speaking to Dr. Hall in the course of the day?—Yes, several times.

42739. How many did you get the second time?—More than the first.

42740. How soon before you got the second supply did you dispose of a ticket? I suppose you went up to him the moment you gave away the last ticket?—I should think I did.

42741. What hour was that?—About two; the reason I didn't give away the second set was, I was away from that place, I should think for about two hours.

42742. You and Mr. Wall went off?—I think it was Mr. Wall that was with me. We were not back for a considerable time.

42743. Did you take away tickets with you?—I did.

42744. You did not give them up to Dr. Hall, or any of your fellows?—I think not.

42745. Are you sure you did not give those tickets to anybody?—No; I did not.

42746. Who told you to go away for a couple of hours?—Dr. Hall.

42747. You went to 47, Dame-street, I believe, in the first instance—the committee-rooms?—Yes.

42748. To see the state of the poll?—Yes.

42749. Did you see anybody there?—I don't remember. I don't remember whom we saw there. I think we didn't see anyone, for I think we didn't find out the state of the poll.

42750. How did you spend the two hours?—We were in an eating-house for some time, and we were some time trying to find out the state of the poll.

42751. In 47, Dame-street?—Yes, in 47, Dame-street; and I think we were at the Conservative Registration place also.

42752. That is No. 3; or was it 24, the county rooms?—That is the place.

42753. Did you see anybody there?—I think we only saw porters, or something of that kind. I think we didn't gain admittance at all.

42754. If you went away at two, and staid away two hours, the election must have been almost over when you came back?—It was very nearly over.

42755. You did not give a ticket at all after that?—I did not.

42756. Did you see Mr. Foster that day?—Yes.

42757. Coming up Green-street?—Yes.

42758. How often?—I saw him three times; I saw him in the evening when the election was about being concluded.

42759. Did you see him about two o'clock?—I saw him in the middle of the day, but I couldn't say what time, and I saw him in the morning.

42760. Were you speaking to him in the middle of the day?—I couldn't say.

42761. Were you speaking to him in the evening?—Yes, at four o'clock.

42762. What did he say?—He said it was time to go, or something of that kind.

42763. He did not ask you how many tickets you had disposed of?—No.

42764. You told the people to go with these tickets to 76, Capel-street?—I did.

42765. What was the first time you were told where the exchange was?—It was either the night before or that day.

42766. Well, when you went off with Wall, did you walk round that way to see what kind of a place it was?—I did not, I would not know it at all.

42767. But there was an attractive kind of mystery about it. Did you not go round that way to see what sort of house it was?—I did not; nor to this moment I don't know what sort of looking house it is.

42768. Did many people apply to you that day?—No, not many, simply the ones that I gave them to.

42769. How did you know the people that were to get the tickets?—In one instance, I got the indication, being a nod, or something that way, from Dr. Hall.

42770. Did he nod to you particularly then?—Yes, generally.

42771. Did the voter come to you, or you to him?—I went to him.

42772. You went to him, and asked him if he wanted to poll?—Yes, as you stated.

42773. You took him up to poll, and gave him the ticket?—Yes.

42774. Did you ask him if he wished to be polled?—I just asked him "Would he poll;" if he said "No," then I didn't press him.

42775. And when you brought him to poll, did you slip the ticket, into his hand privately?—I gave him the ticket.

42776. Where did you give the ticket?—In one of the passages of the court-house.

42777. Did you give any in the street?—I gave one in the street.

42778. It was generally in the building, in some of the passages?—Yes.

42779. Did you look at any of those tickets?—I did not.

42780. You did not look at a single ticket?—I did not.

42781. Not even when you were away with twelve of them in your pocket, having your lunch?—No.

42782. You did not?—I assure you I did not.

TWENTY-NINTH DAY.

January 1.

Dr. Frederick Taylor.

42783. You were afraid to do it?—I was not afraid. I was simply told to be cautious about the tickets.

42784. But when you were a couple of hours away, amusing yourselves in quiet corners, did neither you nor Mr. Wall think of drawing out the ticket, and seeing what it was?—I did not.

42785. Have you any idea of what the tickets were for?—I have since, but at the time I had not.

42786. Had you no idea then of what they were for?—Not the slightest idea of what they were for.

42787. Did you give the voters directions to go to 76, Capel-street?—I thought it was some mechanism of a legitimate object of the election, but I did not know what the object was.

42788. And because you thought it was a legitimate object of the election, was that the reason you thought you were to take a voter into a dark passage, and give him a ticket there?—Because the directions I received were such.

42789. But do you mean to tell us that you thought your giving a ticket to a voter in such a way was part of the legitimate management of the election?—Well, I was distinctly told that it was no way connected with bribery.

42790. Did you believe it?—I did, for I had the word of a gentleman; but I afterwards found myself to have been grossly deceived.

42791. Mr. MORRIS.—Who?—Dr. Hall. I asked him was it bribery, and he said, "No, but what an honorable gentleman could do."

42792. Mr. LAW.—I suppose at an election honorable gentlemen might think this no harm?—As I understood, it had nothing whatever to do with bribery.

42793. What did you think?—I didn't know what the meaning of it was.

42794. Did you ask Mr. Alma, who was a man of some experience, about it?—I did not.

42795. Did you find that all the rest were as innocent as yourself?—I was conversing at times with them, and they did not seem to know it.

42796. When you and Mr. Wall were away at lunch did you begin to converse, and say, "This is all a mystery," and so on?—I think we did, but we didn't know what the object was.

42797. When you were over your lunch in Dame-street, or wherever it was, did you discuss it with the object of finding out what the meaning was?—We did discuss it.

42798. With the object of finding out what the meaning was?—Yes.

42799. Well, was he able to throw any light upon it?—He was not.

42800. As you were inquiring, you and Mr. Wall, into the meaning of this mysterious proceeding connected with 76, Capel-street, and not connected with bribery at all, did you not think of going to see what sort of place 76, Capel-street, was?—We did not.

42801. You might have got some information in that way if you had gone to the office in 76, Capel-street. You might have discovered it?—I never thought of discovering it.

42802. Did you never say, "Let us go to 76, Capel-street, and we shall see there what the whole mystery is?"—I did not.

42803. Were you ever employed at an election before?—I was, at the previous election.

42804. In 1865?—Yes.

42805. In what way?—Bringing up voters to the poll.

42806. No other way?—No other way; simply for the day.

42807. Was it as tally-clerk?—It was not, but bringing up voters to the poll. I remember it was bringing up voters to the poll, and for a single day.

42808. What did you receive for that?—I received a pound.

42809. Well, did you receive £5 for taking part in working this innocent machinery?—I did.

42810. Did that at all surprise you?—I was informed it would be £5, and that was the reason I undertook to do it.

42811. But were you informed beforehand that it would be £5, when you undertook to do it?—No; I was informed it would be £2 or £3.

42812. And when you found it had grown to £5, did you think that there was something strange in it?—I did think many a time after it.

42813. I suppose you did afterwards, after the petition. You perceived, after the trial of the petition, that there had been something wrong in it?—I did.

42814. Now, do you think that a young gentleman who knew something of elections, and knew the ways of the world, can be supposed to have imagined that this distribution of tickets was part of the legitimate machinery of the election?—I did imagine it, for I believed what I was told.

42815. If you were told some other incredible story would you believe it?—I did not believe that that was incredible.

42816. What was it that Dr. Hall told you?—He said it was unconnected with bribery so far as he knew.

42817. What did you ask him?—I asked him what the distribution of tickets was for.

42818. When the thing was broached to you, you thought it was connected with bribery?—I did; but my mind was put at rest by that statement, for I had known Dr. Hall long. I believe still that he did not know there was anything wrong himself.

42819. You did think there was probably bribery involved in the matter when it was mentioned, and you wanted an assurance regarding it?—Yes.

42820. What did you say to Dr. Hall?—I asked what he requested me to do, and he told me it was unconnected with bribery.

42821. You must have said something more than that to him. How did you express your suspicions to him?—I asked him what I was to do, and why it was to be mysteriously done.

42822. Was that when you were in his own house, or previously?—I think it was when I was walking with him.

42823. Was that on the day of the election or previously?—Previously.

42824. Before you got the full instructions in his own house?—Yes.

42825. Did he tell you you would have to distribute tickets?—No, he did not. He told me on the election day he would have to distribute tickets.

42826. Did he say nothing before to suggest the tickets?—He said he would require a person who could be thoroughly trusted.

42827. Then you began to be suspicious?—I spoke to him as I have told you.

42828. You hoped it would be unconnected with bribery?—Yes.

42829. What did he say?—He said that so far as he knew there was nothing of the sort.

42830. After you got the special instructions in Mr. Foster's presence, either from him or Dr. Hall, as to how the tickets were to be given, did it occur to you then to ask Dr. Hall what was the meaning of these tickets; or perhaps you may have had sufficient common sense to draw your own conclusions?—I don't think I did speak to him.

42831. Did you think that night, after getting the instructions to give a particular class of voters the tickets when they had voted, that it was bribery was meant?—I did not.

42832. Were you to give a ticket to a person who would vote for a Liberal candidate?—No.

42833. Are you sure you were not?—I am certain I was not.

42834. If Dr. Hall had nodded to you, and that you went up to a man who had a vote, and took him in, and that he voted for Pim and Corrigan, would you have given him a ticket?—I would have given a ticket if Dr. Hall had nodded. Those were my instructions.

42835. If a doubtful voter had satisfied Dr. Hall that he was going to vote for the Conservatives, and that you took him in to poll, and that he changed his

mind, and voted the other way, would you have given a ticket to him?—I never put the thing in that way.

42836. Did not you understand that the tickets were to be given to a certain limited class of Conservative voters identified by Dr. Hall in some way?—I surmised that that was to be done, but I was distinctly told that the tickets were to be given to those whom he intimated.

42837. You were not to give them to all Conservative voters?—No.

42838. But only to such as he indicated by a nod?—Yes.

42839. Did you form no idea in your own mind as to what was the object of making that particular selection of a few Conservative voters? Were they eager voters or backward voters—strong Conservatives or weak?—Weak Conservatives.

42840. Was the ticket to strengthen a weak Conservative?—I do not know.

42841. What did you think it was for—was it to reward them for polling?—I do not know.

42842. What did you think it was for?—I thought it was part of the mechanism of the election.

42843. Did you think it was part of the legitimate mechanism of the election—part of the mechanism of an election recognised and approved by the law?—I did.

42844. When were you paid?—That evening.

42845. In Dr. Hall's house?—Yes, in Mr. Hall's house.

42846. Did you tell him he was giving you too much money for the trouble you had had?—I did not.

42847. You did not charge him with the luncheon into the bargain?—I did not.

42848. Did Dr. Hall ask you how many tickets you had issued?—I think he did. Of course at that time I was more certain of the number than am now.

42849. Did you not get tickets from Dr. Hall more than twice on that day?—On my oath I did not.

42850. Are you still positive you did not dispose of a much larger number than you have stated?—I did not.

42851. What did you do when you came back after luncheon?—I walked about the court-house.

42852. Did anybody come near you?—No.

42853. Did any freeman, more adventurous than his fellows, indicate that he would like a ticket or anything for his vote? Did any freeman come up to you?—No.

42854. Not one?—No.

42855. Did you hear any rumour, or anything said by a freeman to show that he thought there was money going?—I did not; I did not know anything about the £5 notes until the trial.

42856. Did you hear anything said to lead you to think that any freeman believed there was money going?—I did not; they never spoke to me about it.

42857. Did you hear them speaking to one another about it?—I did not.

42858. Or speaking about tickets?—I did not hear anyone speak about them, except Campbell.

42859. What did he say?—Once or twice he brought a freeman to me, and asked me to give a ticket.

42860. Did you give it?—I did.

42861. Then you were to take directions from Campbell as well as Dr. Hall?—I was not directed to do so.

42862. But you ventured to do it?—Yes.

42863. Considering, I suppose, that that was the ordinary mechanism of the election—how did you know Campbell?—He was pointed out to me.

42864. By whom?—I could not say.

42865. Who pointed him out?—I could not say.

42866. You must try to remember?—I could not tell, indeed.

42867. Who was it that pointed out Campbell to you as a man from whom you were to take directions?—As well as I can remember, the way it occurred was this—Campbell came up to me and asked me to give a ticket to a certain man. I did not give it at the time, but I did afterwards when I ascertained who Campbell was.

42868. Who told you?—I cannot remember.

42869. Do you know who were in charge of the election in Green-street? Did you know Mr. White?—I did not.

42870. Or Mr. Alma?—I did.

42871. Did you ask him who Campbell was?—I don't know who I asked.

42872. Were you speaking to Mr. Alma that day?—I was.

42873. Were you speaking to him frequently?—I was not.

42874. Do you believe that Mr. Alma told you to take directions from Campbell?—I do not think it was Mr. Alma who told me.

42875. Did Mr. White or Mr. Williamson, who had charge of the election, and who were walking about all day, speak to you?—Neither of them.

42876. Did anybody come across from them to you? Did you speak to anyone that day whom you did not know by name?—I was speaking to some of the tally clerks, but I don't think they knew anything about Campbell.

42877. You would not have taken a direction from a freeman?—I would not.

42878. Would you have taken a direction from anybody who was not in authority?—I believe Campbell came to me and asked me to give a ticket to a freeman. I did not give it at the time, and I could not be certain whether or not I went to Dr. Hall and asked him about it.

42879. Is it your belief that you went to Dr. Hall? That is my belief, but I am not certain.

42880. Then did Dr. Hall tell you that you might take Campbell's directions?—I think he did.

42881. Do you firmly believe it was Dr. Hall who told you?—I cannot firmly believe it.

42882. What were you talking to Mr. Alma about?—I think we were not talking about the election at all

42883. What were you talking about?—I was scarcely talking to him at all during the day, but towards the evening I was speaking about the polling.

42884. Did you speak to him during the day?—I spoke to him frequently.

42885. How often did Campbell come to you?—About two or three times.

42886. And asked you for a ticket each time?—Yes.

42887. For some man he had polled?—Yes.

42888. Could you venture to tell us, although you did not read the printing on the ticket, what colour it was?—I did not see it. I saw one in Campbell's hand.

42889. Did you see Campbell speaking to any of the other five young men as well as to yourself?—He was certainly speaking to some of the others. He was speaking to Mr. Wright.

42890. When you got the instructions to take directions from Campbell, did you understand that the other young gentlemen were to do the same?—I think one or two did, but not more. It was towards the latter part of the day that that occurred.

42891. Did you see Campbell talking to Dr. Hall in the hall?—I think he was speaking to him.

42892. Did you see him in the morning?—No.

42893. You do not wear glasses?—I do not.

42894. Three of the young men were near-sighted?—Two of them certainly were.

42895. That seemed to be a mark among them?—No, I think not. One or two of them habitually wore a glass.

42896. It was however a convenient mark?—I don't know.

42897. Where was it that you gave the surplus tickets to Dr. Hall?—At one side of the court-house here.

42898. Before he went away?—Yes.

42899. At what hour were you paid?—About half-past seven or eight.

TWENTY-NINTH DAY.

January 1.

Dr. Frederick Taylor.

42900. Are you certain it was on the evening of the election?—I remember I spoke to him on that evening.

42901. Are you certain it was the evening of the election?—I think it was.

42902. Was it not a few evenings afterwards?—It was on the evening of the election.

42903. Are you certain?—Yes, unless you throw a doubt on it.

42904. The reason I ask the question is that Dr. Hall swore he went with Mr. Foster to Derry that evening at twenty minutes past seven, so that you could not have been paid after that hour?—I remember it was dark, and I think I went to him with Mr. Wall from the College.

42905. After dinner?—I could not say.

42906. Did you go home first to have your dinner?—No, I went to College.

42907. Were you paid before dinner?—I know that it was dark when I went to Mr. Hall's.

42908. Was it that day at all?—To the best of my belief it was that day.

42909. When did you see Mr. Hall afterwards about it?—I saw him some time afterwards.

42910. Were you engaged at the county election on the Saturday?—I was not.

42911. I suppose you spoke about the matter afterwards when you met within the next few days?—I don't think I did allude to the subject.

42912. Did you never allude to the £5 having been earned so easily?—I am sure I did.

42913. When did you first hear that the tickets had been exchanged for money?—I did not know it until I read it in the papers.

42914. When did you first hear it alleged that it took place?—That was the first time.

42915. The petition was filed in the middle of December, when did you first hear a rumour of the bribery in Capel-street as distinct from the proof or the knowledge of it?—I heard it the next day.

42916. Who did you hear it from?—There is a house in Nassau-street, owned by a man named Burke, and I heard a man behind the counter there saying that bribery took place in Capel-street on the day before.

42917. That immediately aroused your suspicions about No. 76?—It did.

42918. Who was the man behind the counter?—One of the ordinary attendants.

42919. Do you know his name?—I do not.

42920. Is he there yet do you know?—I should think he is.

42921. What is Burke's house?—It is a place where a number of students go to have a glass of beer. It is beyond Nassau-street, in Leinster-street.

42922. What was the name of that man, or by what name did you call him when you wanted him?—I don't know. He was a little boy of about sixteen.

42923. What did you call him?—I think I could find out his name. I never called him by name, but I would know him again.

42924. Did you see him recently?—I have seen him since.

42925. You think he is there still?—I think he is. He mentioned the matter incidentally to some people who were standing in the shop.

42926. He appeared to know something about it?—Yes.

42927. Did you see Dr. Hall a few days afterwards?—I don't think I saw him after the second time.

42928. Did you see him within a month of the election? Did you see him before Christmas?—I think I did.

42929. Do you remember the next time you saw him after the election, within a month or six weeks?—I saw him some time after it.

42930. You say there was a considerable interval from the time of the election before you saw him?—Yes.

42931. After this interval did you speak to him about the alleged bribery in Capel-street?—I did.

42932. What did you say?—I cannot remember the words of the conversation.

42933. What was the substance of it?—I think I said there was a petition probably coming on.

42934. What did he say to that?—I could not remember what he said.

42935. You first said there was a petition to be lodged?—I said I heard there was a petition coming on.

42936. I suppose he said he heard that himself?—He did.

42937. Did he tell you he heard that from Mr. Foster, or that he had seen Mr. Foster about it?—He did not.

42938. Did you see him between that time and the time the petition was tried in the end of January?—I saw him several times.

42939. Were you frequently together?—Not very frequently.

42940. Once a week, I suppose?—Not nearly so often, because we were living in different parts of the city.

42941. You had not fallen out?—No.

42942. Did you see him after the petition came on for hearing, because he was in town about that time?—I did not.

42943. Did you see him afterwards?—I saw him after the petition trial was over.

42944. Some time in last spring?—Yes.

42945. Did you talk about it then?—I should think we did.

42946. Did you compare notes as to how much light you could have thrown on the matter if you had been examined?—I remained in town during the whole time of the petition trial.

42947. When you met Dr. Hall afterwards, when the petition was over, and the entire story was out, did you speak about the part you and he had taken?—I should think I did.

42948. You left town in July last?—Yes.

42949. And you have not seen him from that to this?—No; I think that three letters passed between us.

42950. Was that recently?—No, it was several months ago; it was about July or August.

42951. Were the letters about the election, or were they merely friendly letters?—Letters between friends.

42952. During the year that has passed since the election, and when you were meeting Dr. Hall as a friend, did you ever complain to him, in the somewhat bitter terms that you have used here, that he had terribly deceived you in regard to the tickets?—I did not.

42953. Mr. TANDY.—Was it a £5 note that you were paid?—It was.

42954. Was it a single note?—I think a £5 note was put into my hand.

42955. Do you know upon what bank it was—was it the Bank of Ireland?—I think it was the Bank of Ireland.

42956. Did you see how the other young gentlemen were paid?—There was only one gentleman with me.

42957. Who was that?—Mr. Wall.

42958. Were the notes handed to each in an envelope?—No, I think mine was put into my hand; Mr. Wall was present.

42959. Was Mr. Foster?—No.

42960. Did Mr. Hall give each of you a £5 note?—I think he handed each a £5 note.

42961. Did he take them from a bundle?—He took it from some part of his person.

42962. Mr. MORRIS.—When you were speaking of bribery on the day after the election were you in conversation with anybody?—Yes, but with nobody who was at the election.

42963. Who were you in conversation with?—I think it was one of the medical students.

42964. What was his name?—I do not know.

42965. Did the young man volunteer the statement to you?—He did not say it to me, but to somebody who was standing there.

42966. Who did he say it to?—Somebody standing at the counter.

42967. To whom did he make use of the expression?—There was a group of men standing there, and I never saw them before or since.

42968. Mr. TANDY.—There were two young gentlemen engaged at the election who were strangers to you?—Yes.

42969. Did you hear them called by any name?—I don't think I ever heard their names; I know they were medical students.

42970. Did you know that they were attached to any particular hospital?—I don't know.

42971. How do you know they were medical students?—I was told it.

42972. Who told you?—I think it was Mr. Foster.

42973. Was it on the morning of the election or the evening before?—It was on the evening before, or in the morning.

42974. What did he tell you about them?—I was informed they were medical students, and if Mr. Foster told me he certainly told me they were friends of his own.

42975. Did he speak of them as if they were relatives or connexions of his own?—I don't think they were connexions of his.

42976. Did you ever see them afterwards?—I saw one of them in Westmoreland-street a good time afterwards.

42977. Did you speak to him when you saw him?—I did not.

42978. Had you a conversation with them on the day of the polling?—I spoke merely as a stranger would.

42979. Had you heard their names mentioned?—My belief is that I did not hear their names mentioned.

42980. Had you got any reason to believe where they lived?—I never heard where they lived. They were absolute strangers to me. They spoke only a few words to me.

42981. Mr. LAW.—Do you recollect giving tickets to two young men, one of whom was lame?—I remember giving a ticket to an old man who was lame. He was a small old man.

42982. What was he like?—He was low in stature, and I think he had a pale face. He mistook the place he was to vote two or three times.

42983. What was the letter of the booth in which he had to vote?—It would be only guess work for me to say.

42984. Was it in this court-house or in the Temperance Hall he voted?—As well as I remember, I think he voted upstairs here.

42985. It was not in the Temperance Hall on the other side of the street?—It was not.

42986. Was there anybody with him?—Mr. Campbell was with him when I originally gave the ticket.

42987. Was anyone else with him? Was there any younger man taking care of him?—I don't remember.

42988. About what hour in the day was it?—I think it was rather early in the day, or a little after noon.

42989. Did you hear his name when he voted?—I think I did hear his name.

42990. Would you know the name if you heard it?—I would know the man, but I don't think I would know the name.

42991. Was there anything particular about him? Was he deaf?—He was of particularly small stature and he was dressed in a black coat.

42992. Would you know the name again?—I don't think I would. I would know the man. He was a particularly small man.

42993. Was he lame?—He was. He did not walk with a crutch, but he limped.

42994. Do you recollect giving tickets to any two young men before three o'clock, who were apparently brothers, and one of whom was lame?—I don't think I did.

42995. You say that Campbell brought a voter up to you for the purpose of getting a ticket. Did you put it into the voter's hand?—Yes, into his own hand. That was the best case that I remember, for the man was lame and small.

42996. You said that you saw a ticket in Campbell's hand?—It was this man's ticket.

42997. I suppose he gave it to Campbell?—He gave him his ticket.

42998. Are you sure the man was a little man or was he tall?—He was a small man. I remember him perfectly and I would know him if I saw him.

42999. How many tickets did Campbell get from you after bringing voters to you?—Two or three.

43000. Did you take instructions from Mr. Alma about giving tickets?—I don't think I took instructions from him.

43001. Did you ever consult anybody but Dr. Hall?—He was the only one I consulted.

43002. Did anyone but Campbell bring voters to you?—Nobody else.

43003. How many times did Dr. Hall intimate to you that you might look after a voter?—I should say he did it four or five times. In that case I am wrong about the number of tickets.

43004. You must have distributed more than you said?—I may have done so.

43005. What would you say was the number you distributed?—At the utmost I could not have distributed more than eight.

43006. There were four or five that Mr. Hall directed you to give, and two or three that Campbell applied for?—I did not distribute more than that number, I distributed very few.

(Adjourned.)

THIRTIETH DAY.

MONDAY, JANUARY 3RD, 1870.

Mr. *George Wright* sworn and examined.

43007. Mr. LAW.—You were a student of Trinity College in 1868?—Yes.

43008. Were you living in College?—Yes.

43009. I suppose you were acquainted with the young gentlemen employed on the election, or at least with Dr. Hall?—I was not acquainted with Mr. Hall, but I was with Mr. Taylor.

43010. Was he a doctor at that time?—No, he was Mr. Taylor.

43011. Did he apply to you?—Yes.

43012. Tell us as nearly as you possibly can, how long before the election was it—the election was on the 18th November—that he spoke to you?—As near as I can remember, upon the Saturday night before the election.

43013. Did he tell you what he wanted?—He did not explain the nature of the business, but that I would be employed.

43014. I suppose he said it was about the election?—Certainly.

43015. Did he tell you the object?—No; he told me it was a somewhat confidential business, but he did not tell me anything particular about it.

43016. Did you not know Dr. Hall at that time?—No.

43017. Did he tell you he had any commission from Dr. Hall?—He mentioned Mr. Hall's name.

43018. Did he mention any other name?—No.

43019. Did he mention Mr. Foster?—No.

43020. Then I suppose you were asked to go to Dr. Hall's upon the Monday?—He told me to go to Dr. Hall's house on Monday evening.

THIRTIETH DAY.

January 8.

Mr. George Wright.

43021. Did you see Mr. Taylor and Dr. Hall in the interim?—I did not see Dr. Hall, for I did not know him. I saw Mr. Taylor, I was very intimate with him, I saw him every day. Nothing of importance occured between us.

43022. When you went to Dr. Hall's upon the Monday who were there?—I found Mr. Taylor, Mr. Wall, Dr. Hall, and some others.

43023. Did you know a person named Vesey?—I saw him there, and I was told afterwards that his name was Vesey, but I only knew Dr. Hall and Mr. Taylor.

43024. Did you see a gentleman called Foster?—No.

43025. Did he not come in?—I did see him.

43026. Were you introduced to him?—Yes, but not told his name.

43027. You were told merely he was a friend of Dr. Hall?—Yes.

43028. What instructions did you get? There were two other young gentlemen, not of your party?—Yes; not of our party.

43029. Did you hear their names?—No.

43030. What instructions did you get?—We were told to be in Halston-street the day of the election—early in the morning; to attend to Dr. Hall, and if he pointed out any man to us, we were to take him up to the poll, and see that he voted for Guinness and Plunket.

43031. Did he say anything about tickets?—At that time he did not mention anything about tickets—afterwards upon the morning of the election he said we were to give tickets to those whom he pointed out to us.

43032. You understood that you were to give a ticket to any voter that he sent you up to see polled?—Yes.

43033. Do you not recollect upon the evening of the Monday Dr. Hall mentioning the tickets to you?—I don't recollect he did, I would not swear it.

43034. Some of the others say so, but it is not of any great consequence—at all events you do not recollect it?—No.

43035. You all breakfasted together upon the Wednesday?—Yes.

43036. You had arranged upon the Monday to breakfast at the Bilton Hotel?—Yes.

43037. When you went there, you saw young gentlemen, and an elderly gentleman?—Yes.

43038. Were you introduced to him?—No.

43039. I suppose you saw him afterwards through the day?—Yes, I saw him afterwards in Halston-street.

43040. Did you hear his name?—Not that day.

43041. I suppose you met here in Green-street, or in Halston-street?—In Halston-street.

43042. Was it from Dr. Hall you got the tickets?—Yes; in the first instance he gave me eight tickets.

43043. Did you see what tickets they were?—I did not look at them any time during the day.

43044. It was a remarkable circumstance, but I have no doubt that your statement is correct—were you told not to look at the tickets?—No, I was told nothing about it.

43045. Was it suggested to you that it would be better not to know what they were?—No.

43046. None of the young gentlemen seem to have looked at the tickets. I suppose you received those tickets very soon after the polling began?—Yes, as soon as we got down there.

43047. Did you see Dr. Hall give the tickets to others in the same way?—I believe he did.

43048. You did not perhaps see him actually hand them, but I suppose you knew he gave them to others, apparently for the same purpose as he had given them to you?—He gave them to myself; I did not trouble myself about the others.

43049. Was there any particular place in which you were stationed?—I was in Halston-street the greater part of the day.

43050. In any particular part of the street?—No.

43051. You were to keep Dr. Hall in view?—Yes.

43052. Was there any other person from whom you were to get directions, except Dr. Hall?—I think we were to take directions from the gentleman we saw at breakfast.

43053. Mr. Alma?—I suppose so; I do not know the gentleman.

43054. Did you during the day take directions from him?—No, I got no directions from him.

43055. But you did from Dr. Hall?—I did.

43056. How long was it until you got the second supply of tickets?—About three or four hours.

43057. How many did you get the second time?—I think more than the first, I cannot tell you. I did not count them.

43058. I suppose they were slipped to you quietly?—Yes.

43059. Did you get a third supply of tickets?—No, I only got the two.

43060. How many of the second batch did you distribute?—Either one or two.

43061. You do not think more than that?—Certainly not.

43062. Did you give the residue of the tickets to Dr. Hall?—Yes, of course.

43063. He told you when giving the tickets you were to tell the person to go to 76, Capel-street?—He did.

43064. Did you see a person there who was very busy amongst the freemen, named Campbell?—I did.

43065. I suppose you saw him in communication with Dr. Hall and others?—I did.

43066. Did you see him speaking to Mr. Alma?—I would not swear it.

43067. Did he bring up any voters?—He did.

43068. Did he communicate between you and Dr. Hall?—He did to the best of my recollection.

43069. Did you in any instance give a ticket to a voter without first getting some intimation from Dr. Hall?—I did not.

43070. The reason I ask the question is, Dr. Hall's evidence is to the effect that the instructions he gave to all the young gentlemen were to act upon their own discretion, if they saw voters holding back?—I did not influence any voter who was holding back.

43071. Do you know Mr. Williamson or Mr. White by sight?—No.

43072. Did you see persons interesting themselves at the election, and whom you understood to be agents?—No, except Mr. Alma, whose name I did not know at the time, and Mr. Foster.

43073. Mr. Foster was there in the morning when you started?—Yes.

43074. Did he remain?—I don't think I saw him till the end of the day.

43075. He was there when you got the tickets?—Yes.

43076. How long did he remain?—I don't think he stayed there very long. I did not see him after the early part of the day.

43077. Did he remain a quarter of an hour?—I think so.

43078. Was it near four o'clock you saw him coming back?—Yes.

43079. Was he speaking to you that morning?—Yes.

43080. What did he say?—He repeated the instructions about the tickets, to whom we were to give them, to keep in attendance upon Dr. Hall and any voter he said would vote, to take him up to the poll and give him a ticket, and tell him where to take it to.

43081. He repeated those instructions?—Yes.

43082. Did he ask afterwards how you were getting on?—No.

43083. Did you see Mr. Foster speaking to anybody else?—I don't think I did.

43084. Did you see him speak to Mr. Alma?—I don't remember that I did.

43085. Being on the street all day you could hardly avoid seeing those who were acting as authorized agents?—I think I saw some.

43086. Did you see Mr. Williamson?—I don't remember.

43087. About what hour was it when you left; after four o'clock, I suppose?—About a quarter-past four. I did not give tickets for the last two hours.

43088. Were you away in the middle of the day?—I was, a short time.

43089. At lunch?—I did not get any lunch.

43090. How long were you away?—I was away about half an hour; between half and three quarters of an hour.

43091. Were you away from the place altogether?—Yes.

43092. Did you take the tickets you had with you?—I did.

43093. Was there any one of the young gentlemen of your party near you? Did any two keep together?—I often was talking to Mr. Taylor, and Dr. Hall, and to Mr. Vesey.

43094. Did you go in pairs?—Not as a rule.

43095. You were not posted in any way?—No, not at all.

43096. I suppose you were told some time before the election that you would receive something for your services?—Mr. Taylor told me I would; but Dr. Hall did not tell me I would.

43097. Do you remember when you were paid—the day of the election?—On the evening of the election, about seven o'clock, after the election was over.

43098. Do you know was it in Dr. Hall's house?—No, Mr. Taylor paid me; it was in college I was paid, while I was coming out of my rooms.

43099. And I suppose you understood that Mr. Taylor had been at Dr. Hall's, and got the money?—Yes.

43100. Dr. Hall seems to have gone away by the mail train, and had not much time to spare? Mr. Taylor got the money for you and the others?—I do not know.

43101. Did Dr. Hall ask you for the surplus tickets, and inquire how many you had distributed?—I don't think he did.

43102. Did you see the strange young men? Were they going about?—Yes, I did see them; they were walking up and down.

43103. You say you never heard their names? What were they?—I would say they were medical students.

43104. One of the young gentlemen is mentioned as a medical student?—Yes.

43105. Did you see any one of them since?—I have seen them a couple of times since in the College Park.

43106. Mr. Morris.—One of them, do you say?—He and I were both looking on at the foot-ball match.

43107. Mr. Law.—Was he a college student?—I don't know that he was.

43108. Would you conclude so, from what you observed?—I had nothing to infer, but from what I saw, I would imagine that he was not a college man; I heard nothing of him.

43109. Why do you say he is a medical student from his look?—He had pretty much that appearance.

43110. Was he introduced to you as such?—He was not introduced to me at all.

43111. There was only one of these young gentlemen?—There were two; I saw one, I did not see the other since that day.

43112. Was it the younger of the two?—They were much of an age—the smaller of the two, I saw.

43113. Would you say they were brothers?—It did not occur to me, but they were somewhat like each other.

43114. Did you never hear any name given to them?—No; I never did.

43115. You saw one of these young gentlemen a couple of times—one of them in the College-park—where did you see the other?—I cannot tell you; but somewhere about there.

43116. Did you see either of them in communication with Dr. Hall during the day?—With Dr. Hall.

43117. Did you see them in communication with Mr. Alma?—I cannot swear.

43118. Where was Mr. Alma?—Walking up and down in the front of the Court-house.

43119. Mr. Hall was further up?—In different parts of the street.

43120. The whole day long?—The whole of the time.

43121. Are you certain that you could not be mistaken—that you did not distribute more than ten tickets that day?—Not more;—it may have been nine or ten.

43122. Did you count them in the first instance?—I did.

43123. How many did you find you got?—I got eight or ten.

43124. How did you count them?—I counted them with my fingers in my pocket.

43125. You did not look at them at all?—I did not.

43126. That is the way a person naturally would count them—take them out of his pocket and count them?—I did not take them out and look at them.

43127. Why did not you take them out of your pocket and count them?—I was able to count them without taking them out. I did not want to expose them.

43128. You did not take a look at them during the three-quarters of an hour that you were away?—I did not.

43129. Mr. Tandy.—How long is it since you last saw one of the young men you say you saw in the College-park?—I saw him probably last June, I think.

43130. It was, at all events, in Dublin you saw him?—It was.

43131. On the Monday before the election, when you were at Dr. Hall's house, and got instructions from him, how many persons were present?—There were six present, I think.

43132. Six present?—Yes.

43133. That is the four young persons who were with Dr. Hall, Dr. Hall himself, who else?—There were six, not including Dr. Hall.

43134. Do you recollect was it a £5 note Dr. Taylor gave you when he was paying you?—It was.

43135. Was it a single note?—It was.

43136. Do you recollect on what bank it was?—I couldn't tell.

43137. Mr. Law.—Did you hear Mr. Foster say anything to Dr. Hall, on the evening you were at Dr. Hall's house, about this matter?—I did not.

43138. Did he take any part in the instructions you received?—Mr. Foster?

43139. Yes?—It was he did it.

43140. Was it Mr. Foster instructed you at the time?—No; it was one of the young men that instructed me.

43141. Which of them was it, do you remember?—I can't tell.

43142. Was it Wall?—I would not wonder if it was—I am not sure.

43143. Was it Dr. Taylor?—No; it was not.

43144. You are now, I presume, speaking only from recollection—do you not think that it was either Dr. Hall, or Dr. Taylor, or Mr. Foster instructed you?—It was not.

43145. Was it one of the strange young men, do you think?—I think not—I cannot swear it; I don't know—it might be Wall.

43146. Your impression is that it was Wall?—It was more probably Wall than anyone else.

43147. It was not Vesey?—No.

43148. Mr. Morris.—Had you no conversation—when all this matter came out at the trial—with Dr. Taylor or any of the others, about the use the tickets were converted to on that day?—Of course, I often talked to them about it.

43149. Did you ever come to any understanding as to how many tickets you distributed on that day?—I did not.

43150. Do you say it is ten or twelve?—No.

43151. What was the nature of the conversation you had with these young men, about the use made of the tickets?—I really cannot remember. It was nothing important, I think.

THIRTIETH DAY.
January 3.

Mr. George Wright.

43152. Have you seen any of these young men lately?—No.

43153. Had you any conversation with any of them lately?—I had not.

43154. Have you any reason to believe, from anything you heard, if the other young men distributed the same number of tickets as you did?—I have no reason to believe whether they distributed more or less.

Dr. Frederick Taylor.

Dr. Frederick Taylor further examined.

43155. Mr. LAW.—On Saturday when giving your evidence you first were under the impression that the tickets you received for distribution from Dr. Hall were somewhat fewer than you afterwards recollected. You then remembered that you acted sometimes on Campbell's instructions?—I altogether forgot about Campbell.

43156. Then in point of fact you did not remember Campbell's interference when you stated the number at first?—I did not.

43157. At first you thought that five was the number of tickets given away by you directly?—Yes.

43158. Afterwards, when you remembered about Campbell, that added to the number?—Yes.

43159. The minimum number then would be eight?—Yes.

43160. The maximum number would, I suppose, be twelve?—Not so many, I think.

43161. At all events the minimum number is eight?—Yes, I think it would be eight.

43162. And the maximum might be two or more than that?—Yes.

43163. In the first part of your evidence you forgot that you saw Campbell that day?—Yes, it was the confusion at the time that made me forget it.

43164. Mr. TANDY.—I understood you to say on Saturday—I may be mistaken—that you were certain that you did not distribute more than eight tickets?—Yes.

43165. You now wish to qualify that answer?—I could not swear that I only distributed eight tickets, but I am strongly of the impression that I did not distribute more.

43166. Mr. LAW.—You think you must have distributed eight at least?—Yes.

George M'Donnell.

George M'Donnell sworn and examined.

43167. Mr. LAW.—What is your trade?—I am a brassfounder.

43168. Do you work in any one's employment, or do you work for yourself?—I work for myself.

43169. Do you work on your own account, or do you work for anyone that employs you?—I work for anyone that employs me when I am able to work.

43170. How long are you a freeman?—Since Moore's election, I think it was. It is more than twenty years ago at all events.

43171. You were in the old Corporation?—I was. I think I was in the Guild of St. Loy.

43172. That is more than twenty years ago; it is thirty years ago?—It is.

43173. The Guild of St. Loy—is that the Guild of the Smiths?—Yes.

43174. Who was the master of it—what is the head of it called?—The master warden.

43175. Who was he?—They were elected in every year.

43176. Who was the last that you remember?—A man named Callaghan, he was in the painting business in Mary-street.

43177. You remember the old times when the freemen after every election got something for their vote?—I do.

43178. I am speaking of the time before the new system was introduced, when the freemen were paid after the election—that was the usual thing then, I believe?—I believe it was; I never got any of it. When I voted I got it.

43179. Used you get something when you voted?—Certainly.

43180. What was the general thing, do you recollect?—I don't know. I was handed £3 in Petticoat-lane after voting.

43181. Where is that?—Out there, as you turn out of the court-house.

43182. Is it off Abbey-street?—No, it is off Britain-street.

43183. How did you get the £3—did you get any token to bring to get it?—No token at all. A man walked up to me, and gave it to me.

43184. Was it given to other freemen as well as to you?—It was given to others for their loss of time.

43185. Was £3 the general thing paid?—Some got more, they knew more about elections than I did.

43186. Did anyone get less?—I don't know that.

43187. When did they first stop giving money after elections—when was that system of paying the freemen after an election discontinued?—There was an agent to pay them.

43188. Were you paid something after every election until within the last few years?—Yes, during my time.

43189. At every election?—Yes.

43190. Down to when—were you paid, for example, at Mr. Pim's first election?—I was not.

43191. Were you paid the time before that?—No.

43192. Were you paid the time before that again—that would be in 1857?—I was, I think.

43193. When Brady and Reynolds were up?—I was. I was paid at that time.

43194. And always before that?—I was.

43195. Do you recollect any office on Eden-quay where people used to go with bits of notes to get them cashed?—That was not in my district. I was at this side of the water. I live in Capel-street.

43196. Did you vote at the last election?—I did, and I didn't get anything for it.

43197. Whom did you vote for?—I voted for Guinness and Plunket.

43198. Were you canvassed by anyone before the election?—I could not understand them.

43199. How was that?—They came more like dummies than anything else. They said nothing, but put up their hand, and say, "Did you get that?" Sometimes they would speak.

43200. If they put up their hand, did you understand that you would get £5?—I thought so. If I was stopped in the street, I was asked, "Did you get that?" (*The witness raised his hand.*) I said I did not.

43201. Who stopped you in the street?—Several.

43202. Give us the name of any person who stopped you and asked you that question?—I asked some of them myself was there any sign of their being paid.

43203. Can you tell me the name of anyone who asked you that question?—A man named Alderkin, I think.

43204. What was he?—No, he did not vote at that election.

43205. Do you recollect anyone coming to ask you about any of the freemen in your guild?—Several came and asked me to vote for Sir Dominic Corrigan.

43206. What did you say?—I said I was not settled for whom I would vote. I recollect Henry Burgess met me in the street, and said I was sure to get it.

43207. Who is he?—He is a shoemaker.

43208. Is he a freeman?—He is.

43209. When did he say you were sure to get it?—It was before the election.

43210. Do you know a man named Copeland?—I do; when he came to me he said that I was all right too.

43211. When Copeland called on you, was there anyone with him?—No; there were some persons at the door, they were strangers to me. I knew Copeland.

43212. Did anyone ask you for your vote on the other side?—Plenty.

43213. What did they say to you?—They did not say anything, but "we will see after you in time."

43214. You understood from them that if you voted with them, you might expect something afterwards?—Certainly.

43215. Did they lead you to think that if you voted with them you might expect something?—They did lead me to think it with the promises they were making, "to look at me."

43216. Do you know the names of those who led you to think that you might expect something?—I could not know their names, there was such a crowd of them coming to me. No sooner would one batch be out than another would come in; and no sooner would they be out than they would be back again.

43217. Is your house in Strand-street?—Yes, 16, Strand-street.

43218. Did you hear anyone say before the election what was considered to be the regular thing going for voting for Guinness and Plunket?—The money.

43219. What amount of money?—Five pounds.

43220. Was that the general sum?—Everyone said that; they were strangers to me, that put up their hand.

43221. Was there a general belief among the freemen, that that was the amount that would be forthcoming?—Yes.

43222. Did you ever go to any meeting of freemen shortly before the election?—I did.

43223. Where was the meeting?—I was told by a man named Field, who is a freeman, that Smith was to tell me that we were to meet a gentleman at the Post Office. I did go.

43224. Did you meet the gentleman?—I did; I understood his name was Mr. Robinson.

43225. Did you go with the others you met to Cherry and Shields'?—I did; and this Mr. Robinson took down all our names, and said he would see after us.

43226. Did he ask you all in Cherry and Shields's whether you would depend on him?—Everyone said that "we may depend on this gentleman, that he will see us rightified."

43227. Did anyone ask him how soon after they were to call on him? Did you hear any people there at that meeting ask when they would call on him?—Some of them knew where he lived.

43228. How soon after were they to call on him?—The day after the election. Mr. Robinson keeps a loan office, and he having the name of a loan office, they thought that that was a good place to go for money.

43229. Did any of the party, either Smith or Field, ever go down there afterwards to see about it?—I asked some of them where they were going to, and they said they were going to see what Mr. Robinson would say. They went to him, and came back, and they said they didn't get a farthing; that he said he had nothing to do with it.

43230. At the election in 1865, for whom did you vote—that was when Mr. Pim first stood?—Who would be the candidates then?

43231. Mr. Pim was up against Mr. Vance and Mr. Guinness?—I don't remember exactly for whom I voted.

43232. You live at 16, Strand-street?—Yes.

43233. I see you plumped for Mr. Pim that time?—I did.

43234. Were you employed at that time by Mr. Pim to canvass?—No; I was at work in the country, and I came up to vote at that time.

43235. Did they pay your expenses for coming up?—They did.

43236. How much did they pay you?—I forget how much they gave me. I think it was £3 or £4.

43237. Which was it—three, four, or five pounds?—It was about £3 I think.

43238. Where did you come from to vote?—Balbriggan.

43239. Did you come up on the morning of the election?—I stopped two or three days after the election.

43240. I suppose you did not come up until the day of the election?—I came up to the date of the letter that was written.

43241. Were you written to to come up?—I was, and that my expenses would be paid. I got £3.

43242. Were you employed in any way at the election of 1859?—I was never employed at any of the elections.

43243. Not even as a canvasser?—I was not.

43244. Did you get nothing in any election from 1857 to 1865?—I did not get a halfpenny, to my knowledge, nor anyone for me.

43245. Did you ever look after Robinson to see if there was anything to be had?—I did not. I heard from two or three of them that the person who had the money was to call on us and give it to us.

43246. Did you understand who that person was?—I did not.

43247. Whom did you hear it from?—It was a shoemaker that lives in the house that told me he was expecting it to come.

43248. Who was he?—A man named Field.

43249. That is William Field, is it?—Yes.

43250. He was expecting money too?—He was.

43251. Did you understand that he looked after it?—Yes; but he did not get anything as far as I understand.

43252. About how many freemen were there of that party in the committee-rooms at Cherry and Shields's on the night before the election?—There were about nigh a hundred in it; there may be more or less—some of them were coming out as we were going in.

43253. A hundred did not come from the Post Office there?—No, I followed in the crowd.

43254. Would you say about a hundred all gathered and went up from the Post Office?—I was there when Mr. Robinson came up.

43255. How many went up from the Post Office after Mr. Robinson to Cherry and Shields's?—About fifty, I suppose, came out of the street—forty or fifty.

43256. Forty or fifty went up at the same time with you?—Yes. I don't know whether they were all freemen or not.

43257. Do you know that many of them were freemen?—(*No answer.*)

43258. Did you ever make any complaint to those that canvassed you at the last election that you were badly used in the election of 1865?—They had the same story to tell me. They said they could not give any clue to get any money.

43259. Were you comforted by being told that you would be better off the last time?—Yes; I heard it from every one, whether freemen or not.

43260. I suppose you have a large acquaintance among the freemen yourself?—No, they are all gone now, those that I knew.

43261. How were you admitted a freeman, was it on the Liberal or the other side?—By birth.

43262. What office did you go to when you were going to be admitted?—I think it was in Dorset-street.

43263. Did you pay for your own admission?—Yes, there were a few papers got up. I was sworn in the Exchange, I think. It is thirty years ago, I can't remember it well.

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43264. What amount of money did you pay?—It was my father paid it. It was something more than a pound or thirty shillings he paid; I did not pay it, I was at work for him at the time—he was a brass-founder also.

43265. Did you not go to any office, Conservative or Liberal, to get your beseech filled up?—Not one.

43266. Do you remember seeing a man named Tucker among the people at the meeting at Cherry and Shields's?—I know four of the Tuckers.

43267. Were they all at that meeting in Cherry and Shields's, do you remember?—Yes, two of them, Tommy and Archy, I think, were there.

43268. Were they among the people who followed Mr. Robinson in there?—To the best of my opinion they were in it.

43269. When you got that intimation—no matter who it was that gave it to you—that you would get £5—did you tell it to any of your fellow-freemen?—No, they were still telling me. I held mute, and I said I would stay on.

43270. Did you know from the conversation of any of them that they expected £5?—I asked them did they get it.

43271. Can you say whether before the election you knew from their conversation that they expected £5?—They did not know what they would get.

43272. Did they talk as if they expected something?—They expected something.

43273. Mr. TANDY.—In what ward were you in November, 1868; what is your ward?—It is in St. Michael's parish.

43274. Do you know what ward you are in—is it in the South City ward, or what ward?—In the North City ward, I think.

43275. Do you know who were the canvassers in that ward—who went about canvassing for Guinness and Plunket, or for Pim and Corrigan, in that ward?—I don't know.

43276. You mentioned a man named Copeland, was he a person going about canvassing?—I am an acquaintance of the man's, and he spoke to me about it.

43277. Do you know was he a canvasser?—I don't know whether he was or not, I can't say.

43278. Did anyone come to you with Copeland?—I don't know whether they were with him or not; there were two men at the door with him. They were strangers to me.

43279. Did they come to canvass you, did they come to ask you for your vote?—The two men?

43280. Yes?—No, they came the next day for Corrigan. It was that day at about four o'clock they came; I thought they were with Copeland.

43281. Do you recollect, when they did come to you for Corrigan, was there any conversation about money between you and them?—Not a word. I was cautioned not to speak about money.

43282. Did anyone ask you for your vote for Guinness and Plunket?—Not one.

43283. No one at all?—No one at all.

43284. Who were the parties, you say, used hold up their fingers in that significant manner?—Whoever put it out about the hand they all had it.

43285. Who were the parties that made that signal to you?—Burgess was the first that did it.

43286. Was he canvassing in the ward?—Not he.

43287. He is a freeman?—He is a freeman.

43288. Do you know any other people who held up their hand in the same manner?—Even people who were no freemen did it.

43289. Did you hear Robinson say anything that night in Cherry and Shields's to the people that were there?—He called them all round; he took down their names, and he said, "Have I all the names now?" He then said he would go upstairs to the committee-rooms to see what he could do for them; he went upstairs and came down again.

43290. Do you recollect whether he said anything when he came downstairs?—He said he could do nothing for some time. A great deal waited there after he came down; I did not wait long.

43291. Do you recollect his asking the people whether they would depend on him?—They all thought that.

43292. Do you recollect his asking them whether they would depend on him?—I don't recollect it.

43293. Before he went up to the committee-rooms he said he would go up to see if he could do anything for you?—Yes.

43294. And when he came down he said he could not do anything for some short time?—Yes; I didn't wait very long after.

43295. Could you form the slightest idea about how many freemen were there at that meeting altogether?—I couldn't tell you whether they were all freemen or not; between what was in the hall and what crowded in there, there was nigh 100—I suppose there was nigh 80 or 100.

43296. Do you suppose that half of them were freemen?—I would not wonder if they were.

43297. Mr. MORRIS.—You know elections for a long time—have you been always about the same ward and in the same place?—Yes.

43298. Do you know many of the freemen about there?—I don't know four of them in the neighbourhood, to my knowledge. I don't know where half of them live; there were two living in the street with me, and they moved away altogether.

43299. Do you know many of the freemen?—Not for many a day I don't know them, for I sometimes was working in the country, and sometimes through the city.

43300. Have you not told us that there was a kind of floating idea that they were to get money at elections?—They had in their own mind an idea that they would get it.

43301. Who had that idea in their own mind?—The freemen I saw.

43302. How many of them had it?—Almost everyone in the meeting in Sackville-street was full sure that Mr. Robinson would see them made all right; others said that there was a person to come round and drop any money there was for us.

43303. Would you undertake to say that there were 40—that there were 20, 30, 40—there that night that had an idea of that kind in their mind?—There were 50, I think; there were men there that were not freemen at all.

43304. I suppose you could not separate the freemen from the others?—No, I couldn't.

43305. Mr. LAW.—Do you recollect the election of 1865, Mr. Pim's first election—did you give any list in to Mr. Molloy or Mr. Watson of freemen you brought up and guaranteed?—No; it was a man out of Capel-street that brought them up.

43306. What is his name?—Gillis.

43307. Did you yourself tell Mr. Molloy or Mr. Watson that you brought up so many freemen and guaranteed them?—It was not I.

43308. What is Gillis's name?—He is a grocer.

43309. What is his other name?—I can't tell you; he lives in Capel-street; he is a very active man at elections.

43310. Did you claim any money from Mr. Molloy?—I did not.

43311. You say you only got £3 for travelling expenses on that occasion?—Yes.

43312. Mr. TANDY.—You said you got about £3—are you certain that you did not get more than £3?—Perfectly certain.

43313. That was the entire sum you got?—Yes.

43314. Where was it you were paid the £3?—I don't know exactly the man's name that gave it to me; he was a strange man to me.

43315. Where was it he gave it to you?—He gave it to me in Little Britain-street.

43316. In the street?—Yes, in a laneway; he called me in and said, "You should be treated now; you were very active; there is £3 for you."

43317. When did he give it to you?—It was on the same day as the election.

43318. Had he seen you vote?—I think so.

43319. Did he go up with you and see you vote?—I don't know that he did.

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43320. Did you see him doing the same thing with others?—I did not.

43321. Were you told before you voted how much you would get for your expenses?—I was not.

43322. Only that you would be paid your expenses?—Yes.

43323. Are you quite certain you did not know the name of the person who paid you?—On my word and oath I don't know it.

43324. Mr LAW.—Where did he live?—I don't know that.

43325. How did he know you?—I was pointed out across the street by another man named Connor.

43326. Was he a freeman?—He was not.

43327. What is Connor's Christian name?—James Connor, of Thomas-street. He pointed me out to the man who had the money. I went over to the lane and got the £3.

43328. You came up from Balbriggan on the morning of the election?—I was up the morning before it.

43329. What did you pay for coming up—2*s.*?—No, 1*s.* 6*d.*, I think.

Mr. *George Wright* re-examined.

Mr. George Wright.

Witness.—I wish to make a statement about a matter which I thought I would be asked about on examination. Mr. Foster distinctly told us that there was no bribery in the whole thing, not to think that there was anything mysterious or underhand in it—that the tickets were only certificates to show how the men voted. I thought you would have asked me some questions about that.

43330. Mr. LAW.—Where was it that Mr. Foster told you that? Was it at Dr. Hall's house?—It was.

43331. On the Monday night before the election?—Yes.

43332. Did you see Dr. Hall or Mr. Foster on the next day, Tuesday?—I did not.

43333. Not until the morning of the election?—No.

Mr. *Joseph Harris* sworn and examined.

Mr. Joseph Harris.

43334. Mr. LAW.—Were you on any of the committees at the last election?—Yes.

43335. Which of them?—Of the committees?

43336. Yes?—I attended all the general committees of the election.

43337. Was that at 47, Dame-street?—Yes, a great many of them met there.

43338. Were you on any of the ward committees?—Yes, I was on the Inns-quay ward committee. They put my name on it, I think, and also on the Thomas court or St. Catherine's ward committee, whatever that ward was.

43339. Did you attend any meetings of the Inns-quay ward committee—were you ever in the Dorset-street committee-rooms?—I was not.

43340. Were you ever at any meeting on Inns-quay, No. 3?—I was.

43341. You used to attend there?—Yes.

43342. Did you never attend a meeting for any purpose at 107, Dorset-street?—Never.

43343. Did you ever attend any meeting of the St. Catherine's ward committee?—I think I did—one or two.

43344. Did you ever attend any meeting of the Merchant's-quay ward committee, either as a member or otherwise?—Merchant's-quay ward committee is the one I spoke of as having attended once or twice.

43345. Was there a committee for it and Wood-quay ward jointly?—I think so. That is the meeting I attended.

43346. You had, I believe, in former years, some connexion with that particular district?—As to particular district or connexion I don't know what is meant, but I had a general feeling through the entire. I used to go hither and thither.

43347. Do you remember before the election of 1857 were you one of the committee connected with the Ross-lane Society?—I have gone to Ross-lane meetings, but I was never a member of the committee.

43348. Were you one of those who attended some meetings of the Ross-lane Society?—Yes.

43349. Occasionally, I believe, you came to the central committee-rooms in Westmoreland-street, and there reported matters about Ross-lane?—I don't think the central committee-rooms were in Westmoreland-street while the Ross-lane Society was in existence.

43350. Where were the central committee-rooms for Sir Edward Grogan and Mr. Vance at the election in 1857?—In Dame-street, I think. While Ross-lane meetings were going on, I never recollect committee-rooms in Westmoreland-street.

43351. Probably you are right that the central committee-rooms in 1857, were in Dame-street—used you to attend meetings of the committee there at that time?—It is very likely I did. I cannot at this very moment say, but it is very likely I did.

43352. Do you recollect that the time you speak of when you attended meetings of Ross-lane, was when Lilly was head of the establishment?—It was.

43353. You were not in London, you were not examined, I believe, on the petition in 1857?—No.

43354. Were you taken over there then?—I was not.

43355. Did you act in the election of 1865—that was the election in which Guinness and——?—Vance were against Pim.

43356. Yes?—Certainly.

43357. You have for many years, I believe, taken an active part in the Conservative Registration Society, and at the elections?—Decidedly, for the last forty years.

43358. How many years do you know Mr. Foster?—I should think for seven or eight years.

43359. I believe he took a very lively interest in the elections, both for the city and the county, for some time?—I never could see what position he had at elections; I never met him at any time of the working of the elections by any chance—that is when the real work was to be done, such as on the day of polling.

43360. Do you know that he was a person who took considerable interest in these things?—I believe he did.

43361. You say you know him for seven or eight years?—Yes.

43362. I presume during that period you had occasional conversations with him on election matters?—Yes, we had.

43363. How recently before the last election did you see Mr. Foster?—I think I saw him three or four days before the election.

43364. The election, you remember, was on a Wednesday, the 18th November, did you see him on the Monday or Saturday previous?—It is very likely I did. I certainly saw him within a week before the election.

43365. I believe that you and he had some conversation as to the arrangements he wished to make in respect to the freemen?—Not directly.

43366. Had you, indirectly?—I can't say. That is a question I don't know how to answer. He and I talked on the general prospects of the election.

43367. The last time you saw him, what did he tell

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you about the freemen?—He did not mention them at all to me.

43368. Did he ask you to assist him on the day of the election in any arrangements he was making in respect to the freemen?—No; what occurred was this: I always had a certain post for several years at all contested elections. Mr. Foster at the last election wanted me to remove from that position, and take up another. He did not tell me what that other position was; but I said not, I will hold my position, and I will not be changed.

43369. What was the position you had?—My position was always to receive the poll, and to make up the tallies hour by hour—they were brought to me.

43370. Where was the conversation he had with you?—He called at my office.

43371. Was anyone present at it?—No.

43372. When he asked you to change your position he did not tell you, you say, what position you were to get?—No. He said he thought I could be more useful elsewhere. I said, that is my post for many years, and I will not be changed.

43373. Had you come to the resolution that under no circumstances would you change—if he had shown you something very nice and very desirable as a post would you not have changed?—I would not, because there was that confidence put in me in making up the poll, that it would be inconvenient if I changed.

43374. That was only a confidence in your powers of calculation?—Yes.

43375. After all, that is a talent you share with many others—your experience at elections might have been more useful elsewhere?—I don't know. I judged for myself.

43376. Do you mean to tell us that when he asked you to change your position he did not tell you what sort of a thing he wanted you to undertake?—He did not.

43377. I do not mean to say that he laid bare to you his entire plan, but do you mean to say that he did not tell you where he meant you to go?—He did not. His words were, "You must give up where you used be at the next election. I think we will find better and more useful employment for you." I said, "No, I will not be changed." He did not tell me what the employment he referred to was. I might have my suspicions, but he did not express what change he intended.

43378. As you might have your suspicions—and no doubt you had—tell us, pray, what were your suspicions?—I suspected he wanted me to take a position—he said I was very well known among the freemen, and that, if I appeared in Halston-street on the day of the election, I would do the election a great deal of good.

43379. You see you forgot for the moment that he mentioned making any arrangement in respect to the freemen?—He mentioned it in that way.

43380. He did mention it?—Yes.

43381. The post he intended for you was one in Halston-street in connexion with the freemen?—Yes; he said my appearance in Halston-street might be of use.

43382. This then you see was not a matter of mere suspicion on your part; that was a statement on his?—That was what he told me.

43383. Now, what was your suspicion—what did you suspect he meant by the change?—I could not form any suspicion, except that he meant me to take a certain position in Halston-street, in order to let others do what I would set my face against teetotally. I would have nothing to say to it.

43384. Did you understand—no matter what it was that he said, or looked, or signed—that he wanted you to come to Halston-street for the purpose of assisting in any bribery with the freemen?—I dare say I might. My suspicions were, that was his ulterior object.

43385. You suspected that?—I did.

43386. Was not that what you understood he meant?—If I understood anything it would be that.

43387. Had you any doubt in the world that he wanted you to come here that day—as he said you were well known among the freemen—for the purpose of assisting in bribery?—The word "bribery" I never like, and it never was communicated to me.

43388. The idea conveyed by bribery may be conveyed in fifty other less explicit terms. Do you not know that was what he meant you to do?—I suspected it.

43389. Did you ask him, as Mr. Alma had done, where all the money was to come from?—I did not.

43390. Did he intimate to you that he had resources at his command?—He did not.

43391. Did you ask him if he had communicated with the conducting agents on the subject?—No, I did not think of asking him such a question. If I recollected about it—if he held any particular part in the election he might be in communication with the conducting agents—but I never asked him the question.

43392. You knew, I presume, at all events, that he had some scheme of bribery afoot—did you not know that?—I did not.

43393. Did you not understand that he had?—I did not. I might have my suspicions.

43394. You mean by that that you believed he had—did you not think he had—and was not that the reason you, as you say, set your face against it?—Yes.

43395. Mr. TANDY.—Did you not believe that he was making his arrangements for the purpose of carrying out that scheme?—No one ever consulted me, and I can't tell what he was doing.

43396. Mr. LAW.—Was not that what you thought—you say you set your face against it—you then knew that he had something afoot that was wrong?—I might have suspected it.

43397. You mean you believed it?—I don't know that. I may suspect a very wrong thing of a man.

43398. And you may believe a very wrong thing of a man?—Yes.

43399. When you put it in that rather nebulous form, do you not mean that you believed he had?—I can't say really.

43400. Will you swear you did not?—I will not.

43401. Did he tell you he had made any arrangements about dealing with any voters?—No.

43402. Did you hear he had?—I heard it after the election, but not at the time.

43403. Did you not hear it at the time?—I did not.

43404. You were very much at 47, Dame-street, about the time of the election?—I was.

43405. Were you ever in No. 24, Dame-street, about that time?—That, I believe, was the County Registration rooms?

43406. Yes?—I can't say that I was. I might have been.

43407. Do you believe that you were?—I doubt if I was.

43408. Do you think you were not?—I think I was not. I am not quite certain.

43409. Do you know Mr. William Johnston?—No.

43410. Or Mr. Mortimer?—No.

43411. What room used you generally go into when you went to 47, Dame-street?—I generally went up to the conducting-agent's room.

43412. Was it where Mr. Sutton or Mr. Julian sat?—To both.

43413. They did not both occupy the same room?—I had free access to both rooms.

43414. Did you ever meet Mr. Williamson there?—I did, several times. I generally found him with Mr. Sutton.

43415. Did you know that there was any corespondence going on with the out-voters from 47, Dame-street?—No.

43416. Did you ever happen to see a list of the out-voters there?—I did not.

43417. From your electoral experience of forty years, did you not always know that there was some arrange-

ment made with the out-voters?—I never interfered with a department of the kind.

43418. From your knowledge of election matters, can you say did you ever hear that the out-voters had to be written to?—Yes.

43419. You knew that this out-voters' correspondence was an important part of the machinery of elections?—Decidedly.

43420. Did you know that there was any part of 47, Dame-street, where that correspondence was specially carried on?—I did not.

43421. Did you ever ask what they were going to do with the out-voters?—Never.

43422. Did you, in fact, take any active part in the matter until you were called on to exercise your calculating powers?—I was in and out continually; my principally active services were in getting up public meetings at different places in town.

43423. Where were they got up?—There was one in the Metropolitan Hall.

43424. And another in the school-house in the Coombe?—Another in the school-house in New-street, and another in Thomas-court court-house.

43425. Were all those meetings got up with a good deal of regard to the freemen?—They were got up specially for the freemen.

43426. From your knowledge of the freemen, I suppose you were active in getting up the meetings?—Yes.

43427. Did you speak at any of them?—I spoke at all of them.

43428. That system of getting up meetings for the freemen at election times was, I believe, an old affair; the Ross-lane society was much of the same kind?—Well, it was; it was a society that I always looked on as a benefit society.

43429. A society, however, that remained dormant until election times, then rose into wonderful vitality, and went to sleep after that, until the next election?—I very seldom visited it except during election times.

43430. I suppose you are aware that it was sworn in 1857, that the Ross-lane society was got up expressly to supply a want which the freemen felt after the election of 1852, when no money was forthcoming to pay the freemen?—I never heard of it before.

43431. You never heard that the freemen were dissatisfied after the election of 1852?—I cannot bring my recollection so far back; that is seventeen years ago.

43432. Did you never read the evidence that was given before the Committee of the House of Commons in 1857?—It is very likely I did; I took an interest in getting up these meetings.

43433. There were only three meetings of freemen?—That was all.

43434. On three days?—On three evenings.

43435. What were you doing on these occasions?—I used go to them.

43436. Now, did you take no interest in the arrangements about the out-voters?—I understood that there was a sufficient number of clerks employed for the purpose of taking care of these different departments.

43437. Did you never ask what room was specially devoted to that purpose?—No, I never asked what any arrangement might be made for that purpose, or for paying the expenses of the out-voters.

43438. Do you know Mr. Davenport Crosthwaite?—I do.

43439. How long have you known him?—I know him ten or twelve years, I think.

43440. You know him longer than you know Mr. Foster?—Yes.

43441. Are you a member of any society?—I am.

43442. Of the Society of the "Aldermen of Skinners-alley"?—Yes.

43443. Mr. Foster, was, I believe, the secretary of that society?—He was.

43444. Is there a list of the members of that society?—I dare say there is.

43445. Is there a printed list of the members?—I think not.

43446. I suppose the secretary has a list of the members' names?—He has.

43447. Are there any members of it but freemen?—Yes; it was originally founded for freemen solely; latterly they opened their doors and admitted voters, those who have the elective franchise for the city and county.

43448. Since they have enlarged its sphere of action, what is the qualification?—To be a voter for the County or the City of Dublin, nothing more than that.

43449. Is any voter, no matter what his politics are, eligible to be admitted?—No, he must be a Conservative.

43450. Must he be anything more than a Conservative?—That is as high, I think, as we could desire to go.

43451. It is not confined to Orangemen?—It is not.

43452. The greater number of the members are, I believe, Orangemen?—I really can't say. I believe some of them are.

43453. This Conservatism is, at all events, of a tolerably strong cast?—Exactly.

43454. During your frequent visits to 47, Dame-street, whom did you see there more frequently than others?—I used to go in, and sit and chat with Mr. Sutton and Mr. Williamson, and ask if there was anything new going on.

43455. I suppose you used to go in to see if the machinery was in good order?—Exactly.

43456. I suppose Mr. Foster used drop in occasionally to 47, Dame-street also?—I don't recollect ever seeing him there.

43457. Did you ever hear that he was there?—I never heard.

43458. Did you frequently see Mr. Foster at the election time?—No.

43459. How long before the visit to your office did you see him?—I met him before that at a meeting of the "Aldermen."

43460. That was about the beginning of November?—Yes.

43461. Had you ever called on him at his house?—Never.

43462. Had any interviews you had with him been in your office or at the meeting of the "Aldermen?"—Yes, in fact I don't think I had four private visits from him independent of meeting him at the meeting of the "Aldermen."

43463. Did Mr. Foster ever mention the name of Mr. Crosthwaite to you?—Never.

43464. Do you know Mr. Alma?—I do.

43465. Is he an "Alderman?"—He is not.

43466. He is only an "Amicable," I believe?—Yes.

43467. Did you understand that Mr. Alma was engaged in any way?—At the election?

43468. Yes?—I took it for granted that he was, because he was always an active man. I never saw him in connexion with the election.

43469. He might have been elsewhere than in Dublin during the election for all you knew?—He might. I didn't ask any questions about him.

43470. Do you know Mr. William Johnston?—I do not.

43471. Do you know young Mr. Boyle?—I do, slightly.

43472. I believe he was engaged in some way about the election—on the day of the election in getting cars?—I don't know.

43473. Did you not hear that he was?—I did not.

43474. Did Mr. Foster speak to you when you met him at the meeting of the "Aldermen" of helping them at the time of the election?—No.

43475. Had you known him to take any part in the election of 1865?—I don't recollect.

43476. Did you ever hear that he did?—I don't recollect his doing so in 1865—that was the first election of Mr. Pim.

43477. Yes, did you understand that he did?—I did not ask the question.

43478. You might have heard it without asking the question?—I don't recollect hearing it.

43479. How long was Mr. Foster in your office on that occasion that he paid you the visit?—The conversation lasted about a quarter of an hour—not quite so much.

43480. Did he tell you on that occasion that he would have the assistance of gentlemen on whom he could place dependence?—He did not.

43481. He must have told you where you were to be posted, did you gather that you were to be on the top of a house in Halston-street, or in the street?—In the street.

43482. To be visible to the freemen the whole day?—Yes.

43483. Did he not intimate to you how you were to assist in the street?—He said he thought I would be more useful in Halston-street.

43484. Did you not understand that it was for the purpose of indicating what particular freemen were to be dealt with that you were to go to Halston-street?—No.

43485. What did you gather that he wanted you to be in Halston-street for?—I gathered so far that he had some project in view he did not tell one of. I said I will stay where I am, I will not yield.

43486. Did you tell him that it was a project you did not approve of?—I said if you have anything of that kind don't let me hear it. I set my face against it.

43487. When you said, "anything of that kind," he must have told you what it was?—He did not.

43488. What did you mean by "anything of that kind"?—I suspected what he meant.

43489. Did you convey your suspicions to him?—Yes.

43490. Did he repudiate the idea that it was bribery; did he say it was not anything of that kind?—He did not.

43491. Had you any doubt it was bribery he meant?—I might have imagined it. I have nothing to say to it.

43492. Did you think it was a dangerous thing to do?—I would imagine it was dangerous. I did not see the necessity of doing anything of the kind.

43493. Did you think it was a desirable thing to do?—Quite the opposite.

43494. Did you think it a dangerous and an improper thing to do?—Yes, decidedly.

43495. Did you think it was prejudicial to the interests of Sir Arthur Guinness and Mr. Plunket?—I thought it was prejudicial to the morals of the people.

43496. You had not charge, however, of the people's morals; did you think it was likely to be prejudicial to the Conservative candidates?—I didn't consider the question as to the candidates.

43497. You considered the question as to the morals of the people. I want to know did you consider that it was not an advisable thing on the part of the Conservatives to attempt that?—I don't know how to answer that question.

43498. Mr. TANDY.—You should, because your answer was, that you did not see the necessity to do anything of the kind?—I did, I say I always looked on it as a dangerous practice.

43499. Mr. LAW.—Did it occur to your mind that it might have, as subsequent events proved it had, the result of unseating the candidates?—Decidedly.

43500. As, then, you thought it was injurious to the morals of the people and prejudicial to the interests of the Conservative candidates, did it occur to you to dissuade Mr. Foster from carrying out his project?—I said I would have nothing to do with it.

43501. Did it occur to you, when you considered it very dangerous and prejudicial to the interests of Messrs. Guinness and Plunket, to go to the superior conducting agents and put a stop to it?—I never thought of it.

43502. Did it not occur to you that that would be a proper thing to do?—It did not.

43503. Did you tell Mr. Foster that there were plenty of other people he could get to assist him, besides you?—No.

43504. Did he mention any other names to you?—He did not.

43505. When did you see him again?—I saw him on the day of the county election.

43506. Did you not see him between the day he spoke to you in your office and the day of the election?—No.

43507. Are you sure of that?—I am quite sure of it.

43508. Are you positive of it?—I am as far as my recollection goes.

43509. Did he tell you on any occasion that he had got Mr. Alma to take the place he asked you to take?—He did not.

43510. Did you learn that he did?—I did not. I knew nothing of it until this commission sat, and I read it in the papers.

43511. Did Mr. Alma never tell you of it?—Never.

43512. Did you ever ask Mr. Alma after the election about what he thought the consequences would be?—Not that I recollect. I had no conversation with Mr. Alma except on one occasion I asked him "Will this commission sit?" We were waiting some time for it, and met Mr. Alma one day, and I asked him, "Is this commission likely to sit?"

43513. Is that all?—Yes.

43514. Did you hear on the day of the election a rumour that there was anything wrong?—No, I never made any inquiries about it.

43515. You knew well enough that Mr. Foster intended bribery—you believed that?—I imagined it.

43516. Did you make any inquiries about it—you did not warn the conducting agents to stop it—did you make any inquiries after the election to ascertain if anything of the kind had been done?—I did not. I didn't think anything about it. It never entered my mind to think of it.

43517. As you considered it, you say, a very demoralizing thing, one would suppose that you would spend a thought on it after the election?—I did not.

43518. The immorality of the thing did not then, after all, make a deep impression on you at any time?—The election was over and everything connected with it; and I dismissed the whole thing from my mind after that.

43519. Did you believe the day after the election that bribery had taken place, and did it occur to you "It is too late now to stop it"?—It never did. The election was over the night before, and we knew how the matter stood, and I dismissed it from my mind.

43520. And it never troubled you in the least whether all Dublin was steeped in immorality or not?—Not in connexion with the election, because I had no opportunity of knowing whether they were or were not.

43521. But you intimated that you had a very proper horror of this thing as a most demoralizing proceeding, and your friend Foster was evidently deeply in it; did it never occur to you to consider whether your friend had stained his hands in this way?—It would be impossible for a party to tell all their thoughts.

43522. Did you ever believe that he did?—I say that I dismissed the whole thing from my mind the day after the election was over.

43523. And it never happened to force itself into your mind?—Never. I was only sorry that the election had not turned out otherwise.

43524. Have you the power of preventing thoughts from coming to your mind when you like?—I have not.

43525. Did the question of Foster's bribery then never suggest itself to your mind?—It never did.

43526. Have you ever had a letter from Mr. Foster since the election?—No.

43527. Or written to him?—No.

43528. When did you see him last?—The last time I saw Mr. Foster, as well as I recollect, was the day of the county election.

43529. That was Saturday?—I suppose so.

43530. Where did you see him then?—I saw him at 24, Dame-street.

43531. In the County Election Rooms?—Yes.

43532. Was that the day you saw Mr. Foster at that office?—Yes.

43533. Did you happen to see the poster or placard with "Mr. Wilson Johnson's chambers" in large letters stuck up opposite to you?—I did not. I was in the room.

43534. But this was facing you as you went up the stairs?—Well, I did not see it.

43535. Did you ever hear of those offices?—By the public prints.

43536. Only by the public prints?—Only.

43537. Were you long with Mr. Foster that day?—No.

43538. What were you talking about?—He just came in, and began to talk about the city election principally.

43539. And did you say that at the last interview you had you had repudiated this nefarious traffic?—No; I said that the city election had turned out bad.

43540. Did you ask him "You did not do anything of what you wanted me to do"?—I did not.

43541. Did he intimate to you whether he had or not?—No.

43542. Did you believe at that moment that he had?—Well, I declare the thought never entered my mind.

43543. I should have thought from the horror you evinced at such a proceeding that it would have occurred to you at once?—The thought never entered my mind.

43544. Did you ever speak to Mr. Williamson afterwards?—I have met Mr. Williamson several times.

43545. About the election?—No; nothing concerning the arrangements or anything else of the election.

43546. Did Mr. Williamson ever tell you that he had had a communication from Mr. Foster?—No.

43547. Never?—Never.

43548. Did you ever ask him any questions about it?—No.

43549. Did you ever ask anybody about your friend Foster?—No; Mr. Foster was not that particular friend, and I took no great interest in him. I heard he was away, and that is all I thought about it.

43550. Did you dismiss him from your mind just like the bribery?—Really.

43551. I hope you do not discard all your friends in that way?—No.

43552. Mr. TANDY.—Did you hear before the trial of the election petition that Mr. Foster had gone away?—I did not.

43553. When do you recollect that you first heard of it?—I think I heard of it about the time of the election petition.

43554. Was it before or after, do you recollect?—Well, I rather think it was after.

43555. After the election petition?—After the election petition.

43556. Did you ever see any letters from Mr. Foster since he left?—Never.

43557. Did you ever hear the contents of any letters written by him since?—Never.

43558. Did you ever hear that any persons had communication with him since?—No.

43559. Of course you are perfectly well aware that any money expended upon practices of that description by Mr. Foster was not likely to be supplied by the candidates, or on their behalf. Now, did you ever hear, or have you any reason to suspect, from what source any funds at Mr. Foster's disposal were supplied?—I have not.

43560. Have you ever formed any idea at all?—Never.

43561. Never formed an opinion upon the subject?—Never.

43562. Or even a conjecture?—Well, I might have conjectured that portion of the money might have come, as I believe that Sir Arthur himself swore that he gave a certain sum; and I thought that any money that was employed came direct from the candidates.

43563. Do you think that any money that was supplied to Mr. Foster came from the candidates?—I could not say that.

43564. Did you ever form an idea on the subject?—I might have imagined it.

43565. But I want to know did you?—I really do not know what (*unfinished*).

43566. Did you ever form a conjecture or opinion that it came from any other source?—Oh no.

43567. Never?—Never.

43568. In your intercourse with the freemen prior to the last election did you ever hear any of them hint that they expected money for their votes?—Never.

43569. Never?—Never.

43570. Or that they expected employment?—Never.

43571. Did you ever hear any expectation held out to them that they should receive either money or employment?—Never, directly or indirectly.

43572. I suppose those meetings of the freemen were large meetings?—They were.

43573. Were there any selected meetings held afterwards of smaller numbers of them?—If there were it was quite unknown to me.

43574. Do you know whether there were or were not?—I do not.

43575. Did you ever hear whether there were or were not?—Never.

43576. Are you aware whether any money was directly or indirectly supplied by the Aldermen of Skinner's-alley for the purposes of the election?—Never. In fact, they had not it to give.

43577. Had Mr. Foster ever any conversation with you as to the necessity of giving money to freemen?—No.

43578. Or anything to that effect?—Never.

43579. Except upon this one occasion to which you have alluded?—Yes.

43580. When he suggested to you that you might make yourself more useful in Halston-street?—Yes.

43581. Had you any conversation with him at all upon such a subject?—Never.

43582. Except that one occasion?—Never.

43583. Now, may I ask you how it was that you who took such an interest in the Conservative cause—and quite right—and in the success of the candidates, and who were very intimate with the agents, never, when you received this very strong hint from Mr. Foster, communicated it directly or indirectly either to Mr. Williamson, or Mr. White, or Mr. Sutton, or any of the other leading agents?—I never thought of mentioning it to anybody; I just left the conversation where it stood, and where it took place.

43584. How soon after the election did you first hear of bribery?—The first time I heard of it was at the election petition.

43585. You never heard of it before?—No.

43586. You never even heard that there was a bill of particulars furnished containing charges of bribery?—No; and more than that, I never heard of 76 Capel-street till I read it at the time of the petition.

43587. Mr. LAW.—The petition was filed six weeks before it came on for trial. When you say the petition do you mean the trial of the petition or the filing of it?—The trial of the petition. It was there I got the principal information from the public prints.

43588. Did it never occur to you to ask any of your friends who were concerned in the management of the

THIRTIETH DAY.

January 3.

Mr. Joseph Harris.

election after the petition was filed, which alleged bribery, whether there was any truth in it or not?—No, I do not recollect ever asking any of them.

43589. Did you ever ask Mr. Foster?—No.

43590. Now, I suppose, you were not the only man in Dublin that did not know there was a petition filed?—I did hear that there was an election petition.

43591. Alleging bribery?—Well, I suppose it alleged bribery.

43592. Did you not hear that it did?—I took it for granted that it did.

43593. And taking it for granted that the petition which was filed, alleged bribery, and knowing what you could not have forgotten, that Foster had spoken to you of his intended bribery, in which he wanted you to take part, do you mean to say that you did not ask him questions about it?—I did not.

43594. Did you believe at that time that bribery had taken place?—I did not know of any bribery.

43595. Did you believe after you heard that a petition had been filed, and remembering what Foster had wanted you to do, that bribery had taken place?—I suspected it might have been.

43596. That is what I should call belief; you have been an active member of the Conservative party in Dublin for a great many years, and I think a member of the Registration Committee?—Yes.

43597. Did you subscribe to the funds of that society?—I did.

43598. How much?—I gave them a pound a year.

43599. You are one of the standing auditors of the society?—Yes.

43600. When did you audit the last account?—I think it was a little before the election petition.

43601. Do you mean before the hearing of it?—Before the hearing of it.

43602. The hearing came on on the 23rd of January; it must have been some time in January then?—I do not recollect the dates, but if you give me the book, if you have it——

43603. The book, I may tell you, will not give you the information you ask for at all?—It is dated I know.

43604. It is dated, but it is dated three months after that?—It is dated the day I audited it.

43605. Well, it is dated in May, three months after the petition?—Well, then, that is the time I audited it.

43606. Who were the auditors of the society?—Mr. Thomas Vance and myself.

43607. I see that Mr. Thomas Vance and yourself have jointly audited the accounts for several years as far as the book goes back?—Yes.

43608. I notice that he has not signed the certificate of audit on the last occasion?—Yes.

43609. What is the meaning of that?—Well, he happened to be out of town I think, and he had gone partially through the accounts with me, and I finished them, and he promised to come back and sign them, and he did not.

43610. When did he promise that?—He promised it shortly afterwards.

43611. Had you more than one attempt at auditing this account?—We had.

43612. Was Mr. Vance with you on both occasions?—No, he was only once, at the beginning.

43613. And the heavier class of items remained over for you to vouch?—I believe so.

43614. Did Mr. Vance ever see the vouchers for those heavier items at all?—I am not aware.

43615. Any items you vouched with him, were the items shown in Mr. Hodson's book?—Oh, all moneys paid we had vouchers for.

43616. Did you vouch all the large sums disbursed directly by Mr. Goodman?—I think not.

43617. It was those vouchers Mr. Vance never saw?—Anything that I vouched in that account, is I think, as a credit in the account of moneys received by Mr. Goodman.

43618. The balance sheet stands thus:—The whole amount received by subscriptions from the entire number of subscribers, except Sir Arthur Guinness, and the other intended candidate, Mr. Kinahan, is £413 9*s.* 5*d.*, and the difference between that and £4,363 9*s.* 5*d.* is what was subscribed by Sir Arthur Guinness, and £100 from Mr. Kinahan; you are aware as a member of the committee, that you had asked Mr. Kinahan to stand?—Yes.

43619. That was in the summer, and at that time he gave you £100; and the £3,000 odd, nearly £4,000, all but a few pounds, was subscribed by Sir Arthur?—Yes.

43620. I suppose you are also aware that if we take the common office expenditure of the year, it exceeds the whole amount of all the other subscriptions, except Sir Arthur Guinness's, so that in fact, the whole expense of the revision was borne by Sir Arthur Guinness?—Of the registration—I believe so.

43621. Every bit of it?—Yes.

43622. And whether he paid the money through the expense agents, or through the Conservative Registration Office, made very little difference?—Yes.

43623. You say you had no vouchers for the sums disbursed by Mr. Goodman?—Well, really, I cannot answer the question. You know I see accounts every day, and, therefore, I cannot bring my mind to bear on it.

43624. (*Account book handed to witness.*)—I see you left room for Mr. Vance to sign at the top as he used to do, but he never did it. Look back to the last page, and see what is the total amount of the expenditure of the year before?—£892 15*s.* 6*d.*

43625. What is the total amount of the expenditure last year?—That was last year.

43626. No, that is 1867; last year was the one that Mr. Vance would not audit?—Do not say "would not."

43627. Well, did not?—The account that I am looking at is 1868.

43628. What is the amount of the account ending 31st December, 1867?—£892 15*s.* 6*d.*

43629. The whole expenses?—Yes.

43630. Ending 31st December, 1867?—Yes, of the Registration Society; that is the expenditure alone of the registration.

43631. What is the entire expenditure for the year 1868, as in that balance-sheet you have signed?—£4,363 9*s.* 5*d.*

43632. As against £892 15*s.* 6*d.*, the year before?—Yes.

43633. I am not sure that there are dates to any of the items there; are there?—There are not.

43634. Not one; there is no date even to the day of audit; it is May, 1869?—It is May.

43635. Whose handwriting is that—is it your own?—It is.

43636. The whole of it?—Not the whole of it; the audit is mine.

43637. You did not put the day of the month to it?—No, I intended to have met Mr. Vance, for him to sign it.

43638. From that day to this has Mr. Vance never happened to come into the office to sign it?—I declare I cannot account for that.

43639. You are aware that the more important part of the vouching was done in his absence, and done by you?—I believe so.

43640. And, as far as you know, he may never have seen those vouchers?—It is very likely.

43641. We must draw our own conclusions as to the reason his name is not at the foot of the account?—Exactly.

43642. Now, I see a sum there of £553 odd?—£513 5*s.*

43643. What is that for?—Fees for solicitors engaged to assist at the revision.

43644. What sort of voucher had you for that, if you had any?—I think we had.

43645. Had you the bills of costs?—I should think they were receipts alone.

43646. Just as if Mr. Goodman handed you a receipt for £100 from A B, that was your voucher?—That was my voucher.

43647. Do you remember that you had any vouchers at all, or did Mr. Goodman give you one single receipt for that amount paid to solicitors?—I think not.

43648. You think he gave separate receipts?—I think he gave them separate.

43649. Mr. TANDY.—The amount for the year 1868 is more than four times as large as that for the preceding year?—Yes.

43650. Can you account for that enormous increase of expenditure?—Well, the way I account for it is this—the new Act of Parliament which brought in what we call the lodger franchise, gave a vast deal of additional labour and trouble at the registration.

43651. No doubt about it?—Additional clerks and additional solicitors had to be engaged for that. The Conservative Society, of itself, had not funds for the purpose of carrying on a heavy work like that, and Sir Arthur Guinness advanced this money, and this is more an account of the expenses of that registration than it is of the Registration Society itself.

43652. But do you mean to tell me that you believe that enormous difference was occasioned solely by the introduction of the new franchise?—Decidedly I do.

43653. And do you consider that that money was all properly and *bona fide* expended upon the mere purposes of your own registration?—I do.

43654. Was any portion of the expenditure incurred by your knowledge or belief in reference to the coming election?—Not a penny.

43655. And do you believe that the difference in the franchise necessarily created an expenditure more than four times that of the preceding year?—I did and do, because going down occasionally to the registration when it was going on, I saw the additional hands, and I saw the necessity for all the work, and the employment of such an additional staff that I think most decidedly every penny of that money has been spent; none of it went to the (*unfinished*).

43656. Do you think that the additional staff was four times as large, and necessarily four times as large as the staff usually employed?—Oh, decidedly.

43657. Mr. LAW.—Did you understand at any time of the election preparations that the solicitors were to act for nothing in the matter of the election?—I did not.

43658. You did not understand that everybody who had a vote was to act for nothing?—I did not.

43659. I suppose then you had nothing to do with the getting up of the gratuitous service papers that were signed during the last few days?—No, nothing.

43660. There is one item I just want to ask you about; do you see the item third in the list or fourth perhaps, £888 8*s.* 2*d.*?—Yes, car hire, printing, stationery, advertising, &c., as per account of assistant secretary.

43661. That is this book I have before me—the account of Mr. Hodson; do you recollect how that item was vouched?—Well, I got that book and I totted it up I think.

43662. You are quite right; it is totted up (*book handed to witness*); are those pencil figures there yours, £825?—They are not.

43663. You will find the whole amount of that book is £825?—Yes.

43664. How did you get this increase to £888?—I could not tell you.

43665. Turn now to the last page of that book; just underneath the last page do you see a balance sheet there prepared?—I do.

43666. Which Mr. Hodson says that you vouched or dealt with first by the way of vouching?—Which?

43667. Mr. Hodson tells us that was the sheet that was before you when you began to vouch—you and Mr. Vance together?—Yes.

43668. It is afterwards recast as you see by the book in your left hand?—Yes.

43669. It is the same balance sheet but slightly altered?—Yes, with the addition of £63 6*s.* 6*d.*

43670. You see that the item in the book in your left hand is £825. Look at the fourth item from the top in the first balance sheet; is not it £825?—It is.

43671. That is exactly the amount of the book?—Very well.

43672. Now you will see that they distributed the £126 paid to Mr. Byrne into two sums of sixty guineas, and £63 6*s.*?—Yes.

43673. What was the voucher for that £63 6*s.*?—I could not tell you at this moment.

43674. You see that the account you vouched first was afterwards altered?—I see that increase.

43675. It is taken out of one item and put into another—it does not add to it?—It does not.

43676. What was the reason for that, there must have been some reason?—I could not tell you.

43677. You vouched that?—Yes.

43678. And you recast the account and distributed it in that way?—Yes.

43779. Was any explanation given to you of why that was done?—There might have been; I do not recollect. It is just exactly the fee of sixty guineas taken off the large sum, £126.

43680. It appears to have been paid for some similar purpose to what is shown in the previous part of the book?—Exactly.

43681. But it is not in the book at all?—And in the recasting of them they put it into the advertising.

43682. Or into the "&c., &c.," perhaps, which is a larger term?—Yes.

43683. You do not remember anything about it?—No; I could not explain that at this moment.

Mr. *John Netterville Gerrard*, sworn and examined.

43684. Mr. LAW.—You are secretary of the County Conservative Registration Society?—Yes.

43685. And have been for some years?—For four years.

43686. You remember the time of the last city election as well as the county?—Yes.

43687. There were some rooms over head at your office, 24, Dame-street?—They were not my rooms; they were in the same house.

43688. You remember the circumstance of their being taken possession of by Mr. Alma, and Mr. Crosthwaite?—I do.

43689. Does the house belong to Mr. Parkinson?—Mr. Parkinson I think took the upper part of the house.

43690. Is he your landlord?—He is my landlord; he originally had all the house, and then he was secretary of the society, and when he resigned I became secretary, and he let two or three rooms to the society, and at I think half his own rent.

43691. He and the society are on the one floor, and those rooms that we are speaking of are overhead?—Yes.

43692. I suppose you were occasionally up there?—I never was up there during the time; those were the top rooms of all. I am on the same floor with Mr. Parkinson, on the third floor.

43693. That is the two pair?—Yes.

43694. You are immediately under the other rooms? No; those were the very top rooms, in which they were, there was another set of rooms of which I have one. and Mr. Parkinson has the other; and it was in the top rooms, above that again.

43695. Then there is a fifth story?—Yes.

43696. Did any letters come for this gentleman—Mr. Wilson Johnson?—They did.

43697. They got into your box, I suppose?—They came mixed up with mine, and I sent them upstairs.

43698. By the porter, I suppose?—By some of my clerks.

43699. I suppose you knew Mr. Alma was there?

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January 3.

Mr. John Netterville Gerrard.

—I did not know that he had anything to do with it, but I saw him once going upstairs.

43700. Did you see any other gentlemen?—I saw a gentleman whom I now know to be Mr. Crosthwaite, and I did not know at the time who he was. I think I have seen Mr. William Johnston.

43701. Did you ever see Mr. White or Mr. Williamson there?—No.

43702. Now, I believe, very shortly before the election—a very few days before it—there was an arrangement made for supplying car accommodation to the voters?—Yes; it was about a fortnight before the election.

43703. Who was it got that up?—Well, the first that I heard of it was my father getting a circular to attend a preliminary meeting that was held in Sackville-street, at Messrs. Tisdall and Twibill's office the solicitors, and I attended there for him, and I saw ten or twelve gentlemen, and the matter was spoken over, and it was discussed whether it could be done legally or not; and the opinion of counsel was taken, and I learned at the same time that you, Mr. Law, had given an opinion to say that it was a legitimate mode that we were adopting of having private subscriptions and cars supplied by private parties, without the intervention of the candidates; and so, as I have had considerable experience in the organization of a thing of the kind, I offered my services; and the question was mooted as to whether offices should be taken, and I said that my offices were vacant, and I would be willing to assist.

43704. Can you give us the names of the gentlemen who looked after the matter principally?—Well, Mr. Boyle was the treasurer, and there was no secretary; and there was Mr. Tisdall——

43705. Where was the business done?—Well, the first meeting was held at Mr. Tisdall's, and the rest of them were held at my office in Dame-street.

43706. In the ordinary county offices?—Yes.

43707. Was Mr. Boyle one of the most active persons about it?—He was one of them—just as much so as four or five others.

43708. Well, who was the most active?—Well, I think Mr. Archibald Tisdall was the most active.

43709. On the day of the election was Mr. Boyle very much in and out there?—He was; he was in my office almost the entire day—at least a considerable portion of the time.

43710. Was the amount of money received in that way lodged in Mr. Boyle's bank?—It was handed to Mr. Boyle, and I think there were some subscriptions that did not come through him; some came through me, and some through other gentlemen, according as they happened.

43711. Have you got a list of all the subscription?—I have not; but whenever I got any money, I handed it in at the meeting to Mr. Boyle, and I think Mr. Boyle kept a list of them.

43712. Were the subscriptions principally from people in Dublin?—Almost entirely.

43713. Was Mr. Foster a subscriber to the fund?—No, I do not think so—I do not think he was; in fact I am almost certain he was not. I never saw him there.

43714. Can you tell us, in round numbers, what the entire amount of the fund was?—I think about £300.

43715. Do you think that it was not more than that?—I do not think that it was more; is my recollection.

43716. Did you understand or believe that all the funds, whatever the amount was, were handed to Mr. Boyle?—Yes.

43717. In fact, he ought to know exactly what the amount was; he ought to know, because he kept a list according as the gentlemen handed in the money?—I kept an account of the disbursements, and Mr. Boyle supplied me with money when I asked him; and he gave me, I think, £400; and then I kept an account of all the money I expended, and I passed that account with him, and gave him vouchers for every payment; and I think there was some balance due to me, and he paid it.

43718. What became of the account?—I gave him all the papers.

43719. He has the original account?—I do not know whether he has it; I gave it to him.

43720. You did not keep a copy of it?—No; I did not. I handed over to him the whole thing.

43721. You think the entire expenditure was over £400?—Yes; I think it was about £430.

43722. Was that all spent?—It was more than spent.

43723. On the day of the election?—It was subsequent to the election that I made the principal payments to the agents and cars that I had employed; I think £100 more than we had subscribed was expended.

43724. The difference was made up?—Yes.

43725. Was every payment made through you?—All paid through me.

43726. Of course you did not pay the people, but the agents that had employed them?—Oh, I paid them all myself—the carmen and the agents that were on them—all myself.

43727. Was the entire £430 paid for cars?—It was not all paid for carmen—I mean both carmen and agents. We had to put an agent on every car, and I think I had 200 cars employed, and I gave all the agents a guinea a-piece, and gave all the carmen, I think, £1 2*s.* 6*d.* each—£1, and 2*s.* 6*d.* for the driver.

43728. That would come to about 200 guineas for the agents, and rather more than 200 guineas for the cars themselves?—Well, that is about it; and there was some printing and stationery, and some clerks that I had to employ.

43729. What printing had you?—I had receipts drawn for the agents and carmen to sign when I handed them the money, and I think that was the printing; and we sent out some circulars for subscriptions.

43730. Did you ever see any circular asking people to come to 3, Dame-street, the day after the election?—No.

43731. Do you remember any persons coming the day of the election to your office at No. 24, or did you hear of them coming and looking for money?—No, I did not. I may mention that on the day of the election I got intelligence that there would be a contest in the county, and I could not pay any attention to it; I was engaged with the preparations for the county afterwards.

43732. Mr. Boyle took your place then?—Well, I had a brother who was there too; but I was principally engaged in preparing for the county.

43733. In arranging how the cars should be employed, how did you manage?—I appointed them, and then we first recommended any young friends; they were all young men nearly at first. We intended to have it done by voluntary agents, and we thought we could get a sufficient number of volunteers; and then I commenced to pay some, and afterwards they were all paid.

43734. I suppose the account would show the names of all those?—It would.

43735. And the vouchers would show it also?—I gave him vouchers for every payment except some small items.

43736. Were any of the agents—for example, any of the 200—freemen?—I think not; I do not think they were.

43737. Were any of them relatives or sons of freemen?—I think they might have been.

43738. What class of men were they?—They were principally college students.

43739. You seem to have drawn largely from that source?—And friends of my own.

43740. And were any of the carmen freemen?—I do not think they were.

43741. However, the documents that Mr. Boyle had, if he has them still, would show all?—I gave him the name and address of each carman, and I never asked them whether they were freemen or were not.

43742. Did you ever hear that any other fund was in Mr. Boyle's hands except what was subscribed in Dublin here?—No.

Mr. John Netterville Gerrard.

43743. Was Mr. Boyle in Green-street any part of that day?—No.

43744. I suppose you were too busy to speak with any certainty—he was not in the office all that day?—He might have been an hour or two hours at Green-street, for all I know.

43745. Did you know Mr. Foster?—Yes.

43746. How long have you known him?—For about a year or two, or a year and a half; I think it was at some of the registration business, or something of that kind.

43747. I believe he attended generally to the county elections as well as the city?—I believe so; I was only engaged in one election, and he did not take any part in that that I know of.

43748. Did you see him on the day of the city election?—Well, I saw him one day, and I cannot tax my memory as to which day, and it was in the evening, at Dame-street, and he told me he was going to Derry, or had come from Derry; and he told me things were in a bad state, and that he was going down, or had gone down, to look after them; and it was either of the three days we were preparing for the county election.

43749. The county election was on the Saturday?—Yes.

43750. He went to Derry upon Wednesday evening?—Yes.

43751. Immediately after the city election—could it have been that night?—It might have been that night; it was one of the nights we were very busily engaged, and he came into the room where the clerks were working.

43752. It must have been that night, because Dr. Hall says that he only came back from Derry on the Friday night, and reached Saturday morning?—It must have been that night; and he said he was either going down or had come back.

43753. I suppose he talked about the result of the city election that night?—No, I did not speak to him—in fact, I did not speak to him at all; and I heard him say to some gentleman in the room that he was going down to Derry. I did not hear him speak of the city election at all.

43754. What did he say?—He said that things were in a very bad way there, and that the arrangements were very imperfect, and that he was going to look after them, and that a great mess had been made of it.

43755. Do you know to whom he said it?—I do not.

43756. Do you know who was in the office at the time?—Oh, there were several gentlemen in the office, and I could not give you an idea of whom he was conversing with. It was not to me he was speaking, but I just heard him mention that.

43757. Was it to your brother or Mr. Boyle?—I have not an idea of who it was.

43758. Did you see him after he came back?—No, I did not see him since at all.

43759. When did you first hear of any bribery at the election?—When I heard of the election petition was the first time.

43760. That was the middle of December?—Yes; in fact, I did not know anything about Capel-street till the petition was at trial.

43761. Once the petition was filed?—Yes, once the petition was filed.

43762. You never saw Mr. Foster since the time you have spoken of?—No, not since the time I saw him that evening in my office in Dame-street.

Mr. *John Malet Williamson*, solicitor, sworn and examined.

Mr. John Malet Williamson.

43763. Mr. LAW.—When did your connexion with Mr. Sutton and Mr. Julian begin last year?—Early in October, 1868.

43764. You were not employed upon the revision?—Oh, not at all; I never had anything to say to it in my life.

43765. Can you give us the time with any accuracy you joined—I suppose we may take it that it was about the time the staff moved from No. 3, Dame-street to No. 47?—No; they were there before I came.

43766. They joined about the 10th?—They were in possession of 47, Dame-street, when I went to Mr. Sutton.

43767. You were there rather more than a month before the election?—For a full month before the election, with the exception of one week.

43768. What week was that?—It was the week but one before the election; I was confined to my bed with a bad attack of lumbago.

43769. In the beginning of November?—Yes, in the first or second week of November; I was overfatigued and knocked up with a cold, and I was away for a full week.

43770. Were you associated with Mr. Sutton or Mr. Julian, or with both?—With Mr. Sutton alone. When I say alone, of course they were both together; but I was Mr. Sutton's principal assistant, I may say.

43771. And was Mr. White attached to Mr. Sutton?—He was.

43772. Just in the same way as you were?—Just in the same way as I was.

43773. Had Mr. Julian any assistants in the same position as you and Mr. White?—Well, no, he had not.

43774. I suppose, practically, you and Mr. White attended to his department as well as to your own?—I may say we took upon ourselves the entire management. Mr. Julian was conducting agent for Mr. Plunket, but we considered him only nominally so.

43775. Was Mr. Sutton there every day?—He was.

43776. I suppose the principal work, however, lay upon you and Mr. White?—Upon Mr. Sutton, Mr. Williamson, and Mr. White. Each took his share, and Mr. White took the out-door business, far more than Mr. Sutton or myself. I only went round to the wards on one occasion.

43777. Mr. White's duties were more outside?—Decidedly, he was a much stronger and healthier man than I was.

43778. Mr. Sutton and you were chiefly engaged indoors?—Quite so.

43779. What was Mr. Mortimer's department?—He was brought into the house at my instance and request, and he was brought in to give me any assistance that I might require; he was in the corresponding department principally.

43780. And he occupied a room different from the one you and Mr. Sutton occupied?—He did.

43781. He joined soon after you, I suppose?—Oh, he came along with me; I think there was not a week between us. He is a friend of mine.

43782. Is he a solicitor?—Oh, no, he is a private gentleman, a gentleman of the highest respectability; I wish we were all in the same position.

43783. This is Mr. Rudolphus Mortimer?—Yes, he is here in court.

43784. There is a Mr. Mortimer, a solicitor?—Yes, but that was a nephew of this old friend of mine.

43785. Mr. Mortimer had charge of the correspondence department?—Yes.

43786. And he had a clerk, Mr. Frazer?—I understood Mr. Frazer was drafted into the office, or into his particular office to assist him—how or wherefore I do not know.

43787. I suppose you saw him there?—I did many times.

43788. I presume that was before Mr. William Johnson was brought in?—It was.

43789. And when Mr. William Johnson was brought into 47, he joined the correspondence department also?—He did, so I understand. I will explain to you afterwards why I do not give you positive information about that was, that I took no part in it after Mr. Johnson came.

43790. When letters came directed to anybody in the establishment, Mr. Sutton, or Mr. Julian, or your-

THIRTIETH DAY.

January 3.

Mr. John Malet Williamson.

self or Mr. White, were they brought up to Mr. Mortimer's room?—No.

43791. What became of them?—All letters were brought up to Mr. Sutton's room. Mr. Sutton attended earlier in the morning than we did. He came down about half-past nine in the morning, and he opened all letters and classified them to a certain extent. Some of those letters he handed over to me, which he was not able to do, and I classified them into different classes, those which were applying for situations of different kinds in connexion with the election, and those which were asking for information generally, and when classified to a certain extent, they were handed to Mr. Mortimer to enter in a book which he kept for that purpose.

43792. But eventually the letters found their way up to Mr. Mortimer?—They did.

43793. And were registered by him?—They did, and were given into his charge.

43794. When a man asked for employment, and it was thought that a particular kind of work would suit him better than another, was there a note made on the letter of what he was fit for?—I wrote the word "check" and "tally" on the letters, and you will find them generally in my handwriting.

43795. Generally that was done without any reference to what the applicant asked for?—Totally so.

43796. Did the note in the margin denote that he was to be appointed to that office?—Certainly not; merely for Mr. Mortimer's information, to put him in a particular class in the book.

43797. I believe the letters were made up in bundles, or brought up in bundles to Mr. Mortimer, classified as you say?—No, sir, they were handed by Mr. Sutton to me, and by me handed *en masse* without being made up into bundles to Mr. Mortimer; and I believe he will tell you that he put them into bundles, and put them carefully into a box.

43798. Then, after Mr. Mortimer established himself there, and after he was joined by Mr. William Johnston, did Mr. Mortimer's box remain in the room?—I know nothing at all about it; I only went in there perhaps once in the day, perhaps once every second day.

43799. Had Mr. William Johnston ever a box there?—Well, I heard it stated at the petition trial here, and in the papers that he had. I did not know it.

43800. Were any instructions given to Mr. Mortimer or to Mr. Johnston to make any list of this correspondence, which was, of course of two classes—one in relation to people that wanted appointments, and the other to voters that lived in the country—was he directed to make any classification of the out-voters?—I think not.

43801. Did you hear whether he did or not?—I do not think he did.

43802. Did he make any list of voters that required expenses?—I do not think he did.

43803. Did you hear that Mr. Wm. Johnston did?—As I mentioned to you I heard it at the trial.

43804. How long was it after Mr. Mortimer established himself in that room that Mr. Wm. Johnston came and joined?—Ten days, I think. I should think about ten days.

43805. Do you remember where you yourself first saw Mr. Johnston in connexion with the election?—Yes, sir, I will tell you the whole history of it. At one time we were of opinion, on reading the section of the Act of Parliament, that we could legitimately pay for a voter who lived in the country or elsewhere his expenses going back from the poll, not coming to the poll. I then put myself in correspondence with Mr. Wm. Johnston. He having filled a similar situation.

43806. Where had he filled a similar situation?—At the county Dublin election, with which I had been previously connected.

43807. 1865?—1865.

43808. Did you know that he had been engaged in that particular department?—Yes.

43809. Did you meet him casually?—No; I went to his own office, in 3, Palace-street. That was the first occasion, and I saw him.

43810. And you asked him to undertake it?—Yes.

43811. And what did he say?—He, of course, at once accepted it.

43812. It was not intended to be voluntary or gratuitous?—Certainly, perfectly gratuitous.

43813. Do you mean that you asked him to give his time for nothing?—Certainly.

43814. When did you see him next?—I went then to him for four or five days consecutively, bringing him letters of out-voters that we had received each day.

43815. Where to?—To No. 3, Palace-street.

43816. Those letters from out-voters were first carried by you to Mr. Johnston's office in Palace-street?—To No. 3, Palace-street, to his own private office.

43817. About how long did that system go on?—About a week I should say.

43818. At the end of that time did you tell Mr. Johnston that he had better communicate with Mr. Foster?—No, I never told him so.

43819. Did you mention Mr. Foster's name at all to Mr. Johnston?—Positively never did.

43820. Did you mention his name to Mr. Alma?—Never; I wont say I did not mention his name, but I never mentioned it in connexion with the election.

43821. How soon was the office in Eustace-street taken?—I cannot say exactly, but it was an understood thing with Mr. Johnston that he was to take an office where this business was to be carried on.

43822. Who was to supply the funds?—I presumed that I was answerable to him for any expense for any office he might take.

43823. Did you intimate to Mr. Johnston that he should have the assistance of anybody?—No.

43824. Did you understand from him, or from anybody else that an office was taken in Eustace-street?—I understood from Mr. Johnston—he told me. He consulted me about taking the office.

43825. Did he intimate to you what was to be paid for it?—I do not recollect that he did.

43826. But you were aware of the office in Eustace-street?—I was aware of it. He consulted me.

43827. Did he about that time mention the name of Mr. Foster or any other person he consulted?—No.

43828. He did not mention Mr. Foster?—No; because I was the person that was instructing him at the time.

43829. Did you see what he swore on Saturday?—I have not read his evidence.

43830. He swore, as a matter of fact, that after the first occasion on which you and he spoke, and before the matter was settled, you told him to put himself in communication with Mr. Foster?—That is not the fact. My connexion with Mr. Johnston with reference to the out-voters' business was broken up entirely, and I ceased to have anything to say to it.

43831. You looked after it after?—I did not.

43832. So Mr. Johnston says?—I do not mind what he says. I unfortunately heard his evidence at the trial of the petition, but I do not think he was in a state to give much information.

43833. You knew Mr. Johnston well?—Since I was a child. He happens to be a cousin of my own.

43834. You chose him because you trusted him?—Because I considered him an honourable gentleman; a man that I could trust to do any business that a gentleman might be intrusted with.

43835. But there was nothing in that work demanding special confidence; any clerk might have done it?—No; because we had to intrust a large sum of money to him.

43836. But was it intrusted to him for the purposes of the out-voters?—Certainly; we were of opinion it was a legal thing to pay expenses back from the poll.

43837. Who told you it was not legal to pay expenses coming?—Mr. Goodman said he was informed that it was a thing that could not be carried out. I was directed, or understood, that the thing should not be done. I went to Mr. Johnston's office in Palace-street, and got up all the letters and correspondence that had taken place.

43838. That was before the office in Eustace-street was taken?—Yes. No I do not think it was. He had been in communication about the office at the time. I understood he had arranged about taking it; he had not actually removed.

43839. Did you know afterwards that he did move to Eustace-street?—No.

43840. Did you not hear afterwards that he was in Eustace-street?—Except at the trial I did not; when I took back the papers from him I ceased to have any knowledge from him.

43841. When did you take back the papers from him?—In about a week after I first spoke to him.

43842. When did he consult you about the office in Eustace-street?—Within a day or two after I first instructed him. I cannot fix the time accurately.

43843. It is a misfortune ——?—It may be a misfortune for your inquiry, but it is not for me; because at the time I had many hundred things on my mind.

43844. Was there no written correspondence about the office?—Not that I know of.

43845. When he consulted you did you tell him not to take the office?—No; I told him to do so a few days after.

43846. When you took up the papers did you tell him he was not to take the office?—No; I told him the whole thing was broken off.

43847. You said he was in course of making a contract for the office?—At the time certainly.

43848. Are you certain you told him not to take the office?—Positively, I did not tell him in those exexpress words; you must not put words into my mouth.

43849. Of course not; but we must get definite ideas from words?—I give you definite answers. Kindly ask me and I will give you an answer.

43850. I do not ask you what words you actually used; but did you give him plainly to understand that he was not to take the office?—I gave him plainly to understand that if he had taken the office he was to get out of the engagement as well as he could.

43851. Of course we do not want the very language used; only as near as you can go?—You will excuse me when I said I do not wish you to put words into my mouth. I shall give you as definite an answer as I can. I apologise for what I said.

43852. I gather you clearly did give him to understand that this incipient contract was to be broken off?—Certainly.

43853. Did you hear within the next eight or ten days that he had actually established himself in Eustace-street?—I did not.

43854. Did anybody tell you he was there?—No.

43855. Did you ever hear from Mr. Alma that Mr. William Johnston was in an office in Eustace-street?—I do not think I did. I am almost certain I did not.

43856. Did you read Mr. Alma's evidence on Saturday?—I did not read it because I have not good sight. I heard it spoken of.

43857. Mr. TANDY.—It may have been read to you?—I cannot say it was. I heard it spoken of in the train coming into town this morning.

43858. Mr. LAW.—I suppose you were subsequently aware that rooms were taken in 24, Dame-street?—No.

43859. Not aware of it?—No; I was aware that Mr. Johnston was brought into No. 47.

43860. Who brought him in?—Mr. Goodman, I believe, brought him there.

43861. As a matter of fact were you aware he was coming in before he came?—No; because when I took up the correspondence from him I broke off the arrangements with him.

43862. Did you hear from Mr. White that Mr. Johnston was coming into No. 47?—No.

43863. You saw him, of course, when he did come?—I saw him the day he came in, or the day after.

43864. Did Mr. White ever tell you anything about Mr. Johnston's being there; or what brought him there, or what he was to do there?—No.

43865. Mr. MORRIS.—That is in No. 47?—Yes.

43866. Mr. LAW.—However you saw him there?—I did continually.

43867. Did you ever ask him anything about how he had got out of the contract he had entered into to take the rooms in Eustace-street?—No; I understood he paid the money.

43868. When did he tell you that?—I am after saying I understood it. I do not know whether it was from him, or in what way.

43869. He says he applied to you afterwards for the £10 he paid out of his own pocket to get out of the bargain, and that you told him he should go to Mr. Foster for it?—I never said it.

43870. Did he apply to you for payment?—He asked how was he to get payment, and I said it was a thing he should wait for.

43871. When was that?—After the trial of the petition.

43872. Why should he wait; if he paid the money what was the difficulty about it?—The reason is obvious.

43873. Why?—There was a petition and the report.

43874. But you say it was after the trial of the petition?—Yes.

43875. Then what was the difficulty; there was nothing wrong in carrying on a proper correspondence; there was no harm in that; why wait, then?—Because I could not know where on earth the money was to come from, and it should remain for some time to make inquiries, which could not of course be made pending a commission of this nature.

43876. So far as the law was concerned, taking the room was a perfectly harmless thing?—Well, that was the answer I gave him, that he should wait.

43877. Did you intimate to him that he should apply to the sources from which the money was to come for paying the out-voters?—No.

43878. Did you mention Mr. Foster's name to him in connexion with it?—I did not in connexion with that or any other purpose.

43879. Was the money paid to him?—No, not that I know of.

43880. Mr. TANDY.—You said you considered you were answerable to him for the amount?—At that time; I suppose I am still answerable.

43881. Mr. LAW.—It was at your suggestion he acted?—Certainly, it was by my instructions.

43882. It was a very innocent matter so far as you state it. A room was taken for the purpose of carrying on a legitimate correspondence with out-voters. It would be a very roundabout way to get at bribery to allege that the payment of the rent of a room amounted to it. I cannot understand what difficulty there was then?—If you were in the position in which we were, you would be very cautious about making any payments.

43883. Did you ever see Mr. Crosthwaite?—I have known him for many years, but I did not see him in connexion with the election.

43884. Did you see him within a month of the election?—Certainly not.

43885. Did you see Mr. Alma within a month of the election?—I see him nearly every day of my life. He is an old friend of mine. We live on the same line of railway, and we come in and out constantly every day.

43886. Do you state positively that on no occasion did Mr. Alma, during these drives with you into or out from town, or at any other time, intimate to you that he was in an office with Mr. Crosthwaite carrying on this correspondence?—I do not mean to say that, because he did intimate the fact to me when the petition was going on.

43887. But during the election did he?—Positively not. I never knew anything about it until after the petition was filed.

43888. Mr. Alma lives at Blackrock?—Near Blackrock, and I live at Monkstown.

43889. Mr. TANDY.—Do you say that until the election was over you never heard, or had reason to believe, that either Mr. Alma or Mr. Crosthwaite had any office in 24, Dame-street in connexion with the

THIRTIETH DAY.

January 3.

Mr. John Malet Williamson.

election?—That is my positive swearing; I had no knowledge of it directly or indirectly.

43890. Mr. LAW.—I suppose Mr. Johnston was obliged to pay the £10 before he got clear of Eustace-street?—I should think so.

43891. In course of meeting him every day before the election did he never speak to you about it?—He never did.

43892. Mr. MORRIS.—And you did not know that he had taken No. 24, Dame-street, at all?—No.

43893. Mr. LAW.—Or that he had to pay anything for getting out of Eustace-street?—Not before the petition; after I did. Though I was in the house with Mr. Johnston, and saw him continually, I do not think I spoke two words to him once I broke up that arrangement.

43894. It is strange that a man being obliged to pay £10 at your instance did not tell you of it?—Nothing strange in it; he had every reliance upon me that if he was left in the lurch for it that I would make it good to him. We were close relations.

43895. That would make it all the more natural that he should tell you?—No; I do not think so. I was so occupied that I really do not think I had time to say a word to him.

43896. Mr. Alma never told you that he was helping at the election—is that so?—I do not mean to say that we may never have had a conversation. I believed he was connected with it, because I saw him in Halston-street on the day of the election.

43897. But when you were driving into town daily together for three weeks before the election—for that period in which, at all events, Mr. Alma was in charge of the office in Eustace-street, and afterwards in 24, Dame-street?—I may say I don't think I ever met him once in that time; because I came in by the half-past eight or nine train, and he came in later.

43898. I thought you gave me to understand you travelled to town with him daily?—No; I said I knew him, and met him coming in on the same railway for years.

43899. Will you swear you did not meet him on some of your many journeys into town?—I swear I did not meet him that time.

43900. At all coming into town?—I will not say I did not meet him at all.

43901. Did you know before the 18th November that Mr. Alma was engaged in assisting at the election?—I told you before I did not in any way.

43902. And when you saw him in Halston-street on the day of the election did it surprise you?—No.

43903. Why?—I cannot answer that question.

43904. Did you not see him pacing up and down for eight hours that day?—No; not for eight hours of the day. My business did not lead me to see him for eight hours that day.

43905. Did you see him any time you were there?—I did see him on three or four occasions at different hours of the day.

43906. As you had not known he was employed at the election, did it not occur to you to say what he was doing there?—No; I had plenty of my own business to mind without stopping to speak to him.

43907. You were intimate friends, you know; it would be natural for you to ascertain what he was doing there; you did not know he was helping at the election before that?—I did not.

43908. Nor that Mr. Crosthwaite was helping at the election?—I did not.

43909. Mr. MORRIS.—In fact No. 24 was a complete blank to you?—I knew nothing at all until after the petition was filed of an office in 24, Dame-street.

43910. Mr. LAW.—Did you ever ask Mr. Johnston yourself before the day of the election how he got out of the contract for the rooms in Eustace-street?—I did not.

43911. And he never spoke to you about it either?—No; not until after the petition.

43912. But before the election I am speaking of?—He did not.

43913. Did you believe that all the correspondence with the out-voters had ceased at the time you took up the papers from Mr. Johnston?—I did not; but I ceased to have knowledge about it.

43914. You knew then after that correspondence with out-voters was going on?—Yes; because when I heard that Mr. Johnston was brought into the house, I understood that he and Mr. Mortimer were carrying it on upon a different principle, but I ceased to have anything to do with it.

43915. Did you understand that anybody was making out a list of persons requiring travelling expenses?—I did not.

43916. Did you understand that Mr. Johnston was?—No.

43917. On the first occasion, when you brought him the letters, what was he to do?—The letters were brought to him to make out an accurate list of the out-voters and their proper addresses.

43918. When were the printed books we had here first made out?—I know the book to which you allude—the small pamphlet.

43919. When was that first made out?—I suppose some three weeks before the election.

43920. Was it not placed in Mr. Johnston's hands for the purpose of carrying on his correspondence?—Certainly; I think I placed one or two copies in his hands; but that list was made out from the Clerk of the Peace's list as I best recollect.

43921. But when that small printed book, being a list of out-voters, was handed to him, was that before he went to Eustace-street—It was.

43922. Was he to send letters to all these people?—Yes; at least that would be consequent upon it.

43923. Is that the book you gave him—(*produced*)?—That is the book.

43924. That is the very book?—I should think the very book; there is his handwriting, William Johnston, on it.

43925. When you gave it to him there were some few addresses altered—you see some corrections there in red ink?—I do not know in whose handwriting that is; but I suspect that it was altered before I gave it to him. These names were taken from the Clerk of the Peace's list; letters came in from out-voters, giving addresses, and the addresses in the book were altered.

43926. Mr. TANDY.—When you got back the letters and papers from Mr. Johnson, did you get back these books?—I did—I could not say, indeed; because there were some fifty of those published, and I could not say whether I got back this exact book or not.

43927. Mr. LAW.—You thought you put an end to Mr. Johnston's employment altogether, within two or three days after you first spoke to him?—Within a week or eight days.

43928. Had circulars been sent out to the out-voters before you placed the matter at all in his hands?—There had.

43929. And the letters you placed in his hands were the answers to those circulars?—Yes.

43930. There are a number of red ink "ticks" opposite to certain names; are those to identify the persons to whom letters were sent?—Yes. I should think those were persons to whom circulars were sent.

43931. But I suppose you did not send circulars to everybody?—To every name on the Clerk of the Peace's list.

43932. Do you mean all out-voters?—Every out-voter, no matter what his politics; we did not know but we might be able to catch one.

43933. Mr. MORRIS.—You mean the whole list of voters, including all classes?—Yes, that is the usual way; I have received circulars myself from Mr. Pim and Sir Dominic Corrigan; I mean everyone.

43934. Mr. LAW.—Of course you sent circulars to everybody—but when you got this excerpt from the Clerk of the Peace's books as to certain out-voters, did you send letters to every man on that?—No, I did not; that is the conducting agents department; I sent no special circulars to out-voters at all.

43935. You went as representing the conducting agents to deal with Mr. Johnston, and placed a list of out-voters and their correspondence in his hands—you

gave him the document for that purpose—when you gave it to him did you, as a matter of fact, explain to him that these red ink ticks represented the class of out-voters to whom circulars were sent?—I cannot exactly answer that.

43936. But he did make out a list of persons who wanted their expenses paid?—I presume he did after he came to 47, Dame-street.

43937. When he came to 47, Dame-street, were not the letters from out-voters brought up to that room and handed to him?—All letters were handed to Mr. Mortimer in the first instance, who handed over, I presume, to Mr. Johnston the letters from out-voters. Mr. Mortimer was given all the correspondence after it passed through Mr. Sutton's hands and mine.

43938. In your examination before Judge Keogh there is this: "When was it that you handed them to him?" (*That is, the out-voters' letters to Mr. Johnston.*)—"To the best of my recollection, more than a fortnight before the day of election. But when you brought the letters first to Mr. Johnston was not it to make out a list of the voters who required their travelling expenses to be paid?—It was. Then did you see Mr. Johnston enter their names in a book?—I did not." You don't know whether they were entered or not. Did you understand that Mr. Johnston was preparing a list of out-voters who required their expenses to be paid?—I did understand it of course, he was to make out a list of those who required their expenses to be paid.

43939. Was that after he came to No. 47?—I do not know; before Mr. Johnston sent out any circulars at all, I broke up the arrangement I had made.

43940. But when you found Mr. Johnston brought into No. 47, you said you understood that he came there on the business of corresponding with out-voters?—Certainly.

43941. Did you understand whilst he was in No. 47 that he was making a list from the letters of such of the out-voters as required their travelling expenses paid?—I did not, now I do.

43942. What did you mean by saying you understood he was preparing a list of out-voters who required their expenses?—When I brought the letters to Mr. Johnston, to No. 3, Palace-street, I believed it was legal to pay the voters' expenses from the poll.

43943. But after you found that the travelling expenses could not be legally paid, and when you knew that Mr. Johnston was in 47, Dame-street, looking after the out-voters' correspondence, did you not know that he was making out a list of voters who required to be paid their expenses?—No, I ceased to interfere in that department altogether.

43944. Who looked after it?—If anyone did, I think it was Mr. Goodman; I refused to have anything to say to it, because it was taken out of my hands.

43945. Who took it out of your hands?—Mr. Goodman said it would not answer in the way it was being carried out; and I ceased to have anything to say to it.

43946. Did he say it should be carried on in a different office from No. 47?—No.

43947. Did you mean that it was not a legal transaction?—I meant if it was an illegal transaction the whole thing should cease.

43948. Did you suspect it was illegal?—Not upon that day.

43949. At the time Mr. Goodman interfered did you suspect it was an illegal transaction?—When Mr. Goodman told me he was advised it was illegal I did believe it.

43950. When Mr. Goodman took the thing out of your hands by interfering to have the correspondence carried on in a different way, did you at that time understand that the correspondence was illegal?—I was not aware—and please, sir, do not again, put words into my mouth which I have not used. What I say is that when Mr. Johnston was brought into No. 47, Dame-street, though I had a suspicion he was brought there to continue the correspondence with out-voters, I had no knowledge whatever of what he was doing.

43951. Your language would lead one to think you were a little bit annoyed with Mr. Goodman's interference?—I was not annoyed; I said I would have nothing to say to the correspondence with the out-voters as to paying their expenses.

43952. Did Mr. Goodman ask you to do it?—No.

43953. Did you look after matters in Mr. Mortimer's room—who had charge of that?—I don't think there was any person overlooked it, for I believed that Mr. Wm. Johnston was brought in as head of the office.

43954. Was he under or above Mr. Mortimer?—Well, I consider he was over him.

43955. Do you believe Mr. White looked into that room or interfered in it?—I am sure he looked into the room very often, but I cannot tell whether he interfered in it, if you, Mr. Law, had anything to say to an election of the magnitude of the city of Dublin election, you would take care to keep to your own department and not meddle with others.

43956. Had you any particular reason for not meddling with others?—I had not.

43957. Did you suspect that anything wrong was going on?—I did not. I knew there was special correspondence with out-voters.

43958. What did you think that special correspondence was?—To urge them to come up to vote.

43959. Did you in your conscience suspect there was anything more than asking or pressing them to come up to vote?—On my conscience I did not.

43960. Did you suspect there was any intimation given to any out-voter that his expenses would be paid?—I did not.

43961. At any time after you found it illegal?—I did not.

43962. What was the special correspondence?—Special letters sent to out-voters at a distance, informing them of the day of the election, and urging and entreating them to come up and vote.

43963. Did you ever see any of the letters that were brought to the office, addressed to Mr. Sutton, or Mr. Julian, or Mr. White, or yourself? Did you open any of them?—I mentioned before that Mr. Sutton opened the letters in the early part of the day.

43964. No matter to whom they were adddressed?—Yes. There was no letter addressed to me.

43965. You sat in the room with Mr. Sutton; Did he show you letters addressed to himself?—Everyone of them. I may say every letter passed through my hands.

43966. When Dr. Murray for instance wrote from Belfast, and asked for expenses and suggested that he might in fact have an imaginary patient or two, to visit—did you see that letter?—I don't remember that I did, but I may have seen it.

43967. If you saw such letters, did you then begin to suspect or infer that there was something strange about the correspondence?—I did not. A number of people applied for expenses. I am sorry to say the more respectable they were the more they applied.

43968. You knew that a great number of out-voters were applying for expenses?—No question of it.

43969. Did you suspect that Mr. Johnston was supplying answers?—I knew he was to send further circulars to them; not answers.

43970. Did you ever ask to see any answers?—I saw them.

43971. You saw a printed circular, but did you ever ask what answers were sent to particular letters?—I did not, because I believed that Mr. William Johnston had no instructions from anyone legitimately connected with the election, to make any promise of any kind—on the contrary, I believe he had positive instructions not to do so.

43972. Did you ever see Mr. Foster at the committee-rooms?—On one occasion I met him on the stairs. I was going away about 5 or 6 o'clock and met him going up.

43973. He was a friend of yours?—I have known him for the last twenty-three or twenty-four years. He was a tenant of mine, and has been for years. I have known him since he was a clerk in the office where I was doing business.

43974. You knew he was taking a great interest in the election?—He has taken a great interest in every election, both in the city and county for many years.

43975. Mr. MORRIS.—If Mr. William Johnston stated that you referred to Mr. Foster in connexion with the Eustace-street business—would he be correct?—I must positively say I never referred to Mr. Foster in the matter.

43976. Mr. LAW.—Did you in any conversation with Mr. William Johnston in relation to this correspondence with the out-voters mention Mr. Foster's name?—I beg pardon, I did not catch the question.

43977. Did you ever mention to Mr. William Johnston the name of Mr. Foster in connexion with his intended employment by you in corresponding with the out-voters?—I believe I did not.

43978. Will you swear you did not?—I will swear I did not.

43979. Did you ever see the lithographed circular that was sent to the out voters?—Not till after the election—till the petition was filed.

43980. The circular signed "J. Wilson Johnson"?—That is the one I allude to.

43981. Did you never happen to see Mr. Crosthwaite in the interval of a fortnight or three weeks he was at work?—I admit I was never aware that Mr. Crosthwaite was connected directly or indirectly with the election till after the petition was tried.

43982. Nor were you aware that Mr. Alma was connected with the election till you saw him in Halston-street?—Certainly not. In point of fact, Mr. Alma expressed himself to me very much astonished two or three times that he was not asked to take part in it.

43983. Did you understand that any letters, or persons with letters were sent over from 47 to 24, Dame-street?—I never knew of such a thing being done—never heard of it till after the election was over.

43984. Tell me what were the instructions you gave to Mr. William Johnston in the first instance, when you went to Palace-street to give him certain letters?—I told him to correct the printed list you have referred to with the letters I brought on that occasion, and which I would bring him from day to day, and he prepared of course to send out the circulars to the out-voters, requesting them to come up to vote, and to act according to the further instructions I would give him.

43985. Did you give him any instruction to prepare a draft form of circular?—I did not.

43986. Did he ever tell you he had prepared it?—I should think he did.

43987. When?—I think when I went to break up the arrangement.

43988. Did he show it to you?—I don't think he did; I may say he did not. I will not say positively he did not, but I have no recollection of having seen it.

43989. As I understood, you took the letters from him?—Took all the letters from him.

43990. Was it previous to that, or upon that occasion, that he told you he had taken the office in Eustace-street?—As well as I recollect he told me he had; in fact, I am almost certain on one of the occasions I was with him he told me he had taken the office.

43991. Did you provide him with a box with lock and key to keep his papers in?—I have no recollection of having done so. I think he provided himself with a box as part of the expenses of course.

43992. Were you ever in the offices in Eustace-street?—I went with him on the occasion he was looking for them to take them. It was on one occasion, when I went with a bundle of letters to him, he asked me to go to Eustace-street to see the rooms he was about taking.

43993. Was that in the week during which matters were in the condition you state in Palace-street?—Yes.

43994. You went and saw the rooms?—Yes.

43995. Was that the occasion upon which you broke off the arrangement?—It was not.

43996. You knew the place was taken?—It was taken.

43997. Can you give us any idea how many days it was after the offices were taken in Eustace-street that you broke off the arrangement?—Well, as well as my recollection serves me, I should think it was a day or two after that.

43998. Did you ever understand that the office in Eustace-street would not answer because of an agent of the opposite party having offices in the same house?—I heard that since, but not at the time.

43999. When did you first hear that Mr. Alma or Mr. Crosthwaite had anything to do with Mr. Wm. Johnston?—Not till the petition was filed.

44000. You say you saw Mr. Foster one day on the stairs of 47, Dame-street; about how recently before the election did you see him anywhere?—I don't think I saw him anywhere for several days—four or five days.

44001. Where did you see him last before the election?—I think the last time I saw him was on the stairs in 47, Dame-street, some three or four days before the election.

44002. The time before that, where did you see him?—I think he called into my own office on one occasion, at 70, Middle Abbey-street.

44003. What did he call about?—I mentioned I was laid up for a week or ten days before the election, and he called in to make inquiries after my health. I saw him on that occasion.

44004. Were you laid up in your office?—No; in my own place in Monkstown, but I happened to go to the office one afternoon about three o'clock, and he knew my hours and came to see me.

44005. I suppose you had some conversation about the principal topic of the day—the coming election?—He certainly did ask me how they were getting on in 47, Dame-street.

44006. Did he ask you how you were getting on with the freemen?—He did not.

44007. Did he mention Mr. Harris' name?—No.

44008. Nor Mr. Crosthwaite's name?—No.

44009. Nor Mr. Johnston's name?—Nor Mr. Johnston's name.

44010. Tell us what he said on that occasion?—It is utterly impossible to recollect what he said on an occasion of that kind. He came on a friendly visit, and to make inquiry about my health.

44011. Did he refer to the election?—He spoke generally about how we were getting on at 47, Dame-street.

44012. Did he make no allusion to arrangements with the freemen?—He positively did not.

44013. Did he say how are you managing with the out-voters?—He did not.

44014. Do you remember the day of the election?—Yes. I came into town by the six o'clock train that morning.

44015. What time did you come to Green-street?—I went to 47, Dame-street, and from that I came to Halston-street, and arrived here at half-past seven o'clock. The polling commenced at eight.

44016. Did you see Mr. Foster that morning?—I met Mr. Foster in Halston-street between half-past eight and nine o'clock.

44017. Did he introduce you to his friend Dr. Hall?—He did.

44018. On the steps of the court-house?—No, walking up and down between the steps of this place and North King-street.

44019. You saw Dr. Hall, I presume, frequently during the day?—I saw him there upon more than one occasion during the day.

44020. Do you recollect about nine o'clock or a little after, subsequent to this introduction, going over to Dr. Hall and telling him Campbell wanted to speak to him?—I have no recollection of anything of the kind, nor I did not do it.

44021. Will you swear you did not speak to Dr. Hall about Campbell by name or otherwise?—I will.

44022. I must ask you that in Dr. Hall's own words. Did you tell Dr. Hall "That man," pointing to Campbell, "wants to speak to you"?—I did not.

44023. Did he say to you, "What does he want to speak to me about?" And did you say, "Oh, hear what he has got to say"?—I said no such thing.

44024. Nothing like it?—Nothing like it.

44025. What did Mr. Foster say to you when he introduced Dr. Hall to you?—Merely introduced Dr. Hall as one gentleman would be introduced to another.

44026. Did he not say anything?—No.

44027. "Dr. Hall, Mr. Williamson"?—That was all—a merely formal introduction.

44028. How long did Mr. Foster remain?—I don't think I was speaking to Mr. Foster for more than two or three minutes, because my business was all round the place here. Mr. White and I had charge of the whole place here, and we had a large amount of business to do. We had to see that men were in their places. Some inspectors and tally-clerks were not in their booths, and we had to supply their places.

44029. You and Mr. White were about the place all day?—The whole day.

44030. I have told you substantially the words that Dr. Hall swears passed between you and him about Campbell, but as I gather from you, you had no conversation at all with Dr. Hall that day?—I spoke to Mr. Hall once or twice during the day.

44031. Did you on any occasion say anything to him to the effect that Campbell wanted to speak to him?—I did not.

44032. In any conversation you had with Dr. Hall that day did you allude to Campbell directly or indirectly?—I am almost positive I never did.

44033. Did you speak to Campbell that day?—I think coming about between one and two o'clock Campbell came up to me in Halston-street and spoke to me.

44034. Did you speak to him about nine o'clock?—I did not.

44035. Did he speak to you?—He did not.

44036. Did you, after speaking to him, go to Dr. Hall and come back again?—I did not.

44037. What were you speaking to Campbell about between one and two o'clock in the day?—Campbell came up and spoke to me.

44038. What did he say?—He asked me would I put him in the way of any arrangement about the freemen—something to that effect. I said to him I knew nothing at all about it.

44039. Did you indicate to him who did?—I did not. He asked me did Dr. Hall know anything about it, and I told him I did not know anything about Dr. Hall.

44040. Did you not know him then?—I mean I did not know anything in reference to Dr. Hall having anything to do with that.

44041. Did Campbell after that intimation go over to Dr. Hall?—I did see him go over, and Campbell came back and told me Dr. Hall knew nothing at all about it.

44042. What did you say to that?—I said nothing at all. I passed away about my business.

44043. You saw Dr. Hall walking about all day?—I may say I did all day—that is, I met him several times during the course of the day.

44044. What did you think he was doing there?—Really I did not form an opinion on the subject.

44045. Did it strike you as strange to see him there?—No; because I saw a great number of people loitering about in the same way.

44046. Did you see a great number of elderly gentlemen like Mr. Alma loitering about?—I rather think I did. A great number of people interested in the election keep about a place like that all day.

44047. Did you observe that Dr. Hall and Mr. Alma kept pretty much on the same beat?—I did not remark that till you called my attention to it. I never saw them speaking to one another.

44048. What I ask is did you see them each keeping in pretty much the same places?—I think not. That is my recollection. I think Dr. Hall walked in one place, and Mr. Alma in another. My recollection is that I met Dr. Hall and Mr. Alma—each time I met them during the day in about the same place.

44049. Do you say you met them together?—I most distinctly say the contrary. I say I met them, each on his own particular beat, and I never saw them speaking. I say that every time I saw them during the day, I saw them on or about the same beat.

44050. And seeing them, whenever you did see them on that day on the same beat—and one of them an elderly gentleman, not calculated for much walking, but who was on the same beat that day for some eight hours—did you think it remarkable?—I did not, indeed.

44051. Did you speak to Mr. Alma that day?—I did, three or four times during the day.

44052. Did you speak to Dr. Hall?—Twice only during the day.

44053. Did it not strike you as a remarkable thing that each of these gentlemen should be on his own "beat"—to use your own expression—for seven or eight hours that day?—I have sworn already it did not.

44054. Did you see anybody except these two gentlemen on a "beat" for six or eight hours during that day?—I should not have made use of the word "beat" except that whenever I saw them, it was in the same place. And as to my noticing them, I may observe that they have been spoken of a great deal. I do not remember any other person. I may safely say this, that a great number of people kept loitering about in or about the same place that day.

44055. Did Campbell not speak to you before one o'clock in the day?—He did not.

44056. At all?—He did not. I won't say at all—because the man came rushing up and down into the tally-rooms we had in the Temperance Hall, but I do not recollect that he ever spoke to me—certainly never on a matter of business.

44057. Do you carry a snuff-box?—Not now.

44058. Did you then?—I carried a tin.

44059. Had you a tin snuff-box that day?—I had.

44060. Did you give a pinch of snuff to Campbell? It is exceedingly likely he may have taken a pinch of snuff out of the box.

44061. Did you offer a pinch to Campbell then?—Positively not. I think he put his finger into my box on one occasion I was taking a pinch myself.

44062. You did not hold the box to him?—No. He got a pinch and Dr. Hall took a pinch.

44063. Were those two pinches close upon each other?—Not within half an hour.

44064. Could you tell us about what hour of the day that was?—I think the time Campbell spoke to me was in or about one o'clock. Certainly not earlier, and may be it was on to two o'clock.

44065. Was it not till then he put his finger into your box?—That was the time.

44066. Was it before or after that you offered the pinch to Dr. Hall?—Before that.

44067. What distance of time was between them? I could not give further information.

44068. I do not want to pin you to a minute, or five minutes. About what hour was it?—I think I met Dr. Hall and spoke to him twice in the day, about eleven or half-past eleven o'clock, and I spoke to him later in the day.

44069. Can you tell us what distance of time at least there was between the time you gave Dr. Hall the pinch of snuff and the time that Campbell took the pinch?—I could not say. Certainly from half an hour to an hour.

44070. When Campbell put his finger into your box, did you object?—I did not prevent him or object to his taking it.

44071. Was he in the habit of doing that?—Certainly not.

44072. Did he ever do it before?—Never; but people do a great many things at election times that they do not do at other times.

44073. Mr. TANDY.—Have you a distinct recollection of having offered a pinch of snuff to Dr. Hall?—

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I don't think I offered a pinch to either, but as I was taking snuff during the day Mr. Hall took some.

44074. Mr. LAW.—Do you recollect, as a matter of fact, that you did offer the snuff box or tin to Dr. Hall?—Before Campbell put his finger into it.

44075. You do remember offering a pinch to Dr. Hall?—I do perfectly and distinctly.

44076. Do you remember distinctly that was before Campbell got the pinch?—Before.

44077. And at least half an hour before?—At least.

44078. You remember, however, as a matter of fact, that Campbell put his finger in and took a pinch?—Yes.

44079. And that Dr. Hall took or got a pinch on more than one occasion. I really do think he did on two occasions.

44080. When was the second?—I suppose it was about an hour after I gave him the first pinch. Very likely I may have stopped to speak to him again, and I took out the box to take a pinch.

44081. What interval was there between the time you gave him the first pinch and the time Campbell got the pinch?—Certainly half an hour. There was about an hour between the two occasions I met Dr. Hall.

44082. Was Campbell's pinch close on Dr. Hall's second pinch?—No; it was in or about the middle of the time between Dr. Hall's first and second pinches.

44083. You will confine the interval between Campbell's pinch and Dr. Hall's second pinch?—I would say half an hour. I say it was an hour between the time I first gave Dr. Hall a pinch and the time I gave him the second.

44084. What distance of time was there between the time you gave Dr. Hall his first pinch and the time Campbell put his finger into the box?—I think half an hour.

44085. You said from half an hour to an hour?—You are pressing me on a point I cannot recollect.

44086. You are contradicting two men on their oaths, therefore we must be clear about this. Will you swear you had no conversation with Campbell before you gave a pinch of snuff to Dr. Hall either the first or second time?—I have sworn already that when Campbell took the first pinch of snuff on that occasion he asked me whether I knew anything about arrangements with the freemen. He said there was a number of men holding back, and he wanted to know what was to be done with them. I told him I knew nothing about them.

44087. After that did you give Dr. Hall a pinch of snuff—I do not care whether it was the first or the second?—I think it was. In fact I may say it was.

44088. And not very long after?—In or about half an hour as I recollect. It may have been an hour.

44089. Did Campbell go over to Dr. Hall and come back and tell you what he said?—He did not. He told me after I left the place. I did not remain to see whether Campbell went to him, but on a subsequent occasion Campbell told me Dr. Hall said he knew nothing about that. That all took place in Halston-street.

44090. How long after Campbell first spoke to you?—About two o'clock in the day.

44091. How long was it after the first conversation with Campbell?—Once every hour I went the rounds. Mr. White and I divided the polling booths into two departments. He took the booths in the Court-house, up and down stairs. I had the booths outside, and in the witnesses' rooms, and in Halston-street. We went round every hour to take up the totals from the different inspectors, in order to send the reports of the poll to the central office, 47, Dame-street. It was on one of these occasions Campbell first addressed me, and on the next occasion he addressed me.

44092. Was there an hour between the two?—I think an hour.

44093. That is a short answer?—In the other answer I was explaining the reason I was in the street.

44094. When Campbell asked you about Dr. Hall what did you say?—As well as I can recollect the words I told him in the most positive way, I knew nothing at all about it.

44095. What did he ask you?—He asked me something about whether I knew Dr. Hall knew anything about it.

44096. Did he ask you the first time what was to be done with these freemen?—He did not. He first introduced the subject, and asked me did I know anything about any arrangement being made for the freemen. I told him I did not.

44097. Then he said, "Does Dr. Hall?"—Yes.

44098. What did you say?—I said, I did not know whether Dr. Hall did or did not, as well as I recollect my words.

44099. Why was Campbell's attention directed to Dr. Hall?—I know nothing about it. Campbell seemed to me, from what I have seen and heard since, that he was a very observing man; he had an object in view and he was looking about for information.

44100. That is your speculation?—It is not a speculation. It is an opinion I formed.

44101. You had been introduced to Dr. Hall before that?—I was introduced about nine o'clock in the morning to him.

44102. You were introduced by Mr. Foster who was Dr. Hall's principal in the matter?—Yes.

44103. Did it strike you as strange that Campbell should ask you, who had been introduced by Mr. Foster to Dr. Hall, whether Dr. Hall had anything to do with this matter?—It was not an unlikely thing he should ask a person so much connected with the election as I was.

44104. Mr. MORRIS.—So far as you knew, Dr. Hall and Campbell were strangers?—As far as I knew they were. I never saw Dr. Hall in my life before to my knowledge.

44105. Mr. LAW.—As you were very much about the street, did you hear any rumour of money or tickets going amongst the freemen, or expectations of them?—I would be prepared to say I did not hear that. There were freemen that were likely to expect to be paid.

44106. Did you observe or hear anything on the day of election, say before one or two o'clock, that led you to believe there were freemen holding back expecting to get some consideration?—On the contrary, although I saw a number of men standing together in bodies, I had no reason to think they were holding back, because I knew from the state of the poll the freemen had gone up and done their work. I was perfectly certain they were not holding back.

44107. Had you heard anything before two o'clock from the freemen themselves as to money going?—Most positively not. I did not hear anything about money going.

44108. I do not mean coin?—Nor bank notes, nor promises for notes.

44109. Nor tickets?—I did not.

44110. As you were constantly on the watch, did you not notice anything about the seven young men who have been mentioned as engaged in distributing tickets?—Certainly not, because we had fifty young men employed.

44111. But they were of a different order?—Very much the same order—they were college boys and medical students.

44112. It is like the 47 and 24, Dame-street correspondence?—I don't understand that allusion.

44113. Were you much about that day?—I was in the tally rooms; that was my head-quarters.

44114. Did you see Campbell there frequently?—Towards the latter part of the day very frequently.

44115. Did you see him come in more than two or three times with M'Guigan?—I don't even know who M'Guigan is, and I did not see him come in with any particular person.

44116. Did you see him coming in and getting cards filled up for the purpose of bringing over a clerk to vote in the name of an absent freeman?—I did not.

I saw him come in repeatedly during the day to get cards filled up—that was what the rooms were for. A number of voters forgot their cards.

44117. Did you see or hear anything that made you suspect personation was going on?—I did not.

44118. On your oath, had you any idea or suspicion that day, that there was personation?—On my oath, I had not.

44119. Did you ever hear it said that a list of persons to be personated was prepared that morning by your direction?—On my oath, I did not, and on my oath, I do not believe that Campbell made out a list by anyone's direction, whatever he may have done on his own account.

44120. You did not hear it?—I did not.

44121. Was there a clerk called Webb employed there?—Not to my knowledge.

44122. Did you know any of the clerks?—Only one or two. Robert Cooper, the head tally agent, whom I appointed, and who was in charge of the place the whole day. The inner room was for a totally different class of clerks employed under Mr. John Ouseley Byrne.

44123. I speak of the outer room, where the tickets were filled up—did you, towards the close of the day, see Campbell come in there frequently to get cards filled up?—I did, four or five times.

44124. Did you, at any time that day, suspect there was personation going on?—I did not.

44125. Of course you heard it afterwards?—I heard it afterwards.

44126. What was the last time that day you were speaking to Dr. Hall?—I think not later than three o'clock.

44127. What were you talking about?—Really, sir, I have not the slightest recollection. It was a merely general conversation—how the general business of the election was going on, and how the freemen had come up and voted.

44128. Did Dr. Hall appear to have a special knowledge of how the freemen had come up and voted?—Not to me.

44129. You say you were talking to him upon the subject?—It was a general conversation. I think he was more asking me about it than I him. In point of fact, I am certain I never asked him at all about it.

44130. Had you any conversation with Mr. Alma?—Yes, of the same nature.

44131. Comparing notes how the freemen were coming up?—He asked me over and over again——

44132. Stop, pray. You say he asked you over and over again, therefore it follows you must have met over and over again?—Several times.

44133. On any of those frequent occasions that you met, did it occur to you to say to Mr. Alma, "What are you doing here all day?"—It did not. It may mention that Mr. Alma is one of the oldest friends I have in the world, and I just thought it likely that he was there for the purpose of seeing if he could give me a lift.

44134. Mr. TANDY.—Did he do so?—I have no recollection that he did.

44135. Mr. LAW.—If you thought that he was there to help you?—Pardon me, sir, I did not say that.

44136. You say it occurred to you that that was his object?—Yes.

44137. Well that I call "thinking" a thing?—There is a great distinction between them, in my opinion. There is a great distinction between thinking a thing and it merely occurring to your mind.

44138. Well, as it occurred to you that he was there as your friend for the purpose of assisting you, and seeing him as you did over and over again, did not you ask him to do anything for you?—I did not, because I did not require him to do so.

44139. Did you say to him, "Alma, if you have come here to help me, I do not want help, and so you may go home?"—Certainly not. That would be an exceedingly impertinent observation to make.

44140. But to an old friend, as you say Mr. Alma was, would it have been impertinent?—He was a very old friend, but I would not say that to him.

44141. Mr. Alma must have been there a great part of the day—from eight o'clock until five in the evening?—He was there very early. I recognised him from nine o'clock in the morning.

44142. He was there from eight o'clock?—He may have been, but the first time I recognised him was nine.

44143. That was about the same time that you recognised Dr. Hall?—About the same time.

44144. Did anybody else speak to you about Hall that day except Campbell?—Not a soul.

44145. Had you any conversation with Mr. White about Hall?—No, certainly not.

44146. Did Mr. White know him?—I don't think he did; I have no knowledge that he did.

44147. Did you tell Mr. White that Foster had introduced you to Dr. Hall?—Certainly not. It was not such an extraordinary remarkable thing to be introduced to him.

44148. Now, Mr. Williamson, of course I do not understand that there is any doubt on your mind about it, but as it has been distinctly sworn by Mr. Hall, I should like to ask you the question again: Are you certain—will you swear positively that on no occasion that day did you tell Dr. Hall that Campbell—mentioning him either by name or by any other mode of indication—wished to speak to him?—I have sworn already.

44149. I know you have; but it is right that we should understand the thing clearly?—Certainly, sir. To the best of my recollection, and searching my memory now, you refreshing it in the way you have done, I have no recollection that I said to Dr. Hall that Campbell wished to speak to him.

44150. I may tell you it is a matter of positive statement with Dr. Hall, and unless he has invented the conversation there can be no mistake about it?—Well, Dr. Hall may be as likely to mistake the fact as I.

44151. Of course, but there is a great difference between a person remembering a thing and inventing it?—I don't think that Dr. Hall, from what I have heard and seen of him, is a person likely to invent.

44152. That is just the reason I asked you the question. Dr. Hall states distinctly that you said a particular thing to him on that day; now, if he is not inventing, it must have taken place. With you on the other hand, it may be forgetfulness. Will you undertake to say, not as a matter of belief, but of positive swearing, that nothing of the kind occurred?—I will not.

44153. That is the reason I asked you the question?—I will not; as I said before, my recollection and belief is that I did not; but I will not swear positively.

44154. Of course we assume you do not recollect it, but that is a very different thing. If a witness comes up and swears directly that you said a certain thing, and if all you can say is "I don't remember it," that you must recollect does not displace his evidence. I want to deal with you fairly?—Certainly.

44155. Now I want you to tell us whether you can undertake to say positively, not as a matter of recollection, but as a matter of certainty, that that conversation did not take place?—From the way you put it to me, I will not swear positively that I may not, on the second occasion, have mentioned that Campbell spoke to me about Dr. Hall.

44156. In a matter of this kind, which is of some consequence, it is right we should not take you suddenly?—Well, sir, from the way you press me, on the second occasion that I spoke to Dr. Hall, I may have mentioned to him that Campbell came up and asked me did he know anything at all about it. I wont swear positively, from the tortuous way you have put the question to me.

44157. It was not at all tortuous; I put it to you quite fairly?—Well, sir, I feel it so. It is very hard to make a man swear positively to a thing that took place thirteen or fourteen months ago.

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44158. Of course it is; but when one gentleman swears to what has taken place fourteen months ago as a matter of positive statement?—He had much less on his mind than I had.

44159. Very likely; that may perhaps account for it. What I want to know is, whether you can state with the same distinctness that the thing did not occur?—I won't contradict Dr. Hall.

44160. It is right that you should hear the words he used; we shall have the notes of his evidence for you to-morrow morning?—Very well, sir.

44161. Now, do you think that on the second occasion you spoke to Dr. Hall after Campbell had spoken to you—do you think you then told Dr. Hall what Campbell had said to you?—Assuming——

44162. Do you think you said it, or have you any recollection of saying it?—I have not; I have no recollection of it, but it is not at all an impossibility.

44163. Mr. TANDY.—It is better you should wait till we have the exact words of Dr. Hall's evidence?—Certainly, sir; I assure you I have no object except merely to tell what actually occurred.

44164. Mr. LAW.—Very well; now for the present we shall pass from that. When did you first learn there had been any bribery?—After the petition was filed.

44165. Did you not hear from anyone before the petition was filed—that was the 15th December—that it was alleged bribery had been committed?—Of course I heard the general rumour, that there was going to be a petition against the return of Sir A. Guinness, on the ground of bribery.

44166. When you heard that, I suppose, it was a matter talked of amongst those who were managing the election—yourself, Mr. White, Mr. Goodman, Mr. Harris and Mr. Alma?—Mr. Harris had nothing to say to it.

44167. Surely he had something to say to it?—He was not with us.

44168. He was a very active member of the committee?—I don't know whether he was or not. The only thing I saw him do was to ask for orders for his nephew for printing.

44169. You mean Mr. Cowan?—Yes, Mr. Cowan.

44170. Of course he got them?—He got his share. We divided it as far as we could.

44171. Did you think of speaking to Mr. Foster as to the alleged bribery?—I did not. You must take this for granted, that it was not my object, nor would it be the object of any of the conducting agents to try and find out that there was bribery.

44172. You might wish to ask the question?—Certainly not from curiosity.

44173. You might wish the information for the purposes of defence?—Certainly not—it was quite time enough to make those inquiries when I was instructed to do so. In fact I studiously avoided making any inquiry. I most positively state that.

44174. Did you see Mr. Foster between the election and the date of the petition being filed?—I saw him several times.

44175. Did Mr. Foster, even when the trial of the petition was approaching, broach anything on the subject to you?—He did not.

44176. Or you to him?—I did not.

44177. When the petition was filed on the 15th December, I suppose you saw him again?—The last time I saw him was Christmas Eve twelvemonth.

44178. Had you not seen him frequently between the filing of the petition and Christmas Eve?—I saw him.

44179. Three or four times?—No; once or twice.

44180. After the petition was filed was it not then your business to make inquiries?—It was not, till I got instructions how to act, and then I was to use my discretion and judgment what course it was fit to take. You must take it for granted that it is in the discretion of the professional man employed for a party to take whatever course he is advised to do, or what he may think the right thing to do.

44181. Did you speak to Mr. Foster on the subject?—I did not.

44182. Did you at any time after the petition was filed—during the eight or nine days Foster remained in Dublin after that—during which period you saw him once or twice—suspect that he had anything to say to bribery?—I won't answer that question, because I can't answer it.

44183. Why?—Because I had no knowledge of the matter.

44184. Did you at the time suspect he had been engaged in bribery?—I did not suspect it.

44185. Mr. TANDY.—Did you until the last time you saw Mr. Foster suspect there had been bribery?—We were aware that a petition had been filed alleging bribery.

44186. Did you suspect there had been bribery, up to Christmas Eve?—We did, sir.

44187. You suspected it?—We did.

44188. Mr. LAW.—What was the first tangible ground you had for your suspicion?—Really, Mr. Law, I could not give an answer to that.

44189. Did any of the parties bribed come in and tell you?—Not at that time.

44190. Well, as you say you suspected it before Christmas, what was it you heard?—We got some straggling pieces of information here and there.

44191. Did you hear, either from Mr. Hodson who had seen it, or from Campbell who had possession of it, of Bailey's ticket?—I never heard of a ticket till I heard it stated in this court, except when I was taking down the evidence of one or two of the witnesses.

44192. Did you in taking down the evidence of one or two of the witnesses discover that there was a person intended to be bribed who had been late with his ticket, and had it still in his possession?—I heard a general statement of that.

44193. I do not know whether you heard his name—was it Bailey?—I must decline answering any question as to what I heard while preparing the defence of Sir Arthur Guinness. That is a class of evidence I cannot give.

44194. This is a class of evidence we must get from you, without touching on the question you were so anxious to raise some time ago. Did you tell Campbell to get the ticket that Bailey had in his possession, and destroy it?—I did not. There never was a grosser piece of false swearing than that.

44195. Did you hear from anybody that there was a ticket in somebody's hands that had been late for the money?—I did, sir.

44196. Did you send for the man who was supposed to have that ticket?—I did not.

44197. Did he come to you?—I forget the man's name.

44198. His name was Bailey?—I think a tradesman named Bailey came to me.

44199. Did he tell you he had the ticket?—My recollection is that he did, but that he had not it in his possession then.

44200. Did he tell you he had given it to Campbell to try and get money for it?—My recollection is he did.

44201. Then you knew Campbell had it?—I did not know it.

44202. Did he not tell he had given it to Campbell?—That is my recollection.

44203. Did you hear from Mr. Hodson that Campbell had shown it to him?—I did not.

44204. When you heard that Bailey had the ticket and had handed it to Campbell, did you ask Bailey to let you see it?—I did not.

44205. Did you give any directions about it at all?—I won't answer that question—this is really and truly entirely within the scope of my objection.

44206. Mr. MORRIS.—This has nothing whatever to say to Sir Arthur Guinness?—I beg your pardon it has.

44207. Mr. LAW.—You have told us you got the information—that Bailey came and told you he had the ticket, and that he had handed it to Campbell; did he tell you Campbell had given it back to him?—I don't remember.

44203. You knew either Campbell or he had it?—I did not know it.

44209. Surely you heard it from the man himself that he had given it to Campbell?—Yes, I heard it; but I did not know it.

44210. Did you give any instructions to Bailey or Campbell as to what was to be done with the ticket?—I did not.

44211. Did you ask them to give it to you?—I did not.

44212. Did you ask them to destroy it?—I did not.

44213. Did you tell Campbell to get it from Bailey?—I did not.

44214. When you heard there was a ticket what did you do about it?—I won't answer that question; that entirely comes within the objection.

44215. What directions did you give about the ticket?—I gave no directions about the ticket either directly or indirectly.

44216. Did you hear at any time before the petition came on for trial that the ticket had been destroyed?—I did not. I gave no directions to have it destroyed.

44217. I did not ask you that; I am assuming that—did you hear at the time of the trial that the ticket was not forthcoming?—I did not make any inquiry about it whether it was or not.

44218. Did you hear it?—I did not; Mr. Heron produced a ticket here which purported to be the ticket, at the trial.

44219. Did you hear at any time before the trial was over that the ticket Bailey had spoken of to you as having been in his possession?—I am not aware that he did speak to me upon the subject, I have only a very indistinct recollection.

44220. I thought you said he did—that a man came in and told you he had the ticket?—I am not aware whether it was Bailey, I will assume Bailey was the man, but I have no recollection whether Bailey was the man or not.

44221. Do you remember Watkins?—Yes, sir, well.

44222. Watkins had been often employed at county elections too?—Yes.

44223. Did Watkins come to you on any occasion?—He came to me in the same way as the others to give particulars of his evidence.

44224. Did you send for him?—No.

44225. He dropped in to see you after he got the subpœna?—That is my recollection. He came in he said to ask for legal advice.

44226. You did not send for him?—No, sir.

44227. Had he been with Messrs. Fitzgerald at the time?—I cannot recollect. I rather think he was not. I think he said he came in to get legal advice.

44228. To know whether he was bound to attend the subpœna or not?—I don't know exactly what he wanted; but I remember telling him to obey the subpœna, and I advised him to go to Messrs. Fitzgerald's office.

44229. Was that the advice you gave him?—That was the advice I gave every one of the witnesses that came to me.

44230. Watkins having asked you, and you having told him to obey the subpœna, did he tell you what evidence he could give?—He made a statement to me.

44231. Will you tell us what that statement was?—No, sir.

44232. Mr. Williamson, will you tell us what statement Watkins made to you when he dropped into your office in this way, and when you took down his evidence?—I won't answer you that question, because I do not remember it. I don't remember the general statement. If you ask me any particular question I will be happy to answer it, if it be possible for me to do so.

44233. Did Watkins tell you he had been in the house, 76, Capel-street, on the day of the election?—He did.

44234. Did he tell you who were there with him?—I think he did.

44235. Did he tell you—I do not ask you their names—how many persons were in the room with him?—He said three persons. Wait now—he said himself and two others—three altogether.

44236. Did he mention a fourth man there?—He did not.

44237. Of course you took down his evidence at the time?—Yes.

44238. At the trial he said there were three of them there?—Yes.

44239. Your recollection is that he did not mention a fourth man?—He most positively did not.

44240. Did he tell you who it was employed him to go there?—Yes; he said Mr. Foster sent him there.

44241. I suppose he told you there was an arrangement made the night before at the committee-rooms in Dorset-street?—I don't think it was the committee-rooms he said.

44242. Did he tell you he had sat there through the day directing people to come in and to go behind the screen?—My recollection is that he said he was there for the purpose of checking the lists for the county of Dublin election.

44243. We all know that?—Well, you asked me to state what he told me.

44244. Did he tell you that when a knock came to the door he told the people to come in?—He may have said that.

44245. Of course you are speaking now from recollection?—Entirely from recollection.

44246. Did he tell you he did that?—I think it is extremely likely.

44247. Now he puts it entirely upon the fourth man. He says the fourth man always told them to go behind the screen, except on one occasion when he did it. Did he represent to you that he himself, or one of the other two, told the people to come in and go behind the screen?—That is my recollection.

44248. Did he tell you he had seen in that house any of the persons who were in the inner room?—He told me distinctly he had not seen them.

44249. At any time of the day?—At any time.

44250. Did he tell you he had seen Forrest through the day?—I think, as well as I recollect, he said he had not.

44251. Did he tell you he had directed the boy to allow nobody in who had not got a ticket?—I have no recollection of that.

44252. Did he tell you how many people, in his opinion, came into the room that day?—As well as I recollect he said fifteen, or twenty, or twenty-five.

44253. He said that at the trial. Did he tell you the same thing?—I am telling you now the statement he made to me.

44254. Fifteen or twenty persons?—Or twenty-five.

44255. Did you ask him if he knew any of them?—I did not. I merely took down the statement he chose to make.

44256. You did not ask him any questions?—It was not my object to trace out bribery. My object was to try if possible to show there was no such thing. I did not want to investigate the subject.

44257. When he made the statement to you, of course the fact of bribery was too plain?—It was of course painfully plain for my unfortunate clients' interest.

44258. This was sometime before Christmas?—No, it was after Christmas. We had no office open till after Christmas.

44259. Did Mr. Foster drop in upon you after Christmas?—I never saw him after Christmas Eve.

44260. After that occasion you spoke of?—No.

44261. Do you recollect the occasion on which you went over—I think you went over at Mr. Sutton's request to 3, Dame-street, to gather in all the papers?—I have a perfect recollection of that, it was last New Year's Day twelve month.

44262. Do you remember before you quitted 47

Dame-street, all the boxes in the different rooms were gathered into a couple of front rooms? Did you know that?—I did not; I never went after the day of election. I turned over at once to the county election and was there some days.

44263. On the day of the county election, did you see Dr. Hall?—Yes.

44264. I believe you and Mr. White employed him that day?—We employed him. We had charge of the Kilmainham district, and we employed him.

44265. Did you see Mr. Foster that day?—I did not.

44266. I presume it was chiefly as Mr. Foster's friend you employed him?—Entirely.

44267. I suppose all the boxes that were originally in 47, Dame-street, were brought over to No. 3?—They were sent over to No. 3, when they wanted to give up the house.

44268. Were you aware that there was a considerable quantity of papers which were considered as waste and were given to French the messenger, who sold them?—I was not.

44269. I believe some three or four boxes went over in the first instance from No. 3, to your office in Abbey-street?—After we opened the temporary office in Abbey-street, I applied to Mr. Goodman, to have all the boxes in connexion with the election sent over to me. Mr. Hodson brought over some three or four boxes. I asked Mr. Hodson did these contain all the papers connected with the election, and he informed me they did. I remember speaking to Mr. Sutton and Mr. Goodman about it, and Mr. Goodman said he would have further inquiry made, and then Mr. Hodson subsequently brought another box or two, containing some few additional papers, and some twenty or thirty letters.

44270. Were those importations of papers by Hodson to Abbey-street before New Year's Day?—Before it, of course.

44271. You went over yourself on New Year's Day?—Yes; it was during Christmas week, the boxes were removed.

44272. Those boxes had arrived before you went there?—Yes, they were sent over during Christmas week.

44273. They were represented to you as the entire that were forthcoming?—So I understood.

44274. You went over yourself to No. 3, on New Year's Day?—Yes; on New Year's Day I went over. It was Lord Mayor's day, and I knew I would not find many persons in the house. I went up to the room where I heard the papers were. It was a curious old fashioned house with a well stair-case, and the door was glazed to give light to the stairs.

44275. Was it a back or front room?—A front room—I looked in, and saw two or three children playing. I knocked at the door, and went in, and found the room one mass of debris of papers of all kinds.

44276. Where were they?—On the floor.

44277. Were there any boxes in the room?—Several boxes; some appeared to have been broken open and all of them were open.

44278. Were the papers taken out of the boxes?—Yes; the papers had been all thrown out.

44279. The boxes were empty, I suppose?—I won't say were quite empty; there may have been a paper or two in them, but they were substantially empty.

44280. The papers you have described as on the floor were they torn papers?—The great mass of them were torn but the most of the papers which I took away were not torn.

44281. You gathered the papers that were not torn?—Yes, I set to work with Mr. J. Byrne, who was along with me, and we got a clerk from down stairs and got all the papers we could into the boxes that were in the room.

44282. Did you take any torn papers as well as the others?—I took a basket full of the debris of the papers for the purpose of having them examined.

44283. Did you find among the torn papers any letters?—I don't remember. I did not give them much personal examination. I do not think there were many letters among them.

44284. What became of the torn papers?—They remained in the temporary offices till they were closed, and they were then sent over to Mr. Sutton's house.

44285. Was that what he spoke of that he had in a barrel?—Yes, in a cask. There may have been other papers in the cask as well, that had accumulated during the trial.

44286. Did you observe in the room any marks or traces of papers having been burned?—Yes, the grate was full of the ashes of papers. I may mention that I found on the floor a book kept by Mr. Mortimer—an index book of all the letters he had under his charge, which book Mr. Mortimer had sole charge of, and which he informed me was locked up in a box that contained all the correspondence connected with the election. This book I found on the floor amongst the debris, but the letters were gone.

44287. Was that the book Mr. Mortimer identified as being in his box?—Yes.

44288. I thought that was a list of out-voters?—No. It was a large book: it contained a list of all letters.

44289. That book must, of course, be among Mr. Sutton's papers?—I should say so; it is about a foot long.

44290. Was there any mark on it?—Mr. Mortimer could tell you that better than I.

44291. [Mr. *Mortimer*.—I believe there was a paper pasted on the outside of the book, stating what the subject was.]

44292. You say you found the traces in the room of a considerable quantity of burnt paper?—Yes, sir.

44293. Did you or Mr. Sutton call for any explanation of the disappearance of those papers?—Yes. I reported the matter, of course, to Mr. Sutton. I think Mr. Goodman was at the time away at the Sessions of Kildare, but on his return we mentioned it to him and he said he would have the thing inquired into, but we got no satisfaction one way or the other. I may mention I also made some inquiries through a man who had been a detective policeman, but had retired from the force, and he ascertained that a number of papers had been sold in Cook-street.

44294. Mr. Hodson stated to us that he gave the waste paper at No. 47, Dame-street, to French the messenger, who sold it; and that he gave the torn papers at No. 3, to Fanning the clerk there, by whom they were sold, and the proceeds went to buy a pair of boots for a boy named Carter?—I don't know, sir.

44295. I suppose that was what you refer to as sold in Cook-street?—This ex-policeman, Smith, made inquiries and brought us information that the papers were sold in Cook-street.

44296. He informed you of that?—He did.

44297. Did young Mr. Byrne know it?—It is likely he did. Smith was assisting us, getting information.

44298. Was it part of the system of the election proceedings for returns to be made by the committee of each ward to the central committee-rooms of the result of the canvass. We are now dealing only with the freemen, therefore we will say, the result of the freeman canvass?—The canvass included every kind of voters.

44299. But the freemen were canvassed separately from the others—were not two gentlemen selected from each committee to look after the freemen?—That is my general recollection.

44300. You gave those instructions and they were carried out?—Yes, that is my recollection.

44301. Therefore, the returns would come in separately for the freemen? I suppose the returns came to the Central Committee from each ward?—Certainly.

44302. Therefore there would be among the papers at 47, Dame-street, a great number of these returns?—Certainly.

44303. I suppose you knew as much about the papers as Mr. Sutton himself; if those papers are

not now forthcoming, they must have been destroyed at No. 3—would you come to that conclusion?—I would.

44304. Were they destroyed, as far as you know, by anybody at No. 47?—Certainly not.

44305. As far as your knowledge and instructions went, you would rather the papers were preserved, I suppose?—Well, Mr. Law, if I had my own will I would have destroyed every paper the day after the election, except the poll books, and I think any wise conducting agent will do so for the future.

44306. You will remember that in all future elections?—You may depend upon it I will. It is not likely I will ever have anything to do with another election (unless in the county), but if I have, I promise you I'll remember it.

44307. Mr. MORRIS.—Those returns must have been destroyed, I suppose?—If they were not destroyed they were taken; I rather think they were taken.

44308. Mr. LAW.—Did you find any of those returns among what you got eventually in the Abbey-street office?—I don't think I did. There may have been a few stray ones.

44309. There are two survivors of them here before us?—Well, sir, there may have been a few stray ones preserved, but we did not get the mass that came in—positively not.

44310. Were there any books containing the names of the clerks employed in the different rooms—for example, Walsh's book?—I know no more about Walsh or Campbell's department, at 47, Dame-street, than you do yourself. The way it was was this. The registration was going on, and, as you are aware, it was a most heavy, laborious job. We found it impossible to get the lists from the Clerk of the Peace in time; in fact, his lists were not published till the day of the election, and it therefore became incumbent on us to make for ourselves the best lists we could. For this purpose the clerks were sent over from No. 3 to No. 47, to make out those lists, and they were engaged for a fortnight or a little more at it; but we had nothing to say to those clerks.

44311. I understand that, though working at No. 47, they still remained under the control of the Conservative Registration Department?—Quite so, though I understand that money was given by the expense agents to pay them. Still we had nothing to say to them.

44312. Those clerks were not under your control in any way?—They were not.

44313. They were looked after by Mr. Hodson and Mr. Goodman?—Yes.

44314. Mr. Byrne, I believe, was not in the same category?—Mr. Byrne was so in the early stage of the proceedings, but subsequently he was intrusted with a most laborious and heavy job—the making out ward lists and street lists, and he compiled them in the most perfect state for us.

44315. That was what he was engaged in at the top of the house?—Yes.

44316. Were those lists, which Mr. Byrne made out, the lists that were printed for your own use?—They were.

44317. Among any of the documents that came up to the Abbey-street office, did you find Walsh's book, or Campbell's book?—I am positive we certainly did not.

44318. Do you remember any discussion at the time of the trial of the petition, as to the existence of Campbell's book?—I have not the slightest recollection.

44319. Do you remember at any time hearing that the clerks, who were engaged in this heavy work prior to the election, got advances of money—those who were voters, upon I. O. U.'s?—I did.

44320. When did you hear that—about what time?—When we were acquiring information for the preparation of the defence to the petition.

44321. Could you tell us about what time the form of gratuitous service paper was devised?—As well as I recollect, about three weeks before the election took place.

44322. We cannot find any gratuitous service paper dated so early as that?—Clearly not—nevertheless it was devised at that time.

44323. When was it printed?—It was not printed or distributed until ten days before the election.

44324. We find some of them were signed the day before the election?—Yes, a great number of them, of course, were signed on the appointment of the different agents, which did not take place till the very last minute.

44325. Take, for example, the clerks engaged in any of the rooms in 47, Dame-street—did you imagine they were to work for nothing?—I tell you what I understood—this document was the emanation of the brain of Mr. Sutton, Mr. White, and myself, and it was done to prevent those parties coming in at any time afterwards and claiming to be paid, they having undertaken that they would give their services gratuitously.

44326. Was it seriously contemplated that writing clerks and others who live by their labour should give their services for a fortnight or three weeks for nothing?—The object was this—this class of people were always pressing for employment and expecting more than double pay, and it was for the purpose of preventing such parties from pressing upon us.

44327. You did, after all, employ a great number of such people, and it did not make much difference whether they were employed under the election agents or under Mr. Goodman—the money to pay them was in either case to come out of Sir Arthur Guinness's pocket?—There were a considerable number of poor voters employed. Now, was it the real intention of the parties that those men should be working for a fortnight or three weeks and get nothing for it?—It was the intention if they signed the paper.

44328. If they signed the paper?—Yes, if they signed the gratuitous service paper it was the intention that they should not be paid under any circumstances.

44329. Why?—Simply because we understood it was illegal to give a voter payment for his vote.

44330. For his vote, yes; but surely it was not illegal to pay them for their labour?—Yes, but if voters they would be disqualified.

44331. But the difficulty was, that while the unfortunate voters wanted to get employment and to be paid for it, and did not care whether they voted or not, you did not care about employing them, you only wanted their votes; and it was most improper to make them sign those papers, if they expected to be paid, in order to make them vote?—That was not the object, sir; it was not for that purpose.

44332. Was not that the object—that the votes might not be lost?—It was not.

44333. What then was the object?—The object was this, that if they did take upon themselves to act, and if they signed that paper, they were to be disentitled to receive any remuneration for it.

44334. Do you believe those poor men understood they were never to get paid?—I cannot tell you what other people may have done; I know what I intended to do myself.

44335. Mr. Julian said, very properly, that he did not understand that these papers were to be used for the poorer class of people at all?—He was quite correct; it was not intended for them—it was intended for the agents.

44336. That would be quite proper, but it was certainly a very hard bargain for a poor clerk to be kept at work three weeks and get nothing for it?—It was for the purpose of keeping them away.

44337. You had forty or fifty of them employed?—Well, if they did it with their eyes open they had no right to complain.

44338. There was no impropriety in employing them if you did without their votes, but that was the last thing that seems to have entered into the minds of any of you?—Of course the object of every conducting agent is to get as many votes as he can, and we did not want to disentitle them from voting.

44339. I suppose the applications which came to

THIRTIETH DAY.

January 3.

Mr. John Malet Williamson.

you for employment were very numerous?—Very—an enormous number.

44340. Did Mr. Mortimer keep a record of them as well as of all other letters?—Yes.

44341. I see by his evidence before Judge Keogh that his box contained 670 of one class of letters, and 400 of the other—were those letters all destroyed?—They were all, I say, stolen.

44342. Did you ever find any part of the contents of Mr. Mortimer's box except the book?—Never.

44343. Everything else has disappeared?—Everything else. I should say we got a great mass of the ordinary papers and forms used, but they were of no value.

44344. The 670 letters of the one class and 400 of the other are gone?—Not one of them is forthcoming. It is only right to mention that in the progress of the trial before Judge Keogh one or two documents turned up.

44345. So I understand. But if they were taken, they were taken at all events out of the proper custody?—They were. Whether taken out of that box, or before they were put into the box, they were taken out of the proper custody.

44346. I believe there was a good deal of discussion at the trial about William Johnston's box?—Yes.

44347. Was that the box which was eventually produced?—Yes, before Judge Keogh. After the trial was over I applied to Judge Keogh to know what I was to do with it. He told me to take it away and do what I liked with it. I sealed it up, and you have got it now.

44348. I believe it turned up before the trial of the petition was over?—Yes; it was produced by Mr. Bond's clerk, but no one would touch it. We were all afraid of it. It was like Pandora's box.

44349. Do you remember on the day of the election—to come back to that—did you give Campbell any money that day?—I did; £1, sir.

44350. What for?—He came to the tally-rooms before four o'clock, and he asked me to lend him a £1. He said he had not eaten one bit all day (I suppose he had drank a good deal though), that he had one or two persons with him who were likewise in the same strait, and he asked me to lend him a £1 to get some dinner. I refused at first, but I did lend it to him afterwards.

44351. Of your own money?—Of my own private money.

44352. Did you give it to him for the purpose of treating those people?—I did not. He asked it for the purpose of getting his dinner, and for some people he had with him.

44353. Did you see the people?—I did not. He came up by himself. I may mention that I asked him for the £1 afterwards, and he denied he ever got the loan of it.

44354. What is that?—I asked him for the £1 on the first or second day we came to Abbey-street, and he denied he had ever received the £1 from me.

44355. Did he ever allege to you that he understood you gave him the £1 for the purpose of treating the men engaged in personation?—He never did, and it would be perfectly false if he did.

44356. (*Book handed to witness.*) Is that the book you found on the floor of No. 3, Dame-street?—That is the very book. It is marked by the Registrar of Judge Keogh.

44357. Could you form any general belief how many boxes of papers disappeared altogether?—Do you mean that were in 47, Dame-street.

44358. Yes; one witness says there were 16 there; how many boxes full of papers came over to Abbey-street?—I think I heard there were nine or ten.

44359. Do you mean altogether?—Yes; but there were three or four brought over before.

44360. Then as many as twelve or thirteen came over to Abbey-street?—I don't think that there were so many, but I am only speaking from recollection. I think, as well as I remember, there were two or three large boxes on the top of each cab, and three or four smaller ones inside.

44361. I suppose those boxes were many of them boxes that had been in Dame-street?—I think the most of them were boxes that must have been got entirely for the purposes of the election in 47, Dame-street.

44362. I suppose there were boxes also in the different ward-rooms?—Yes there were. I may mention that after we had opened the office in Abbey-street, we sent instructions round to the wards to send in all their documents. Some of them came in boxes, some without boxes.

44363. Are you able to say whether you got all the papers and books from the outlying committees?—Certainly. If not we would have sent to them over and over again to ascertain the reason.

44364. I understand that many of the persons who were subpœnaed by Messrs. Fitzgerald also came to you?—Yes. Almost invariably they came over to us also. Sometimes they came to me first and subsequently to Messrs. Fitzgerald. If they had gone to Messrs. Fitzgerald in the first instance, they came to me afterwards.

44365. Mr. MORRIS.—I suppose they were like shuttlecocks?—I think they were playing that game. They wanted to see which party would pay them best. That was the impression made upon my mind.

44366. Mr. LAW.—In every case you took down their statement?—Yes.

44367. Did you send for any of them?—No. I sent for some of them, but not in connexion with the petition against Sir A. Guinness. When we wanted to get evidence the other way we sent for them. That is what makes it difficult, the two things were going on together and it was very hard.

44368. No doubt about that. Now, how many people that had been with the Messrs. Fitzgerald came in to you? Were there twenty?—No, sir, I should say about ten.

44369. I suppose they told you their evidence in each case?—Yes, they told me in each case substantially what was proved afterwards at the trial.

44370. I suppose that was so, with the exception of one witness or two—Beckett for example?—Exactly. He did not tell at the trial the same story as he gave us. Mr. White gave you a true answer as to that.

44371. With the exception of Beckett, was there any other of the witnesses who told a different story in court from what he had told you?—My recollection is, there was not the slightest discrepancy in the main facts except in the case of Beckett.

44372. I suppose the truth was you did not send for any witnesses?—No, sir, unfortunately they came in upon us. I declare I was not at all desirous to hear their tales. It was a subject I did not like.

44373. I perfectly understand the class of inquiries you did make, which I hope we shall hear something about presently. But as to the matters of defence—the persons who came in to you and whose evidence you took down, did you not send for any of them?—My recollection is we did.

44374. Of any of those persons who came in to you and gave you information as to bribery, was there any of them who did not appear at the trial before Judge Keogh, or have not been examined before us?—I think not.

44375. Is that your *bona fide* belief?—That is my *bona fide* belief.

44376. Mr. MORRIS.—Twenty-five was about the highest number of persons you heard?—I think so.

44377. What was the number of persons who were bribed?—Well, the only information I had of that was what came out on the trial.

44378. How many did Watkins mention?—He said fifteen or twenty or twenty-five. I may mention to you that during the course of the trial, having heard of the thing, I went to Forrest's house, and I was where the hole had been. The panel had been replaced.

44379. It was painted fresh then?—Yes.

44380. Mr. LAW.—In the course of your inquiries—the active inquiries you were making in support of the cross-petition—I suppose you got a good deal of informa-

tion for the purpose?—I got some information, but it was very meagre, I am sorry to say.

44381. More or less, you got it. I suppose it was reduced to writing, in the form of a brief. Was the evidence taken down?—It was.

44382. We have had some people here—Saunders and others—who were employed in hunting up evidence. They brought you in certain information?—Very little.

44383. Did you get any information as to bribery on the other side among the freemen?—I am sorry to say I did not.

44384. Do you mean to say there was no instance of alleged bribery?—I may say this: that although I had a strong belief that it existed, and that it existed pretty freely, I found it an impossibility to get any tangible proof.

44385. You had a very strong belief, as you say. Can you tell us the circumstances upon which you formed the belief that there had been bribery on the other side?—Indeed I cannot, because, don't you see, there were so many rumours coming in from day to day.

44386. Put us in the same position you were in yourself. By what were you led to the belief that there was bribery on the part of the Liberals at the last election?—Nothing more than the general report. I heard that there was such a thing going.

44387. But did any particular person tell you that there was such a thing going?—I have no note or documents connected with the thing.

44388. Did anybody mention to you that there was bribery?—I don't think there did.

44389. Was it merely an impression from your former knowledge of the constituency?—I may mention this to you: that although I have been very much connected with the city of Dublin, I never had anything to do with the management of the city of Dublin elections before, so that my knowledge is purely superficial.

44390. Merely, I suppose, as a citizen who was interested in the matter. Had you anything to do with the election of 1865?—So far that Mr. White and I were asked by Mr. Gibson to come down here to Halston-street on the day of the election, and to take charge of the general arrangements.

44391. Did you do the same as at the last election?—No, we acted as gutter-agents on that occasion. We found that the arrangements were not, as we thought, satisfactory, and all we could do was to show the voters to where they were to vote.

44392. Were there no tally-agents?—There was time lost—if there were agents they were not in their places; and that is the reason we appointed these young college lads.

44393. In 1868?—Yes, and we profited by our experience; for when gentlemen came here, they were polled in five minutes after their arrival.

44394. You had not engaged them before the day of the election?—No; they were engaged for their day's work.

44395. You knew Mr. Atkinson, who was at that time looking after the city of Dublin registration?—No, I never was connected with the city of Dublin registration.

44396. But did you hear in 1865, on the day of the election or afterwards, that there had been any bribery on either side?—I don't recollect. I took no interest in it at all, sir.

44397. Have you heard of any bribery among the freemen at any election?—Well, now, I have been connected with the elections in the county since 1840, and there has always been talk of such a thing.

44398. Was it a current rumour that a certain or uncertain number of the freemen required to be treated with, or gratified in that way?—I have heard that such was the case; but my own private opinion was that the freemen were not habitually corrupt.

44399. Did you look upon it as corruption?—If the temptation was not held out I don't think the men would have sought it.

44400. But it appears to have been proved at the trial before the judge that several people did so?—I believe it has been so in a great many other places.

44401. I understand you to say that you had a very strong belief, though unsupported by tangible proof, that there was bribery on the part of the Liberals at the last election—now, what was it that led you to believe that?—The general rumour.

44402. Was there a general rumour at the former election as to the corruptibility of the freemen?—I know nothing of '65.

44403. Was it the general rumour in 1868 that made you believe there was bribery on the other side, or was it a general rumour for years back?—No; it was the general rumour with reference to the particular election of '68, and then I used my utmost power to get information on the subject, but I failed.

44404. From whom did you seek information at that time?—I really cannot tell you. I have not the means by which to give you information, and my memory does not serve me upon it. I think those men—Lowndes and Saunders—were employed to get information; but they got such information that I placed no reliance on it.

44405. In this inquiry we have nothing to do with any alleged corrupt practices among the rated occupiers or lodgers; but we wish to know did you then get any information, reliable or unreliable, as to corruption among the freemen?—I brought home no case; I suppose there were some cases; they were what you call "suspicious cases."

44406. There were of course certain alleged cases of bribery among the freemen, which, I suppose, were in the bill of particulars?—In the bill of particulars were those cases given by those men from whom we received information at the time.

44407. Were you aware that any arrangement, Mr. Williamson, was made within the last month about dealing with Campbell?—With whom?

44408. Campbell; sending him out of the country?—I know nothing at all about it.

44409. Did you hear that a movement was on foot?—I did not until I read his evidence here.

44410. You did not hear of it before?—I did not. I may mention that, except on two occasions he came to the temporary office, in Abbey-street, I never saw Campbell since the election of '68, until I saw him here, when the election petition trial was going on. I heard his evidence at the petition, and from that time, except on one or two occasions when I attended before you here I never saw Mr. Campbell, and I don't wish to see him again.

44411. Mr. Williamson, was there a man called Gilligan who called upon you—his name was mentioned, I see, during the trial?—I remember the name perfectly well; but I don't know whether he did or did not. I don't think he did call upon me.

44412. He was not one of those whom you sent out?—I don't think he was. I think Gilligan was the man that Mr. Fitzgerald applied for an attachment against, because he did not appear for the summons. He was a witness, I think, for the petition, and did not appear. I am only speaking in an indistinct way.

44413. Look at that. There is a note of yours about William Alfred Beetham wants an inspectorship for the day; there is something in your handwriting at the end ——?—Yes. "Good tally-agent for freemen—J. M. W."

44414. What did you mean by that?—I meant that Mr. Alfred Beetham would be a very good young gentleman to put into that position. I put that there in order that Mr. Mortimer might put him into his book with that observation to catch our eyes when we came to make the appointments.

44415. Did you mean that he should be one of the staff of young gentlemen whom you mentioned before?—That is what I meant. He is a strong, active young gentleman.

44416. Mr. TANDY.—Was he afterwards employed?—He was, I think; but I think he was employed at one of the wards.

44417. Is his father a freeman, do you know?—I don't think he is. I don't think any of them are voters of the city of Dublin.

44418. Are any brothers of his freemen?—Oh, no; none of them are voters in the city of Dublin. I know that.

(Adjourned.)

THIRTY-FIRST DAY.

TUESDAY, JANUARY 4, 1870.

Mr. *John Malet Williamson* further examined.

THIRTY-FIRST DAY.

January 4.

Mr. John Malet Williamson.

Witness.—I wish to correct a portion of the evidence I gave last evening. You asked me about young Betham, and whether I believed that his father and uncle were voters. I said that they were not, but I find by the list that they are both voters. His father is a property-holder and a freeman. The young man had no concern here on the day of the election, I find he had an appointment at one of the wards.

44419. Mr. LAW.—The question was in reference to a note you made; we knew it was not an appointment, but merely an observation?—It was merely an observation.

44420. I spoke last night of calling your attention to what Dr. Hall stated in reference to his being introduced to you—he stated that the introduction took place soon after he came to Halston-street that morning, he says between eight and nine o'clock that morning—soon after eight. [*Mr. Law read passages from Dr. Hall's evidence, relating to what he said occurred between him and witness on the day of the election about communications with W. J. Campbell, and witness telling Dr. Hall to hear what W. J. Campbell had to say.*] Does that refresh your memory?—I have no recollection of the matter, but after the positive swearing of Dr. Hall, and after a statement so circumstantially given, I would not swear that it did not occur, but I have not the slightest recollection of it. Dr. Hall's memory is probably more likely to be correct, but I have not the slightest recollection of it.

44421. To merely forget an occurrence is one thing, and perfectly intelligible, but it is a different thing to invent a story?—I can't imagine that Dr. Hall stated what he did not believe to be true. I have not the slightest recollection of it. I may have mentioned after Campbell spoke to me that he said Dr. Hall knew nothing at all about it.

44422. That is not at all unlikely?—It is not unlikely, but it made so little impression on my mind that it is a perfect blank on the subject. I had so many people applying to me; I had everyone pulling at me at the same time, that I really did not, could not know this or that.

44423. Dr. Hall speaks in another portion of his evidence of Mr. Foster coming back here at two o'clock. [*Mr. Law reads other passages of Dr. Hall's evidence.*] These are the only passages in which your name was mentioned in such a way as to be of any consequence. It is now right to call your attention to a statement of Mr. William Johnston, in reference to you?—I remember the passage you allude to.

44424. It is not perhaps of any great importance. [*Mr. Law reads portions of Mr. Johnston's evidence.*] Of course the part we wished to call your attention to was the answer which in substance I mentioned last night to you?—In reference to Mr. Foster.

44425. Mr. William Johnston stated that after the first interview, and probably at the second, you told him that he was to go to Mr. Foster, in reference to the out-voters, and that he did go to him the following morning, who gave him some directions. What do you say as to that?—I have not the slightest recollection of having ever mentioned Mr. Foster's name to Mr. William Johnston in reference to that. I have not the most remote idea of it. I won't say that I did not mention Mr. Foster's name to him. Mr. Foster was concerned with us all in every county election; he always gave us a friendly and an active assistance in them all, and he was a friend known to Mr. William Johnston, and to us all.

44426. Mr. William Johnston, then in fact, knew Mr. Foster as well as you did?—He did, for the most part.

44427. In what way was he concerned with the correspondence of the out-voters for the county on previous occasions?—Many years ago he was entrusted with that very department, because he was a confidential, active man.

44428. In reference to the county voters?—Yes. I never had anything to do with the city before. I am concerned for the county since '40, and Mr. Johnston always assisted us; as soon as I was appointed I mentioned my friends' names. We all worked together.

44429. I believe Mr. Johnston is a connexion of yours?—He is a close relative of mine—he is a second cousin of mine. To correct evidence I gave yesterday with reference to when Mr. Johnston was brought to Dame-street, I may mention that I was laid up a week or ten days before the election. The corresponding with the out-voters had entirely ceased so far as I was concerned before I was laid up, and when I came back to business a new office had been founded, and I found Mr. Johnston in that office. I know nothing of who brought him back.

44430. The change took place while you were ill?—It took place in my absence.

44431. In reference to that matter, when you first selected Mr. Johnston for this correspondence with the out-voters, had you Mr. Sutton's directions or instructions for it?—I had not, because I considered myself in the same position as Mr. Sutton in the matter. I was fully authorized to select Mr. Johnston without directions from anyone.

44432. Did you make Mr. Sutton acquainted with the fact that you had selected Mr. Johnston?—Certainly.

44433. Did you tell Mr. Sutton what you have told us?—Yes.

44434. The fact of the letters being taken over to Mr. Johnston?—That is my recollection.

44435. Did you consult Mr. Sutton about it?—I certainly did not, because he delegated full authority to me in the matter.

44436. Can you say that Mr. Sutton—whether you or anyone else told him of it—was aware that you had retained or engaged Mr. William Johnston on this out-voters correspondence, and that you had taken the letters to Palace-street to him?—To the best of my recollection he was fully aware of it.

44437. As soon as you became aware that the paying out-voters their expenses was illegal, you broke up the correspondence?—Yes.

44438. Did you acquaint Mr. Sutton with that fact?—I did, as well as I recollect. In fact, I understood that the entire transaction with reference to out-voters was to be a blank—that they were to be treated in the usual way.

44439. Was Mr. Sutton made aware not only of the original engagement of Mr. William Johnston for the purposes of the correspondence, but also the breaking up of the engagement afterwards?—He was, to the best of my recollection.

44440. Are you certain that he was?—I am almost certain he was.

44441. The matter being quite legal, as far as you knew at the time, why was the work to be carried on in Palace-street?—For this reason; we had such a multiplicity of business going on in Dame-street we thought it much better to have the correspondence carried on in a separate office, and we intended that the persons to be paid their expenses should apply to a separate and distinct department altogether.

44442. Was it with Mr. Sutton's knowledge that the letters were to be worked upon by Mr. William Johnston in his own office?—I believe it was.

44443. I am now speaking, remember, of the locality—was Mr. Sutton aware that the letters were to be carried over to Palace-street?—I should think he was. He did not interfere in that particular matter; once the letters were given to me he had nothing to say to them. I am almost certain he knew that I brought them to Mr. William Johnston.

44444. Did you consult anyone about making the change in the offices for the correspondence with the out-voters?—I did not.

44445. Mr. White and you took the most active part

in the matter, did you consult Mr. White about it?—I never consulted Mr. White, or Mr. Sutton, or anyone about it; I took it entirely on myself.

44446. When you say that it was considered better to have a distinct and separate office for this correspondence with the out-voters, you mean that you thought in your own mind it was better to have it?—Yes.

44447. Was there no general conversation on the subject?—There was a general conversation on the subject; we talked over it, we threshed and discussed it over and over again to see how we could bring in the out-voters.

44448. Were Mr. Sutton, and Mr. White, and Mr. Goodman cognizant of the matter?—They were.

44449. When you say it was considered better to have a separate office for this correspondence with the out-voters, do you mean it was so considered not only by yourself, but after consultation with Mr. Sutton and the others in authority?—My own consideration alone, and following what we had done on former occasions, we used these means before, and we found that they worked well.

44450. Mr. William Johnston, I believe you stated, was previously occupied in a similar way in the county?—He was.

44451. We shall take the election of 1865, was he engaged in that way then?—He was.

44452. Had a correspondence at that date been opened up with the out-voters for the county?—Yes, certainly.

44453. When these people required to be paid their expenses in coming up to vote, were they paid?—I believe they were. I had nothing to do with the money department.

44454. Who had charge of that?—Mr. William Johnston had charge of it.

44455. Mr. MORRIS.—Were they paid on that occasion, as far as you know?—As far as I know, they were. Once the day of the election passed I ceased to have anything more to do with the matter.

44456. Mr. LAW.—Had you been advised before the election of 1865 that there was no legal difficulty about the candidates or their friends paying the expenses of the out-voters?—I don't recollect.

44457. It was done?—That is my belief.

44458. And it has been done for some years?—Yes, we were always in the habit of doing it, and the more respectable the parties were the more desirous we found they were to get their expenses.

44459. I think you stated that the last time you saw Mr. Foster before he left Ireland was Christmas Eve?—Christmas Eve twelve months.

44460. That was the last time you saw him?—Yes.

44461. You have never seen him since?—No.

44462. We assume, from what Mr. White told us, that you have corresponded with Mr. Foster since he left this country?—Yes, up to very recently.

44463. You were aware, I suppose, when Mr. White went down to see him at Kilkenny, that he was going there for that purpose?—I was well aware of it. It was at my instance that Mr. White was brought into the transaction. A sister of Mr. Foster's came to instruct me. I was laid up with cataract in the eyes after the election, and I was not able to go down myself. I told her I was unable to go down, and I asked for permission to take Mr. White into my confidence. I got the permission, I saw Mr. White, and he went down to Kilkenny to Mr. Foster.

44464. Subsequently Mr. Foster asked you and Mr. White to consult counsel?—Yes.

44465. And you did consult counsel?—Yes. We consulted Mr. Macdonagh and Mr. Butt.

44466. Verbally?—No, it was on a written statement by Mr. Foster.

44467. Their opinion was verbal?—Yes, they gave a verbal opinion.

44468. As far as you know, has Mr. Foster been in this country since?—Since when?

44469. Since last January twelve months?—He was in the country at the time Mr. White went to Kilkenny to see him.

44470. Since then was he?—Since then, to the best of my belief, he was not; in fact, I am pretty sure, he never was. He went from Kilkenny to Waterford, from that to Milford, and from there to France.

44471. There was some rumour that he was here last summer?—There is no truth in that. I have constantly corresponded with him since he left.

44472. I can understand that you did not search for detailed information as to the bribery, but did you ever understand from any quarter how many, or about how many freemen received bribes in No. 76, Capel-street?—The only source of information that I have on the subject was what I learned in preparing for the defence of Sir Arthur Guinness, and what we heard here at the trial, and my opinion is, assuming that there was bribery—and I suppose I must now believe that there was—that it was of a very limited nature, that very few freemen were bribed.

44473. Did you never hear from any quarter anything whatever as to the number of those who were bribed?—I did not. If I heard it, I would tell you. I will give you the very fullest information I have on the subject.

44474. Did you ever hear that there was any locality or office where bribery of that kind was carried on?—No, and I don't believe there was.

44475. Mr. MORRIS.—You did not happen to hear of No. 3, Smithfield?—No, I did not. I don't believe that that was used for any such purpose.

44476. Mr. LAW.—Some stress was laid on the hand-bills with "Marcus's office" on them—did you ever understand or hear that there was any other place where bribery was carried on, but 76, Capel-street?—I did not. I thought the learned Judge Keogh's conclusions as to the Marcus bills very imaginative.

44477. Did you hear from any source whatever what amount of money was spent in Capel-street?—I did not.

44478. From anyone, no matter who?—Not from anyone.

44479. Did you ever hear, about the time of the election of 1865, living as you were in Dublin, whether there was any bribery carried on then?—I did not, except what I heard alluded to in the evidence here.

44480. You did not get any independent information on the subject yourself?—Not the least. I may mention that the only connexion I had with the election of 1865 was on the day of the election. Mr. White and I were concerned for the county, and Mr. Gibson asked us to take part in the city election that day, and to come here to Green-street. The place was very dirty, I remember, and we were up to our ankles in mud.

44481. Mr. MORRIS.—That was the reason you had the fifty young men on the street?—Yes.

44482. Mr. LAW.—You did not hear any rumour of bribery going then?—Certainly not.

44483. Did any voter intimate on that occasion that he would like to get anything for his vote?—No.

44484. He did not intimate anything of the kind to you?—No.

44485. Did you hear of any row or disturbance on that day in little Denmark-street?—In '65?

44486. Yes?—I don't recollect. I may have heard it.

44487. You were concerned in the county election along with Mr. White?—I was in it before him.

44488. You were not connected in any way?—No; we are intimate, close friends.

44489. What I mean is, you were not in partnership in any way?—No, we were not.

44490. When Mr. Foster asked you to get the opinion of counsel in the way you mentioned, it was, as I understand, on a written statement he sent over himself?—Yes.

44491. I believe Mr. Davenport Crosthwaite sent a similar statement to Mr. White?—He did.

44492. You both saw it?—Yes.

44493. And counsel's opinion in both statements was taken?—Yes.

44494. Was the consultation of counsel on both statements at the same time?—Yes.

44495. Each sent a written statement of his case?

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Yes, and counsel gave us a verbal opinion on each case. Mr. White then wrote to Mr. Crosthwaite, and I wrote to Mr. Foster stating the result.

44496. Did you prepare a case for counsel?—We did not.

44497. Counsel, I assume, had a regular consultation?—Yes, in Mr. Macdonogh's house, which lasted two or three hours.

44498. Mr. White stated that Mr. Foster remitted the fee paid to counsel?—He did on his own behalf, and I understood that he remitted to Mr. White the fee also for Mr. Crosthwaite.

44499. Yes; Mr. Crosthwaite stated that Mr. Foster advanced the money for him?—In fact I am sure that both fees came at the same time.

44500. Did you make any entry in your book that you had acted as a professional man in the matter?—No.

44501. You did not debit Mr. Crosthwaite or Mr. Foster in your books?—No; we did not ever intend to charge either of them anything—we were old friends.

44502. It was as a friend you acted in the matter?—It was not. I acted professionally in the case, but old friendship had a great deal to do with it.

44503. Did you give any advice to Mr. Foster yourself?—I did not. I transmitted the result of consulting counsel to him.

44504. Had Mr. Crosthwaite been a client of yours previously?—He had. I arranged some small money matters for him—some loans of money.

44505. Is he entered in your book as a client in former transactions?—Yes.

44506. Is Mr. Crosthwaite?—No.

44507. Was he ever a client of Mr. White's?—I am not certain, but I should say he was not.

44508. Do you remember the destruction of Mr. Foster's correspondence?—Yes; Mr. White and I counselled together, and we did it advisedly. I may mention that when we read in the papers the report of what transpired at Cashel, and what Mr. Waters said as to the relations between attorney and client, we thought it was such an extraordinary interference with them that we destroyed all the correspondence entirely and purposely.

44509. What month was it you destroyed it?—It was the month of October.

44510. Was it before our advertisement for the opening of the Commission appeared?—It was long before it. I remember we thought at the time that you were going to die a natural death.

44511. I suppose you are aware that at the other Commissions in England the same unpleasant investigations were forced upon solicitors—you read it, I suppose, in the public papers?—I did occasionally; I have not read the public papers of late with as much care and attention as I used.

44512. I suppose you are aware that ever since 1852, when the Act was first passed, these disclosures have been enforced?—I was not aware of it; this is quite a new branch of the matter to me. I thought the section of the Act applicable to it was repealed.

44513. One particular section of the Act is repealed, but the more important part remains?—I am not able to argue the matter. Of course you know its legal bearings better than I do.

44514. At all events, the burning of these documents was before our advertisement for the holding of this Commission?—It was. For a fortnight or three weeks we were looking out anxiously for you from day to day.

44515. Was it done as a precaution in case the Commission should sit?—No, it was done for the purpose of preventing them being produced here.

44516. It was done that they might not be produced if we sat?—It was to prevent their being produced at all.

44517. Did you think at the time we would sit?—We began to think that you would not.

44518. You kept those documents carefully for six or eight months previously?—Yes.

44519. Why did you destroy them?—We had no particular object in doing so, except to prevent their being produced here.

44520. It was then in apprehension that the Commission would sit?—You may take it so.

44521. Did Mr. Waters frighten you into burning them—or was it because of the fear of another Commission sitting?—He did not frighten us.

44522. Mr. TANDY.—You thought there was a possibility of this Commission sitting, and you acted as you have done?—Yes.

44523. Mr. LAW.—When did you hear from Mr. Foster last?—I heard from him within the last week or ten days.

44524. As far as you know, has he any idea of coming over and giving us any information?—I don't think he stated in any of his letters to me whether he was or not. I may mention I heard that he wrote to say that he got the subpœna that was sent to him, but that he would not come over.

44525. Can you form any opinion from what you heard, or from what you know, whether what Dr. Browne stated is the case—that Mr. Foster is staying away not for his own sake, but for the sake of others?—I rather think that that is the fact. I don't know Mr. Browne.

44526. You know, I suppose from the newspaper reports that Dr. Browne said Mr. Foster solemnly told him he had no fear for himself, but he thought his evidence might implicate others?—I place no reliance on what I see in the papers; I have had occasion to compare the morning papers, and I found they did not at all agree.

44527. Dr. Browne stated to us that Mr. Foster solemnly told him he had nothing to fear for himself, but that he might implicate others if he came over to be examined?—I believe that is the fact.

44528. Can you give us the name of any one Mr. Foster would be likely to implicate by his evidence before us?—I cannot.

44529. Have you any idea of the source from which Mr. Foster derives the money he uses?—I have not.

44530. Did he ever allude in his correspondence, or did you ever hear that he alluded to the Carlton Club?—Never. I think that that is a perfect blind.

44531. Mr. MORRIS.—Two witnesses speak to it?—I do not mind that.

44532. Mr. LAW.—You are aware that it is not his own money he distributed?—I am sure it was not, even assuming he had money.

44533. Mr. TANDY.—You are aware, I suppose that he gave £150 or £200 to the out-voters?—I cannot say that he had money. I believe he had. Though he is a tenant of mine for years, I never was in his house until a few days before his poor mother's death, when I heard she was dying, and went to inquire for her.

44534. Mr. LAW.—Can you tell us, from anything you know, or have heard, either by writing or orally, whether Mr. Foster is under any obligation to remain away, except the fear of the consequences of his evidence to himself or to others?—I am certain he is not.

44535. You believe he is under a merely honourable obligation, lest his evidence should implicate others?—I believe that is the reason, if there is any reason for his staying away.

44536. I gather from you that from nothing that you heard from anyone either in writing or orally, including Mr. Foster himself, can you give us any information as to the number of people bribed at the last election?—I could not. If I could I would state it.

44537. Mr. MORRIS.—You stated that you were the confidential solicitor of Mr. Foster?—Yes, for years before that. I was concerned for him in some small money matters, in small loans of money.

44538. Mr. LAW.—In the answer you gave us as to the number of people bribed, I understand that you included all you may have learned from anyone, including Mr. Foster himself?—I don't understand you.

44539. In your answer as to knowledge of the number of people bribed which you derived from all sources you included amongst those sources Mr. Foster himself?—Yes, I included Mr. Foster. I don't think myself that there were many instances of bribery. I think that the freemen did their work well in the

early part of the day, and that there was no occasion then for bribing them.

44540. Mr. MORRIS.—You distinctly recollect that it was after Dr. Hall got the pinch of snuff from you, that Campbell asked if there was any arrangement as to the freemen?—My recollection is that there were two occasions on which I gave Dr. Hall a pinch of snuff, and that it was between these occasions that he asked me.

44541. Mr. LAW.—Before we have done with this part of the inquiry, it is but right to call your attention to some other matters that appeared in evidence; I gathered from Dr. Hall's evidence that he puts the conversation about Campbell as occuring not very long after, I think within an hour after he was first introduced to you—he says the introduction to you was about half past eight, and that the conversation about Campbell was about an hour after, somewhere between nine and ten?—Yes.

44542. I think you stated your recollection was that the matter occurred at a later part of the day?—To the best of my recollection it did not take place until after one o'clock in the day.

44543. You are trusting your own recollection solely when you state that?—Yes, perfectly and entirely.

44544. Do you recollect Mr. Foster coming back here about two o'clock that day?—I did not see Mr. Foster a second time that day, to the best of my recollection.

44545. Do you recollect whether you went over with Mr. White or Mr. Foster about the middle of the day—about one or two o'clock—to the Temperance Hall, or to the tally-rooms where young Mr. Byrne had the clerks?—Mr. Foster was never in the Temperance Hall.

44546. Did you see him go towards the Temperance Hall about one or two o'clock that day?—I never saw Mr. Foster but once that day, that was in the morning. I never saw him during the day but on that one occasion.

44547. Do you recollect whether you gave any instructions to Campbell while he was working in the lower room in No. 47, Dame-street, as to the keeping any book of volunteers, or any other book?—I never did. As I mentioned to you last evening, Campbell was not in my department, or under my control, and I never gave him any directions or instructions.

44548. [*Mr. Law here read a passage in Mr. Campbell's evidence relative to that subject.*] Do you remember going into the room where Campbell had his clerks and giving him these instructions that he deposes to?—There is not a word of truth in it. I may mention that I was only in that room once or twice to see what progress they were making about the lists.

44549. You say that Campbell asked you on the day of polling to lend him £1, and that you lent it to him to get some dinner or something of that sort for the men who had been working with him?—Yes.

44550. You state that on a subsequent occasion you asked him to pay you back that £1, and that he refused?—He denied that he got it.

44551. He denied on the second occasion that you gave him £1 on the day of polling?—He denied in the most positive manner that I ever lent him the £1. I said to him, "By-the-by, Campbell, you had better give me back the £1 I lent you." He asked, "What £1 did I allude to?" He denied that he ever received any £1 from me.

44552. As I understand it, it was not that he denied that it was a loan you gave him, but he denied that he ever got it at all?—Yes.

44553. Mr. MORRIS.—The fact he denied?—Yes.

44554. Mr. LAW.—Do you recollect on what occasion it was that you asked him for it?—It was the time we were preparing for our defence. He was standing on the stairs of 7, Middle Abbey-street, with a number of other people one day, when I asked him for it.

44555. Do you recollect was that the time when he came to you to get a letter from either you or Mr. White to Mr. Parkinson, authorizing him to pay Campbell for work done at the county election?—I have no recollection of that circumstance at all.

44556. I suppose you are aware that he was engaged on the county election?—I don't think he was. If he acted on the county election he was acting on his own "hook," as we say.

44557. You have no recollection of his asking you for any such letter as that?—I have not.

44558. Was it a casual matter—meeting him on the stairs?—It was. He came to the office on two occasions on which he was brought there by Mr. Goodman. On a third occasion he was not in the office, but he was standing on the stairs with a number of men talking to them. As I was passing up I stopped when I saw him, and I said, "By-the-by, Campbell, you had better give me back that £1." "What £1," he said. "You never gave me £1."

44559. Did he say, "You never gave," or "lent?"—He said, "What £1? You never gave me £1."

44560. Did he deny that he ever received the £1 from you?—He did.

44561. Did you know the persons he was talking to?—No. There was a great number of persons hanging about the stairs, and he was talking to some of them.

44562. What class of people were they?—Some of the lower orders of men, who came to give information.

44563. Were they freemen?—I don't think they were freemen. They were coming to give information. Many of them were lodgers, and that class of people.

44564. Do you recollect when that conversation occurred Campbell says it was about the time the petition was filed—the petition was filed on the 15th December—and that you were preparing for the defence?—I can't exactly fix the time, but we were preparing our defence at the time.

44565. Campbell says that you said to him, "Campbell, I think the best thing you can do is to give me back the £1 I lent you," and that he said, "I can't do that for I have not got it?"—No, what passed was what I have stated. I said to him, "By-the-by, Campbell, you had better give me back that £1 I lent you." "What £1?" he said. "You never gave me £1."

44566. You agree as to your asking for the money?—Yes, but we disagree as to the reply.

44567. He states that you gave the £1 to treat these men he had engaged in personation?—That is totally and entirely false.

44568. Do you remember when he got the subpœna from Mr. Fitzgerald—I believe he was keeping out of the way of getting it for some time—his going to you to tell you that he had got it?—No; he did not. We had got information from different witnesses, in which his name was mentioned. Mr. Goodman was at the sessions in the country at the time. I informed Mr. Sutton what had come to my knowledge, and we arranged that we would wait until Mr. Goodman returned to Dublin and communicate with him. On his return Mr. Goodman arranged that he would see Campbell, and make an investigation into the matter. He did do so, and he brought Campbell one day to the office. Mr. Sutton, Mr. White, myself, Mr. Goodman, and, I think, young Mr. Byrne, were all in the room at the time. Mr. Goodman came in. He said, "Here is Campbell. He is prepared to make a statement of what he did on the day of the election." Campbell and I sat down at a table, and as he uttered his statement—I did not ask him any leading questions, as he swore here I did—I took it down, and I know what opinion I formed of him at the time.

44569. Do you remember that that was not the time you saw him on the stairs and asked him for the £1?—No, that was the third occasion. The time about the £1 was a totally different occasion. He was only twice in the office when making statements.

44570. Was the occasion you have last described—the third occasion?—That was the first time he was in the office.

44571. When was the second occasion—he made two statements to you, was the first occasion that on which Mr. Goodman brought him?—Mr. Goodman brought him on both occasions that he made statements.

44572. You described Mr. Goodman as bringing Campbell on one occasion, and saying, "Here is

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Campbell, he is prepared to make a statement of what he did on the day of the election"?—That was the first occasion. He came there a second time. I am not sure whether Mr. Goodman was present on that occasion.

44573. Was it on the same day that Campbell made the two statements?—It was not the same day.

44574. Did he make a second statement on the second occasion he went to the office?—He did.

44575. Was that statement the same as the first he made?—It was, with some additions; in general it was not contradictory of what he stated previously.

44576. Of course you remember the day Campbell was examined here before Judge Keogh?—I do.

44577. Did you form any opinion as to the state he was in when under examination?—I did not see anything extraordinary about him, nothing more than his ordinary appearance. If what is stated in the papers be right, he made mention that I and Mr. Goodman had plied him with brandy on the day he gave his evidence before Judge Keogh. That is false.

44578. No, he stated that he drank fifteen glasses of brandy on that day?—I am sure he can drink a good deal, but I don't believe that anyone, after drinking fifteen glasses of brandy, could behave and give his evidence as he did on the table that day. He was certainly a most troublesome witness, so much so that Judge Keogh made an order that he should be kept in court.

44579. Mr. TANDY.—Were the statements he made to you when he came to your office substantially the same as his evidence before Judge Keogh?—They were.

44580. Mr. MORRIS.—Will you undertake to say that there were no leading questions put to him when you took down Campbell's statement?—I will undertake to say that I never asked him a question at all, and I will undertake to say that no leading questions were asked of him. When he came to a pause in his statement, I always said "proceed."

44581. What he said was taken down in writing?—It was.

44582. Was that statement of his destroyed?—It was not. I don't know whether Mr. Sutton has it still or not.

44583. Mr. TANDY.—What was the original object of these gratuitous service papers—with what object were they prepared?—We understood that any voter who acted on behalf of a candidate, and got payment for doing so, that vitiated the vote. A great many parties were pressing for employment—voters and non-voters—and we managed as much as possible to keep the voters free from being in any way trammelled by getting employment and getting payment for it. We thought the safest way, in order not to vitiate their votes, was to make them understand that they should not get payment if employed; and we prepared the gratuitous service paper, and we got them to sign it for that purpose, and in order that they might have no claim upon the candidate for compensation afterwards.

44584. Was its object that this paper should be signed by every one who was willing to act as a volunteer?—If a voter; I should mention at the same time that there was full instruction given that the paper should be explained to the party before signing it, in order that they might know what they were doing.

44585. I did not understand what you stated yesterday in that case, for I thought that you stated that the gratuitous papers were to be signed by the agents, and were not intended for the lower classes?—It was principally devised for the agents.

44586. It was contemplated that if a person were looking for employment at the election, he should sign one of those papers if he were a voter?—Certainly.

44587. Mr. MORRIS.—The gratuitous paper then was in your mind, in Mr. Sutton's and Mr. Julian's mind to save the voting?—Yes.

44588. So far as your side of the contract, if we may call it such, was concerned, the gratuitous paper was to save the votes?—Yes, and to prevent the parties from coming in afterwards and claiming payment.

44589. Mr. TANDY.—Are you aware whether many of the lower or humbler classes who signed those papers were parties who had formally asked for employment?—I cannot recollect. These papers were sent to the different wards, and we had no knowledge of who signed them.

44590. Were any of them signed, to your knowledge, by the humbler classes who had asked for employment?—Some of them were signed in our office. When the parties came to the office, looking for employment, and it was told them that they would not get payment if they voted, they were asked to sign these papers, and they did so. But as to the number who signed them, I can't tell that.

44591. There was no precaution taken that those persons who asked for employment and expected to be paid, were neither to be employed, or prevented from signing the papers?—I don't really understand the question.

44592. There was no understanding or arrangement by which the lower classes of freemen who had asked to be employed, and expected to be paid for that employment, should be prevented altogether from getting employment and signing these papers?—We knew nothing of parties who applied for payment or expected to be paid.

44593. Were you not aware of large numbers of the humbler classes of freemen having asked for employment?—I don't know that there was a large number of freemen seeking employment. There was a fair proportion of freemen, but I think there were as many of the rated occupiers.

44594. You are aware that several of the lower order of freemen, who were voters, had applied for employment?—I believe so.

44595. And that they expected to be paid for that employment?—I have no doubt that when they sent in their original application, they expected payment.

44596. As I understand you, there was no precaution taken that that class of persons should not afterwards get employment?—There was every precaution taken to prevent that class of men being employed.

44597. To prevent their being employed at all?—Yes.

44598. Were there directions given to that effect?—Yes; they were given to the different ward agents.

44599. Did none of the lower order of freemen actually get employment?—There were instructions given to the wards that they were not to give employment to any voter that could be avoided; and if he gave his services, he should sign the gratuitous paper.

44600. There was no particular instruction given that employment should not be given to any of the lower order of freemen who applied for it?—I am not aware that there was in these express words.

44601. Is this the instruction you refer to—

"You will reply to any person being a voter who applies for an appointment that having regard to the Act of Parliament (a copy of which is posted in your committee-rooms) that such party cannot get employment for payment without involving the loss of his vote; but if such voter be desirous of working and assisting the candidates, he must do so on the distinct understanding that he gives his services gratuitously and without any promise of payment for same from the candidates or anyone on their behalf, and you will not employ any person whatsoever without the authority of the conducting agent."

That was the only instruction issued on the subject?—That was the only one.

44602. Are you able to tell us, to the best of your knowledge and belief, whether the employment that was given to the humbler classes of voters who signed these papers was *bona fide* employment?—I am not aware of how many were employed. I am not aware that any were employed.

44603. Assuming that some of them were employed—and from what we know I do not think it is a violent assumption—are you able to tell us whether the employement generally given to any one of these voters was *bona fide*, real, substantial employment?—You place me in a very embarrassing position by that question, for I really am not able to answer it. I don't

know anything about it. I was not through the wards. The only employment that could be given to them was to canvass their brother electors, and what that is worth you know yourself.

44604. That would depend on the number to be canvassed?—If one got a list with twenty names on it, he had to see who the parties were, and that may occupy him for a day or two. He should be paid for his loss of time.

44605. We had instances of persons employed to canvass, who were given a list of names that had been already canvassed—such employment as that is a pure fiction?—So it must occur. You don't understand how these things were divided at elections. You must know how the lists are made out. The lists are made out for the day of the election, for the people to canvass with. These lists, with five or six names sometimes on them, are given to different parties to see if they are brought up to the poll. You heard of the humble freeman that was sent to the Provost of Trinity College to see if he was brought up to the poll—that was his business, and then to convey the information to the tally-room.

44606. I am not asking you what was done on the day of the election?—This arises out of the question about *bona fide* employment.

44607. I give you an instance of a man who got a list of persons to canvass, who had all been canvassed previously, and therefore giving him a list to canvass was giving him a thing to do which was really nothing?—Sometimes some parties have to be canvassed two and three times over, as, for example, when they don't give a decided answer at first.

44608. I am assuming a case where persons stated when asked, or canvassed, for whom they would vote?—There may be a necessity to canvass such persons over and over again. I knew parties to be canvassed three and four times, and eventually the candidate himself was called on to canvass them.

44609. Did any of the parties who signed these voluntary papers apply for compensation soon after the election?—I don't know.

44610. Have you ever heard?—I think it was mentioned at the time that there were some persons that had applied for money after signing these papers. I never heard it except at the trial. I may have heard Mr. Sutton say that he had had a vast number of applications for money. I may mention that there were a great number of the humbler classes who did sign these papers, and expected to be paid.

44611. Was there any third person present when Mr. Foster introduced Dr. Hall to you?—No.

44612. Did Mr. Foster introduce you to any other person on that day?—He did not.

44613. How often did you see Mr. Foster in the course of the day?—I did not see him more than two or three minutes; I think I was going the rounds at the time.

44614. He did not introduce you to anyone else but Dr. Hall?—No.

44615. You saw Dr. Hall before the voting began?—I did not.

44616. You saw him about the time it began?—I didn't; I did not see him until about nine o'clock, when Mr. Foster introduced him to me; that was the first time I saw him in the street.

44617. Had Mr. Foster any recognised position or employment in connexion with the city election?—I never heard that he had. I am sure he had not.

44618. Not having any recognised position, or being employed at the election, did it not strike you as a strange circumstance, the fact of his introducing you to Dr. Hall, and the fact of your seeing Dr. Hall there the entire day?—Whatever may have occurred since, it certainly did not strike me as strange at the time of the introduction. It was the commonest thing in the world to see two persons going up to vote together.

44619. That was not all you saw?—I only saw the introduction at this time. I saw Dr. Hall repeatedly during the day.

44620. During the day, when you saw Dr. Hall remaining here the whole day on his beat, did it not strike you, coupling it with Mr. Foster's introduction of him to you, as a curious thing, to say the least?—It did not, at the time; now I fully understand the whole thing.

44621. Had you any understanding or suspicion of it at the time?—I had not.

44622. You never knew Dr. Hall to be engaged on any previous election?—Never; I never saw him before.

44623. Did you ever hear he was a canvasser, or that he assisted Mr. Foster in reference to the election?—Never.

44624. Did you ever see him with Mr. Foster?—Never.

44625. Did you ever hear that he was a member of the committee of the Inns-quay ward?—Never.

44626. Did you not think it strange that he should be here the whole of the day?—I did not; I saw a number of people about here the entire day. There is always a number of people who have nothing else to do, hanging about the court house, for the whole day at election times.

44627. Did it never occur to you, what on earth can Dr. Hall be doing here the whole day?—How can I remember what occurred to my mind at the time.

44628. Did you see Mr. Alma about the same time here?—I did.

44629. Had Mr. Alma any business in connexion with the election?—Not to my knowledge, at the time.

44630. Did it strike you as strange seeing Mr. Alma here the entire day?—No; Mr. Alma is a very old and a very sincere friend of mine; he knew I had been ill, and I thought it very likely that he was here to see if he could be of any use to me. It is what I would expect from an old friend.

44631. You think that?—I believe it.

44632. Although Mr. Alma never condescended to offer you any assistance during the day?—I state that. I may mention that Mr. Alma is connected with the county election for years, and it was not at all an extraordinary thing for me to see him here.

44633. You heard Mr. Law read the evidence of Mr. Johnston where he stated that, on the second occasion when he met you, you directed him to go to Mr. Foster—is that the fact?—I don't recollect that I did so. My belief is that I did not tell him to go to Mr. Foster.

44634. Were you aware that Mr. Johnston, who first carried on the business connected with the out-voters in his own office in Palace-street, had transferred that office to Eustace-street?—I was aware that he took an office, and that he was to transfer the business to it.

44635. Why was it to be transferred to Eustace-street from his own office?—It was intended that the office for the out-voters should be separate and distinct, where they should go for payment of their expenses after voting.

44636. The office in Palace-street would answer for that purpose?—It would not; he has only a limited amount of space there, and it would not do at all.

44637. Was that the reason it was transferred?—I think that was one of the reasons. The reason was, that it should be a separate department altogether.

44638. It would be a separate department in Palace-street?—No solicitor would have that business carried on in his office; no one would have a great concourse of people rushing into his office at the same time.

44639. Did you think there would be a great concourse of people rushing to his office?—As a matter of course there would; if the out-voters came up to vote on the same day, they would make application for their expenses on the same day.

44640. Mr. MORRIS.—When you state that you separated yourself from Mr. Johnston, and had nothing more to do with him, did he ask you then what about the rent?—He did not; we talked nothing about it.

44641. He remained in No. 47, going on with some

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Mr. John Malet Williamson.

kind of business—did he ever speak about the rent then to you?—In 47?

44642. When he was in No. 47?—He did not.

44643. A word never passed between you on the subject?—Never.

44644. I understand that the rent was never paid since?—I understand that Mr. Johnston paid it out of his own private money.

44645. You still adhere to the statement positively that it was one o'clock before this affair with Dr. Hall and Campbell took place in Halston-street?—That is my positive recollection of it.

44646. Would you swear that it was so?—Yes, I have sworn it.

44647. You, and Mr. Sutton, and Mr. Julian—all of you had full notice that a great deal of employment was being sought?—We had.

44648. You then got these gratuitous service papers prepared, and they were distributed among the canvassers?—No; they were sent to the secretaries of the different wards. I don't think that there was one distributed to canvassers. Every one of them was sent either to 47, Dame-street, or to the different committee-rooms. I never heard of an instance in which these papers were put in the hands of canvassers, asking persons to get them signed.

44649. I mean the persons employed by the wards?—I don't believe that there were any distributed in that way. It was only the secretary of the ward that got the parties who came asking for employment to sign them.

44650. You do not know that to be the fact?—No.

44651. Are you aware of this transaction that took place of signing I. O. U.'s?—I knew nothing about it, except that I inquired into the matter about the time of the petition, and I was very much distressed to find that such a practice was resorted to.

44652. Mr. TANDY.—If you had known or believed that any correspondence or negotiation with reference to paying of out-voters their expenses, was being carried on at 24, Dame-street, would you, as a matter of duty, put an end to it after you ascertained that it could not be legally done?—I think I would. I am positive I would. When I found it was not a legal transaction, I was determined that it should not occur to vitiate the election, and I most positively would have done so.

Mr. Rudolphus Mortimer,

Mr. *Rudolphus Mortimer* sworn and examined.

44653. Mr. LAW.—You are not a professional man?—No.

44654. You became connected with the office, 47, Dame-street, by Mr. Williamson's suggestion?—Yes.

44655. What particular department was committed to you?—After the third or fourth day the book was given to me.

44656. That book was given to you in blank?—No, there were some names in it, which I will show you. One mistake I have made, I thought the names had been indexed—they were alphabetted. These names (*pointing to names in the book*) were in the book before I got it.

44657. The first two names?—Are in another man's handwriting.

44658. The book was left by you locked up in a box?—Yes.

44659. And you retained the key of it till the petition trial?—Yes; and I have it in my pocket now.

44660. Do you remember when leaving the office in Dame-street, what became of your box—did you make inquiry?—I did of Mr. Frazer, and he mentioned here in Court—for I heard him—that he did not give me an answer. He said "it was safe." That is not the fact.

44661. The answer is—what he said was, "he did not give you any satisfaction"?—I have the report in the newspapers.

44662. We cannot trust implicitly to such reports however accurate they may be in general. The impression he left upon our minds was, he did not give you a satisfactory answer. So much so that he was asked why he did not?—But he distinctly told me that he sent the box to No. 3, Dame-street.

44663. That is important—he told you that?—Distinctly.

44664. Did you ever part with the key of it?—I did for about half an hour. I gave it to Mr. Williamson, and he went over to ascertain whether there was any lock there that the key would open. I can give you a list of the documents, I made from memory, which were in the box. I made that list (*handing in same*) upon Thursday night, as I calculated I would very soon be called on to attend here.

44665. You did it to shorten matters?—I thought it would expedite the inquiry into the transaction.

44666. (*Reading memoranda.*)—"Besides this book there were four and a-half packets of applications (by letter) for employment, made up in one hundred letters each, which would make four hundred and fifty letters, and six and a-half packets, the answers of the out-voters, which would make six hundred and fifty answers?"—Yes.

44667. These were besides this book—do you mean this book (*showing same*)?—Yes, I had the letters indorsed. The surnames were placed first.

44668. There were also printed lists of names of out-voters?—I think we had.

44669. These were produced at the trial, and some of the "ticks" you recognised as your own?—I will be able to identify these by a particular mark.

44670. What is this book containing list of ward committees, and applicants for employment, sent to you? The committees I found entered in the book before I got it. Then there was a list of applicants—the persons name and residence, what he was apparently fit for, and by whom recommended.

44671. That was in the tin box?—No. I sent that up to the committee four days before the election.

44672. That is the book identified by you at the trial?—No, but it was similar.

44673. Do you see a note upon the outside, "those ticked have replied before the 27th October"?—Yes, this was similar to the book you refer to. This was separated into sheets when I had it in the box, and was tied up, not stitched together.

44674. The first pamphlet contains the names of out-voters—940, nine-tenths property owners, in the country and in England?—Yes, such men as Mr. Peel Dawson, and any others who had property in the city.

44675. "Six packets of one hundred each returned from the Post Office as undelivered, as the postmen could not find the parties, five large Post Office envelopes, two packets of one hundred each voting cards, not to be found?"—That means marked by the postman.

44676. Two small rolls of miscellaneous papers?—Yes, applications from printers, and things of that kind.

44677. And a printed list of house-holders, lodgers, and freemen?—Yes.

44678. All you have enumerated were certainly in the box?—I swear positively that all were in the box the day I left it in the office. Here is the key; the lock was different from any other in the concern.

44679. Are the 650 letters from out-voters registered in any way in the book?—Just merely the names and addresses of the parties who had written.

44680. And are the 450 letters from applicants for employment, registered in the same way in the book?—No; in the other book that was carried up stairs.

44681. This book had been begun before you got it, and was continued by you?—It was I set them down numerically according to the first letter of the sirname.

Mr. Rudolphus Mortimer.

44682. You were joined in Dame-street, after you had been a certain time there, by Mr. William Johnston?—Yes. I think he came about nine or ten days before the election.

44683. Which of the persons, principally having charge, looked after the rooms—Mr. Williamson, Mr. White, or Mr. Sutton?—All of them came in occasionally.

44684. Do you remember a box that Mr. William Johnston had, separate from yours?—Yes; a similar box.

44685. A tin box?—Yes.

44686. Was there any label upon that box?—Oh, yes, there was; but what it was I don't exactly know. I saw it afterwards produced in court before Mr. Justice Keogh.

44687. That was the box you saw in the room?—That was the box Mr. Johnston had in the room.

44688. Are you aware while he was in that room he was carrying on a correspondence with out-voters?—I don't think he was; he made some lists of out-voters.

44689. Did he make the list from the 650 letters?—Yes.

44690. How did he make it?—I really cannot say, but I think he made it from the book.

44691. Each list appears to be a list of out-voters requiring expenses?—I apprehend it was.

44692. That would not be the full number of the letters, many of the out-voters were willing to come up without their expenses?—Some few said they would require their expenses. I can give you two instances:—One was a clergyman, the Rev. Mr. Rambaut, who had been a curate to the Archdeacon of Waterford—the other a gentleman of Tyrone, J. Jervis Carmichael O'Ferrall, who had been a lieutenant in the navy.

44693. I want to know does the list of out-voters, as a matter of fact, contain the names of any freemen; was your attention pointed to that?—I think very few amongst them were freemen; they were principally owners of property.

44694. So I should suppose, for freemen resident in Belfast and Tyrone could not register at all. When Mr. Johnston made out the lists you understood he was engaged in making out what did he do with them—the list of out-voters that wanted expenses?—I fancy that he sent telegrams to most of them. I did not see him write letters.

44695. Did you notice any communication by letter or otherwise between him and the office, 24, Dame-street?—No; not the slightest. I knew nothing about that office at all till after the election.

44696. You sent telegrams?—Yes. The first fourteen were sent by me at Mr. Johnston's desire.

44697. Mr. Johnston says that the telegrams were sent with his privity, some by him, some by you, and some by Mr. Frazer?—The first fourteen were sent by me, and Mr. Johnston gave me the amount when I brought him the dockets.

44698. Was the amount of that expenditure ever returned to Mr. Sutton in any way?—I have no idea. Prior to that applications were made by yellow circulars, requesting that the voters would come up early in the morning. Nine hundred letters were sent, and there was likewise put in by me the section of the Act on blue paper. The circulars were folded up and set before me—some clerks were brought and they directed them, and the book was cut into sheets, and the names were ticked off.

44699. Was that book afterwards sewed together again?—It was afterwards sewed up and tied.

44700. Was there not a reference made in the telegram to a letter previously sent by post?—Never from me.

44701. Did any of the telegrams refer to a letter that had been sent by post?—No. I requested the voters to come up, and no reference was made by me to anything.

44702. Did you see Mr. Johnston writing any letter at that time?—No, I did not.

44703. As I understand, Mr. Johnston referred to a letter to be written from No. 24, Dame-street?—I know nothing of that.

44704. Did you see Mr. Williamson frequently in the room?—Not very often. When he was going up stairs in the morning (he never was there before me) he used to call into the room to ask me how I was; he was a very old friend of mine, and my solicitor.

44705. Did you know anything of Mr. Foster?—I never saw him in my life.

44706. Did you know Mr. Alma?—Yes; then I knew him, but not before; indeed it was after the election I knew him.

44707. Did you know Mr. Crosthwaite?—I never saw him before the day he was on the table, when I saw him sitting in court.

Mr. *William Johnston* further examined.

Mr. William Johnston.

44708. Mr. Law.—The other day, when you were examined, you told us, as I remember, that either upon the first or second occasion that Mr. Williamson spoke to you about conducting the out-voters correspondence he referred you, or told you to go to Mr. Foster. Is that so?—That is so. The other day when I was examined I said that Mr. Williamson sent me to Mr. Foster. I heard Mr. Williamson say that he did not; my impression is that he did. Either Mr. Williamson or Mr. White told me, and I think it was Mr. Williamson.

44709. You still remain of that opinion?—I do.

44710. He says that his communication with you was, at all events, chiefly in Palace-street?—My first interview with Mr. Williamson, as I have stated, was in College-green. He called upon me afterwards in Palace-street.

44711. Do you recollect before you saw Mr. Foster—for no doubt, you did call upon him?—I did.

44712. Do you remember had you seen Mr. White in the way of business, between the time Mr. Williamson was speaking to you and when you called on Mr. Foster?—I think I met Mr. White in Dame-street.

44713. Was he with Mr. Williamson at the time?—No; he was by himself.

44714. Is it still your recollection that upon some occasion Mr. Williamson referred you to Mr. Foster?—My impression is that Mr. Williamson sent me to Mr. Foster, but I am positive that it was either Mr. White or Mr. Williamson; I still believe it was Mr. Williamson, though he stated that he did not.

44715. He says he does not remember sending you to Mr. Foster?—I am positive it was either he or Mr. White.

44716. Do you believe still it was Mr. Williamson?—I do.

44717. I suppose you were in communication with them both?—Yes, verbally.

44718. After you had seen Mr. Foster and got certain instructions from him did you again see Mr. Williamson?—I saw him some time after that.

44719. Do you remember whether you had any conversation with him about seeing Mr. Foster?—Yes, I remember stating to him that Mr. Foster recommended an office to be taken.

44720. Did you tell Mr. Williamson that Mr. Foster recommended an office to be taken?—Yes.

44721. And was it subsequent to that you took the office in Eustace-street?—It was.

44722. Mr. Williamson says he went with you whilst you were negotiating for the office?—He was with me to look at the offices, and whilst I was negotiating for them.

44723. On these two occasions?—Yes.

44724. Was it previous to that you told him that Mr. Foster advised a separate office to be taken?—Oh yes.

44725. Do you remember Mr. Williamson going to your place in Palace-street and taking up all the correspondence from you, and saying there was an end of the matter?—I do.

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Mr. William Johnston.

44726. When was that—I mean at what period of the negotiations?—I should think about—I am not positive, but according to the best of my memory it was about a week after the office was taken in Eustace-street.

44727. You had moved at that time to Eustace-street?—I had gone there. I was for a short time then at Eustace-street. I spent my time in Palace-street. In fact the office was not properly organised in Eustace-street at all.

44728. Had you been, we will say, in partial occupation—in intermittent occupation for a week?—Yes.

44729. And was it then that Mr. Williamson called and told you to give up the office?—I think so; I think a week after.

44730. You were in occupation, so far?—Yes.

44731. What was the occasion, or the reason why you were to change and give up the office in Eustace-street; what did he say to you?—I cannot recollect; but I think the reason of the change from Eustace-street was in consequence of having discovered that a gentleman who had an office in the same house was engaged on the opposite side.

44732. Did you understand when Mr. Williamson called upon you and took the letters away that there was to be an end of your engagement altogether?—Yes; that I was to have nothing further to do with that department.

44733. Were you informed that anybody else would take your place?—I am not certain that I was not told Mr. Alma would.

44734. Did he say somebody would take your place?—Yes; if I mistake not I think he said Mr. Alma.

44735. Did you understand, whatever passed, that you were merely transferred from that department, but that it was to go on?—That was my impression, but that I was to have nothing further to do with it.

44736. You moved soon afterwards to No. 47?—I did.

44737. Who gave you instructions to go there—was it Mr. White?—I think it was Mr. Williamson. It is difficult to remember which of them, for both of them were alternately giving me directions, and I cannot say the particular directions that each gave me. I looked upon the two of them as one.

44738. You received instructions from both?—I did.

44739. Mr. Williamson said he had a severe attack of lumbago, and that after he came back he found you in No. 47. Would that enable you to recollect who it was that gave you directions to go to No. 47?—I could not.

44740. Mr. TANDY.—You say that Mr. Williamson recommended you to take a separate office?—Yes.

44741. Did he give you any reason why you should take a separate office?—I said it would be very inconvenient to have people running up and down to my office, and that I did not wish it, and there were some people in the house in which I resided of different politics from myself.

44742. Was that the only reason that was suggested that it would be inconvenient?—That was the reason.

44743. Was there any other reason, such as that it would be calculated to keep the thing more secret?—That was my impression, that it would be more secret in consequence of the people of the house in Palace-street being of different politics.

44744. I understand you understood before you went to Eustace-street that it was a matter that should be kept secret?—I did.

44745. Do you recollect whether you had any conversation with Mr. Williamson on the subject as to the observance of secrecy?—I cannot say that I had.

44746. Do you recollect whether, after you came to 47, you had any conversation with Mr. Williamson in reference to business going on at No. 24?—No, I never spoke of No. 24 when I was in No. 47.

44747. Have you any reason to believe that Mr. Williamson was aware, while in No. 47, that there was any business connected with the out-voters going on in No. 24?—I daresay he did, but I cannot say to my knowledge.

44748. Have you got any reason to believe that he did?—I could assign no reason for it, but my impression was so.

44749. You could not give the grounds of the belief, but that you entertain it?—I could not.

44750. Mr. MORRIS.—I suppose, as another witness has said, Mr. Foster was a person who conveyed a good deal in a few words?—He attempted to convey a good deal that I did not understand. There was a sort of freemasonry about it that really I did not understand.

44751. Mr. TANDY.—Do you recollect whether when you asked Mr. Williamson for the repayment of the £10 you had paid for the rooms in Eustace-street he referred you to Mr. Foster?—He said Mr. Foster would pay me.

44752. He said that distinctly?—Yes.

Mr. *Thomas Henry Atkinson* sworn and examined.

Mr. Thomas Henry Atkinson.

44753. Mr. LAW.—I believe you were some years ago connected with the Conservative Registration Society?—Yes.

44754. How many years were you connected with it?—ten or twelve years?—I think about ten years.

44755. You were Mr. Hodson's immediate predecessor?—I was.

44756. I believe you left it about 1866 or 1867, between the election of 1865 and the election of 1868?—About 1866.

44757. Do you remember coming down to vote on the morning of the last election?—Yes.

44758. You are a freeman yourself?—Yes.

44759. About what time did you come?—It was early in the morning. I came in by the nine o'clock train. I got into Amiens-street about nine o'clock, and I was up here about half-past nine o'clock.

44760. Do you remember seeing Campbell here that morning?—I do.

44761. Was that after you voted or before?—After I voted. I was going to my office and I met him in Halston-street. I said, "How are you, Campbell?"

44762. You had known him, of course?—Yes.

44763. Do you remember any further conversation?—I asked him how he was going on, and he said "First-rate," or something like that, and I went on to my office.

44764. Do you remember his saying anything about the freemen holding back?—No.

44765. Did he say anything about any of them applying to him or teasing him to see if there was anything going?—No.

44766. Nothing of that kind?—Nothing of the kind.

44767. Did you see Mr. Williamson at that time?—I met him going with some voter to the poll, but I was not speaking to him.

44768. At the Temperance Hall?—No, round from Green-street, into Halston-street.

44769. Did you say anything to Campbell that he had better see Mr. Williamson?—No.

44770. Did anything take place but your asking him how he was going on, and he saying he was going on very well?—Nothing else.

44771. I suppose you left the place at that time?—I left the place because it was my Board day, and I had to hurry up.

44772. Were you here at any other part of the day?—About three o'clock, or a little after. I was walking home through Halston-street, and I saw Campbell at the corner, and I asked him what majority there was, and he said something enormous on the freemen list at the time. Nothing more occurred.

44773. Did you hear from him at the time of any bribes, or any money?—No.

44774. Whilst you were there that day at half-past three o'clock did you hear any talk of it amongst the freemen themselves?—No.

44775. Did you in the morning?—No.

44776. Did you know Mr. Foster?—I did.

44777. Did you see him here when you were here at half-past nine o'clock in the morning?—No.

44778. Did you see Mr. Alma here?—I saw him standing at the court-house in Halston-street.

44779. Did you know Mr. Henry George Hall?—No.

44780. Was there anyone with Mr. Alma when you saw him?—No.

44781. Where was Mr. Williamson when you saw him going to the poll with the voter?—Out in the court-house.

44782. Was Mr. White about at all that day?—I do not recollect; I may have seen him. I don't remember.

44783. Do you recollect the election of 1865?—I do.

44784. Do you remember any dissatisfaction amongst the freemen at not getting some remuneration?—Yes.

44785. About what time in the day was that?—Early in the morning.

44786. Before twelve o'clock?—Before ten o'clock.

44787. Do you remember had you given any directions before that as to the taking of any house or room in Little Denmark-street, or elsewhere, for the day of the election?—I think I told Campbell to take a house.

44788. A room?—Yes, a room.

44789. I believe that was the evening before the election—shortly before?—It was either very late the night before or very early next morning.

44790. I suppose you were much pressed at the time—you were up all that night, you and Mr. Purcell, getting things right—is that so?—I was up all night, certainly.

44791. Do you remember seeing Mr. Foster in the course of that night?—I do.

44792. Was he with you in Westmoreland-street the whole night?—I suppose he was, because I fell asleep part of the time.

44793. Substantially he spent the night there?—He did.

44794. Who else was there besides you and Mr. Foster—was Campbell there?—No, there was another gentleman.

44795. Who is he?—I think it was Mr. Purcell.

44796. Mr. Herbert Purcell?—Yes.

44797. Campbell says he left you at the office very late that night, saying that he would be back at five o'clock in the morning—that is accurate, I suppose?—Most likely.

44798. In the morning when you wakened up you found Mr. Foster there, I suppose when daylight came?—I think we separated; I went home and got dressed for the day.

44799. It was very early?—Five o'clock on a summer's morning.

44800. What did he do?—I suppose he did the same.

44801. When you told Campbell to make the arrangement the night before, did he report to you that he had engaged the room?—No, I think it was the morning of the election he told me.

44802. But he told you before the election began that the rooms were taken?—Yes.

44803. At Mr. Powell's house, I believe?—Yes.

44804. Did he say what he was to pay for the use of them—£5?—I do not recollect.

44805. Had any arrangement been made prior to the election as to what these rooms were for?—I think it was generally understood that some of the freemen were to get something.

44806. Was it for that purpose these rooms were taken—it was for that purpose you gave the directions that they should be taken?—Yes.

44807. Was Mr. Foster cognizant of that purpose?—He was.

44808. Was it part of the arrangements which he partly made that it should be done?—It was he originated the whole thing, I may say.

44809. Where was that arrangement made—was it in the committee-rooms, between you and him, or at his own house?—In the committee-rooms; in fact, he was on the county election at the time, and the committee-rooms were in Eustace-street, and he came down to me the night before the election and arranged it.

44810. Did you know anything about the arrangement until the night before the election?—I cannot say I did.

44811. Had you understood from him anything previously about the city election?—No, he was entirely connected with the county.

44812. Did you understand from anyone, prior to this meeting, that some arrangement of the kind was about to be made?—I heard several people speaking.

44813. We may say that this sort of thing was thought almost necessary at every election?—There was always an idea that something ought to be done.

44814. Mr. MORRIS.—That was the idea?—That was the idea we had.

44815. Mr. LAW.—It was felt at each side. It was felt on your side that something of the kind should be done at each election?—Yes.

44816. From whom except Mr. Foster did you hear any mention of it prior to the election of 1865; who told you first that any arrangement was likely to be entered into?—There was some talk between three or four of us.

44817. Who were they?—I think Mr. Thomas Vance was one of them.

44818. Who else?—I cannot say.

44819. There were some others?—There were.

44820. We are not pursuing individuals in this inquiry. In asking names we only want to get at facts?—I think Mr. Vance said something to me about the matter; I have a faint recollection of it.

44821. Who was the secretary at the time; you were assistant-secretary?—The honorary secretary was Mr. Barker.

44822. Was he at this conversation?—No; I am certain of that.

44823. Who was the other honorary secretary?—Mr. Maunsell.

44824. Was he there?—No.

44825. Besides Mr. Thomas Vance who were the others as well as you recollect?—I cannot say positively.

44826. Can you give us an idea, merely for the purpose of getting at the facts?—I suppose the conducting agent.

44827. Mr. Gibson?—I cannot say positively.

44828. But is it your belief that he was there?—I think it most likely he was.

44829. Was Mr. Sutton there?—No.

44830. That is your recollection; that the discussion antecedent to Mr. Foster's arrangement, was between yourself, Mr. Vance, and Mr. Gibson?—There may be somebody else.

44831. Can you give us by way of belief, the name of anybody else you even think was present?—I could not.

44832. About how long, as near as you can go, before the election was this conversation?—I think it was the evening before the election.

44833. That was the same night you saw Mr. Foster?—It was.

44834. Was there any discussion as to the source from which the money was to be derived?—No.

44835. Did you understand who was to advance the money?—No; except that I think Mr. Vance said he would not wish for £1,000 that his brother lost the seat.

44836. Was that said significantly—that he would advance it for the purpose?—I did not take that meaning out of it.

44837. From what he said did you understand that he was willing to lend it for the purpose, whatever the words were that were used?—I certainly thought that he would advance the money.

44838. Was there any discussion as to whether Sir

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Benjamin Guinness—or Mr. Guinness, as I believe he was then—would advance any money?—I knew Mr. Guinness would not advance a farthing, even if he lost the seat by it.

44839. That had been a well understood thing among you?—Yes.

44840. You say arrangements of this kind had been on foot before. Now, at previous elections were you aware money had been advanced for similar purposes?—Not that I am aware of.

44841. What year did you join the society—were you there in 1859?—I was.

44842. Did you hear of any arrangement at that time?—I did not.

44843. Now, when Mr. Foster came down, did he come of himself, or did you send for him?—He came down.

44844. Were you told by any of the parties there in the early part of the evening that Foster would come?—No.

44845. Was Mr. Foster's name mentioned at all?—Not at all.

44846. Tell us, as near as you can, what passed when Foster came down—how did he introduce the subject?—He said, "We must be prepared for the election to-morrow. Come upstairs." And the three of us came upstairs, and locked ourselves in for the night.

44847. Did Foster then tell you he had resources for the next day—did he say he was provided with the necessary funds?—We understood so.

44848. Did you understand from him what amount of money he had?—No.

44849. Was it after you going upstairs the arrangement was made that the rooms should be taken?—Yes.

44850. You had not given orders to take those rooms until you saw Mr. Foster?—No.

44851. That is your recollection?—That is my recollection.

44852. Was there any further arrangement made as to how the voters who were to get money at this house were to be defined?—I think it was through means of envelopes.

44853. It was arranged that envelopes should be the token, and that they should be changed for money at this house?—Yes.

44854. Who did you understand was to disburse the money—I do not mean who was to advance it, but who was to distribute it in exchange for the envelopes, as you understood?—We had to settle on that that night.

44855. Did you eventually settle it before the whole thing was arranged?—I think there was a gentleman from England was to go there, as well as I recollect.

44856. What was his name?—I think his name was Falls.

44857. Who mentioned this English gentleman? Did you know him?—I knew his appearance.

44858. What was his other name, besides Falls?—I think William.

44859. Had you known him before?—Yes; I saw him before.

44860. Where had you seen him before?—At the Registration Office.

44861. In Dame-street?—In Dame-street.

44862. In what capacity was he there?—He called for the purpose of getting his address changed.

44863. Was he a voter?—He was.

44864. Of the city?—Yes.

44865. Was William Falls his real name?—I believe so.

44866. You had no reason to doubt that that was his name?—No.

44867. I suppose it was Mr. William Falls of Tully House, Dungannon?—I do not know where he lives now.

44868. I mean in 1865. Do you know what he was?—I should say he was a gentleman of property. He was registered as a freeholder or leaseholder of the city.

44869. I suppose he is the man who is down here as voter for the South City ward. Do you know whereabouts he had his property?—I do not know; but I suppose that is the person.

44870. Was this book of 1865 made under your direction?—Mr. Bradburne made that up for me. (*Book produced.*)

44871. And this gentleman's name is William Falls?—Yes.

44872. Now, who was it suggested that Mr. Falls should be the man to disburse the money?—I could not say.

44873. Now, was that arrangement made between you three that night after you had gone upstairs, or was it part of the arrangement that had been matured previously?—I think it was part of the arrangement.

44874. Part of the arrangement made, as you understood, between Mr. Vance and Mr. Gibson?—I won't say that.

44875. Do you think that Mr. Vance, as far as you recollect, mentioned Falls' name?—I don't know who mentioned it. I heard his name, that was all.

44876. You knew the gentleman by appearance?—Yes.

44877. Did you see that gentleman at any time between the time his name was mentioned—on the day before the election—and the morning of the election?—I saw him the day of the election.

44878. Where?—I think in the committee-rooms.

44879. Did you understand when you saw him in the committee-rooms that he was the gentleman who would have the disbursing of the money that day—if it had been ready for him: was that the purport of the conversation you had had the night previously?—That was my belief.

44880. Did he speak to you on the subject?—No.

44881. Did he speak of it in your presence?—No.

44882. When you saw him on the day of the election in the committee-rooms, who was with him? Was Mr. Thomas Vance there?—No, he was not.

44883. Who was present—was Mr. Foster with him?—No.

44884. Who was he speaking to—was he speaking to himself?—No, he was not. The rooms were full.

44885. But at all events you understood that he was to be the man. Were the voters who got the envelopes to ask for Mr. Falls?—No.

44886. Who were they to ask for?—I believe they were to present the envelopes to the gentleman sitting in the drawing-room.

44887. They were not to ask for any particular person?—No.

44888. Was the name of Stephens or Stephenson mentioned?—I don't remember.

44889. Were directions given to the men who got the envelopes to go to such a house and show them to the gentleman in the drawing-room?—Yes.

44890. I believe the arrangement fell through on the day of the election?—It fell through.

44891. I believe the gentleman was not ready to receive the voters—was that so?—Yes.

44892. Now, at about ten o'clock on the morning of the election did you learn that there was much discontent among the freemen at not finding the gentleman there—is that so?—Yes, at about that hour—say between ten and eleven o'clock.

44893. Who had charge of the envelopes that morning?—They were given to my charge.

44894. Who gave them to you?—I put them into a bag in Westmoreland-street before we broke up early that morning. We did not bring the bag over until going to Green-street.

44895. Was the bag in possession of Mr. Purcell or Mr. Foster that morning?—I do not know.

44896. After you left the rooms to go dress I suppose you left the bag in the rooms?—That is my impression.

44897. Of course the envelopes were all packed into it at this time?—Yes.

44898. About how many were in the bag?—I think about 300.

44899. Had anything been written inside the envelopes?—Yes.

44900. Was that what Campbell stated?—I think Mr. Foster wrote the word "cod" inside each envelope.

44901. Was that in order that if any of them fell into strange hands, people would suppose it was a humbug?—Yes.

44902. I believe one of those envelopes did get into strange hands afterwards. Do you remember anyone that morning examining an envelope seeing this unpleasant word inside, and coming up and saying it was all nonsense?—I do not.

44903. Whom did you give them to by-and-by ultimately—I suppose you had them at Halston-street?—Yes.

44904. Whom did you give them to for distribution?—My recollection is I gave some of them to Campbell.

44905. Whom did you give the others to?—Some others of the agents.

44906. Did you give any to a man called Magrath?—Probably I did. I think so.

44907. Did you distribute the contents of the bag among the different agents?—Oh, no.

44908. How many did you distribute—did you distribute half of them?—No.

44909. Did you distribute one-third of them?—I should say I distributed about forty or fifty.

44910. Did you give a supply to Magrath, Campbell, and whoever else would come for them, and let them distribute them to the voters, or had each agent on every occasion to come to you for an envelope?—I think I intrusted Campbell with some of them, but as to the others I think I gave them the envelopes singly for each occasion.

44911. What would you say would be the number beyond which you are certain you did not go, in giving out the envelopes? I suppose I may take it for granted you did not give 100?—Oh, not near that number.

44912. Would you swear you did not give sixty?—Yes.

44913. Would you swear you did not give fifty?—I would not.

44914. Then we may take fifty as the maximum number?—From forty to fifty; about forty, I think.

44915. When some of those envelopes had been distributed, and the people came back, and there was all this dissatisfaction—did you go to Westmoreland-street to see what was the matter?—I did.

44916. When you got there what did you find?—I found the room full, and could not speak to anybody.

44917. Did you ascertain before you left it, in some way or other, how things were?—I went there to look for Mr. Thomas Vance.

44918. Did you see him?—I did not see him.

44919. Did you see any person representing him—to whom did you speak about the matter when you went there?—I asked Mr. Gibson if he had seen Mr. Thomas Vance.

44920. What did he say?—He said he had not.

44921. Of course you came back to Green-street after an interval—did you learn before you came back that the person who ought to have been at Denmark-street was not there?—I think Campbell told me so.

44922. Did he tell you that before you quitted Green-street?—No; it was after I came back from Westmoreland-street.

44923. When you went to Westmoreland-street did you see Mr. Falls?—No; not at that time.

44924. Had you any conversation with Mr. Gibson at that time as to what had happened?—No.

44925. Did you not tell Mr. Gibson that the freemen were getting dissatisfied?—My recollection is I asked him had he seen Mr. Thomas Vance.

44926. That did not convey much information to him—did you let him know what it was you wanted to see Mr. Vance about?—I think he understood it.

44927. Whatever passed between you, your impression is he understood the object of your inquiry?—Yes.

44928. Did you understand in any way from him or anybody else, before you quitted Westmoreland-street that morning that money was not forthcoming?—No.

44929. Did you understand that Mr. Thomas Vance had not advanced it? I suppose you gathered that?—Do you mean before I left in the morning?

44930. I am speaking now of the time you went back to the committee-rooms when you saw Mr. Gibson; did you then understand that the money was not forthcoming that Falls ought to be distributing at that moment?—I did not.

44931. What did you ascertain when you went back that time after the conversation with Mr. Gibson?—I told you I asked to see Mr. Thomas Vance.

44932. And you say your impression is Mr. Gibson knew what your object was?—Yes.

44933. Did you at that time get the information you wanted?—No.

44934. I suppose from what you saw you assumed there was some screw loose?—Yes.

44935. When you went back to Halston-street, did Campbell tell you the gentleman was not at the place with the money?—Yes.

44936. Did you give any instructions then as to what was to be done?—No.

44937. Did Campbell say anything to you about getting Powell to supply them with refreshments?—Not at that time.

44938. Did he subsequently?—He did when the election was over.

44939. When did you learn that day why it was the money was not forthcoming?—No, I did not.

44940. You did not learn it that day at all?—No.

44941. When did you learn the reason?—I never asked; I should state that subsequently the money was paid.

44942. You say that subsequently the money was paid—how soon afterwards?—Some of them were paid the same night.

44943. By whom?—By a gentleman named Smallman.

44944. Where did he come from?—He was a medical student.

44945. What was his Christian name?—Richard.

44946. Who selected him?—I did.

44947. Where did he live?—He lived then with me.

44948. Where is he living now?—Somewhere in England.

44949. Is he a relative of yours?—No.

44950. When did you hear of him last?—About this time twelve months.

44951. Where was he then?—He was then in Durham.

44952. Has he an appointment there?—He has an appointment in England; I heard he had left that.

44953. Where did you hear he had gone?—I heard he got another appointment.

44954. Where?—In England.

44955. That is a large place—what part of England did he go to from Durham?—I did not hear the name of the place.

44956. In what county is it?—I think it is in the same county, Durham.

44957. Is he a Dublin man?—No.

44958. What part of Ireland does he come from?—The Queen's County.

44959. Whereabouts in that county?—From Portarlington.

44960. Do his family live there?—Yes.

44961. What is his father?—He is a merchant in Portarlington.

44962. Who supplied Smallman with the money?—I did.

44963. Whom did you put yourself in communication with to get it?—Campbell came to me on the evening of the election, and said Mr. Vance's house

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would be torn down if those men were not paid; that they had lost their time, and their whole day in Green-street, and they should be paid. In consequence of that, I went to Mr. Gibson and told him Campbell's story. They were kicking up an awful noise. After some time I got the money from a gentleman.

44964. Who was the gentleman?—I think it was Mr. Falls.

44965. Did you get the money from him?—Yes.

44966. Yourself?—Yes.

44967. Was that the gentleman you say you saw on other occasions in the committee-rooms, Dame-street?—Yes.

44968. The same gentleman?—Yes.

44969. As you know his appearance, I suppose you can state positively you received that money from the hands of Mr. William Falls?—That is my recollection.

44970. Can you state what amount of money you received that night?—I am not sure; it was either £60 or £90.

44971. It was under £100?—Yes.

44972. You gave it, I presume, to Smallman?—Yes.

44973. Did you instruct him to go up to the house to give it?—Yes.

44974. Was it there it was paid?—Yes.

44975. When was the rest of the money got?—That is all that was got. He went there the following evening also.

44976. Do you mean that the entire of the amount distributed was under £100?—Yes, sir.

44977. Either that or the following evening?—Yes.

44978. So that, in fact, the entire of the envelopes distributed, as far as you know, were exchanged for something under £100?—Oh, a great deal under it.

44979. What was the amount it was arranged that each man should get?—£3.

44980. When was it that directions were issued, or sanction given, for Powell to supply refreshments to the people?—Between four and five o'clock that evening. After the election was over, in consequence of Campbell's statement that they would pull down Powell's house too; I told him to go over and give them refreshments.

44981. I believe Powell afterwards proceeded against the candidates for the amount?—He proceeded by civil bill or otherwise against Guinness and Vance for the amount of his bill?—Yes.

44982. The case came on, I believe, before the Recorder, or was to come on before him in this Court?—Yes.

44983. Before the Recorder?—Yes.

44984. Have you any idea what the amount of the bill was, or what sum it was under? Was it under £10?—It was.

44985. Did that include the hire of the room as well as refreshments?—I understood it included the hire of the room.

44986. Did you understand that Powell was paid for the refreshments?—I understood that the freemen themselves were to pay for the refreshments.

44987. Did you know the refreshment had been given prior to the money being forthcoming?—I thought Powell would have been paid out of that money.

44988. In point of fact, I believe, the trial did not go on—the matter was arranged?—It was.

44989. Did you get the money to pay, or did you give the money to Campbell to settle with Powell?—I think so.

44990. Who gave you the money?—The expense agent.

44991. The expense agent handed you the money?—Yes.

44992. Who was he?—I think it was Mr. Barker.

44993. Did you take a receipt from Powell?—I don't know.

44994. You gave the money to Campbell to settle it—do you remember whether he brought you back a receipt from Powell?—I rather think it was Powell's solicitor was paid.

44995. Who was Powell's solicitor?—I think it was Mr. Ennis.

44996. Who acted as solicitor for the defendants—the candidates?—They did not take defence.

44997. Did you see Foster at all that day after you parted from him in the morning?—No.

44998. You do not remember his being down in Halston-street or Green-street through the day?—He might have been, but I did not see him.

44999. Did you hear at that time that there was any bribery on the other side?—Yes.

45000. Whom did you hear that from?—Several of the freemen told me they could get money on the other side.

45001. I suppose that made them still more discontented that they did not get it from their own side, was that the meaning of it?—I should think so.

45002. Could you give us the name of any person from whom you had any information as to bribery on the part of the Liberals?—There was a man named Sharpe, a freeman.

45003. Did you know his Christian name?—William Sharpe.

45004. Was it William Sharpe himself told you?—Yes. I am not sure of the Christian name.

45005. Do you know where he lives?—In Anne-street.

45006. Do you remember anybody else from whom you heard it?—Not now. I was so much excited at the time I did not pay much attention.

45007. I see there are two William Sharpe's here—there is William Sharpe. *(Reads description from list.)* That is the man.

45008. That man, I perceive, voted for Mr. Pim?—Yes. That was the man—he came to me in the morning and told me he would go over to the other side.

45009. You were not quick enough for him—what did you say to him?—I told him to wait awhile.

45010. You see delays are dangerous, do you remember anybody else besides Sharpe?—I could not give you their names, but several of them came up to me that morning.

45011. Was there any particular person mentioned—did Sharpe or anybody else mention the name of the person who was acting in the matter?—It was stated that a man named Gillis—

45012. The man in Capel-street, I suppose?—Yes.

45013. Do you know what Gillis's Christian name is?—I do not.

45014. He was a freeman, I suppose?—No, I don't think he is.

45015. He has a shop in Capel-street?—Yes.

45016. While you were in the Registration Office I presume you took the necessary steps for the admission of freemen every year?—Yes.

45017. We have it from the Town Clerk that the usual course is, when a sufficient batch of applications are ready a Court is held for admission—is that the way?—Yes.

45018. I suppose, generally speaking, with certain exceptions, the admission money was paid out of the funds of the Society?—We lodged the admission fee.

45019. Out of the funds of the Society?—In a great many cases I got it from freemen.

45020. Speaking generally, in the cases of the poorer classes of freemen, I suppose the fees are always paid out of the funds of the Society?—Out of funds provided.

45021. Is it the fact that, apart from the general subscriptions of the Conservative supporters of the Society, there was a special fund for some years for that purpose?—I remember after the election of 1859 there was a subscription for that purpose.

45022. Kept separate from your ordinary accounts?—Yes.

45023. Was there any time at which one or two individuals took the whole burden of that on themselves—did the candidates, for example, ever give £100 for the purpose?—Well, I never got money from them.

45024. Was it you always lodged the money?—I always lodged the fees.

45025. I suppose you got money as you wanted it, for that or any other purpose, from the honorary secretary?—Yes.

45026. Had you ever charge yourself of a special fund for the purpose—the reason I ask you is this, Mr. Hodson, your successor, said he got £100, of which he had himself the charge, he got it from Mr. Goodman expressly for that purpose—had you ever charge of any such sum?—No, it always came from the hon. secretary.

45027. I should like to know what exactly was the process of passing these people at the Lord Mayor's Court—they first lodged a beseech, of which you had forms ready in your office?—Yes.

45028. Then I believe you went with the beseech, paid a fee, and lodged it in the Treasurer's office?—It should be lodged a certain time before the sitting, in order to allow the parties on each side an opportunity of inquiring into the claim.

45029. I believe Mr. Costigan is the City Treasurer?—Yes.

45030. Was it to him that the 18*s.* was paid?—Yes.

45031. Did he mark the payment on the back of the beseech, or did you get a receipt?—I never asked him for a receipt.

45032. I suppose it was marked on the back of the beseech?—On the front.

45033. And that was passed to the Town Clerk?—It was passed to the Town Clerk.

45034. When the Lord Mayor sat what was the form gone through—if there was a dispute, I presume the agent on the other side would put the claimant to proof?—Yes.

45035. Did that often happen—did the agent on the other side frequently put an opponent upon proof?—They were always put on proof.

45036. How would the claim be proved? Suppose the man claimed in right of grandbirth, would he have to trace his pedigree from his grandfather, and prove that the grandfather A. B. was his grandfather, and had been admitted?—Either by reputation or that the handwriting on the roll was his grandfather's.

45037. Suppose a man's grandfather's name—many of them are common names—was John Smith, and that William Smith wanted to be admitted, how would he prove that the John Smith of fifty or sixty years ago was his grandfather—what was the proof that the individual he traced descent from was the man whose name was on the roll?—First by reputation, and then proof that the handwriting was his grandfather's.

45038. But suppose it was a mark, or suppose that the man died fifty or sixty years ago; what was the means of proving handwriting?—There was always proof given.

45039. How would you prove the handwriting of a man dead sixty or even thirty years ago?—By having seen the handwriting, or being told it was his.

45040. But there are many poor freemen whose grandfathers were not able to write—the accomplishment was not so common then as it is now?—Any man admitted, was generally able to write.

45041. I dare say it is so now, but I dare say a great many of their grandfathers could not write. Did you ever know where a claimant was admitted by right of grandbirth tracing his descent from a grandfather who was not his grandfather at all?—I did not.

45042. Mr. TANDY.—Did you ever know many claims refused by reason of a deficiency of proof?—I have known the claims held back for proof.

45043. Did you know any absolutely refused?—Very few.

45044. Mr. LAW.—Were there frequent occasions on which the opposite agent would not appear at all—you always had a considerable number for admission—were there occasions when the Liberal agent did not attend at all, because he had no cases?—It may have occurred, but it was seldom.

45045. I see that in 1861 there was a prodigious number—541—admitted; do you remember anything particular about that year? There were more than double the number admitted that year than any year since or before—what was the reason of that?—That was in consequence of the fund having been got up to make freemen.

45046. And I suppose the fund having been got up for the purpose, there were circulars sent out for other freemen to give information as to who could be made new freemen—was that done on several occasions to ascertain who were entitled and to get them in?—Yes.

45047. I suppose, then, this large number in 1861 was very much to be attributed—first, to the fund to pay their admission; and, secondly, to the exertions made to get them to come in?—Precisely.

45048. Do you know who was Lord Mayor that year—was that the time that Mr. Atkinson was Lord Mayor?—Yes.

45049. He was a Conservative Lord Mayor?—Yes.

45050. I do not mean to insinuate that it made any difference in him; but did it make the people come in more rapidly?—I think not.

45051. You attribute the number to the fund and to the exertions?—There was a great number made in Sir John Barrington's year, and some other Conservative Mayor's years.

45052. As a matter of fact, were there more admissions in a Conservative Lord Mayor's year than in another's?—Yes.

45053. Were there many admissions of freemen, in your time, in right of grandbirth?—A good number.

45054. It was a litigated matter for some time, and finally it was held that it was a good title?—It was after the decision of the Queen's Bench in 1861, I think, that we made as many by grandbirth as possible, as there was a rumour of a Reform Bill being brought in to do away with the freemen altogether.

45055. That helped to swell the numbers too?—It did.

45056. Are you a native of Dublin yourself?—I have been upwards of twenty years in Dublin.

45057. But are you a native?—No.

45058. North of Ireland?—No.

45059. Where do you come from?—I was born in the county Meath.

45060. Was your father a Dublin man?—No.

45061. Was your grandfather?—I cannot say.

45062. Were you not admitted on the title of grandbirth?—Yes.

42063. How did you trace your title?—First by repute.

45064. Who did the reputation in your case?—Well, on that occasion I heard that my grandfather was a freeman.

45065. Who told you?—My predecessor in office.

45066. Did you believe he was?—Well, he asked me had I ever seen any of his handwriting. I said I had; when I was a little boy I saw it in a prayer-book belonging to my grandmother; and I saw the handwriting on the roll, and I believed it to be his, on a comparison of the handwriting.

45067. You really did believe it?—I really did believe it.

45068. Did you suggest to Campbell that he should be made a freeman?—I asked him, when he came to the office, had he any claim to the freedom; he said that he did not know, but that he would make inquiry.

45069. Did he tell you his people came from the north of Ireland?—No.

45070. I suppose you asked what his grandfather's name was; you never thought of looking for the father?—No.

45071. I suppose Campbell is not an uncommon name on the roll—did you find plenty of Campbells to choose among fifty years back? There are plenty of Campbells on the roll—how did he make the selection?—I don't know; he had access to the books, and he made out the beseeches as often as I did.

45072. During the ten years that you were connected with political matters you say there was always a general feeling that some arrangement must be

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made for the freemen at the election—is that so?—I always heard so.

45073. Of course, from your connexion with the body, you must have had frequent occasions of speaking to many of them; or, rather, they constantly came to speak to you. Did you ever hear them, on other occasions than 1865, speaking about money—did you ever hear them talking about wishing to be employed or to get money?—The freemen?

45074. Yes?—The freemen were always employed.

45075. Was it part of the system; other things being equal would the freemen be employed in preference to others?—Yes.

45076. You thought they had a better claim?—Yes.

45077. I suppose there is no doubt that the freemen were largely Conservative—nearly altogether?—Yes.

45078. And it was thought that they had a claim for anything that was going in the way of employment?—Yes.

45079. You would have given the preference, I mean, to a freeman over any other class of voter if he was equally good?—There were more freemen always looking for employment than any other class.

45080. Did you understand that they looked for employment to make a little of what was going at the time of the election?—There were some of the freemen who always expected money.

45081. I suppose there were some of the freemen, as we know from what we have seen, who would take money if they could get it from either side?—There were some.

45082. About how many, speaking very generally and speculatively—were open to persuasion of that form from either side?—I would say about 200.

45083. I suppose there was a still larger number who would not like at all to vote for the Liberals, but who expected some little gratuity for keeping straight?—When I say 200, you would have to give them money to keep them from voting for the other side, while their opinions were Conservative.

45084. But was there not a larger number who could not be bought over by the other side, but who held back for the purpose of getting money from your side?—I think that number is included in the 200.

45085. Mr. MORRIS.—Did you hear in 1865, of a great number of freemen being employed on the Liberal side—I am not talking about receiving money?—Yes.

45086. Can you give anything like an opinion of how many you heard of?—I could not give the number. I heard the course they adopted was to give a card to each freeman to go and canvass.

45087. Do you recollect from whom you heard that? From several of the freemen.

45088. Could you mention any names at all?—Well, I could not.

You are giving your evidence very fairly.

Mr. LAW.—We have every reason to be satisfied your position is not a very pleasant one, but we have every reason to be satisfied with the way in which you are giving your evidence.

45089. Mr. MORRIS.—Tell us what you heard they did as to matter of employment?—I heard that Messrs. Molloy and Watson, the conducting agents for Mr. Pim, gave a card to canvass certain electors, and that they got so much a day.

45090. Did you hear the number was 300 or 400?—I heard a large number in Chamber's-street. I think I heard it from a man named Jones.

45091. When you speak of a large number, did you hear 200 or 300?—I don't think so.

45092. Did you hear the amount they were to get every day?—Well you never can place confidence on what you hear, but I heard they were to get one pound a day.

45093. Did you hear a man named Myers, a tailor, mentioned at the time?—No.

45094. I think you said you did not hear of very much money being paid in 1865, on the Liberal side—money paid independent of employment?—No.

45095. Mr. LAW.—Did you hear of any bribery at the last election in 1868, on the part of the Liberals, or by any of their agents, among the freemen?—I did not.

45096. Mr. TANDY.—After the freemen were once admitted upon the roll, was there any investigation as to whether they still retained the same residence, or had changed?—Oh, yes.

45097. How was that investigation carried on, and where?—Before the Revising Barrister.

45098. Each year?—Each year.

45099. Upon what principle was that investigation made—who were the parties who would raise the matter for investigation?—The agents on each side.

45100. And I suppose the agents on each side if they had reason to suppose that freemen had ceased to reside, would bring it before the Revising Barrister?—An objection was lodged at the proper time.

45101. Did you ever know of any funds of the Conservative Registration Society being employed for election purpose?—No; they had always too little for themselves.

45102. Now, would you just tell me, as well as you can recollect, that preliminary conversation when Foster came on the night before the election in 1865—just tell what passed between you and Mr. Foster, and Mr. Purcell?—Mr. Foster appeared to be very well acquainted with what was to be done, and came and asked me to adjourn upstairs.

45103. But do you recollect any expressions he used that made you say he appeared to be well acquainted with what was to be done?—Nothing further than "Come, and prepare for the election to-morrow."

45104. After you got up stairs, what was the principal employment during the rest of the night?—Preparing these envelopes, and sealing them.

45105. Was there any conversation during the night as to providing funds to meet the different envelopes?—I believe we were quite satisfied there would be money.

45106. Was it understood from anything that passed where the funds would come from?—No, I don't think we spoke about it.

45107. Have you got any reason to believe that William Falls was in Dublin about the month of November, 1868?—No reason whatever.

45108. Was there any person to be associated with Mr. Falls in paying on the envelopes in 1865?—No.

45109. He was to act by himself?—That is my impression.

45110. Do you know whether he was a friend of Mr. Foster's?—No.

45111. You never heard that?—Never heard it.

45112. You say that Mr. Falls gave you £60 or £90 afterwards to satisfy these people?—Yes.

45113. Where was it he gave you that?—I think it was in South Frederick-street.

45114. In whose house in South Frederick-street?—I think in Mr. Gibson's office.

45115. Do you recollect whether there was any person present on that occasion but you and Mr. Falls?—No; I don't think there was anyone present.

45116. Do you recollect about what time it was that you met Mr. Falls there?—I dare say it was about seven o'clock in the evening.

45117. Was it by appointment?—No.

45118. Was it by mere accident you met him?—It was.

45119. Give me the general purport of the conversation between you and him on the occasion of his giving you the money?—I don't think any conversation ensued between us. I suppose Mr. Gibson told him that Mr. Vance's house would be pulled down if he did not advance the money.

45120. And you do not recollect any conversation, but that he merely handed you the money?—No.

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45121. You say you distributed some envelopes to Campbell, and others to Magrath. I presume there were more persons employed for distributing the envelopes than these two persons?—I think there were.

45122. Do you recollect the names of any others?—I recollect engaging one or two, but I don't think they issued any envelopes.

45123. Do you recollect the names?—I think a man named Knott was one.

45124. Where does he live?—He is a freeman.

45125. But do you know where he lives?—I don't know where he lives now.

45126. Where did he live at that time?—He did live in Bishop-street.

45127. Mr. LAW.—Was he a voter?—He was. I think his name was James William Knott.

45128. Mr. TANDY.—Do you recollect the name of any other person?—I think Knott engaged a man named Byrne.

45129. Do you know what his Christian name was?—I think Patrick.

45130. Was he a freeman?—Yes.

45131. Do you know where he lived at that time?—At Sandymount or Irishtown.

45132. You say you do not think either Knott or Byrne distributed any envelopes?—I think not.

45133. Do you recollect seeing them in Green-street on the day of the polling?—I do.

45134. Do you recollect any other individuals who were engaged in the distribution of envelopes on that occasion?—I don't recollect any except those.

45135. You said Mr. Herbert Purcell was engaged during the night with you and Mr. Foster?—Well, he was not employed.

45136. But he was in the room?—I think he came in just to give a hand.

45137. I think I understood you to say that you, Mr. Herbert Purcell, and Mr. Foster, went upstairs and locked yourselves in?—Yes.

45138. Do you recollect how Mr. Purcell was engaged on the day of the polling?—I think he was with me the greater part of the day.

45139. What was your principal business on the day of the polling?—Principally to superintend the arrangements here at Green-street, and to see that the voters were brought to the poll.

45140. Had those persons who were employed in the distribution of envelopes any means of identifying who the parties were to whom envelopes were to be given?—Oh, yes.

45141. What means had they?—They knew the voter to whom they gave the envelope I presume.

45142. Well, but suppose they did not know. They were not to give an envelope to every person?—They were not to give an envelope until they saw the man polled.

45143. But they were not to give an envelope to every person who was a freeman?—Of course not.

45144. How were they to distinguish the particular parties to whom they were to be given?—They could know that by the voters going up and then holding back.

45145. Were they to depend on any sign or signal?—No, there was no signal.

45146. It was merely if they saw parties holding back, to poll them and give them envelopes?—Yes.

45147. Do you recollect who it was who gave the envelopes into your charge at Westmoreland-street?—Mr. Foster.

45148. Mr. LAW.—I asked you how the changes of residence were looked after at the revision?—It appears that a number of freemen do remain on the roll from time to time who are not resident at all. Of course that is because no action is taken by the opposite party. If there is no objection there is no inquiry?—Certainly.

45149. Suppose an objection is taken to a man on the ground that he has left Dublin. Have you ever known any arrangement for getting up evidence, in point of fact, that he still retained his residence. Was there any arrangement as to getting persons to go and stand at the door and say Mr. So-and-so was at home, when another would go up to inquire?—I am not aware, but I heard of such.

45150. To meet the objection that was made. We know that it has come out in another way, that people living in Belfast remain on the roll, and come up and vote. From whom did you hear that such a thing was done?—I did not hear of it for this purpose, but for other purposes connected with the county revision.

45151. You never were employed in the county office at all?—No.

45152. Did you hear that that sort of thing was resorted to by both sides?—I heard it.

45153 Did you ever hear it was resorted to in reference to the change of residence of freemen?—No, I did not.

Mr. *Stephen O'Shaughnessy*, solicitor, sworn and examined.

Mr. Stephen O'Shaughnessy.

45154. Mr. LAW.—I believe you are connected with the Liberal Registration Society?—I am.

45155. You are the honorary secretary of it?—I am.

45156. How long have you been so?—Only since last June.

45157. Who is associated with you in that duty?—Mr. M'Sheehy.

45158. Since last June?—I was at the revision of 1868, so far as taking part in court; but I had nothing to say to the preparation for it.

45159. The society has been in existence for some years; have you books showing the expenditure each year for some years back?—I have.

45160. Are these in your custody?—They are.

45161. Have you got those books at present with you in court?—No; I sent a while ago for them.

45162. If they do not come in time for us to-day, will you be good enough to have them with you to-morrow morning, so as to enable us to see what the expenditure each year has been for some years back?—The expense book that I have only goes to 1868 and 1869.

45163. Can you tell us in round numbers for the present *de bene esse*, how much the expenditure on behalf of your society was for the year 1868?—Well, as far as I can say from books, I would take the sum to be somewhere about £418, but there was a good deal more than that I suspect. I know myself that there was £60 or £70 spent on car hire alone during the revision, which is not entered in that. I think if Mr. M'Sheehy is not here, the best way in which you can get at the exact expenditure would be the bank book, for all the subscriptions were lodged and drawn out.

45164. All by cheques?—All by cheques.

45165. If we had the bank book lodgments for 1868?—The lodgments for 1868 show the entire.

45166. Is that accessible?—It is.

45167. Bring that; and perhaps, Mr. O'Shaughnessy, you would be good enough yourself on a sheet of paper to give us the totals of 1868—the totals of the subscriptions, and of the expenses on each side?—I am not sufficiently acquainted with 1868; if Mr M'Sheehy were here he could give it.

45168. The dates of the cheques?—Oh, yes, the dates of the cheques.

45169. We want to see what the gross amount was; would you say from what you have seen that the entire expenditure for 1868 was under £600?—Oh, no; I am sure it was more than that.

45170. Was it under £1,000?—I should say it was about £800. It is only right to say that in preparing for the revision of 1868 each ward subscribed and formed a sort of club, and prepared for the revision in that way. They prepared a great number of lodger claims

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which took a great deal from the expenses of the central office.

45171. Do you know, as a matter of fact, if there was any organization of the kind on the part of the Conservatives in each ward in Dublin?—There was not in 1868, I think. There were clubs, but they did very little.

45172. They did not undertake that expenditure?—I don't think they collected much, indeed.

45173. Mr. TANDY.—When you say that the expenditure was under £1,000, you do not include the expenses of the different wards?—No; I don't know if anything was expended at all.

45174. Mr. LAW.—Are they ever connected with the central society in any way so that you could ascertain the amount that they expended?—I don't think I could possibly ascertain it. I think it was very much mixed up with municipal affairs. Whenever there is a club in the wards it is chiefly for municipal matters. They merely take upon themselves to assist, as there is a great deal to be done in a short time.

45175. Have the clubs in the several wards secretaries and treasurers, and all that machinery?—Oh, yes. I know that how I became connected with them first was having something to say to Fitzwilliam ward, in which I reside; and I think the expenditure in Fitzwilliam ward was something about £40 in the year 1868.

45176. You mean the entire expenditure for the year?—Yes. Oh, it was merely a thing got up just after the passing of the Reform Bill, and ceased immediately after the revision began.

45177. The £40 would be all connected with parliamentary matters?—In that ward it was.

45178. Would you say from your knowledge of Dublin, would the £40 spent there, or say £50, be about the sum that other wards would naturally spend in the same way?—Fitzwilliam ward is a small ward, and inhabited by people of the better class.

45179. Mr. TANDY.—And would the expenses of Fitzwilliam ward be more likely on that account to be small?—Yes. The expenditure for the revision in 1868 in the wards was considerable; I should say it was perhaps £600 or £700.

45180. Mr. LAW.—For the whole?—Yes.

45181. Could you, without inconvenience, get the amounts for us from the secretaries of the different wards?—Well, I am afraid it would be almost impossible.

45182. We do not want all the small items?—There is a good deal of money wasted.

45183. Mr. MORRIS.—I suppose their accounts are mixed up?—We never have anything to say to them.

45184. Mr. LAW.—What Mr. Morris means is, that the municipal and the parliamentary matters were mixed?—Yes.

45185. However, the expenditure, you say, of the central society was something under £1,000?—I think about £800. There was a statement of the expenditure, though the books don't show it, laid before the committee shortly after the revision, and I think Mr. M'Sheehy has it.

45186. Could you say this from your knowledge of these matters? If you put £800 down as the expenditure of the central committee, and put, say the same amount, namely, £800 more, to cover the expenses of the wards, would that be accurate?—I think if you put down £800 for the expenditure of our office, and £800 for the wards, it would be about the thing as close as I could go.

45187. That would be £1,600?—One thousand six hundred pounds.

45188. Would the entire expenditure be under £2,000?—Oh, yes.

45189. Very much?—Certainly. We got a great number of things for nothing; for instance, I think there were either eight or nine courts sitting, and no one in any of these courts was paid anything. At the other side they had two men in each court, both of whom were paid; and that made a considerable difference. We had newspaper advertisements for nothing, and several things of the sort, which kept down the cost very much.

45190. Mr. TANDY.—The expenditure, then, Mr. O'Shaughnessy, on the side of the Liberals, would be no index that that would be a proper expenditure on the part of the Conservatives?—No.

45191. Mr. LAW.—The fees of the professional gentlemen must be added, and the cost of advertisements, and perhaps other things also?—We got a great number of things free of charge.

45192. Did you take any part in the last election of 1868?—Yes, I was engaged in the Royal Exchange ward for Mr. Pim; I had charge of the ward.

45193. Was that on the day of the election?—No.

45194. From the time the committee was organized?—Yes.

45195. Had you anything to do with the freemen of that ward?—We were sent lists of the freemen, but we did not do anything with them.

45196. Were they canvassed?—I think they were.

45197. By whom?—Well, I had two men who went about amongst them; but we were told not to trouble ourselves much amongst the freemen, as there was a special organization for them—special canvassers.

45198. Can you give us any information as to what that organization was?—I don't know. I think the way in which the election was conducted was that there was a soliciter in charge of each ward, and two solicitors in charge of the freemen separately.

45199. Who were they?—Upon my word I don't know exactly who they were. I think Mr. O'Reilly was one. The only thing that I remember was that they came round once or twice to get from us any information that we could give them about the freemen in their ward.

45200. And they got it?—They got it. It was nothing I think.

45201. Could you tell us with certainty who the solicitors were?—Messrs. Molloy and Watson will be able to tell you at once.

45202. As I gather from you the freemen were put on a separate footing altogether?—Yes.

45203. And canvassed and dealt with separately?—Yes.

45204. Were you employed at the election of 1865?—No.

45205. The last election was the first at which you were employed?—The first.

45206. Did you hear any rumours after the last election of bribery amongst the freemen?—Oh yes, certainly. I was a good deal engaged in the getting up of the petition.

45207. We know all about that. I suppose we have nearly got as far as we can go on that. Did you hear of any allegations of bribery on your own side?—No, I did not.

45208. Did any cases come to your knowledge of freemen asking for or looking for money on your side?—Oh there was before the election, I think there was a general rumour.

45209. Were you the secretary of your ward?—We had no committee in the ward. I had charge of the whole.

45210. Do you remember did any letters come to you in Fitzwilliam ward from freemen?—The Royal Exchange ward was the ward I was in. No, certainly not.

45211. And I suppose if any letters did come to any ward, the object of the special appointment of the two solicitors to look after the freemen was that they should have any correspondence of that kind?—I never forwarded any correspondence to them in reference to the freemen, and I don't think I got any. Some person came to the committee-rooms to say that the freemen should be dealt with generously and that sort of thing.

45212. Have you any recollection of freemen writing to you asking for money?—No.

45213. Either directly or indirectly?—They did not come to the ward committee-rooms; I fancy they went to headquarters at once.

45214. Mr. TANDY.—Have you any reason to believe, Mr. O'Shaughnessy, that there was any bribery amongst the freemen on the part of the Liberals?—No, I have not. On the contrary, from looking over the list of those who voted for us, every bribable man was brought up by the other side.

45215. Mr. MORRIS.—The petition against the Liberals was withdrawn?—It was withdrawn. It was considered that it was entered in order to make us withdraw our petition.

45216. Mr. LAW.—I suppose you have no papers now, except those connected with your own office, relating to the last election?—None in the world. Any papers that I had connected with the ward were all sent to the conducting agents immediately after the election.

45217. Is the account of 1868 made up?—I havn't it. The books are not made out. I don't know how much was received.

45218. Could you without inconvenience balance the account for 1868?—I could not well do it. Mr. M'Sheehy could do it.

45219. Mr. TANDY.—Is there no auditing of the accounts?—No auditing of the accounts in 1868; and they have not been audited this year either.

45220. Before 1868 was it the usual practice to audit the accounts?—I might say it was not, for in fact the subscriptions were so very few, and the society was rather in debt. In 1868 there was so much confusion, the revision was hardly over when the election began.

45221. Mr. LAW.—I am told that last year there was a printed circular showing the state of your funds?—There was, I think.

45222. If you can lay your hands on any of them perhaps you will bring them to us?—I think, after the revision of 1868, there was a circular sent out, showing the state of the funds, the society being considerably in debt.

45223. Will you give us such of these as you have?—I will.

Isaac Aldritt sworn and examined.

Isaac Aldritt

45224. Mr. LAW.—I believe you canvassed the freemen that were in any of the wards jointly with Mr. Warren?—Yes.

45225. You sometimes went together and sometimes separately?—I generally met him in the street.

45226. And you canvassed together?—Not quite together: he had a certain district and I had another.

45227. How many days prior to the election did you begin to canvass the freemen?—About a fortnight or three weeks.

45228. Was that Arran-quay ward?—Arran-quay.

45229. I suppose each of you got some list with about a hundred names on it?—Yes, there was a book made up of the freemen in the whole ward.

45230. In the several streets; and I suppose between you, you canvassed them all?—No, there were two other young men who canvassed them as well.

45231. Who were they?—One, I think, is employed by Mr. Moore, the solicitor.

45232. That is, the gentleman in charge of the ward?—Yes.

45233. Do you know what his name was?—I heard it at the time. I forget it now.

45234. Who was the other person?—Mr. Robinson, the secretary of the ward.

45235. What is he?—He is a coal merchant, I think.

45236. Did you understand that besides yourself and Mr. Warren, Mr. Robinson and this other person whose name you forget, were all occupied in canvassing the freemen?—Yes, but these others had the householders as well to look after, as there were not many freemen in the portion that they get.

45237. Was there a Mr. Wolsey—was that the name?—That was the gentleman.

45238. Was there a man called Alexander employed at all?—There were father and son; and the father looked after the out-voters.

45239. But not after the freemen?—No.

45240. Was there a man named John Nichols employed?—He looked after the householders.

45241. Your recollection would be that you yourself, Warren, Wolsey and Robinson were the only persons that looked after the freemen?—That was all.

45242. Wolsey and Robinson looked after householders as well?—Yes.

45243. And you and Warren had freemen only?—Yes.

45244. I suppose, in the course of your canvass you sometimes, like Warren, got doubtful answers from some of the freemen?—Well, no; not from any of them that I canvassed, because I knew them and knew what way they had voted before.

45245. Did you ever find that any freeman whom you asked for his vote intimated to you, in any fashion at all, that he would like to consider it?—There were one or two.

45246. They gave you doubtful answers?—Yes.

45247. How did you enter them upon your list?—I told them to come down to the committee-rooms and see Mr. Moore.

45248. Do you remember who those few people were—can you give me the names of them?—One is Mr. Marsden.

45249. Where does he live?—In Phibsborough-avenue.

45250. Do you know his Christian name?—Benjamin.

45251. When you had done your canvassing, what did you do with the book—have you got it still?—No, it was torn up a day or two after the election.

45252. Whom did you give it to, or did you tear it up yourself?—I tore it up myself; it was all broken in my pocket.

45253. I suppose you brought your books from evening to evening to the committee-rooms?—Yes.

45254. To show the result of your canvass?—Yes.

45255. Taking this man Marsden, for example, do you remember what he said?—He said he was a poor man, and not able to afford to lose his time by going to vote.

45256. In fact, he intimated that he wanted to get something for losing his day voting?—Yes.

45257. Was it then that you told him he had better go down and speak to Mr. Moore?—Yes.

45258. Did any of them tell you that they understood or heard that there would be something going?—No.

45259. Do you know whether that man did go down to Mr. Moore—did he ever tell you that he did?—I saw him in the room.

45260. Was that after you told him that if he wanted anything of the kind, he had better go to headquarters?—Yes.

45261. Can you give me the names of any of the others?—There was Mr. May.

45262. What is his Christian name?—I don't know.

45263. Where does he live?—In Monck-place.

45264. Off Phibsborough-road?—Yes.

45265. What did he say to you; we do not ask you to give us the exact words he said?—He said he had got employment at elections, and that he would expect to get some; but he signed one of those gratuitous service papers.

45266. Did he sign it in your presence?—Yes, he signed it in the committee-room.

45267. When he asked you, was it employment or money he wanted?—No, he came down merely to the committee-rooms.

THIRTY-FIRST DAY.

January 4.

Isaac Aldritt.

45268. You spoke to him first, as I understood?—I told him to come to the committee-rooms; anyone that asked me I told him to come to the committee-rooms.

45269. What did he ask you for?—He did not ask me for anything, for he knew I could not give anything.

45270. What did he say?—He said he would expect to be employed.

45271. That was the condition of his promising; was that what you understood?—Yes.

45272. You told him he had better go down and see Mr. Moore?—Yes.

45273. Can you give me the name of anybody else?—I don't know of anyone else.

45274. About how many people that you canvassed out of the whole hundred, would you say gave you doubtful answers, more or less like those, showing that they would like something whether they got it or not?—I don't think there were more than six altogether.

45275. Can you give us the names of any of the others?—I don't know of any others.

45276. Did you canvass Monck-place alone, or with Mr. Warren?—Alone.

45277. Did you canvass all the freemen there?—There are not many living in it.

45278. Are there any other feeemen there except May?—There are the Pembertons.

45279. What sort of an answer did they give you?—They gave me no answer. They came down to the committee-room themselves. They are always connected with the election.

45280. When you asked them did they say they would not vote?—No, they said they would vote for Guinness and Plunket.

45281. They were not amongst the doubtful people at all?—No.

45282. How used you to enter that man upon the list who intimated to you, more or less directly, that he would not give an answer till he saw whether he would get anything?—I would not enter his name at all.

45283. You would put nothing opposite to his name?—No.

45284. Mr. Warren told us that when a thing of that kind occurred, he put the word "doubtful" opposite to his name?—I never did it.

45285. You left it a blank; were you employed in 1865?—I was.

45286. In the same way?—No, as a personation agent.

45287. For Guinness and Vance?—Yes.

45288. Had you been employed prior to that?—No.

45289. Are you a voter yourself?—No.

45290. Are any of your family voters?—My father is.

45291. What is he?—A householder.

45292. I suppose you were not employed before 1865?—No, that was the first time.

45293. Mr. TANDY.—Did Marsden get employment afterwards, do you know?—He did not.

45294. May signed a gratuitous service paper?—He did.

45295. Were you present when he did so?—I was.

45296. State anything that passed at the time, that you recollect; was there any conversation between him and Mr. Moore?—No, but he signed the paper.

45297. He came down to the committee-rooms, and signed the paper?—Yes.

45298. Had he before signing it, do you know, any conversation with Mr. Moore?—I don't think he had.

45299. And having signed that paper, did he then get employment?—He did.

45300. What employment did he get, do you know?—A personation agent.

45301. Do you know whether he was paid for that?—I could not say.

45302. Were you in the habit of reporting to Mr. Moore, with reference to those cases that required employment?—Yes.

45303. Do you recollect reporting to him that May said he always got employment, and expected some?—Yes, but Mr. Moore knew that May was always at elections.

45304. You say there were about six altogether that you canvassed, that gave you these kind of hints that they wished to get employment?—Yes.

45305. Did any of these six, to your knowledge, get employment afterwards?—Not one except May.

45306. Did any of these six, to your knowledge, sign gratuitous service papers?—Only one that I saw.

45307. Do you know a man called Purcell in Church-street?—I do not.

45308. Did you canvass Church-street?—Upper Church-street I did.

45309. Do not you remember the name of the man called Purcell?—No.

45310. Did you ever hear from any freeman after the election was over, or on the day of the election, that he had got money from Capel-street?—No.

45311. Did you hear any rumour of anybody going there that day?—I did not.

45312. When did you first hear it?—Not until the petition.

45313. Were you at Green-street at all on the day of the election?—I was. I went out for my own voters to Glasnevin, and brought them up.

45314. Did you bring Mr. May up?—I did not.

45315. He was there, I suppose?—He was at the tally-room that morning.

45316. Mr. TANDY.—Do you know if May, after the election, asked for payment for any employment?—I did not see him after the election.

45317. Did you ever hear whether he asked for payment?—I did not.

Mr. David Fitzgerald.

Mr. *David Fitzgerald* further examined.

45318. Mr. LAW.—Have you got with you the election accounts of 1868?—Yes, sir.

45319. As furnished to the sheriff, I suppose?—As furnished to the sheriff. I have not a manuscript copy of it; I have a printed copy that he published at the time. There is the account as furnished to the sheriff. (*Handed in.*)

45320. £2,073 18*s.* 5*d.*?—Yes.

45321. And have you the vouchers here also?—There are the vouchers. They were delivered to the sheriff, so far as I could have them at the time. I think there are ninety-nine out of every hundred of them there. They are all in that printed book, and I got everyone to send them as they were paid.

45322. You have another document?—These were my general accounts of everything expended, of which there is a summary. It only comprises the expenses connected with the election petition, and all that.

45323. I suppose this contains the details?—The details which were afterwards classified when furnished to the sheriff.

45324. You were acting for Sir Dominic Corrigan for some time before the election?—From the latter end of October; I think the 27th or the 28th of October was the day he was nominated.

45325. His candidature began near the end of October, about three weeks before the election?—Precisely.

45326. I suppose committees were appointed and organized amongst themselves in the different wards?—We had one committee, that met in my office occasionally, the ward committee, with which I had no previous connexion whatever.

45327. That was the committee of that ward for local purposes?—I think it had been for municipal and other purposes before.

45328. Did they assist you as well as they could?—There was a kind of pledge on their part that they

would do everything they could in the way of canvassing and bringing up men in their ward, and I believe in some of the wards they appointed gentlemen to canvass among the voters; they organized them in that way.

45329. Did you understand, as connected with the central committee which met at your office, that there was any control over the freemen in the way of canvassing them?—I don't think so.

45330. Had you any communication with any of the freemen at all?—There was almost no communication with any of the freemen in any of the wards, little or none; it was a hopeless case.

45331. Some time before the election did any of the freemen come to your office?—They commenced, I think, coming to my office about ten days before the day of the election.

45332. Did they generally come singly or in parties?—I think they generally came in singly. A man would come in and say, "I am a freeman, and I reside at such a place; will you employ me? If you do so you will have my vote." That was the general thing.

45333. They were asking for employment?—They were asking for employment, and said, "In return you can have my vote."

45334. Can you give us the names of any of these freemen?—I cannot; things were in such a hurry and confusion from morning till night, I was doing nothing but receiving people.

45335. They came in singly, you say; but about how many freemen would you say called upon you, making offers of that kind, before the election?—Well, at a low estimate, I should say fifty.

45336. I suppose you had employment to give them?—Nothing. As a rule, I answered them civilly and quietly, and got rid of them as soon as I could.

45337. Did any of the freemen who came to you hold out hopes that they had others that they had influence over?—Coming close to the election, some four or five, or about that number, came to me and said they were acting with others, and their general question was, "What would you give per head? What I do they do."

45338. Then it was not employment they wanted at that time?—No. Close on the day of the election two or three came in to me; the day before a couple came in; but it was immediately before the election that that form of proposal was made.

45339. But I understand that form of proposal was made by one individual, proposing to act for himself and others?—I think on the day of the election, in the early part of the day, men came in saying that they represented so many.

45340. When they asked what would you give, did they mention any particular sum they would like to get?—No; it was a mere question to see was I prepared to treat with them.

45341. How did you receive those gentlemen?—Why I kept my temper as best I could, during election times, which was very hard to do.

45342. What I mean is, do you include those persons, who called during the last day or two in the estimate of those that called upon you—among the fifty?—Yes, among the fifty.

45343. The early visits had reference to employment?—Reference to employment—I think that arose from the previous election, when a great deal of employment, I am told, was given to freemen, and they thought they would get the same.

45344. And during the latter part the applications were changed into the condensed form of asking how much you would give them?—Yes.

45345. You were not employed, perhaps, at the election of 1865 at all?—No; I had no connexion with it beyond voting.

45346. Had you any knowledge of matters that went on at that time?—Not at all; I was never in the committee-rooms, and had nothing to do with them. I merely voted.

45347. Did you ever hear, at the election of 1865 or afterwards, of a good deal of employment being given to freemen?—Oh, it was notorious that great numbers were employed. I heard at the time that they got ten shillings a day for six days' work.

45348. Well, we have had a few instances of that cropping up in the course of this inquiry. Did you understand that that employment was given on the part of Mr. Pim?—Yes; that was what I heard; it was a mere rumour—hearsay. I had nothing to do with it in any way.

45349. I see, in the classified expenditure, the amount set down for canvassing is very small indeed, it was only £28 I think?—We had only four or five men for canvassing; we left all that to the ward committees.

45350. Had you anything to do with the carrying on of the petition that was heard here before Judge Keogh?—Oh, yes, I was agent for it.

45351. In the course of your inquiries for that petition, did you ever hear of any instances of bribery on the part of the Liberals at the late election?—None; there was but one demand made upon me. Some one came into me one day and alleged that he had bribed three freemen; he furnished me with a bill that he had in his hand of his expenses for bribing the three freemen, which, he said, was £15, and the next item, was £15 for himself for his trouble.

45352. Did he say "Debtor" to So-and-so—what was his name?—I forget his name, but I could find it out. He was in one of the wards, and I could readily find out his name.

45353. If you please?—I did not believe there was anything in it; I repudiated him at once, and he then gave me a right good scolding—saying that we had lost the election because we hadn't bribed.

45354. Was this before the election?—No; about a week after.

45355. Was it before the petition was tried?—It was; that was the only such demand that was ever made upon me.

45356. In the course of your inquiries in support of the petition, did you hear of any other instances of this kind?—No; beyond what I heard at the trial.

45357. You heard nothing that you thought worth pursuing?—Oh, I heard reports without end that there had been a great deal of bribery, cases that we couldn't reach. I thought you were putting your question with relation to the Liberals.

45358. No, I only meant, were there any individual or particular instances of alleged bribery, that you did not think it worth while to pursue at that inquiry beyond those that were brought forward?—There were a great number of witnesses that would have been examined, but there was an apparent anxiety to get through the case, and close it. If we had gone through the case in detail, there would have been a great number of other men examined. I could show you a list of people that I was told would admit bribery; but when I came to consider them, ninety-nine cases out of a hundred turned out to be nonsense.

45359. Do you remember, after the trial, did any freemen come to you, saying that they could have given information if you had asked—did that happen?—No, I think it did not.

45360. You placed at our disposal the briefs used on the occasion?—Yes.

45361. Do those briefs contain the names of all the witnesses that were examined?—No, people would come into us, and say, "So-and-so"—mentioning three or four names—"were positively bribed." I had to take them, if it were only to please the parties making the suggestion; but, so far as I could, I examined all the parties mentioned in those briefs, and there were a great many others suggested that I did not examine.

45362. But, so far as you believe and know, all the tangible cases are contained in those briefs?—So far as I personally know, everyone is in those briefs that I could have examined, with safety, before Judge Keogh. There was a number of cases that, if I had had time to examine them——

45363. Might have resulted in something?—Yes.

THIRTY-FIRST DAY.

January 4.

Mr. David Fitzgerald.

45364. Mr. MORRIS.—They all appeared to afford a *prima facie* case, in your judgment?—They did.

45365. Mr. LAW.—That one instance of the person that presented to you the account for £30—was that the only case of that kind that came under your knowledge?—That was the only case that came under my knowledge, where there was an allegation of bribery by the Liberals. I know of nothing, so far as Mr. Pim was concerned, and I never heard of any. I don't believe that there was.

45366. Mr. TANDY.—Do you know a man called Hagarty?—I do.

45367. Did he call upon you recently with reference to the evidence he gave here before us?—He was with me frequently. He was with me in relation to his evidence, and in relation to payment given to him by Mr. Todd, of which he complained very much. He complained that he was here for twenty-four days, and that he was only paid for two.

45368. Do you recollect his stating, or alluding to the fact that he could give more evidence than what he did give?—Not that he could give more evidence himself.

45369. But that he had the means?—No, I will tell you exactly. One day he had in his hand a list, and he said I believe, that those men would all admit that they got £5 each. I cannot be quite certain of what he said; but I believe it was that they would all admit it, if examined. He put that to me, that I would pay him in connexion with it. I handed the paper back to him, and said, "I have no authority, no means to pay you, and I give it back to you."

45370. This was while the commission was sitting?—It was in the early part of the commission, about a fortnight ago.

45371. Do you know whether it was before Hagarty himself was examined?—I don't recollect.

45372. Do you recollect how many names there were upon that list?—I don't know. I handed it back to him when I could not pay him. I should say there were six.

45373. I should say, though the numbers may have been small, that there were some Liberal freemen in the city who supported the Liberal candidates?—Oh yes, it is a matter of record that there are some.

45374. I suppose those persons are of the humbler class of voters too?—I don't know that I know any freeman, by name or any other way, that I could say voted for Sir Dominic Corrigan.

45375. You could not tell me whether any of those men were employed in any way?—Not by Sir Dominic Corrigan. We looked upon employing a voter that we might not only have lost the vote, but injured the result. There wasn't one of them, so far as I know, employed—certainly not by Sir Dominic Corrigan.

45376. Mr. MORRIS.—Did those five, or the body of men that came to represent the freemen, state how many they represented?—Some of them spoke wildly, saying they represented twenty, thirty, or forty.

45377. No accurate statement at all?—No.

45378. Mr. LAW.—Just before the close of the petition, were there any evidence taken down that is not in the briefs?—I think there were some one or two witnesses examined whose names are not in the briefs there. They must have been taken on the instant by my clerk on a piece of paper, such as, "John Jones could prove something against Hagarty or Baily," or anything of that kind.

45379. Have you any notes of that kind?—No. I think when I sent in the briefs, I gave everything that would have afforded information.

45380. Would you have any memorandum, or any means of giving us information as to those persons?—I can do it by collating the brief with the printed evidence given before Judge Keogh.

45381. We can do that, but as I understand, there were some few cases during the inquiry taken down by your clerk, that were not in the briefs at all?—Yes.

45382. They would not appear by comparison?—Oh the names of the witnesses would, upon collating the evidence taken before Judge Keogh in connexion with my brief. You may assume any not in the briefs were witnesses that I heard of upon the instant.

45383. Were those taken from the list?—I think there were two or three examined, whose names are not on the brief, but were got on the instant. For instance, I am certain that Watkins and two or three more of them, their names do not appear on the brief, for I got information about them on the second day of the trial.

45384. But are there any additional witnesses whose names came to you, and whom you did not think worth being examined?—Oh there were. I don't think their evidence was taken down. A number were summoned who were not examined; nineteen out of twenty declined to give any information.

45385. Mr. TANDY—Did you ever hear anything in the course of your inquiries that would lead you to believe who "Mr. Marcus" of Capel-street, was?—Never.

45386. Mr. LAW—As you are familiar with the names of the persons bribed, and who were examined before Judge Keogh, did you recognise all those names on Hagarty's list as new names?—Oh, the names he put into my hand I did not intend to pay for, and I handed them back immediately.

45387. We asked him why he went to you, and he said he went to hand you one of his "painting cards." We wanted to know why he went to you?—Well, the poor man has been with us often; he is in distress, and he was disappointed here.

45388. Mr. TANDY—But you dealt very liberally with him?—I am afraid I did.

Robert Magrath.

Robert Magrath sworn and examined.

45389. Mr. LAW—You are in the Conservative Registration office?—Yes.

45390. You have been there for some years?—Yes.

45391. How many years have you been there altogether?—Since 1862.

45392. You are still there?—Yes.

45393. Do you remember the time of the last election?—Yes.

45394. Were you one of the clerks drafted over to No. 47, when the offices were divided?—No, sir.

45395. You remained in No. 3?—Yes.

45396. Did Mr. Bloxham remain?—Yes; he was there for some portion of the time.

45397. Were you not, at any time, over in No. 47?—Yes; occasionally.

45398. Did you remain occasionally, for a day or two at a time?—No, I would go, perhaps with a message.

45399. Your place of occupation was in No. 3, then?—Yes.

45400. Mr. Hodson moved over to 47?—He did, sir.

45401. You had two rooms, an outer and an inner office?—Yes.

45402. When Mr. Hodson went away, did Mr. Bloxham, occupy one room, and you the other?—No, he was with me in the same rooms; sometimes upstairs.

45403. I suppose the permanent staff averaged about five or six, the number of clerks employed all the year round?—About that.

45404. And at the time of the election, or the revision, there was a number of extra hands taken in?—Yes.

45405. Did this happen at the revision?—Yes; during the revision.

45406. How many clerks were taken on last year? For example, how many extra hands did you take on last revision? About how many?—Last revision, about fifteen or twenty.

45407. That would be the outside?—I think so.

45408. And there were more than that, I suppose, taken on in 1868?—There were.

45409. There was no division, I believe, between the voters and the non-voters, till the revision was over. All were equally paid; I mean a clerk was paid, whether he was a voter or a non-voter, during the time of the revision? He was, the last revision.

45410. I believe there was a reduction made of 5*s.* in the week?—I don't know about the payment of 1868. I had nothing to do with the payment of 1868 at all.

45411. Do you remember when they all removed except yourself and Bloxham, somewhere about the 12th of October; did the clerks come back of a Saturday night to be paid in No. 3?—I don't know that there were any payments made at all. A lot used to come in at night, and ask for payment.

45412. The clerks who were not voters were paid. Were you paid?—Yes.

45413. Are you a voter?—Yes.

45414. What are you: a freeman?—Yes.

45415. You were paid throughout?—Yes.

45416. And I suppose Bloxham was paid?—Yes.

45417. And all the permanent hands were paid?—Yes.

45418. Of the extra hands that were taken on during the revision there were two classes, I believe, voters and non-voters?—There were.

45419. The people who had no votes, were they not paid regularly every Saturday night?—I don't know anything about the payments at all, sir. Mr. Hodson had the sole management of that.

45420. But any payments that were made, were they made at No. 3 or No. 47?—I was always paid at No. 3.

45421. Did you see any clerks coming from No. 47 to be paid at No. 3?—I did, I saw a lot at night; I saw clerks coming down, Mr. Campbell, and I, and Mr. Walsh.

45422. How long was that before the election?—I think that was during the revision.

45423. But when the revision was over?—The only time I saw clerks coming in was at that time.

45424. Did you see them after the revision?—I don't remember.

45425. But do you remember when the revision was over and the general body of the clerks went over to 47 that they did not come over of a Saturday night for payment?—No, sir; I don't know anything of that.

45426. Did you know anything about the I. O. U.'s got by some of the clerks?—I did.

45427. You heard that at the time?—I did.

45428. Were they sent to all the voters?—The only one I knew getting the I. O. U.'s was Frazer.

45429. Was he getting money on the I. O. U.'s?—Yes.

45430. Do you know how the clerks were paid during the month that preceded the election, say from the middle of October till the middle of November?—I do not.

45431. They were not in your office when you were in No. 3?—They were not.

45432. Did you see any of those "gratuitous service papers" signed?—There was a great number of them signed. I just saw them in No. 3. I just merely came in when they were signed.

45433. Well, you were by when several of them were signed?—I was.

45434. Was it you that got the persons to sign them?—No.

45435. Mr. Hodson, or some of the others?—I can't say who it might be.

45436. Do you know what was told to the men when they were signing it? What was said to them?—I saw the paper lying there. I think it was generally taken up voluntarily and signed.

45437. That is, the man, without saying anything, would come up and seize the paper, and put his name to it?—Yes; there might be some gentleman, an agent, there, who would say, "Will you sign this?"

45438. I think you mentioned seeing or hearing of the names of clerks coming over to the office wanting payment?—Oh, yes, frequently.

45439. Did that begin till after the election?—Before it, and during the revision.

45440. Oh, I suppose they were paid before the revision—they were not starved all through—there was no reason for not paying them then?—I heard a great deal of grumbling, but I had nothing to do with the payment.

45441. Did you hear of any clerks or know of any clerks coming over to No. 3 after the election was over, and asking to be paid for their time?—More than the parties I knew; a good deal of strangers came.

45442. Do you know of any clerks that came over when the election was concluded, wanting to be paid for their time as clerks—do you remember that happening?—I do not, but if you tell me the names of the parties it might fasten it on my memory.

45443. The names of the fifty clerks would take a long time to go through?—I could not mention any names.

45444. Did you ever hear any of the clerks—the extra hands, not your own four or five people—express discontent at not being settled with?—No; the only one I ever heard of was Frazer. That was the payment of the I. O. U. There was a sort of row about that.

45445. But he was not a voter?—No, sir.

45446. And I believe that he was paid, was not he?—I believe that he got money that night.

45447. You do not mean to tell us that all the clerks, whether they had votes or not, were kept without money for a month after the election?—The clerks that were permanently employed were paid.

45448. But fifty clerks or more were employed, one half of whom had no votes, and there was no reason in the world why they ought not to be paid?—Well, I had nothing to do with the payment of them.

45449. I am not asking you that, but did you ever hear of clerks that wanted payment complaining that they had not got it?—That is the staff that was on the revision?

45450. Any of the clerks employed in No. 47?—Well, I don't remember any names.

45451. I did not ask you that, but did you ever hear any of the clerks complain?—I did several of them.

45452. Did you ever hear any of the clerks whom you knew to be at work in 47, complaining that they had not got paid?—I did, but I did not hear their names.

45453. I have not asked you their names yet. About what time was it those complaints were made. Were they made up to the time of the election and after it?—Yes, sir.

45454. Did they complain that they could not wait much longer?—I did not hear that.

45455. What did you understand that they complained of?—That they had not been paid regularly, and wanted their salary—the usual thing.

45456. Did you understand, or did they tell you, or did you hear any of them say what answer they got when they asked for payment?—I did hear several rumours that they would get nothing at all.

45457. You heard rumours that they would get nothing at all?—Yes, sir, from several of them.

45458. Did you hear that when they were asked for payment they were told to wait for some time after the election?—No, I did not.

45459. I suppose you were paid for your services at the election?—No, sir.

45460. You were paid your regular weekly wages every week?—Yes, sir, every week.

45461. And were you not engaged in preparing for the election after the revision was over?—Yes, sir.

45462. And were you not paid for that?—No, sir.

45463. And did you ask for anything after the revision was over?—I was paid for the overtime.

45464. Were you not paid for your regular time too?—I was, sir.

THIRTY-FIRST DAY.

January 4.

Robert Magrath.

45465. And was not that work you were at election work?—It was, sir, but still I had the office to attend to.

45466. But there was nothing in the office for you to do except election work. Did you get anything more than that for your services?—No, sir.

45467. Did you get a lump sum at any time?—I did, sir.

45468. What was that for?—That was for overtime during the revision.

45469. Did you get another £10?—I did, sir.

45470. What was that for?—Signing objections.

45471. That is, objections to the voters?—Yes, sir.

45472. Is that connected with the revision, you mean?—Yes, sir.

45473. Do you mean signing with your own name?—Yes, sir.

45474. Do you mean that you looked after that part of it?—Yes, sir.

45475. As an objection to the voters?—Yes, sir.

45476. Do you recollect the election of 1865, when Mr. Atkinson was in the office?—I do, sir.

45477. Were you here in court when he was being examined to-day?—No, sir.

45478. Your name was mentioned, I may as well tell you. Do you recollect the day of the election in 1865?—Well, I won't say the day, but I think it was a Saturday.

45479. Do you remember the election?—I do, sir.

45480. Do you remember that you, as well as Mr. Campbell, got envelopes from Mr. Atkinson to distribute among some freemen voters?—Yes, sir.

45481. About how many did he give you?—Well, I think about three or four, or five.

45482. Who else was employed in distributing them as well as you and Campbell?—I did not know that Campbell had any at all, sir.

45483. Till now?—Not till his own evidence, which I read.

45484. Do you mean you did not know it at the time?—No, sir, I did not.

45485. Nor for a month after?—Never till I read it in the paper.

45486. And did you think that the three or four or five which you were employed in distributing were the entire of the operation?—Well, I am not aware, sir; there were other gentlemen there employed.

45487. You say you did not know Campbell had distributed any; did you think that the three or four or five that you gave were the only dealings of that kind that had taken place?—I did not think any such thing.

45488. Well, who were the others?—I do not know, sir.

45489. But you know there were others?—I am satisfied there were plenty of others.

45490. I suppose you saw the bag of envelopes with Mr. Atkinson?—I did not; if he had a bag I do not remember it. I do not think he gave me them out of a bag.

45491. He took them out of his pocket?—I think so, sir; I won't be positive about that; he may have had a bag.

45492. Do you remember anybody who was there looking after the same sort of thing besides Mr. Atkinson and yourself?—Mr. White. I was not very long at the business at that time.

45493. You were three years?—But never at an election.

45494. That was the first election you were at?—Yes.

45495. Who was there looking after the tickets besides yourself and Mr. Atkinson and Mr. White?—Mr. White was one of the gentlemen. I do not remember any others.

45496. Do you remember whether Mr. White distributed any of those?—I do not, sir.

45497. Of course he was there?—He was up and down several times.

45498. Bringing up voters?—Yes, sir.

45499. When I asked you a question in relation to those envelopes, there were plenty of others you said distributing them as well as yourself?—I did not know that there were; I am not aware of that; there might have been.

45500. You said there were plenty of others as well as you?—I thought there were.

45501. Who according to your belief or information were those others or any of them?—I do not know, sir; but when I say there might have been plenty more, I do not mean to say with tickets or with envelopes.

45502. And what do you mean?—I do not know, sir; I know that those three or four were the only *(unfinished.)*

45503. Did you understand that there were any others with those envelopes besides yourself and Mr. Atkinson that were dealing with the freemen in the way of rewarding them for their votes?—Except Campbell.

45504. I thought you told me that Campbell was not?—Not with envelopes; because I did not see anyone with envelopes but the ones I got from Mr. Atkinson.

45505. And was it your impression that the only persons dealing with envelopes were yourself and Mr. Atkinson?—Yes, sir.

45506. And you thought Campbell was dealing also with the freemen?—Yes, sir.

45507. Who were the others you referred to us dealing with the freemen besides?—I cannot answer that question because I was not so well acquainted with the people at that time as I am now.

45508. You were three years in the office?—Yes, but not at an election—except Mr. White.

45509. When you saw Mr. White what was he doing?—He was going up and down showing the booths.

45510. Were you under the impression at the time that Mr. White was dealing with the freemen the same as Campbell?—No, sir.

45511. And what did you mention his name for?—Because you asked me who were the parties that were about the court-house that day.

45512. I did not ask you any such question?—I thought that you meant the agents that were going round.

45513. How many freemen did you hear at that time had been gratified either with envelopes or otherwise?—Oh I heard rumours. I could not say.

45514. According to rumour what did you hear?—Anything I ever heard about these things was from Campbell in conversation afterwards.

45515. Did you ever hear it from Mr. Atkinson?—No, sir, never.

45516. Did you never hear it in conversation with Mr. White?—No, sir, never.

45517. Did you know Mr. Foster?—I did not, sir.

45518. Did you ever see him?—No, sir, not to my knowledge, in my life.

45519. Do you remember hearing of a row at that time in Powell's in Denmark-street?—It was Campbell told me of that afterwards.

45520. You did not hear of it at the time?—No, sir, nor did not know of Powell's place at the time.

45521. Are there many of your family on the freeman roll?—Two brothers and my father.

45522. How long have you been a freeman?—1861.

45523. That is, when Alderman Atkinson was Lord Mayor?—I forget now, sir.

45524. Was that the same year that Campbell was made?—I do not know.

45525. Who paid for your admission?—I do not know, sir.

45526. You do not?—No, sir, my father might have paid.

45527. But do you believe he did—do you not believe it was paid out of the funds of the society?—I should say it was.

45528. Yes, of course it was ; I dare say you know from what you saw that there was a fund and that those things were paid out of the funds of the Registration Society ?—Yes, sir.

45529. And that has continued to be so up to the present time ?—I am not aware sir.

45530. I mean up to the last year or two ?—I never had anything to do with the freemen at all, sir, in the way of admissions.

45531. When did you first hear there was any bribery at the last election ?—I heard it before the election came off at all, sir.

45532. Whom did you hear it from ?—From several parties.

45533. What did you hear ?—I heard that there was bribery going on to any amount, on both sides.

45534. Can you give us the name of any person from whom you heard it on either side ?—I could not tell you, sir ; it was a general rumour.

45535. A general rumour that bribery was going on at both sides ; was it like an auction, which should go highest ?—I did not hear that.

45536. Did you hear what was the tariff for the last election ?—Five pounds.

45537. Did you hear that before the election ?—No, sir.

45538. I thought you said you heard those rumours before, as well as after the election ?—Yes, sir.

45539. Did you hear before the election that bribery on both sides was going on ?—I did, sir.

45540. Can you give us the name of any person whom you heard mention it ?—I could not, sir.

45541. It was the common talk of the office ?—The common talk of the office ; and I heard it in the streets from carmen.

45542. Did you hear Mr. Hodson speak of it ?—No, sir.

45543. It was amongst the clerks in the office ?—Well, it might have been from carmen and parties I might be dealing with.

45544. After the election you heard it ?—I did.

45545. I suppose you heard very soon after the election about the tickets ?—I did not hear about the tickets till the petition.

45546. I suppose you heard of Bailey's ticket ?—I heard it from Campbell.

45547. Did he tell you that very soon after the election ?—He did not, sir.

45548. You ought to know a good deal about the freemen yourself ; has there always been, as far as you are aware, a custom to give something in the shape of either money or employment that represented money, at every election ?—Except from what I heard, sir.

45549. What did you hear ?—I have heard that there was £5 going.

45550. Considering the office you are in you must necessarily talk about these things ; has it been the impression that the freemen requested to be paid ?—The freemen that were employed in the office ?

45551. No, but that a certain amount of money must be spent on the freemen at every election in the way of money in notes or employment, afterwards paid for ?—I have heard that talked of in the office. I have heard that this was the general rule amongst the freemen.

45552. I suppose you do not know more than that ?—No, sir.

45553. Mr. TANDY.—What are your weekly wages as clerk in the Registration Society's office ?—One pound five shillings during the revision.

45554. Up to the time of the election of 1865 were you paid your weekly wages regularly of the £1 5*s.* ?—Yes, sir.

45555. Up to the day of the election ?—Of 1868 ?

45556. Yes ?—No, after the revision it was only £1.

45557. Is it usual to reduce the money after the revision is over ?—Yes, sir.

45558. And then the same course was adopted in 1868 ?—Yes, sir.

45559. Then after the time the revision was over, and between that and the election, you were paid your £1 a week ?—Yes, sir.

45560. And during the entire of that time, was it not the fact that you were working upon business connected with the election ?—I was, sir.

45561. Were you doing any business whatsoever in connexion with the registration ?—I was, sir.

45562. What business were you doing ?—Answering gentlemen that would come in for information, and sending them across to 47 and 48, Dame-street. There were a great many gentlemen came in to know if they were on the roll, and we sent them over there.

45563. And that was the business in which you were engaged ?—Yes, sir.

45564. And were not those gentlemen asking questions in connexion with the election ?—We had nothing to do with that ; we sent them across generally to 47 and 48.

45565. Then the business you were paid for in No. 3 was business in connexion with the election ?—I was directing stamped envelopes there.

45566. Were there other clerks employed at the registration ; employed in a similar manner ?—There were, sir.

45567. About how many ?—Those that were retained on the revision could not have been many.

45568. I want to know were there any clerks besides you who were kept on after the business of the registration was over ?—Yes, sir.

45569. How many ?—Well, I do not know how many were in No. 3, they were all kept on.

45570. Were you transferred from No. 3 to No. 47 ?—No, sir.

45571. You remained all along in No. 3 ?—Yes, sir.

45572. How many remained with you in No. 3 after the business of the registration was concluded ?—I suppose about twenty, at least.

45573. Those were twenty of the men who had been previously employed at the registration ; were they not ?—Yes, sir.

45574. The usual staff ?—Yes, sir.

45575. And when the registration was over, they were continued on at No. 3 upon business similar to that upon which you were employed ; is not that the fact ?—Some of them did nothing at all.

45576. Now, the twenty who were thus employed, were they paid weekly wages as you were, up to the time of the election ?—No, they were not paid.

45577. Were any of them paid ?—I had nothing to do with the payment at all.

45578. I want to know from you as a fact, were those other twenty clerks paid as you were paid, a pound a week ?—I am not aware.

45579. Did you ever hear ?—I did not, sir.

45580. Do you believe they were ?—I do.

45581. Were many of those twenty clerks voters ?—I could not say that.

45582. Were any of them voters to your knowledge ?—There were, sir.

45583. About how many to your knowledge and belief ?—I dare say there might have been four or five or six of them ; I couldn't say the number.

45584. Were any of them freemen, to the best of your belief ?—Three ; the three Thompsons ; those are the only ones I remember. There was only one, I think, was employed.

45585. Now, what do you mean by saying that only one of them was employed ?—There was only one of them used to do any work there.

45586. But they were kept on ?—They were in and out, and standing on the landing every day upon the stairs.

45587. And do you not believe that they were paid their pound a week regularly up to the time of the election ?—They denied it to me.

45588. What is your belief ? Do you not believe that they were ?—Well, I do.

45589. Is it usual for the Registration Society, when the business of the revision is over, to keep a

THIRTY-FIRST DAY.

January 4.

Robert Magrath.

permanent staff of twenty clerks at a pound a week?—No, sir.

45590. Therefore, they went out of the ordinary course; they kept more clerks than they usually do in that year?—Those twenty parties, I do not know whether they were paid or not.

45591. Do you not believe they were?—I do, sir, but they might not have been.

45592. During the revision, had you to work overtime?—Yes, sir, the barristers sat late.

45593. How were you generally paid for overtime? Was it weekly?—No, sir, that was in the £10.

45594. Were you paid the £10 for overtime during the revision?—Well, I cannot say; however, I suppose the cash-book will tell that.

45595. Can you say about what time?—About July or August; I may be wrong in that.

45596. Is it last July or August?—Oh, no; July or August, 1868.

45597. You could not be paid in July or August, 1868, £10 for overwork for the revision of 1868?—I always got money on account, sir.

45598. You got it in advance?—Yes, sir, and for years previously.

45599. And then you worked overtime afterwards to make it up?—Oh, no; the signing of the objections.

45600. I am not talking of the signing of the objections at all; that is a separate thing altogether. You got £10 for the signing of the objections?—Seven pounds ten shillings.

45601. Had you ever been any previous year signing objections?—Always, sir.

45602. Did you always get £7 10*s.* for that?—No, sir; £5, £2, according as I would ask for it.

45603. Did you ever get as much as £7 10*s.* before?—No, sir.

45604. Did you not tell the Chief Commissioner that it was £10 you got for signing the objections?—No, sir; I said £10 on one occasion and £10 on another.

45605. What do you mean?—I mean £10 on account first paid, and I cannot tell when that was.

45606. On account of what?—On account of my overtime and five shillings a week stopped. There was five shillings a week stopped. I was only getting a pound from May to October, 1867; when the revision of 1867 was over I was then retained on at a pound a week up to the 1st of May, 1868, and then I commenced £1 5*s.* a week up to October, 1868; and that came to about £6; and then the signing of the objections would be over that.

45607. Mr. MORRIS.—You got £20 altogether?—Yes, sir.

45608. You make that up with the signing of the objections and the five shillings a week?—Yes, sir, and the overtime.

45609. Mr. TANDY.—Was there ever a calculation made of the hours you really worked overtime?—There was not, sir.

45610. Will you swear you worked overtime for a sufficient number of hours to make up the £10?—Along with the £7 10*s.* and the five shillings a week I would.

45611. There were two sums of £10 paid to you?—Yes, sir.

45612. As I understand one of those was paid for overtime?—And for back money, sir.

45613. And what was the other £10 paid to you for?—For signing objections.

45614. Then you got £10 for signing objections?—Yes, sir.

45615. What was the sum you generally got for signing objections in former years?—Two pounds ten shillings; but then the lodgers had to be objected to, and the £4 rated occupiers considerably enlarged it.

45616. And they brought up the sum from £2 10*s.* to £10?—Seven pounds ten shillings.

45617. You told me that you got £10 for overtime and back money, and another £10 for signing objections?—Yes, sir, and overtime besides.

45618. The overtime was in both?—Yes, sir; because the back money came up to £6.

45619. What did you get this last year for signing objections?—That I have not been paid yet.

45620. What are you to get for it?—Seven pounds ten shillings.

45621. For signing objections?—I should say so.

45622. Do you swear that?—That is what I put in my bill for.

45623. Do you mean to say that you expect to get £7 10*s.* for signing the objections?—Yes, sir.

45624. Mr. MORRIS.—Now the twenty clerks retained in this kind of way, how much real work did they do?—Very little, except directing envelopes.

45625. And they got their pound a week all the same?—Oh, I do not know.

45626. You said you believed it?—I do not know whether they got a pound at all.

45627. Mr. TANDY.—You said you believed it?—I did.

45628. Mr. LAW.—You said your two brothers and your father as well as yourself are freemen?—Yes, sir.

45629. How many relatives have you who are freemen independent of your brothers and father?—None, sir.

45630. Have you no relations freemen?—No, sir.

45631. None?—None, sir.

45632. Were you asked to have anything to do with looking after the freemen at the last election?—No, sir.

45633. Were you up at the court-house on the day of the election?—I was in the morning.

45634. What were you doing there—you voted I suppose?—Only voting.

45635. Who polled you?—Myself.

45636. Was there anybody with you?—No.

45637. I suppose you knew your booth?—Oh, yes, sir; I was there in 1865.

45638. Was Mr. White there that morning?—I do not know.

45639. Were you in Mr. Byrne's office that morning?—I was not.

45640. Were you employed by Mr. Byrne, or under Mr. Byrne during the time of the election preparations of 1868?—I was; I was helping him to make out sheet lists.

45641. Where was that?—It was in 3, Dame-street, and at his office in Westland-row.

45642. Then you worked there, as well as in 3, Dame-street?—Yes.

45643. I suppose after hours, in the evening?—Yes, sir.

45644. Were you in the top of the house in 47, Dame-street, where Mr. Byrne was?—I was, one morning.

45645. Were you at work there?—No.

45646. Did you ever hear at any time after the day of the election of personation of freemen?—I did, sir.

45647. When did you first hear that?—I couldn't say.

45648. How soon after the election?—About a fortnight or three weeks.

45649. Before the petition was filed?—It was.

45650. Who told you?—I could not say; there was a great deal of talk about it.

45651. What was the talk about it?—About all the parties that were personated; I think it was Campbell himself who told me that.

45652. Did you hear any row about the people who were active in the personation—the clerks who were used in the personating—not having been paid their £5?—I did not.

45653. You did not?—I did not.

45654. Did you hear any row in the office about Fanning not being paid his money?—No.

45655. Did you hear him complain that Campbell had kept the money from him?—I did not; never heard it till this moment.

45656. Did you know that Fanning was one of those who had been personating?—No; he is ill in his bed.

45657. Do you mean lying?—Yes, sir.

45658. Now?—Yes, and this long time.

45659. He was not in bed then?—I thought he was.

45660. Are you aware that Mr. Hodson told us the other day that among the clerks whom he knew to have personated voters Fanning was one?—I did not know about Fanning at all; there is a young man in the office, young Fanning, the son.

45661. Is he a son of the man who was there before?—No, sir.

45662. What is he?—He minds the office.

45663. Was not there an elder Fanning?—There was; he used to mind the office.

45664. What was he to the younger Fanning?—He was his father.

45665. Then I presume the younger Fanning is his son?—Yes.

45666. Did you hear that young Fanning was used for the purpose of personation?—I did not, till this moment.

45667. Were you ever present in the office when Mr. Hodson came in and stopped a row that was going on between Campbell and Fanning?—I was.

45668. You were?—Yes. It was not about that.

45669. It was not about the breaking open of a drawer?—No.

45670. What was it about?—Calling one another names.

45671. What was Fanning complaining about?—The time I am speaking of it was after the petition.

45672. Before or after, what was Fanning complaining of—we do not want the names they gave each other, but what was he complaining of?—One party wanted to be as good as another in the office.

45673. Did you ever hear of a complaint made by Fanning or anyone else that they could not get the money that they were to be paid for personation?—I did not.

45674. How many clerks did you ever hear were engaged in this personation?—I never heard.

45675. You never heard?—Not till I read the evidence.

45676. You heard it within three weeks of the election—did you hear the names of any of the clerks who had been used for that purpose?—No, sir.

45677. Do you know M'Guigan—is he not one of the clerks?—No, sir, I do not know him; though I might know him if I saw him.

45678. Do you know a man called Delap?—I do.

45679. Did you ever hear his name mentioned?—No, sir; not till I heard the evidence.

45680. Or Reilly?—No.

45681. Did you ever hear the name of the Thompsons mentioned?—No, sir.

45682. Mr. TANDY.—How were you employed on the day of the election?—I was employed in Mountjoy ward.

45683. Mr. LAW.—What were you doing?—I was seeing that parties were brought to the different booths correctly.

45684. You were acting as a tally agent, bringing persons up to vote?—Yes, sir; showing them where to vote.

45685. That is, as a tally agent, bringing people up to vote?—Yes.

45686. Were you paid for that?—No.

45687. Mr. TANDY.—Did you sign one of the gratuitous service papers?—I think I did.

45688. That was the time you were paid a pound a week besides over-time?—I do not know.

45689. Mr. LAW.—Did you ever hear of anyone objecting to sign one of them?—No, sir, I did not.

45690. They used to dash into the room and take up a pen and sign it?—They were all in the committee-rooms.

45691. Mr. MORRIS.—I suppose every voter of those twenty clerks signed a gratuitous service paper too?—I do not know, sir.

45692. Can you form any belief on that subject?—I cannot, sir; I am satisfied there were plenty did sign.

(Adjourned.)

THIRTY-SECOND DAY.

WEDNESDAY, JANUARY 5TH, 1870.

Mr. *Egmont Vesey* sworn and examined.

45693. Mr. LAW.—You were living in Dublin in the month of November, 1868, I believe?—I was.

45694. Were you in College here at the time?—No, I was a resident pupil in one of the Dublin hospitals, the Richmond Hospital.

45695. You had been there, I believe, some little time before November?—Yes; as one of the resident pupils.

45696. You remember, I presume, that Dr. Hall communicated with you on the day of the election?—The first that communicated with me was Mr. Taylor; he communicated a message from Dr. Hall to me.

45697. That was, I believe, within a week before the election?—I cannot say exactly; it was a few days before it.

45698. You saw Dr. Hall before the election day? You were at his house one evening before it?—Yes.

45699. Had you seen Dr. Hall until that evening in connexion with that matter?—I don't think I had. I am not positive.

45700. Had you known him previously?—I had.

45701. It was Dr. Taylor told you that Dr. Hall wished to have your services?—Yes; it was Mr. Taylor first spoke to me about it; he brought the message from Dr. Hall.

45702. Did he tell you in any way what it was you would be wanted for?—He said would I like to get an appointment on the election, that there were several College men whom I knew that got it.

45703. Did he tell you nothing more specific than that?—He did not.

45704. Did you know the nature of your duties until you came to Dr. Hall's house?—I did not.

45705. That was a couple of days before the election?—It was, I think.

45706. You met, I believe, other young gentlemen at Dr. Hall's, several of whom you knew?—Yes.

45707. There were two other persons there at the time, who were not, so to say, of Dr. Hall's party, and who came in with a gentleman we now know to be a Mr. Foster, or who were there with him?—There were several persons there.

45708. Were you introduced to a gentleman older than any of your party, and whom we now know to be Mr. Foster?—I saw Dr. Hall there. I don't exactly understand the question.

45709. Did you see anyone there who was not young like you?—Yes; I saw an old gentleman there, a gentleman that was older than I am.

45710. Were you introduced to him as Mr. Foster?—Yes; I think that was the name. He was there. I think that was the name.

45711. He was an elderly gentleman, the eldest of the lot?—Yes.

45712. Besides your party, Dr. Hall, Dr. Taylor, Mr. Wright, Mr. Wall, and yourself, were there also two young gentlemen there?—There were.

45713. They were also medical students, I believe?—They were.

THIRTY-SECOND DAY.

January 5.

Mr. Egmont Vesey.

45714. Did they attend Richmond Hospital also, do you know?—One of them, I think, did.

45715. Was he a resident pupil?—He was not.

45716. What was his name, do you happen to know?—I think his name was Saunderson.

45717. I suppose you were in the habit of seeing him attending the hospital?—I saw him there.

45718. How many students generally attend the hospital?—I suppose there are fifty or sixty.

45719. Do you happen to know where Saunderson lived?—I don't know.

45720. Did you know him very well?—I knew him slightly. I knew him to speak to now and again.

45721. Was the other his brother?—I don't think so.

45722. Who was the other, do you know, what was his name?—I am not positive of his name. I think it was Smith. I cannot say positively. I could not swear to it.

45723. Saunderson was the real name of the other, you believe?—I am almost certain it was.

45724. It was not a fictitious or assumed name, you think?—It was not.

45725. Have you any reason to think that Smith was not the real name of the other, if that was the name that was given?—I have not.

45726. Without speaking positively, your recollection is that these are the two names?—Yes.

45727. You got some instructions that night as to what would be required from you on the day of the election?—Yes.

45728. Do you recollect who was it that instructed you?—I don't remember who it was that instructed me. I know I instructed another.

45729. It was passed, I suppose, from one to another?—Yes.

45730. What was the substance of the instructions you received, as far as you remember?—That we were to be in Green-street or Halston-street on the day of the election, and everyone that Dr. Hall indicated to us, we were to give a ticket to.

45731. After seeing them vote, I presume?—Yes; I may as well tell you that I didn't know what the tickets were for.

45732. One or two gentlemen have mentioned already that they were led to believe that there was nothing wrong in them. I suppose you were under the same impression?—I was.

45733. I presume you are now aware what the meaning of them was, and we are ready to assume that you did not know it then—as I understand the persons you were to give the tickets to were such as Dr. Hall indicated to you?—That was the instruction I got.

45734. I believe it was arranged that night that you were all to meet at breakfast at the Bilton Hotel next morning?—Not next morning.

45735. You are quite right; it was the morning of the election?—Yes.

45736. Did you see Dr. Hall on the intervening day, Tuesday?—I don't think I did. I could not be positive.

45737. At all events, you got no further instructions on Tuesday?—No.

45738. I suppose you were told the night you were at Dr. Hall's house that you would be supplied with tickets for the purpose?—Yes; either there or on the morning of the election.

45739. I believe you all met about seven o'clock on the morning of the election at the Bilton, at breakfast?—Yes; we met at seven o'clock.

45740. Did you find an elderly gentleman there; not Mr. Foster, but another gentleman?—Yes; there was another gentleman there.

45741. I may tell you that he has been here, and has been examined—he is a Mr. Alma, and we will call him by that name. Did anything further occur then in the way of receiving instruction?—Nothing further occurred than what I mentioned.

45742. You came up to Halston-street eventually?—Yes.

45743. And each of you got tickets from Dr. Hall?—Yes.

45744. About what hour, do you remember, did you get the first supply of tickets from him?—I can't say.

45745. The election was commencing at the time you got them?—Yes; about that time.

45746. That was eight o'clock. How many tickets did Dr. Hall give you the first time?—I can't say positively.

45747. About how many?—I got them in a bundle, and I cannot really say.

45748. Mr. MORRIS.—Did you get twenty, or thirty, or ten?—I cannot say; I didn't see the tickets.

45749. Mr. LAW.—Assuming that Dr. Hall gave you the first supply of tickets at half-past eight, when did you get the next supply, do you remember?—Some time in the course of the day.

45750. How many turns did you get altogether, do you remember?—Two; I got tickets the first time, and then a second time.

45751. You got tickets only twice?—Yes.

45752. Can you tell us about what hour of the day did you get the second supply?—I can't say.

45753. I don't ask you to say exactly; was it as late as twelve or one o'clock when you got the second supply of tickets?—It might be later than twelve or one; I can't say exactly. It was after one o'clock, I would say, to the best of my belief.

45754. You got no further supply?—No.

45755. Did you dispose of all the tickets you got the second time?—No; I gave several back to Dr. Hall.

45756. Can you tell what number you gave back?—I can't say. I had the tickets in my hand in my pocket. I was told not to show them, and I didn't see them myself. I kept them in my hand in my pocket, and I gave them one at a time.

45757. Did you look at any of the tickets?—I did not. I couldn't tell you what it was like, or what its colour was.

45758. Can you give us any idea, from the number of people you saw, or from the feel of the tickets in your hand, how many of them did you dispose of in the first batch you got?—I couldn't say.

45759. Were there twenty, do you think?—I don't think so; there were not more than half that number, I think. I really couldn't say. I would say about ten.

45760. When you got the second supply, did you get as many as ten, or did you get more or less than you got the first time?—I suppose about the same.

45761. You got ten tickets the second time, about how many of these did you dispose of, do you think?—Only one or two. I can't be positive; but they were only very few.

45762. Then you did not dispose of more than eleven altogether: do you think you disposed of half the second batch you got?—I don't think so. I don't think I disposed of more than fourteen or fifteen altogether.

45763. Then the only certain conclusion we can arrive at in the matter is that you did not dispose of twenty tickets altogether?—I did not.

45764. Are you certain that you did not dispose of as many as fifteen altogether the entire day?—I don't think I did. I may have done it.

45765. I suppose we may take fifteen as about the maximum number of tickets you disposed of?—Yes.

45766. You think you did not dispose of more?—I did not.

45767. You say you gave back the surplus tickets to Dr. Hall; could you tell from the look of these (*bundle of tickets produced*) that you got as many as that the first time?—I don't think so.

45768. Did you get that thickness of tickets (*portion of same bundle marked off*)?—I might have got it.

45769. From the bulk you could only tell?—I scarcely got as many as that.

45770. Mr. TANDY.—You got them loose?—Yes.

45771. You might have got as many as are contained in that?—I could only tell from the bulk.

45772. Mr. LAW.—You gave back the surplus tickets to Dr. Hall?—I did.

45773. You were paid afterwards for your services that day?—I was not paid for some time afterwards.

45774. Was it Dr. Hall who paid you?—No; it was Mr. Taylor.

45775. What did he give you, was it a £5 note?—Yes.

45776. Was it a single note, do you remember?—It was.

45777. On what bank was it; was it a Bank of Ireland note?—It was a Bank of Ireland note.

45778. Had you any conversation with any of the rest of your party as to comparing notes afterwards to see the number of tickets each of you disposed of?—No.

45779. Do you remember seeing the two young medical students, Saunderson and Smith, in the course of that day in attendance on Dr. Hall?—I did.

45780. Did you see the elderly gentleman, Mr. Alma, during the day?—I did.

45781. Did you get any instructions from him in the course of the day?—I think not.

45782. Did you see Saunderson and Smith in attendance on Mr. Alma, and speaking to him?—I can't say that they were in attendance on him.

45783. Did you see them speaking to him?—I don't think I did.

45784. Do you know Mr. Fell White or Mr. Williamson?—I do not.

45785. Did you know anyone in charge of the election—did you know any of the solicitors or the people employed there?—I did not.

45786. Did you know any but your own party?—In connexion with the election?

45787. Yes?—I did not.

45788. Do you know Mr. Williamson's appearance?—I do not.

45789. Did you know Campbell?—I saw a man whose name I was told was Campbell.

45790. Did you hear his name was Campbell?—I heard his name afterwards.

45791. Did you see him in communication with any of the young gentlemen who had the tickets?—I didn't see him.

45792. When Dr. Hall met you that night at his house, the arrangement was, as I understand, that you were not to give tickets to anyone that Dr. Hall did not indicate to you?—The arrangement was that I was to act under his orders, and to give tickets to any persons he indicated.

45793. But only such people as voted for Guinness and Plunket?—Yes; everyone that Dr. Hall indicated.

45794. And after they had voted?—Yes.

45795. You were to take them up to vote, and then give them tickets?—No. I didn't take them up to vote.

45796. Were you not to see them vote?—I was. I may have gone up with them to the poll, but I had nothing to say to their voting.

45797. About what hour, do you remember, did you give up the surplus tickets to Dr. Hall? I suppose it was about the close of the poll—was it after four o'clock when you gave them up?—It was about four o'clock.

45798. Did you go away, leaving Dr. Hall here?—I don't know whether he left before me or not.

45799. Was he not here when you gave up the rest of the tickets?—He was.

45800. And you went away immediately after that?—Yes.

45801. Did you go away with any of your friends?—No. I went away by myself, I think.

45802. Did you see Saunderson and Smith afterwards?—I did.

45803. Have you been resident in Richmond Hospital since?—No. I was ill in the country for some time.

45804. Were you resident in it after the election?—I was there after the election.

45805. When did you leave Richmond Hospital?—About the end of last November I went away for a few days.

45806. You were practically resident there until November?—Yes.

45807. Have you seen Saunderson at the hospital in the interval?—I saw him occasionally there.

45808. Was he one of the pupils that regularly attended the lectures at the hospital?—I would not say that he attended very regularly.

45809. Have you any idea where he came from—whether he was a Dublin man or came from the country?—I don't think he is a Dublin man.

45810. Did Smith go to Richmond Hospital, can you say?—I saw them both there.

45811. Were they both medical students?—They were, I think.

45812. Did either of them wear a glass, do you know?—No; neither of them.

45813. It has been stated here that each of the three young gentlemen who distributed the tickets wore a glass—were you one of those?—I didn't wear a glass.

45814. It so happened that three of your party wore a glass each—Mr. Johnson and two others?—Saunderson and Smith may have worn glasses, but I don't think they did; I only saw two wear them.

45815. Dr. Hall stated that three wore glasses?—I only saw two wear glasses.

45816. Mr. Johnson was one?—Yes.

45817. Who was the other?—Mr. Wright, I think.

45818. You do not remember Campbell coming up to you and asking for tickets for anyone?—I don't think he did; he might have.

45819. Mr. TANDY.—Do you recollect when you last saw Saunderson or Smith in the hospital?—I can't say—I don't recollect.

45820. About how long ago is it, can you say?—I can't say; I might have seen him in the school next day.

45821. Mr. LAW.—Did you see Saunderson there as late as last November?—I think so.

45822. Mr. TANDY.—Is there any registry kept at the hospital, with the names of persons attending it entered in it?—I don't think so.

45823. Did you ever hear the Christian name of either of them?—No; I don't know their Christian names.

45824. Mr. LAW.—Is Richmond not a surgical hospital?—It is.

45825. Would Saunderson's name not be on the register of the hospital as attending there, the same as is done in the College of Surgeons—is your name on the register of the College of Surgeons?—I am not in the school of the College of Surgeons; I am in the Trinity school.

45826. Would not there be kept there a register of the names of every student attending the school?—Yes.

45827. Whatever school Saunderson belonged to was there not a register of whatever hospital the students were attached to?—Yes.

45828. What school did Saunderson belong to?—He belonged to the Carmichael school.

45829. Did Smith belong to the same school?—I think so.

45830. Mr. MORRIS.—Did you distribute most of the tickets you got early in the morning or late in the afternoon?—I couldn't say.

45831. It is very odd that no one of you had any comparison of notes as to the number of tickets you distributed?—No; we had not.

45832. Did you ever communicate to Dr. Taylor the number you distributed?—Never.

45833. Mr. LAW.—I presume you were told when you got the tickets to tell each voter to whom you gave one, to go to 76, Capel-street?—Yes.

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Mr. Egmont Vesey.

45834. You say you did not know there was any impropriety in distributing them?—I did not. If I did, I would not have anything to do with it. It is a very serious matter, and there are people who will, no doubt, give us great blame for it.

45835. Mr. TANDY.—Were you speaking to Mr. Alma during that day?—I may have been.

45836. Have you any recollection whether you did speak to him or not?—I think he spoke to me about its being a fine day, or something like that.

45837. Did he say anything to you about how the election was going on, or whether you were doing well, or anything of that kind?—I can't say—I do not remember.

45838. Do you remember anything that passed between you and him in relation to the distribution of the tickets?—I don't think I had anything to do with him. I may have spoken to him, but I don't remember.

Sir Dominic Corrigan, bart.

Sir *Dominic Corrigan*, Bart., sworn and examined.

45839. Mr. LAW.—Can you tell us about what day, as near as you can go, your candidature began in 1868—I suppose it was towards the close of October?—I think it was about a fortnight before the polling. I cannot remember the exact day.

45840. Mr. David Fitzgerald was, I believe, your conducting agent?—Yes.

45841. Who was your expense agent, do you remember?—I don't know. The matter was managed by a committee to which I subscribed £1,000. I don't know how matters were managed afterwards by the committee.

45842. Can you tell us, during the fortnight before the polling that you were recognised as standing, did you receive any applications from freemen, offering their votes to you on terms?—I received a great number of applications. I can't tell whether they were from freemen or not. I took no trouble to ascertain.

45843. Were those written applications?—They were.

45844. What did you do with those applications when you got them?—I threw several of them into the fire. I did not look to any ulterior proceedings; some which I thought might contain some information I sent to Mr. Fitzgerald, and others I answered, giving polite refusals to the applications.

45845. The applications which you politely refused, contained, I presume, some requests for assistance or advances?—They contained requests of all kinds—some for gifts and loans of money, some for the purchase of clothes, some to put my name on bills, some to pay rent, and some to advance money.

45846. Were any of these written applications such as you sent to Mr. Fitzgerald, or were these the class you put in the fire?—I really cannot say.

45847. You say you threw some in the fire?—Yes. If any of them contained useful information, or what I thought was likely to be useful, these I sent to Mr. Fitzgerald; the others I threw in the fire, or threw away.

45848. Did you receive a great number of applications for advantages of one kind or another?—A great number.

45849. About how many did you receive before the election, can you tell us?—I don't think I could; probably under 100. I got a great many each day for ten days or a fortnight.

45850. It would be over eighty, I suppose?—Rather so.

45851. Between 80 and 100 probably—do you happen to recollect whether any of the writers said what the nature of their franchise was—whether lodger, householder or freeman?—I don't remember that.

45852. You could not, I suppose, say what proportion of them were freemen, or if any were freemen?—I could not.

45853. After the election was over did you receive any applications from people wishing to be gratified for having voted for you?—Yes, and I am receiving them up to this day.

45854. I hope they are thinning off?—I think they are thinning of late.

45855. Can you tell whether any of these are from freemen?—I would not like to say positively.

45856. What became of these applications?—I tossed them into the fire.

45857. You have none of them?—I have not.

45858. About how many letters do you suppose you received since the election from voters, asking for favours or advantages, and putting forward their claims for having voted for you?—Probably two or three a week since the election—but that is only a guess.

45859. These subsequent applications, I suppose, you destroyed from time to time?—I destroyed them as they came in: if they needed answers I stated that I would not accede to such requests.

45860. Have you in any instance acceded to the request, or paid any money?—Not in a single instance.

45861. With respect to the 80 or 100 applications made to you before the election for advantages, did you in any instance accede to them?—No, neither directly nor indirectly.

45862. Are you aware of any instance in which bribes were given to freemen on your behalf, or to get them to vote for you?—Certainly not on my behalf, either directly or indirectly, with my knowledge or consent.

45863. Did you hear that any bribes were given to freemen for you?—No, and I don't believe that there were any given.

45864. Mr. TANDY.—Are you aware that any were given since the election in consideration of having voted for you?—I don't believe that any were.

45865. Did you forward any of these applications to the committee who had the general conduct of the election?—Mr. Fitzgerald lives within a few doors of me, and if any applications should come containing, besides requests for money or rent, any information that would be useful to him, I always enclosed the letters to him.

45866. You did not forward any to the committee—I did not. I always sent them to Mr. Fitzgerald.

45867. Mr. LAW.—I believe the committee met in Mr. Fitzgerald's house?—Yes.

45868. Mr. TANDY.—Who were the leading persons on that committee?—There were several. I did not often attend the committee myself. I remember Mr. O'Shaughnessy, Mr. Moylan, the late Mr. Devitt, Mr. Martin, my son-in-law.

45869. I meant the leading men on it?—These are the names that just occur to me.

45870. Do you recollect whether in any of these applications the parties applying said that they represented a body of voters, or had influence with them?—I recollect one instance particularly, where a man came to me and said he could bring some small body of freemen to vote for me. He said, I remember, that he had the men engaged in a similar way at a former election.

45871. Have you got any idea of his name?—I have.

45872. Tell us what it is?—If you command me I will.

45873. We will not command, we will request you to tell us?—His name is Doolin, of Westland-row.

45874. Mr. LAW.—That was a verbal application?—It was a verbal statement.

45875. Mr. TANDY.—That was before the election?—It was.

45876. It was intimating that if proper compensation

was paid, he could control a certain number of voters, freemen, to vote for you?—It was intimated, as nearly as I can recollect, that there was a number of freemen who had intimated to him that they were ready to come and vote for me if they got payment.

45877. Do you recollect any other instances of a similar kind?—No.

45878. Do you recollect any instances of that kind coming to you by letter?—I do not.

45879. Since the election do you recollect any applications being made to you for money in consideration of parties having brought up a body of freemen to vote?—No.

45880. I need scarcely ask if, in the case of Doolin, you refused to have anything to say to the matter?—I had nothing whatever to say to it.

45881. You did not, I presume, get his vote and interest?—I am pretty sure I did.

45882. Mr. LAW.—Did he communicate to you the names of any freemen who were willing to vote for you?—He did not.

45883. Mr. MORRIS.—Do you recollect if you received several applications either before or after the election, touching employment?—Plenty.

45884. Did you receive any before the election?—I received them both before and after the election.

45885. Were there people volunteering to be employed in any work to be done?—No one, I know, volunteered for me.

45886. Did they volunteer for money?—They asked for employment.

45887. Was that done on a very large scale? Were there many applications of that kind?—I don't recollect. I received a number of letters asking me for money and for employment.

45888. Mr. LAW.—These were part of the 100?—Yes.

45889. Mr. MORRIS. Was there any reference in them to the election of 1865, as connected with that employment?—I recollect nothing whatever of it.

Bernard Connell sworn and examined.

Bernard Connell.

45890. Mr. LAW.—You have been, I believe, for some time connected with the Liberal Registration Society?—Since 1855.

45891. That is for fourteen years?—Yes.

45892. In what capacity have you been connected with it?—In the first instance, I was appointed inspector of the freemen generally, in order to prevent any Conservative not having, or ceasing to have the qualification, being retained on the roll, and to sustain the Liberal freemen on it.

45893. Have you been employed in connexion with the freemen generally for these fourteen years?—I have.

45894. You have got then a pretty good knowledge of the freemen part of the constituency for that period?—Yes, of all that resided within the city. It was my duty to ascertain whether parties resided in the locality or not, and to get acquainted with them, so as to see when a contest arose, that they could not be personated.

45895. The length of time you are in office must give you a pretty good knowledge of that portion of the constituency?—Those that appointed me, and continued me in the office, must have been pleased with the manner in which I discharged the duties of it, otherwise they would not retain me. I have charge of it as well as other duties in connexion with the registration.

45896. You are still in the employment of the society?—I am.

45897. I suppose you occupy pretty much the same position in connexion with the Liberal Registration Society that Mr. Atkinson and Mr. Hodson did in the other society—or is your position like Campbell's?—As well as I understand their duties and mine, I would say they are similar.

45898. Do you recollect the election of last year, 1868?—I do.

45899. You were, I presume, looking after the interests of the two Liberal candidates on that occasion?—Yes.

45900. Where were you on the day of the election?—From early morning until the close of the poll in the evening, I was in Green-street about the voting places here.

45901. Had you canvassed the freemen yourself before the election? I suppose you had not?—I had.

45902. Did you hear before the election of any freemen intimating their willingness to vote for the Liberal candidates on terms?—Yes, many of them. They were always saying that they were prepared to vote again as they did on Mr. Pim's first election, if they were considered—meaning, if they were to be paid.

45903. Did you make any arrangement with them, or with any of them, for that purpose?—I told them that, as far as I knew, there would be nothing of the kind on the part of the Liberal candidates.

45904. Can you give the names of any parties who so applied to you?—There was Peter M'Kenna, he applied several times. His wife also called to me and said that in case he was not paid for money out of pocket he might not expect to go back. He did not vote at that election in consequence of there being no money. There were the Booths, there was William Booth who was examined before Judge Keogh. There was Jesson. I may say generally, that there was hardly one I was acquainted with, and who knew how I was circumstanced with the association, but wanted to know what would be given to them. They immediately knew from the positive manner in which I spoke, that nothing would be given them at that election. The matter went through them at once, and they made arrangements elsewhere.

45905. Did you keep a list of those who so applied to you?—I did not.

45906. Do you remember on the day of the polling whether anyone so applied to you?—I am speaking of the day of the polling and before it. They were all hanging about the polling places and the entrances to them. They had one or two at their head who were experienced in elections, and they arranged for a number of others. They stated that they would undertake to poll a certain number of others if paid.

45907. Can you give us the names of the heads or captains of this party?—In testing the worth of their overtures I asked them for the names of the others, and I would find that all the others were offering the entire batch in bits, each one undertaking to get the remainder to poll.

45908. Can you give us the names of any of the leaders who purported to act on behalf of the others?—I cannot.

45909. Were you aware on the day of the election of any money being paid on the Liberal side by anyone to a freeman for his vote?—No.

45910. Did you hear of its being done?—I did not. I heard that there was nothing whatever given.

45911. Did you hear during the day that there was money going on the other side?—I did.

45912. What hour in the day did you hear it?—I heard it early in the morning—from the first time I saw Thomas Henry Atkinson and Campbell about the place.

45913. Did you see Mr. Atkinson after he voted?—I did.

45914. Did you hear the rumour of money going at the time?—I did.

45915. Was it a rumour stating what sum would be given?—I understood that more was to be given

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January 5.
Bernard Connell.

than on the former election, that they were to get £5 each, and that they were all arranged with.

45916. Did you hear any mention made at any part of the election about the tickets?—I did not.

45917. You knew nothing of 76, Capel-street, on that day?—I did not.

45918. Did you notice the young persons who were examined here, and who, we now know, were engaged in the distribution of the tickets on that day—I mean did you notice their appearance and demeanour during the course of the day?—There was one of them, I saw, and he took off William Booth to vote. Booth had promised me to vote for me, and we expected he would vote for us from the trouble we took in keeping his name on the registry. This person kept hold of Booth all through, and finally got him on a car and went off with him. He was the taller of those who were here to-day.

45919. We examined five of those who were engaged in distributing tickets with Dr. Hall—perhaps you were not in court at the time?—This person I speak of was more like Dr. Hall, but he was taller.

45920. Did you see Mr. Johnston, who was examined the first of them?—Mr. Johnston of Eustace-street?

45921. No, he lives somewhere in Rathmines; Dr. Hall's brother-in-law?—No.

45922. Did you notice anything peculiar about what these young men were doing that day?—I did not, I was more having regard to Campbell's proceedings.

45923. I suppose you were both watching each other?—Yes.

45924. You did not know of the tickets at the time?—I did not.

45925. Did you know Dr. Hall's appearance at the time?—I did not.

45926. Do you know Mr. Alma's appearance?—I do, well.

45927. Did you see Mr. Alma about here during that day?—I think I did—that is my impression.

45928. Did you see Mr. Williamson or Mr. White during the day?—Yes, very frequently.

45929. I presume you knew Mr. Foster by sight?—I did.

45930. Did you see him that morning?—I did not.

45931. Did you during the day?—I did not observe him at all during the day.

45932. When did you first hear about these tickets?—I can't say precisely when I first heard of them, but during the entire day I was sure that there was bribery, and bribery of a systematic nature, in operation. From the way they voted I was perfectly certain of it.

45933. You were certain, from the persons that voted on the Conservative side, that something was going?—Yes.

45934. Was that because these persons voted for the Liberal candidates on former elections?—Yes; I knew they voted for the Conservatives because they were paid for voting so, and because they told me distinctly that unless they were paid, they would not vote at all for either side.

45935. Mr. MORRIS.—That was in 1868?—Yes, the last time.

45936. Mr. LAW.—From what you saw here you were satisfied, I suppose, that there must be a good deal of bribery going on?—Yes; I was most guarded myself, and all those acting with me in the same interest, were particularly careful not to give any promise to any voter for his vote.

45937. Did you hear, within a week after the election, about the ticket arrangement?—No, I did not hear it for a long time after the election.

45938. Did you happen to hear that a man named Bailey had failed to get his ticket cashed?—I heard it very soon after.

45939. Was that why the thing got wind, so to speak? Do you remember how it came about that the ticket affair was known—was it through Bailey's ticket?—It was not.

45940. Whom did you hear it first from?—I rather think it was Booth and a man named John Faithful Warren. I got into communication with them as to what occurred. I could understand that they were prepared to state what occurred with regard to themselves, they would not go into further details with me. They all went to Mr. Fitzgerald or Mr. O'Shaughnessy, and got into communication with them.

45941. That was before the filing of the petition?—It was.

45942. The petition was filed on the 15th December, and this was in the interval?—Yes.

45943. Did any of the freemen?—I suppose a considerable number of them did vote on the Liberal side in 1868?—They did—I brought a good many myself to the poll during the day.

45944. Did you get the votes of any of the freemen who were talking before the election of what was going?—Yes; notwithstanding all I said to them, they were still under the impression that they would get something. Though they came up to vote they expected that they would get something.

45945. They thought, I suppose that your repudiation of it was a form?—Something like that.

45946. Did they, after the election, apply for payment, as far as you knew or heard yourself?—No.

45947. You do not know of their having done so?—No.

45948. Can you give the names of any of these freemen who, notwithstanding all you said to them, showed very clearly that they were voting in expectation of getting something?—I will give you the names in a minute by referring to the list.

45949. You referred to a set of voters who were willing to vote for the Liberal candidate at the election in 1865, but who changed their minds in 1868?—Yes.

45950. I presume you saw Campbell very busy on the day of the election?—Yes, I saw him with a young man named M'Guigan in Findlater's; he was giving instructions and whiskey to M'Guigan. I followed them down to No. 16 booth, and I told Mr. M'Sheehy of what I saw. I told him to "stand here, and you will see Campbell coming down with another person to personate". I brought Mr. M'Sheehy up to the tally-room, and we saw them go into No. 16 booth. Campbell stood behind M'Guigan, and handed in the voting card. The name was called out in the usual way by the clerk, and was answered. I addressed the sheriff to do his duty, and said that M'Guigan was not on the voters' list at all, that it was all a sham; and I directed attention to his appearance and his inability to vote at the time.

45951. Was he intoxicated?—He was very near it. A number of people came up then; there was some excitement, and Mr. M'Sheehy and others objected to the sheriff taking the vote without some proof of identity. I, not being a voter, could not object, but I said the sheriff did not do his duty, that there was neither the identification nor personation oath put to him. There was so much public attention drawn to him that M'Guigan was asked if he were on the voters' list, and he admitted that he was not. A great many people then came up who knew that M'Guigan was not the man who was on the list, and that he was personating him. He could not persist any longer, and he was turned away.

45952. About what time of the day was that?—It was towards the close of the poll. It was the last, I think, or last but one vote that was tendered in that booth.

45953. That was a booth in the Temperance Hall?—Yes, No. 16 booth. Shortly before that there was another case of a man named William Henry Taylor of Sandymount; he was personated when he came up to vote, and the ink was scarcely dry where his substitute recorded his vote. Campbell was present then also.

45954. Did you see Campbell through the day in communication with any of these young men that we know had acted in the distribution of the tickets?—I don't remember it.

45955. Mr. MORRIS.—In fact, Mr. Taylor voted twice once by himself, and once by his substitute?—I have no doubt he did.

45956. Mr. LAW.—We have as many as eighteen or twenty instances of personation deposed to by Campbell himself—do you remember that at the election of 1865, you were acting in the same capacity as you were in 1868?—I was.

45957. Do you remember that the election of 1865 was a three-corner fight—Mr. Vance and Mr. Guinness on the one side, and Mr. Pim on the other?—Yes.

45958. How long, do you recollect, was Mr. Pim a candidate previous to that election—only about ten days, I believe?—Only a very short time; there was a difficulty in getting a candidate at the time.

45959. When his candidature was mentioned, did you take any steps to secure as many of the freemen voters as you could?—I did.

45960. Were you for that purpose co-operating with persons acting in the Liberal interest?—I was appointed by the conducting agents in the Central Committee-rooms in Suffolk-street.

45961. Who were the conducting agents at that time?—Messrs. Molloy and Watson. After being some days employed there, there was a good deal of talk as to what was to be done with the freemen, there was no question that very many of them should be paid.

45962. That was always understood, I believe?—Yes, there was no attempt at disguising it.

45963. Did the freemen ever make any secret about it themselves?—None whatever.

45964. What took place at the time you were appointed by the conducting agents for the purposes of the election—what did you do in consequence?—They took it for granted that I had a better acquaintance than others with the habits and manners of the freemen, and with them personally. There was a difficulty about the payment of them. It was supposed that the money should come out of the one pocket; and they were careful that no money should be paid that could be avoided. The matter was under consideration for some time, as to what was to be done; and there were four of Mr. Pim's superintendents in his establishment present at the time.

45965. In what establishment?—Mr. Pim's, in George's-street. The money was to be expended by them or through them.

45966. Do you know their names?—I gave the secretary a card with their names on it. (*Card produced.*) The names are—Philipps, Edwards, Moran, and M'Lean. They put their names on a card, and said that whatever I did they would undertake that I should be paid for, that they would be my guarantee and security for doing so.

45967. Who put the names on the card?—They did themselves.

45968. Each one of the four wrote his name on the card?—Yes, in Suffolk-street.

45969. In the committee-rooms?—In the under part of the house. I took the card and declined to act.

45970. You did not act on the guarantee?—I did not, knowing that they were persons constantly shifting from place to place, and fearing that liability might be afterwards disclaimed by the parties.

45971. What arrangement was ultimately made?—These four persons got very much annoyed at my declining to act. It was reported to the committee or the conducting agents that I refused to accept the arrangement; they told me then that they would not want me at all, that they could manage the matter themselves without me.

45972. The conducting agents told you?—These four persons. Young Mr. Clay then——

45973. What is his Christian name?—Frederick Clay. Mr. Robert Clay it was that had the disposal of the committee-rooms, and he was the person that the conducting agents took the rooms from. He was there to assist Mr. Pim's business, as well as to see that no unnecessary damage was done to the place—he was very much there.

45974. Who was?—Mr. Robert Clay.

45975. Is Mr. Frederick Clay living?—He is, as far as I know.

45976. Is Mr. Robert Clay alive?—He is; I have no reason to think he is not.

45977. After that arrangement was made, what was the next step; can you tell us?—I ceased—M'Lean and Philipps were most decided in going on themselves. I continued to do the ordinary matters I was doing before for the election purposes—examining applications for employment, indexing, arranging and classifying them to see who should be employed.

45978. Was that classification reduced to writing?—It was. All applications for employment were written into a book for consideration.

45979. After these two persons took the matter into their own hands, you went on with the ordinary office business?—Yes. They failed, or what they did in the matter did not give satisfaction; and Mr. Frederick Clay came to me with another card with the name of Mr. Arthur Molloy and his own on it, asking me would I be satisfied with it; you have that card before you also. (*Card handed to witness, and identified by him.*) Mr. Frederick Clay gave that card to me, signed by himself and Mr. Arthur Molloy, on the 12th July, 1865.

45980. Mr. MORRIS.—They were a guarantee to you?—They were.

45981. Mr. LAW.—Having got the second card signed by Mr. Clay and Mr. Molloy, did you accept it? I did.

45982. Did you then proceed to act on it immediately? Did you see Mr. Molloy?—I was speaking to Mr. Molloy every hour and every minute in the day. The firm were very kind to me.

45983. I believe you were engaged in their office?—Yes; I was first engaged before they went to Eustace-street.

45984. Did you speak to Mr. Molloy after you got the card, about his signature on it?—No; coming down from him, and knowing his writing, it was unnecessary to do so.

45985. Having got their security, what was the next step?—The question was, what was to be done. It was determined to take a room in the Liberties, which was considered a central place, and to get into communication with the class of voters it was desirous to influence.

45986. When you say it was determined, who were the parties to the determination?—The four of Mr. Pim's people, myself, and Mr. Clay. I have no doubt that, although Mr. A. Molloy was not present at any time, he was aware of all that was going on all through.

45987. When the arrangement was determined on, were those persons present whom you have spoken of—yourself, Mr. Clay, and the four gentlemen whose names are on the card?—Yes.

45988. Was that conclusion arrived at in the house in Suffolk-street?—It was.

45989. What was Mr. Clay doing at the time—was he merely acting with the agents?—Yes, he was acting in a very intimate and confidential manner with Mr. Molloy.

45990. Was he one of the solicitors employed?—I don't think he acted without being paid.

45991. When you came to the resolution that it was desirable to take a place in the Liberties, I think you said that you proceeded to take the place for that purpose?—The four gentlemen whose names are on that card went away for the purpose of looking for a suitable place; they came back and made arrangements to take a room, a parlour in Meath-street, for the purpose; and some furniture was put into it, which, I think, was got from Mr. Dillon of Bachelor's-walk; some books, presses, chairs, stationery, and matters of that sort were sent over.

45992. Who was then placed in charge of the room?—I was.

45993. Do you know who it was that took the place—was it one of the four gentlemen?—Yes, I believe so.

45994. Of course I presume that Mr. Dillon was subsequently paid for the use of the furniture?—I take it that he was; I know he sent over for it and took it away.

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45995. You did not see him actually paid?—I don't know.

45996. Your establishing yourself in this room in Meath-street, I presume, must have been a few days before the election?—Directly on Mr. Molloy giving me that card the matter was put in training; it was either the same day or the day after; the 12th of July it states.

45997. I see that the election was held on the 15th of July—you had only three days after the 12th to make all these arrangements?—Yes.

45998. I suppose you went to work at once—the matter was arranged on the 12th, and you were in possession of the room that day or evening?—Yes.

45999. Having got possession of the room, just tell us what was done for the purpose of operating upon accessible poor freemen?—Long previous to that I was in communication with very many freemen in order to see what could be done in the event of the election coming off and a candidate offering.

46000. Of course you had at that time a printed list—that which was made up by the Clerk of the Peace?—Yes, and street lists.

46001. And as you had been in communication with those freemen before—those gentlemen who were willing to listen to reason—had you marked them off in any way ticked off their names?—I had; the list, I think, is before you.

46002. Is that your list?—(*Document produced.*)—It is.

46003. I see some red ink marks—are these what you refer to?—No; my initials are after their names. The red ink marks show those that were classified as Liberals, the remainder being Conservatives.

46004. Your initials after each name denote the voter who was willing to come to terms?—Yes.

46005. What was done now with those people—how did you arrange with them in Meath-street?—I employed all of them to act as canvassers on behalf of Mr. Pim till the close of the election, and to vote as early as possible, and use all the influence they could.

46006. Do you know how many there were so employed?—I see there are 126 initialed here, but there were a great many more. I had that list with me almost continually during the whole of the time till the end of the election. Sometimes I had not it at hand; still I had the card on which I marked the names of the persons that were employed.

46007. As I understand, in the first instances before the day of the election you had these 126 names initialed in this way, and I suppose, you dealt with them first?—Yes; many of them on the day of the election I put on in Green-street; all that I could get access to before that I did.

46008. Were some of the initials here put in, in Green-street on the day of the election?—Yes.

46009. When a freeman took this card to act as canvasser was there any understanding with him as to how he should vote?—Oh certainly; it was understood and arranged that he should vote for Mr. Pim.

46010. When you so understood was it a matter of express understanding; did you ask him if he would or not?—It was.

46011. It was not left to mere conjecture; was it expressly arranged that he should do it?— Yes; there was a letter that I think I gave to the secretary from one of the freemen—a man in 21, Ship-street.

46012. Mr. MORRIS.—In fact the vote for the employment was a bargain?—Yes.

46013. Mr. LAW.—You gave the employment, and he was to give the vote?—Yes.

46014. Was there any arrangement as to the rate of remuneration?—There was; on the day of the election it was understood generally to be about ten shillings a day; and according to the influence that a man might have, or be supposed to have he was paid something additional. Many of them were paid more than that; and some although they were employed merely on the day of the election, or late on the day of the election were paid as if they had been employed for several days before.

46015. Just, in fact, as you could make a bargain?—We made the best bargain with them that we could.

46016. As I gather from you, you had already ascertained the different Liberal voters who were freemen; was it understood that these men should do real and *bona fide* canvassing, or was it only a mode of paying them?—It was a mode of paying them; but it was understood, although it was for the vote, and the vote only, that still they were to use any influence they possessed with others.

46017. You bought their vote and influence, and employed them at the rate of ten shillings a day?—Yes; a man named Holmes came to my office; he was a Conservative and had considerable influence with many other Conservatives; and he brought me a letter from Clarke. I spoke to Clarke after receiving that letter, and he introduced me to many other parties.

46018. Is this the letter, dated 21, Ship-street, that you received from Clarke?—Yes.

"SIR—Mr. Holmes, you will recollect, was speaking to you about me in reference to the forthcoming election, with regard to it I wish to mention that I am at present secretary to a Protestant freeman's society, as well as secretary to other societies. Now to be candid with you, sir, I would not like to do anything openly; but I can do a great deal otherwise as I am well known. However, if you wish it I will wait on you at any hour in the day that may be convenient to you, in order to see what you would wish me to do. Perhaps you would prefer to put your wishes on paper.

"Yours most obediently,

"W. CLARKE."

46019. Is that the letter that you received from this Clarke?—It was handed to me by Holmes.

46020. Holmes had been, I suppose from the letter, mentioning this man's name to you before?—Oh, frequently, and had mentioned other persons also.

46021. Who did?—Holmes, whose name now turns up. I did not mention it before in the last election. He wanted to be guaranteed payment in the 1868 election; and for the first time I believe—that I recollect, certainly he did not vote for us. At the two previous elections he voted for the Liberals; on the last occasion he went over to the other side, he not having been promised anything by me.

46022. Have you any list of persons to whom you gave employment in that way up to the very end of the election, separate from this?—I have not.

46023. May we take it that the persons to whom you gave employment, and those who were checked on this list by your initials were Protestants and Conservatives?—Yes; all the names on that. I believe I gave cards, too, stating the number on the registry, that the man was a freeman, and giving his name, and the number of days generally that he was employed to canvass.

46024. And I suppose that if you found that you could not otherwise make a bargain with a voter on the day of the election you put him down as having canvassed for four or five days?—Yes.

46025. In fact you made the best bargain you could?—Yes.

46026. And the number of days' canvass was in a great measure fictitious?—Yes.

46027. Mr. MORRIS.—What was about the total number of those whom you ticked off in this way?—A hundred and twenty-six on that.

46028. Mr. LAW.—There were a number of others whom you employed besides those mentioned here?—Yes; one gentleman who was examined before you here, Mr. William H. Finlay of the Midland Railway, up to between three and four o'clock on that day refused to vote unless he got a card; he thought he might as well have one as anyone else, so I gave him a card for six days' canvassing.

46029. It was late in the day?—Between three and four o'clock.

46030. He had refused to vote up to that time?—Repeatedly. He was walking up and down the street.

46031. Had you asked him to vote previous to that?—I had, and he said he would not vote unless he was paid.

46032. And eventually you gave him a card for six days' canvassing?—Yes.

46033. I suppose he would not do it any cheaper?—He would not do it any cheaper.

46034. Was he much gratified at it?—He was very much pleased.

46035. Do you know whether he was paid—did he even tell you that he had been paid?—He told me when he went to be paid that there was a great number of persons applying for payment, and a great deal of confusion and roughness about the place. For a long time afterwards there was a great deal of difficulty in paying them what they expected, or persuaded themselves that they would get; and he, taking for granted that he would get six guineas, for he had given me £1 before that——

46036. Given you £1?—Given me a £1.

46037. He was so much pleased at the bargain?—Yes; he went down to his brother who had the Alhambra in Abbey-street, and he got the £1 for me that he had to pay.

46038. After you gave him the ticket?—After he got the ticket. I understood that he was offered £3 or three guineas, and he was very much annoyed. He tore up the card then, in a passion.

46039. In the office where he was to be paid?—Yes, but the impression on my mind is that he kept the pieces with him.

46040. Did you understand that at any time he got even the lesser remuneration of £3 that had been offered to him and that he refused at first—did he tell you eventually that he took the money?—I don't know. He did not.

46041. At all events he made a bargain with you?—He made a bargain with me.

46042. And gave you £1 on the strength of it?—Yes, he was so satisfied that he would be paid; and I myself believed that he would; but he then got very much annoyed; and I think he got ashamed afterwards for he did not mention the matter.

46043. You think that he was not eventually paid—is that your impression?—I am not aware; indeed I did not ask anyone.

46044. You have mentioned that he estimated his services at £1 a day for the six days' canvass; he thought that being a superior individual he should have £6?—Yes.

46045. I suppose you only put on the card the number of days' canvass?—I put on the card the number of days' canvass.

46046. Did you in any instance put the amount?—I believe not. I don't recollect that I did.

46047. You said, I think, that the general understanding was 10*s.* a day, but that parties having additional influence were to get something more. When you said that were you referring to any particular cases that you recollected of persons who got more than 10*s.* a day?—Yes, there were persons who got more than 10*s.* a day—persons who were nominally canvassers.

46048. Could you give me the names of any of those?—A gentleman in the Apothecaries' Hall, whose name I think is Kenny, got £3, I think, and I don't think he canvassed an hour.

46049. Did he get his ticket on the day of the election?—I think so.

46050. He could not have got it before twelve o'clock at all events?—The impression was that the Conservatives were giving at least £5; and Finlay, and I think also Kenny, said that they looked on Mr. Pim as a Conservative as much as Sir Arthur Guinness, and that they did not care two pins whom they voted for, but that they should be paid, as everyone else was getting it, and in that manner they held back.

46051. Were there many parties that you looked on as Liberal voters that held back towards the after part of the day in the election of 1865?—I could, by looking at the poll-books give the names.

46052. Do you remember were there many persons who held back in that way?—There was another person, Mr. Burgess of Capel-street, apparently a very respectable person. He would not vote here unless——

46053. What is his name?—Richard Burgess.

46054. What is he?—I don't know what he is. I never knew him to do anything. He is always moving about town.

46055. He is a freeman, of course—we are only dealing with freemen here?—He is.

46056. Did you give him a card?—I did. His name is not initialed, but I have no doubt in the world that I did.

46057. "Richard Burgess, 41, Capel-street"—the name is not initialed, but there is red ink?—Yes, that is one whom we classed in that manner, having been instrumental in putting him on the list.

46058. There are two Burgesses initialed before him?—Of Winetavern-street. They were Conservative voters.

46059. You succeeded with them—are they two persons that got the cards?—Yes, being initialed. What I did all through was, when I had an arrangement made with them I filled a card in the manner I have stated, putting the registered number and my own initials to it, in order that when presented it might be identified, and the fact ascertained whether the man had voted, and voted rightly.

46060. When were these cards given to the parties?—Directly after making the arrangement to pay.

46061. What was the security that they would vote for you?—The payment afterwards was security enough.

46062. Was it understood that they were to go for payment?—Yes.

46063. Where to?—To the conducting agent or the expense agent.

46064. Who was the expense agent?—Mr. Watson. I don't believe there was much difference between him and Mr. Molloy in the matter.

46065. I believe they are of the same office?—They were acting together, side by side, all through.

46066. As a matter of fact, I suppose, all these canvassers were paid?—They were not all paid—they were paid pretty reasonably, but Molloy and Watson got tired of them, and one would be referring the parties to the other, and getting on in that manner until they tired them out, giving them just as little as they possibly could.

46067. However, there was a very considerable sum, as we find in the accounts, expended on canvassing—some £1,600. I suppose that would represent a great number in the account we have been furnished with?

Mr. *Molloy.*—Yes, the names of everyone of them are returned.

46068. Mr. LAW (*to witness*).—Do you know of persons to whom cards were given, and who, on application, failed to get paid?—I do.

46069. We have one man before us?—George Booth. He had his arm broken, and, not being able to go up, he got nothing. A great many persons summoned Mr. Molloy before the Lord Mayor for payment.

46070. Do you recollect any other names besides those you have given us?—Finlay, Burgess, and Kenny. The address of Kenny on the list, is, I think, Nottingham-street.

46071. There is Kenny here, a clerk?—No. 13, Nottingham-street.

46072. You have initialed him in pencil. Were you acting at the election prior to that of 1865?—That of Brady and Reynolds.

46073. No; Macarthy and Brady's?—Yes.

46074. Was any arrangement made at that time?—There was.

46075. What sort of an arrangement was made then?—I think they were all paid in cash upon that occasion.

46076. Was it done by way of employment? They were to go and vote in the presence of a person sent with them to see that they did vote.

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46077. Had you anything to do with the making of the arrangement? I had.

46078. Who was the person to see that they kept their part of the bargain?—I went with very many of them myself.

46079. Who else acted in a similar capacity?—Mr. Dillon, the auctioneer.

46080. The same gentleman who sent in the furniture to Meath-street?—Yes.

46081. Who were the parties that paid the cash at that time; was it the expense agents?—No; they were paid by persons that had it.

46082. Who were the persons that paid the money?—I understood that Mr. Dillon had a considerable sum; also Mr. Donnelly, the builder, of Temple-street; Mr. Nolan, the grocer, in Britain-street, who is now living in Hardwicke-street; and Lightfoot, of Mary's-lane, I understood, had a considerable sum of money.

46083. If you had to do with the making of arrangements with the voters at that time, will you just tell us shortly how it was done; did you tell them—"if you vote for us you will be paid so much"?—Yes.

46084. Was any token given to them?—There was no token.

46085. Merely a verbal arrangement?—A verbal arrangement. They knew me, and how I was employed; and knowing me for a considerable time before, from my keeping them on the registry, and speaking to them from time to time, they accompanied me to vote. I then went to where they were to be paid, and indicated to the person paying them, that they had voted, and to give them the arranged sum.

46086. Was there any security against a man who had got the wind of this coming, and saying that he was one of the parties?—I think in every case a person accompanied them to the polling place to see that they voted.

46087. I know; but when several parties made this verbal arrangement with you, and came to be paid, was there any mode of distinguishing them from other persons who had voted for you without an arrangement; there was no card you say. Had you to attend, for example, and see that that was one of the men that you made the arrangement with?—Yes.

46088. Then, did you sit by while they were being paid?—No; I merely indicated to the person that was to pay them that they were to be paid, and then went away about my business with some other person.

46089. Were they paid on the day of the election?—They were paid at the time; directly after they had voted.

46090. They did not come on a subsequent occasion to the office to be paid?—No.

46091. How much did they get per head at that time; was there any tariff?—Some got £3; others got £5, or £4, or whatever they could be induced to vote for.

46092. Was the lowest £3?—I cannot say that.

46093. What was the highest?—Generally they accepted £3.

46094. £3 would be the average, I suppose?—Yes.

46095. Could you tell us were the names of these freemen that received money in 1859 put in writing in any way; was there any list of them? I don't know that there was. I don't know what the persons that I have stated did when they paid the money, or whether they kept a list, or what check they kept.

46096. Did you yourself pay any money at that time?—I did.

46097. Did you keep a list?—I did not.

46098. Who gave you the money for the purpose?—I don't know.

46099. How did you get it?—There was a great deal of difficulty in getting them to vote in the middle of the day. They would not vote unless they got money. They were hanging about the place in groups. I then went to the committee-rooms, and sent in a representation that these men would not vote unless they were paid.

46100. Where were the committee rooms?—I think in College-street.

46101. You said these were the central committee rooms?—Yes.

46102. Who was the conducting agent at that time?—Mr. Coffey, I think, was the person that was acting with the conducting agent.

46103. You represented that there was a difficulty; tell us now what happened?—After some consideration on the part of the gentlemen there, I was asked if I knew where Sackville-street was, and I said I did. I was told to go down there to M'Swiney and Delany's or about that place, and to wait there for a very short time, and that a gentleman would ask me a question that I might give a reply to. I went down there; and I was scarcely there when a gentleman came up to me, and asked me would I like a pair of gloves, and began admiring the things in the window, or something like that. I said I had no objection in the world. He then put a parcel into my hand, and I did not ask him what it was, and scarcely looked at it, but walked away as soon as I could.

46104. Had you seen him before?—No.

46105. Have you seen him since?—I did see him since.

46106. Where did you see him last?—I saw him about the committee-rooms. I think it is several years since I saw him. I understand he is gone to America.

46107. What is his name?—I don't know.

46108. When you got it, did you come up here?—I came down to Green-street at once.

46109. Did you look to see what the gloves were like?—I did, and found that it was a parcel of pound notes.

46110. Was that the money that you spoke of a while ago as having paid away yourself?—Yes.

46111. Can you tell us about how much money was put into your hands?—I never counted it indeed.

46112. How many people do you think you paid?—Twenty or thirty, I think.

46113. There was enough for the purpose, at all events?—There was.

46114. Might you have paid more?—No; I understood that after I had been in the committee-rooms there was an arrangement made for supplies of money for other persons that were stationed all the day in the neighbourhood of the court-house and the voting places here, in order that it might be applied to that purpose; and then I confined myself, after some time, to seeing whether those persons voted, and were they required or not; and I brought them then to where they were paid.

46115. Did you understand that that arrangement hadn't been matured until after you had been at the committee-rooms?—Oh, it was understood all through; but there was some little difficulty somewhere about the money till the middle of the day.

46116. Were those other persons that you have spoken of as having paid the money while you looked after the voters, the four persons that you gave us a little while ago—Lightfoot and Nolan?—And Donnelly and Mr. Luke Doyle of Temple-bar.

46117. Mr. MORRIS.—Dillon, Donnelly, Nolan, Lightfoot, and Luke Doyle?—Yes.

46118. Mr. LAW—Were there any other persons?—None that I know of; but I heard that there were other persons who had money to expend.

46119. Who were they, did you hear?—Ward of North King-street.

46120. Anyone else?—I think there was another; but I believe the principal persons that I was led to believe had money to pay were those that I have mentioned to you.

46121. You say the number you paid was about thirty?—I think about thirty.

46122. Could you form any rough estimate of the total number of freemen that those other persons paid—could you give us an idea of how many persons were paid altogether in that election?—I believe a couple of hundred.

46123. By the Liberal side?—Yes.

46124. Of course, this is only a rough estimate?—Yes; and comparing the numbers that voted on the last occasion, when they were not paid, I think that at least that number were paid then.

46125. You mean in 1868?—In 1865—comparing the numbers that voted on that occasion, when they were all paid, with the numbers that voted in 1868; for they repeatedly stated to me since, that unless they were paid on the former occasion they would not vote.

46126. Now, coming back to 1868 for a moment, did you ever hear, in 1868, of any considerable number, or any number of freemen, in or about Britain-street, who were willing to vote for the Liberal party, if they were paid, under the guidance of some leader?—I did not; because when I came here in the morning, at eight o'clock, I saw that the arrangements were so completed by the other parties, that all those that I had previously some expectation would vote straight were arranged and kept under supervision by parties, and that the matter was to that extent disposed of; and there was no money at all to be expected by them from the Liberal candidates.

46127. Had you heard previous to the day of the election, or did it come to your knowledge at all, that there was a set of people who had offered by somebody else, I believe, to vote for the Liberal candidates, if they were paid even less than the other side?—Yes; there were that Booth, whose name I mentioned before, and Peter M'Kenna; they said that unless they were paid they would not vote.

46128. Could you form any idea of how many the group consisted of—did Mr. M'Kenna tell you that he represented a number of others?—No; he did not—I don't recollect that he did; but they all had a fashion of saying that they could influence so many. I was in the habit of meeting Clarke.

46129. Did Clarke vote for you in 1865?—I think not; because I knew more myself than he did about the persons whom he told me he could influence, and I knew that he could not do it.

46130. Did you arrange with him?—I did not.

46131. Did Holmes vote for you in 1865?—He did.

46132. Did Holmes and Clarke vote for you in 1859?—I think they did—I think both voted.

46133. Can you say, from your knowledge of the matter, that 200 freemen were paid in 1859 for voting for the Liberals?—I would say so.

46134. Had you any knowledge of the previous election, when Brady and Reynolds were the candidates?—I had.

46135. You were at that time in your present employment?—Yes.

46136. Can you tell us if anything of the same kind went on then?—The same thing.

46137. Was the general average of payments more or less than in 1859?—I think it was pretty much the same number, and about the same manner of payments, because the same persons were acting.

46138. Whose names you have given us?—Yes; principally Dillon, Donnelly, and Nolan. Lightfoot and some others were engaged in the same duty.

46139. And were the voters paid in the same way?—Paid in the same manner, in the open street, from hand to hand.

46140. Did you form an estimate, in 1857, of the number that received payment—was it less or more than the number in 1859?—I would say it was less.

46141. Less in 1857?—Less—I think there were not so many.

46142. How many do you suppose were paid in 1859?—I couldn't say.

46143. Were there half as many as were paid in 1859?—There were more.

46144. If there were 200 in 1859, there were probably 150 in 1857?—Well, I did not look into it at all. I was then merely seeing that the parties voted, showing them where the voting place was, getting them to vote as quickly as possible, and handing them over to the person who was to pay them.

46145. But you knew arrangement was that these people were to be paid?—Yes.

46146. Had you an arrangement with these people beforehand that they were to vote for you and be paid then?—Yes.

46147. I suppose no list was kept on that occasion?—Here is a man (*looks at list*) that I was speaking of this morning, and whom I was under the impression that I myself paid in 1859. I find that I did not do so. He tells me that he was paid by Mr. Dillon.

46148. What is his name?—Nott. He was paid £5 he says in 1859, and that he got £5 for his brother, and £5 for his cousin.

46149. You did not pay him?—He says I did not pay him. I was speaking to him a few minutes ago. He was one of those that were teasing me, and holding back in order to get an arrangement made with him; and he says that while I was away other persons made an arrangement with him, and that he got £15 for his own vote, his brothers, and his cousins, in 1859. So he told me this morning.

46150. You think he got £15 in 1859?—There is no doubt at all about it.

46151. But not in 1857?—Not in 1857.

46152. Had you any connexion with the election of 1852, when Reynolds stood alone, if I remember right?—No, I had not. That was in 1855. The first election that I had anything to do with was when Alderman John Reynolds got in, in place of Mr. Gregory; the election was held in Holmes's hotel, and I was one of the poll clerks. That was in 1847.

46153. You had no special knowledge of electoral matters prior to 1855, beyond what you learned as one of the rest of the public?—I acted as volunteer poll clerk for Alderman Reynolds on that occasion; and at every election since then, I took part as far as I could in the same interest.

46154. Did you understand, without speaking so precisely as you have been enabled to do since 1855, that even prior to 1855—say in 1852 and 1847, there was any bribery on either side in that way amongst the freemen?—I always understood as far as I could carry my recollection back, that they would not vote unless they were paid.

46155. There was a man spoken of here by some of the witnesses, called M'Cleary; do you remember him?—David M'Cleary.

46156. He was one of the guild of tailors in the old corporation before it was abolished?—Yes.

46157. Did you ever hear his name mentioned in connexion with bribery?—I did. John Judkin Butler and David M'Cleary were notorious characters in connexion with these matters, as long as I can carry my mind back.

46158. Did you ever hear of an office on Eden-quay where notes were cashed?—I did.

46159. I am not speaking of what you heard here?—I heard it before.

46160. At the time; did you hear that voters were gratified with little notes left at their places that they afterwards took to Eden-quay and had cashed?—I don't recollect hearing that it was at Eden-quay, but I heard there was an arrangement somewhere or other where they were paid for voting.

46161. One man spoke of Eden-quay; another man spoke of Abbey-street; another man spoke of Petticoat-lane; but as long as you remember matters, your recollection is that the freemen were always open to persuasion in that form?—The understanding and impression on my mind, as long as I can recollect, has been that they should be paid or they would not vote.

46162. Did that apply to the Conservatives more than to the other side?—To the Conservatives, because until a short time ago there were few others than Conservatives, yet they could not vote unless they got plenty to eat and drink, and money if they could.

46163. I suppose since you have been connected

with the city registration, you have had a good deal to do with watching the admission of freemen, and getting your own men passed?—Yes.

46164. Has it been the habit, with some exceptions, for each side to pay for the admission of their own freemen?—No, it is the habit of the Conservatives to pay for the admission of those whom they think will vote for them; but the Liberals do not. They only paid on one occasion. They leave the parties to pay for the right, if they wish to have it.

46165. I suppose the number of Liberal freemen admitted are very few?—Very few, the others having hundreds of them; they increase them by service, marriage, or birth.

46166. Mr. MORRIS.—Or grand-birth?—Not by that now.

46167. Mr. LAW.—Did you ever watch any of these interesting admissions by grand-birth; did you consider they were worth looking after, to see how a man identified his grandfather?—Everything that the skill and ingenuity of the agents could do, was done to get the best proof for the right of the person to be put on the roll.

46168. As a matter of fact, with the poorer class of freemen, what sort of proof was given that A B, for instance, appearing on the roll, was the applicant's grandfather?—They and we too have copies of the original rolls for a long time, and they would see the name similar to that of the applicant.

46169. They would see the autograph, or mark of the applicant's grandfather?—The original signature.

46170. I am speaking now of the poorer class of freemen; what sort of proof was required that the person so appearing on the record was the applicant's grandfather?—He identified his handwriting.

46171. Assume that a man did not remember his grandfather?—Then he got somebody who did remember him. Campbell told me that he had the department in the office of getting evidence—concocting it; and in reference to the claim by service, he says it was the habit to get a new indenture, crumple it up and role it in the dirt, to give it an old appearance, and that they would prove the service; also, that they altered the figures.

46172. Was it not your duty to scrutinize these claims?—It was.

46173. Were any courts held within the last fourteen years, at which the Liberals were not represented at all?—Very frequently, when we had no freemen of our own.

46174. When you had none of your own to pass?—There were very few occasions on which somebody did not attend, in order to get the cases proved.

46175. Do you remember any circumstance connected with the year 1861; the Town Clerk says there was an exceptionally large number of freemen admitted that year—540 or so; had the Liberals more freemen admitted that year than in others?—I think 1862 and 1863 were the years in which we put on the most.

46176. There was more than double the general number in 1861—550; do you remember had you many freemen that year?—No, we had not.

46177. Can you tell us roughly about what number of freemen you got admitted generally on the Liberal side?—Some years very few—14 or 15; 12 or 13.

46178. Did you ever go as high as twenty?—Yes, but not often.

46179. What would be about the average?—Fourteen or sixteen, perhaps coming up to twenty, something about that.

46180. The average would be under twenty?—I would say so.

46181. You are not a freeman yourself?—No.

46182. Do you remember any other instance (except George Booth) in which people, although they had bargained for this employment, did not actually get paid?—I kept as far away as I could. There was very great discontent at not being paid as much as they expected, and they were pestering Mr. Molloy, and summoning him. I got a score of summonses myself to attend as a witness.

46183. They actually summoned him for the money?—They did, and they summoned me as a witness to enforce payment.

46184. What became of these cases?—They had not evidence to prove that they were employed by Mr. Molloy. The Lord Mayor considered that I was the person they should proceed against. Some of them told me so.

46185. They did actually take proceedings. I suppose these summonses are preserved?—They are entered in a book. The officer should have a block of the summonses he issues.

46186. Would there be some difficulty in identifying the names?—I do not think there could be much, because the name and nature of the case were set out.

46187. There were a number of cases about the same time?—About the same time.

46188. Mr. MORRIS.—There would be an entry of the judgment?—There would.

46189. Mr. Law.—Did they all come on about the same time?—The freemen were in the habit of meeting each other and applying for the money, and they took council together amongst themselves. One case would decide a number, but there were many of them off and on.

46190. Did any of them sue you?—No; but I was summoned as a witness, and I always refused to attend, and they could not prove the case.

46191. Mr. TANDY.—When did you put your initials upon the list of voters?—At the time I gave the cards. Everyone of them was put down as I gave a card.

46192. Were you the sole person that had the arrangement of giving the tickets?—I was.

46193. Who acted with you?—In this, myself alone.

46194. It was in 1865 the cards were given?—Yes.

46195. You acted by yourself alone?—Yes.

46196. Did any other parties, besides you give cards?—I do not know that there did.

46197. Did you ever hear?—Unless the conducting agent himself appointed persons.

46198. Did you ever hear whether he did or not?—Yes, because the cards were then printed.

46199. Did you ever hear who were the other persons who were engaged in giving cards for employment similar to the cards given by you?—I did not.

46200. Never heard of it?—No.

46201. You have no reason to believe who they were?—My impression is that I was told there were others giving cards, but whether it was to freemen or to the ordinary class of voters I do not know.

46202. Were you told who they were?—No, I do not know.

46203. In addition to this fictitious employment in 1865, was there money actually given to any parties in 1865?—I know of none.

46204. Did you ever hear of it?—I do not recollect hearing of it.

46205. Search your memory—to the best of your recollection was money given in 1865 on behalf of the Liberals, as well as these cards?—No.

46206. Did the money which was paid in exchange for these cards all proceed from the expense agents?—I believe so.

46207. Did you ever hear of any money being paid by any other parties?—No.

46208. You say that in 1859 money was directly given to the freemen?—Yes.

46209. Was there that same species of employment given as well as money?—No; the only condition on that occasion was that they should go and vote.

46210. There was no employment as in 1865?—No.

46211. The system was changed between 1859 and 1865—employment was substituted for direct payment in 1865?—Yes.

46212. In 1857 was there any employment?—I believe not, except that there was an impression that persons so dealt with would use all the influence they could.

46213. In 1868 were there any freemen employed to do clerks' work, or any other work connected with the election, whether for pay or otherwise?—I do not remember any.

46214. To the best of your belief and knowledge, were there any freemen employed as clerks, or otherwise doing work, during the election?—I have no recollection whatever of any such being employed in 1868. I know there was another class of voters employed.

46215. We will not go into the other class of voters. Were there many freemen since 1860 admitted by virtue of grandbirth—as being the grandsons of freemen?—Since Alderman M'Swiney was Lord Mayor there were none admitted, I think.

46216. Can you form an estimate as to how many were admitted in 1868 by grandbirth?—I can tell you in half an hour.

46217. Do you think you could approximate to the number?—Not now.

46218. In 1859 you went to the committee-rooms in the course of the day during the polling, and said that the arrangement was not complete, and that money was not forthcoming?—Yes.

46219. What part of the day was that?—About one o'clock.

46220. Up to the time you went down had money been given to voters by any of the persons you have named?—I think there was.

46221. What caused the disarrangement of the plan?—They had not money enough, or they were not paying them what they insisted upon getting.

46222. When you went to the committee-rooms and made this representation, whom did you see?—I saw a room full of gentlemen. I sent in a written statement, addressed to the conducting agents, but I do not know who got it.

46223. You sent it to the conducting agent—that was Mr. Coffey?—Yes.

46224. Was he there?—He was.

46225. In that communication did you inform him what you had come down about?—Yes.

46226. From whom did you receive the intimation that you would meet a person in Sackville-street?—I do not know. I have endeavoured to recollect, but I could not.

46227. Was that intimation made in writing?—No; a strange gentleman walked over to me and asked me to go there and that I would not be delayed long.

46228. Was that shortly after you sent in the communication to Mr. Coffey?—Very shortly after; not more than twenty minutes.

46229. You went off then?—I did not wait any longer there.

46230. Can you say to the best of your recollection or belief who was the person you met in Sackville-street?—No.

46231. Did you ever hear his name?—No. I never saw him before.

46232. You saw him since?—I did.

46233. How long ago?—Since six months after the election. I do not think I ever saw him since.

46234. When you saw him afterwards did you ever hear who he was?—I did.

46235. Who was he?—I believe he was a law clerk.

46236. What was his name did you hear?—If I did it has passed out of my mind. I did not know him. I never had intercourse with him up to the present, and I believe it was because I knew nothing about him that he was sent to me.

46237. Do you believe he is living or dead?—I have no reason to believe; but I have a moral certainty that he went to America several years ago, and I never saw him in Dublin for some years back. The person that spoke to me was a stranger to me.

46238. You say that on the day of the polling in 1868 you heard that money was going on the Conservative side?—Yes.

46239. From whom did you hear that?—I might say from everybody.

46240. Any person in particular?—Booth and Jesson.

46241. Any others?—I cannot say, this minute, the names of any others; but I did not need to ask; because I saw that the matter was disposed of from what I saw of the persons voting for the Conservatives—that they would not vote unless they were paid. Many of them told me they would not vote unless they were paid.

46242. Do you recollect any other freemen who told you that money was going on the Conservative side?—Peter M'Kenna and Holmes told me; they were from time to time meeting me in the street; and knew the determination that existed on the part of the Liberals, I told them that there would be nothing going.

46243. Do you recollect any others that mentioned the same thing to you?—I do not recollect the names of any others; but there were very many others that I was meeting from time to time.

46244. Do you recollect the names of any others besides M'Kenna, Holmes, Booth, and Jesson?—There was Michael Savage, a carpenter in Camden-street, who said that he was badly treated before; that he did not understand why he should lose his time; and that when the Tories were getting plenty of money he did not see why he should not be paid.

46245. Is he one of those who told you he would not vote upon either side unless he was paid?—No.

46246. Who said that they would not vote upon either side unless they were paid?—I would say Holmes.

46247. Any other?—And Jesson.

46248. Jesson is dead?—But his wife is alive and she was with him.

46249. Do you recollect any other?—I do not think of any other name now.

46250. Was there any system of gratuitous service papers on the Liberal side in 1868?—Nothing whatever that I know of.

46251. You never heard of anything of that kind?—As far as the freemen are concerned. But there were some employed who forced themselves into a sort of employment at the last election; but it was clearly told to them that they would not be paid.

46252. Mr. MORRIS.—They were not freemen?—Not freemen.

46253. Mr. TANDY.—They were not turned out by the neck?—I do not think they were paid since.

46254. Did they work?—If you call it work to be in the way everywhere they were met with.

46255. They forced themselves?—They were a class of people most undeserving to be employed; they expected to be paid and they would do nothing whatever.

46256. Mr. MORRIS.—You have described those cards in 1865; what do you think was the number of people on the whole who got those cards in 1865, and were made canvassers—was it 150?—There may be 150.

46257. Would you say it was over 130?—As 126 are marked, and as some others were employed by me and not marked, I am pretty sure there were at least that number.

46258. About 150; having regard to what you know and what you see, and believe to be the case, how many of these, or did any of them, give an honest day's work for that ten shillings a day; was it all a sham, or how much of it was *bona fide*, and how much sham?—I think it was all sham. It was so well understood that they were merely engaged in that way for their vote, that no one could presume to ask them to work.

46259. Was there a considerable number, or a fair per-centage that went through that arrangement of Finlay's, because that was the most interesting account; he got a card a few minutes before he voted?—Yes.

46260. Was there a considerable number that could be placed in that class?—I am not certain when I gave him the card; but I know it was near four o'clock. He said unless he was arranged with, he would not vote.

46261. Was there a very large number in that kind of position?—Not many.

46262. Did many get cards for three or four days' work when they only worked one day?—A good many.

46263. And as far as you know that was a sham?—Certainly; they were to get money.

THIRTY SECOND DAY

January 5.

Bernard Connell.

46264. You do not particularly like freemen I suppose?—I have no dislike to them as a class.

46265. As far as you know (of course this is a mere matter of belief), but as far as you know there was a kind of notion in the city that there was a certain number of freemen that were always to be dealt with, one way or other, for money?—Yes.

46266. Can you form an estimate what that number was?—At least 400 or 500.

46267. You have said that in 1868 you saw that there was an arrangement made for the purpose of bribery on the Conservative side; what called your attention to that; can you fix any fact on your mind that made you see that bribery was going on?—The men that voted for us at the former election did not do so then, and finding also that they were all arranged in parties at the different polling places with somebody with them in charge; directly the officers took their seats in the booths, they went in and polled.

46268. They had leaders of batches?—Yes.

46269. Did you see those leaders of batches go to any particular person?—No.

46270. Did you notice any persons with glasses in their eyes on the day of the polling?—Very many; a great number of sharp respectable looking lads were stationed at the corner here to ascertain the names of the persons going to vote, and to bring them to the polling place.

46271. Did you see that some of the leaders of these batches went to these young men?—I did not observe.

46272. But the impression was left on your mind that bribery was going on?—Yes, seeing that person I spoke of as taking Booth into the room and taking him away, and not knowing his appearance, though I had tolerably good means of knowing all connected with the Conservative side. I saw at once that there was some arrangement.

46273. Was there much canvassing in 1868 amongst the Liberals?—There was a continual canvass from the time the election was known to go on.

46274. Was there any offer of employment at that time?—At no time.

46275. You positively swear that?—I do.

46276. Were there many ward meetings on the Liberal side?—Ward meetings continually.

46277. How did you know that no money was to go on the Liberal side in 1868?—By knowing all the freemen who were in the habit of voting on the Liberal side for many years past, and speaking to them continually; and it being tolerably well known that I had something to do with them in former elections, I was told in the most unmistakable manner that, no matter what the impression might be on their minds, nothing should be expected.

46278. Did Mr. O'Shaughnessy tell you that?—Yes.

46279. And Mr. M'Sheehy?—Yes, and other members of the committee.

46280. Do you know how many more freemen voted in 1868 for the Conservatives than in 1865?—Over 100, I think.

46281. You say that in 1865 they did not much care on which side they voted?—I do not think there was much alteration in the circumstances since in regard of the candidates, because until a very late period Sir Dominic Corrigan did not come forward, and there were cross purposes between them and Mr. Pim and Sir Dominic Corrigan's agents, and I think they would rather he was put out.

46282. Mr. LAW.—Did you hear in 1865 of bribery on the part of the Conservatives?—I did.

46283. Did you know anything on the day of the election of the arrangement at Powell's?—No.

46284. Did you hear on the day of the election of any dissatisfaction on the part of the Conservative freemen?—I did, because up to the time I left Green-street to get some money there was a dead lock.

46285. And you thought by getting the money and bribing you might turn the scale?—I thought the matter would be made worth while. Very many of them were inclined to vote, but they felt disappointed at not getting money.

46286. Had you observed in the early part of the day that there was this difficulty on the Conservative side—did you hear any dissatisfaction amongst the Conservative freemen?—I did.

46287. And did that encourage you to go and see after getting the means of extricating out of the difficulty?—It did.

46288. Mr. TANDY.—That was not in 1865?—It was M'Carthy's election.

46289. But I am talking of 1865, when Mr. Pim stood alone?—I am speaking of 1859.

46290. Did you hear in 1865 anything of dissatisfaction on the part of the Conservative freemen—did you hear anything about Powell's?—No.

46291. Did you hear of any treating going on that time?—Nothing unusual.

46292. You did not know the circumstance which came to us through other witnesses?—No.

46293. Mr. MORRIS.—In 1868 did you hear about the gratuitous service papers signed by freemen on the Conservative side before the election?—I did.

46294. Did you hear from any of the freemen, or from anyone, whether that was considered to be a mere sham or blind?—I believe, from what I——

46295. Did you hear it was a mere sham?—Magrath, who was examined here, told me so.

46296. Before the election?—I think so.

46297. Can you call to mind what he said—I am not talking as to your belief; but what did he say, as far as you recollect, on that point?—I cannot say with certainty who told me; for I was in the habit of meeting Magrath and Campbell, and chatting over occurrences. I cannot say positively who told me.

46298. You are distinct it was before the election?—I think so.

46299. I do not mean the trial of the petition; but before the election, was the impression on your mind that you had some conversation of that kind?—It is.

46300. In fact, you thought that they were to vote, and they were to be employed in a kind of way much the same as in 1865?—Yes.

46301. That was your idea?—Yes; and it was the idea of others also.

46302. Mr. TANDY.—As I understand, you put your initials on the list as you gave the card?—Yes.

46303. Immediately after giving the card, you put down the initials?—Yes.

46304. You gave some cards on the very polling day?—I did.

46305. Did you in that case also put down the initials in the book?—I think I did.

46306. How could it happen then, as you say, that there were some to whom you gave cards whose names you did not put down?—The two whose names I mentioned only got the cards from me in a late part of the day, and I do not know that I had the book with me. I think the matter being so far determined, I may have put it aside.

46307. Is your belief, then, that there were only two or three to whom you gave cards whose names are not initialed in that book?—I think there are more.

46308. How many?—Ten or twelve.

46309. Will you swear there were?—My impression is that there were.

46310. When did you cease using the book?—I had it with me the whole time I was in Meath-street, and in the evenings afterwards through town; and whenever I had an appointment with any of these people, as I gave them a card, I initialed the name.

46311. You had it on the day of the polling?—Yes, and I initialed it then too.

46312. When did you cease to initial it—on the day of the polling?—I cannot say.

46313. Was there any part of the day of the polling when you had not that book in your possession?—I do not recollect that there was.

46314. How do you explain that there are some against whose names initials are not put?—The rush and confusion were so great: I cannot give any reason, but possibly I had not a pencil with me.

46315. There are pencil initial marks here as well

as ink: give me the names of any to whom you gave cards against whose names there are not initials?—I cannot recollect the names of any except two, Finlay and Burgess.

46316. You do not recollect the names of any others?—No.

46317. Had you ever any reason to suspect from what you heard since the election, being so much amongst the freemen, who "Mr. Marcus" was that was said to be in Capel-street?—Except what I learned before Judge Keogh.

46318. You did not learn much there?—And what I heard from Campbell and some of the Conservatives.

46319. Did you ever hear who he was?—Mr. Bradburne's name was mentioned freely in connexion with it.

46320. Was he the only one whose name was mentioned in connexion with it?—Mr. Foster.

46321. Was any third person mentioned?—No.

46322. Were the expenses of any Liberal out-voters bringing them to the poll, paid by the Liberals in 1868, to your knowledge?—No; to my knowledge none.

46323. Did you ever hear of any arrangement with respect to their expenses?—No.

46324. Was there any treating or refreshments supplied to Liberal voters in 1868?—Not that I know of.

46325. Did you ever hear?—No.

46326. Was there in 1865?—There was.

46327. Were there any freemen treated in that way in 1865 by the Liberals?—Yes.

46328. Were there many?—They were always hanging about; and everywhere where there was anything to be got, they were sure to be found.

46329. Had you any place appointed to give them refreshments?—No special place.

46330. Was any money paid after the election of 1868, for treating or refreshments supplied to voters by the Liberals?—No.

46331. Did you ever hear of it?—No.

46332. Did you ever hear of any demands made for money for refreshments supplied to voters?—On the conducting agent.

46333. On anybody?—I do not recollect.

46334. There was some treating?—In the way I say, that they were always teasing and pestering.

46335. But were they supplied with refreshments on the day of the polling in 1865?—No; I do not think they were. Being about the place, to keep them in good humour, and requiring some persons to keep back the crowd, some might get a drink of porter; but there was no systematic treating. The crowd was so great that unless there were some persons to make a passage, the voters would be delayed considerably.

46336. Do you recollect how many glasses of porter and whiskey were supplied for that purpose?—I could not say.

46337. Did you ever hear?—No.

46338. Do you believe that they were supplied for that purpose?—I believe they were.

46339. Who paid for them? Did you pay for any?—I did.

46340. For freemen? For freemen and others?—I could not avoid doing so.

46341. Do you know of any other person paying for refreshments except yourself?—I did not see any who paid.

46342. Did you ever hear of it?—No. I believe that all who were engaged in the same occupation as myself, had to pay from time to time.

46343. Could you name any that did pay besides yourself from time to time?—I think they had to pay in the same way.

46344. Mention the name of one?—Mr. Walshe is one.

46345. He has a Christian name, I presume?—Nicholas.

46346. How was he employed?—I think he was stationed in the Central Committee Rooms in Suffolk-street.

46347. He was not there the day of the polling?—I think he was there very much the day of the polling.

46348. Did he supply any cards to voters?—I am not aware that he did.

46349. Did you ever hear that he did?—I do not recollect now that he did.

46350. Did you ever hear that he paid money to freemen voters in 1865?—I do not think he did. It might pass through his hand. He was sitting at a table beside Mr. Molloy; and in that way the money passed through him. My cards came in, and he knew it was arranged that they should get it.

46351. Mr. MORRIS.—Do you know, as a matter of fact, were there a considerable number of those freemen employed on the Conservative side?—I do not know what was done with them at all in 1868. I only know that they disappeared from us in a very significant manner.

46352. Do you know whether any considerable number of them were employed on the part of the Conservative candidates in 1868?—I do not know what arrangements were made by the Conservatives at all about it.

46353. Mr. LAW.—You say Mr. William Henry Finlay got a card?—Yes.

46354. Is that the man whose name is on that list produced?—That is the man.

46355. He is the last but six to poll that day?—Yes.

46356. That is the man you gave the card to?—That is the man.

John Powell sworn and examined.

John Powell.

46357. Mr. LAW.—I believe that you, some few years ago, had been in business in Little Denmark-street?—Yes.

46358. You carried on an establishment in the grocery and spirit line?—Yes.

46359. You were there in 1865?—Yes.

46360. Do you recollect any rooms having been taken in your house for the day of the election?—Campbell came to me and asked me would I set him a room for the accommodation of freemen. I told him there was not any room for the purpose; he said there was a room off the shop, and I said I wanted that, and I would not interfere in the matter one way or the other; so far as it would not interfere with my shop, I would not interfere. My wife afterwards came to me and said she could set the drawing-room to Campbell, by taking off the carpet, if I would allow her; and I said if it did not interfere with the shop, I would.

46361. Did you understand what you would be paid for it?—I did not, till I heard the evidence; in conversation with Campbell here he told me.

46362. But you saw some people come to your house upon the day of the election?—Yes.

46363. Did they go to the upper room?—Yes; to the drawing-room.

46364. Were you at home?—Yes; for a part of the time.

46365. Not all the time?—Not all.

46366. Did you hear any dissatisfaction expressed by freemen?—No.

46367. I believe some refreshment was given to them?—I think I went out to vote early, I am not sure at what time, and when I came in I saw a piece of tea paper in the till with some cash in it—sent for some bread, cheese, and porter, with some person's name upon the paper. I asked my wife to whom was the refreshment given. She said it was given to the freemen. I distinctly objected to giving anything of the kind unless Campbell would be responsible, and I did not care how much he got, for I think he got £15 or £20 upon his own account from me before, which he honourably paid, so that I had confidence in him.

46368. Did you get him to guarantee the payment of that?—I don't know.

46369. Did you understand that he had guaranteed?—I don't know.

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46370. We understood that subsequently either you or your wife procured refreshment?—I am not aware that anything more was given. I did not see drink given to him myself.

46371. Were you away from home any part of the day?—Yes.

46372. Were you away long?—I was in and out all the day.

46373. Do you remember any proceedings being taken before the recorder to recover a sum of money?—My wife told me there were proceedings, and she recovered the money.

46374. Your wife is not here?—No, I think she has gone to Cape Town. She was seen in London some-time ago.

46375. Can you give us an idea of the number of freemen that were in the room?—I was not in the room at all upon that day.

46376. Can you give us an idea?—I cannot give you an idea. I saw persons passing up and down during the short time I was there.

46377. Did anyone come to your house and occupy your room that evening?—I have no knowledge of anyone coming at all.

46378. Did anyone come to settle next day?—I think next day I saw a young gentleman upstairs, and some few persons go up with him; that was the first time I ever saw anyone, and I have a distinct recollection. I went up to the room and asked him would he have lunch. He said not, and that is all I know.

46379. Was that the evening of the election, or a night or two afterwards?—The night after.

46380. Was he a youngish man?—Yes.

46381. About twenty or twenty-five?—I cannot say.

46382. Did you ever hear who he was?—No, I never made any inquiry.

46383. Did you ever see him since?—Not to recognise him.

46384. I suppose you had some suspicions what the meaning of this was?—Not the slightest.

46385. You said you saw some freemen going up to the room?—Some persons whom I supposed to be freemen.

46386. Mr. TANDY.—Can you tell what was the amount of the bill for refreshment?—I never heard till Campbell told me, it was something about £7 10*s.*

46387. You say upon a former occasion, you had trusted Campbell to a considerable amount?—Not at all—he was in the habit of dealing with me.

46388. Were refreshments provided at the election of 1859?—I was not in the house then—'59?

46389. That was the prior election?—There was no such thing; I was thinking of the last election—1868.

46390. Mr. LAW.—Did you see any person of the name of Allison?—I knew Allison, a draper, in Todd's, he went to America, and whether he has come back again or not I do not know.

46391. Do you remember any person of the name of Allison being in your house in the year 1865?—No.

46392. You don't remember it?—No.

46393. When you say you went in and out of the house, do you mean that you were employed elsewhere?—No. I first went out to vote, I returned, and I suppose I went out again.

46394. You were interested in the election?—I never took an active part in the election except to give my vote.

46395. But you always voted for the Conservatives?—Yes, with the exception of the last election when I did not vote.

46396. You went out occasionally to see how matters were going on at the election?—I might have done so—I know I was in and out during the day.

Mr. John Byrne.

Mr. *John Byrne* sworn and examined.

46397. Mr. LAW.—I think you have taken an active part in the last election—at least you had a lively interest in the matter?—I had charge of Trinity ward.

46398. You have been a member of the Registration Society, I think, for some years?—I have.

46399. Do you remember going over to London in the summer of 1868, with Mr. Goodman?—I do.

46400. What was the object of your visit to London?—I went for the purpose of seeing some members of Parliament, in order to influence some of the provisions of the Registration Bill.

46401. That was the Registration Act then being passed?—Yes—which let in the lodgers.

46402. Was that your sole object in going over—I mean was there any other electoral object but that?—None whatever.

46403. Had you anything to do in your ward with the signing of these gratuitous service papers?—Yes.

46404. Can you tell us as near as you can recollect, about what time they began to be signed. I mean how long before the election?—About three weeks before the election.

46405. So far back as that?—Oh, yes, I think fully three weeks. Certainly more than a fortnight. The dates of them will tell.

46406. Unfortunately the dates do not give much information. Some are the day before the election, and some are not dated at all?—The dates of those in the Trinity ward represent the precise date on which they were signed. The earliest date will show the date on which they arrived at the Trinity ward committee-room, from the central office in Dame-street.

46407. They were all printed off as November, but the day of the month is added only in some of them?—The dates were added in mine, and the date of parties signing them.

46408. You did not leave any of them undated, as far as you recollect?—I think not.

46409. Who saw after the matter there—who took charge of the signatures; I suppose the solicitors having charge of the ward?—Yes.

46410. Who was your secretary?—Mr. Charles P. Winton.

46411. Who was the solicitor?—I don't remember now: there were two.

46412. I suppose Mr. Winton and yourself were most active?—Yes.

46413. Did you appoint two of your body for the purpose of canvassing the freemen?—Oh, no.

46414. Each committee, as I understand, according to the instructions, was to appoint some of its body to take charge of the freemen specially?—We did not do that; we took the entire list of all the voters, and Mr. Winton made them out into street lists. We had meetings of the committee and of that of the South Dock ward every evening, and all the voters of every character—whether freemen, leaseholders, or others, resident in a street, were given to the members of committees who were canvassers.

46415. There was no distinct arrangement for canvassing the freemen?—Not in my ward.

46416. You speak of your own ward?—I had only charge of the South Dock ward for a fortnight or three weeks; they then formed a separate committee, as it required more attention than I could give it from the Trinity ward.

46417. You had charge of it up to the beginning of November, I suppose?—I think so.

46418. Do I understand you to say that the voters in each street were canvassed by some of the committee, irrespective of the class of franchise?—Yes.

46419. Were there lists of the occupiers?—Yes; there were lists made out from the revision court books, which the registration committee had, and printed by the principal office in Dame-street, and I had them in my hands a good many days, perhaps some weeks, before the Clerk of the Peace's lists appeared. A good deal of trouble was expended in getting them out.

46420. When you got these street lists, was the course of business to hand a particular street to one or two of your committee, to have it canvassed?—Yes, whoever was a volunteer; we had a meeting every evening almost, and a gentleman, who lived in a particular street, would say, I will take charge of that.

46421. Then, as the matter progressed, the result of each canvass was reported to the committee?—Yes.

46422. Was any record made of the result?—None except on the street lists.

46423. Each canvasser marked on the list the result of the canvass?—Yes.

46424. What became of the lists afterwards?—They were put into a tin box, of which I had charge, on the evening of the election, and were sent to Mr. Sutton's office.

46425. At 47, Dame-street?—Yes.

46426. During the course of the canvass, was a return made at intervals from the committee-room to the principal office in Dame-street, of how it progressed?—Yes, the result of every evening's report was sent.

46427. Was any return made of doubtful voters, from time to time?—Not as such; the lists were marked by the canvassers, "Will vote for Guinness and Plunket," "will not vote," "will vote for Pim," according as the case might be. Copies of these returns were sent, names and all.

46428. You had a number of these printed lists, and you had nothing to do but to add the observations of the canvassers?—Yes, we had plenty of those printed lists.

46429. When, as will happen, a voter gave an ambiguous answer, which indicated that he wanted something for his vote, how was that marked on the list?—That was marked, "Would give no reply."

46430. Suppose a freeman in Trinity ward answered you, or whoever was canvassing, in such a way that would leave no doubt that he wanted money for his vote, how was that marked—was it put, "Wanted money" or "doubtful"?—It was put down precisely whatever answer the canvasser got.

46431. Suppose he said "I won't vote unless I am paid"—I don't recollect such an instance in Trinity ward.

46432. Do you recollect any case where the answer of the freeman was such as to intimate that he wished to deal for his vote?—I don't recollect that.

46433. That a man hoped that he would be paid for loss of time?—I don't remember any such case.

46434. Any man that had not made up his mind?—There might have been one or two instances of that. My object was merely to get the lists, and to forward them to the head office.

46435. When a gentleman brought in his list and wanted to prepare another to send to the head office, who added the canvasser's observation?—My secretary, Mr. Winton.

46436. Were those transmitted frequently?—Every day.

46437. And the original canvassing books or street lists that you speak of were put into a box at the end of the election, and sent to 47?—Every document connected with the ward which was connected with the election was put into the box.

46438. Had you a minute book?—We had no minute book.

46439. How was that?—Because we had so much to do that I considered it a cumbersome piece of routine.

46440. Perhaps you considered it inexpedient?—My answer to that is that we did nothing there that we considered it expedient should be hid. It was only to save trouble.

46441. In Inns-quay ward there was considerable care taken in keeping minutes?—In Trinity ward we conducted the election in an inexpensive way, and the organization cost less than any other ward in the city. It was my object to have it economical and effective. We had no paid canvassers. The canvassing was done by the committee who attended there from their very warm feeling, and canvassed the ward themselves.

46442. I presume you did not canvass yourself?—I did, some.

46443. Did you canvass any freemen?—I canvassed freemen amongst other classes of voters in my particular locality.

46444. Do you remember were there freemen?—Oh, yes.

46445. Did you get ambiguous answers from any of those freemen?—I got an ambiguous answer from only one.

46446. Who was he?—A Mr. Fleming.

46447. Where does he live?—He lived at that time on City-quay.

46448. What was his name?—William Alexander Fleming.

46449. What was his answer?—He said he was a poor man and that he would require to be paid for his day. I said, "I can hold out no promise whatever." He said he had a brother who lived at the Circular-road, and that he would influence him. I said "You are at liberty to do so, but we cannot endanger the candidates' seat by work of that sort."

46450. Did he represent his brother as a freeman also?—Yes.

46451. That seems to have been very plain, but were there other freemen who said even less than that?—No.

46452. In a case like that would that be distinctly stated in the return you made to the central office?—I think it would.

46453. "Wants to be paid for his time?"—"Wants to be paid his day's wages."

46454. Had you known him before?—Slightly.

46455. Had he voted in 1865?—I think he did.

46456. Did he vote for the Conservatives?—I don't know—I think he did. The book will be able to tell.

46457. I see he voted at the last election for the Liberals?—I think he did. I think it was in consequence of our having refused to give him anything. I think they corrupted him.

46458. Did you hear from anybody that they had?—I did not, but when I saw the list, and how he voted, after my conversation with him, I drew my own conclusions. He is a Conservative.

46459. In your ward there was no distinct canvassing of the freemen separate from the others. Was there a meeting of freemen?—No, there are a good many freemen who are enthusiastic Conservatives, and they canvassed in the locality irrespective of pay.

46460. I presume they were not members of the committee?—They were; we put every man on who was willing to volunteer his services, and to work.

46461. I suppose the committee were not asked to sign the volunteer service papers?—They did—every man who was a voter. I signed one myself, I think.

46462. Did the solicitors sign?—I am not sure about that—I think they did.

46463. Who was the chairman, do you recollect, of the South Dock ward committee that separated from you?—Alderman Durdin, and Mr. William Walsh was the secretary.

46464. Did they canvass the streets in the same way that you did after the separation, or did they appoint separate canvassers for the freemen?—I have not the slightest idea. They only consulted me on one or two simple points of routine after we separated.

46465. I suppose you very frequently attended the meetings at 47, Dame-street?—I was there very often.

46466. It was your son who had charge of the room at the top of the house preparing the lists?—I believe he had charge of getting out the printed lists from the Registration Court books.

46467. Did he remain in charge of any department at 47, Dame-street, up to the time of the election?—I think he devoted a great deal of his time and attention to it.

46468. Had he the room and the staff under him at 47, up to the time of the election?—I think he had.

46469. You were aware, of course, that there were a large number of writing clerks employed at 47, and 3, Dame-street. You are aware that a great number of them were poor men who worked for their bread as writing clerks, and otherwise?—Yes, some of them.

46470. Was it your understanding that these men after they moved into 47, if any of them were voters, that they were to go without food for the month that

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intervened between that and the election?—Well, as regards that they were employed for two or three months at very good wages doing the registration work. When they were transferred over there they were struck off the registration committee books, and I understood they were to give their services for the election gratuitously in consequence of the state of the law.

46471. But did you understand that the unfortunate voters who were clerks, were to do without any salary for four weeks?—I understood that the poor voters who were clerks had as much public spirit to work for the election gratuitously as men who had weighty purses.

46472. But they wanted something to eat. Did you understand that for four weeks, from the 10th October to the 14th November they were to work for nothing?—That was the understanding.

46473. Do you think that was understood on their part?—I don't know anything to the contrary.

46474. Mr. Hodson says he knows very well that they expected to be paid?—He must be better acquainted with their opinion than I was.

46475. Did you think it was reasonable?—I am not here to give an opinion as to what is reasonable or unreasonable, but to give you my own notions.

46476. Did you understand they were working for nothing?—I did.

46477. When they went over on the 10th of October did you then understand that they were to cross over and work for nothing?—I understood that such as were to be employed for the election were not to receive any payment in consequence of the state of the law preventing the candidates, or anyone for them, paying them.

46478. Were you under the impression that the law prevented the candidates paying them?—I was.

46479. Were the clerks told they could not be paid?—They understood it.

46480. Well there is nothing in the law to prevent their being paid; but there is everything in the world about their voting?—Well we did not intend to do without the votes.

46481. Were the clerks told that they could not be employed for pay without breaking the law?—As far as I know they were. I don't know anything to the contrary.

46482. That was your impression, I suppose, and that was conveyed to the clerks?—Yes.

46483. That they could not be kept on for election purposes and be paid and vote?—Yes.

46484. Were they told that it was the voting that made the thing wrong?—I don't know.

46485. There seems to have been a great deal of confusion about this, and I should anticipate from the evidence that what the clerks were told was that they could not be paid without breaking the law?—That is, if they voted. We intended that we should have the votes of such of the clerks as had them; and such as had votes were to work for nothing in such matters as were connected with the election.

46486. But were the clerks told "As you are entitled to vote you cannot be employed for reward, and you must work for nothing?"—They were not told that in my presence.

46487. What did you tell in your ward the paper meant?—When a man came into Trinity ward and signed one of those papers I told him that it meant what it stated.

46488. That he was to work for nothing?—Yes, and I told this Fleming the same thing, notwithstanding which he signed the paper to work gratuitously, and promised to vote.

46489. And did not?—And did not.

46490. What he asked in the first instance was not for liberty to work, but payment for the loss of the day?—Yes.

46491. Would you say that that was the only instance that came under your notice?—Yes, the only one I recollect.

46492. You only canvassed one or two streets?—Yes.

46493. And when other gentlemen brought in their reports—can you say whether they reported similar observations from the others?—I think there were very few instances of that.

46494. We must speak very generally. How many would you say?—About four in the entire ward, and some of them were lodgers.

46495. Can you say that amongst the other members of the committee canvassing in the ward there was any other instance of a freeman?—Not of freemen.

46496. Is it your belief that the only instance of a freeman intimating that he would like to be paid for his vote was that you have mentioned?—He is the only one I recollect.

46497. Do you believe there were any others?—I cannot say; the canvassing cards are to be had, and if they are examined they will show it.

46498. I am afraid they have disappeared?—They are in the tin box that I spoke of.

46499. Is it your belief that the only freeman in the ward who asked for money was the man you named?—There may have been one or two more, but that is the only one I recollect.

46500. Are the freemen of a better class in the Trinity ward?—Some are of a better class.

46501. Are there any poor men among the freemen?—About a dozen or fifteen.

46502. I suppose the South Dock ward contains a greater number of poor freemen?—I don't think so.

46503. Where were you on the day of the election?—At the committee-rooms, 7, Westland-row.

46504. Were any applications made after the election to the committee or to yourself for remuneration for loss of time?—No.

46505. From freemen I mean?—Not to me.

46506. Or to the committee?—The committee did not meet after.

46507. Not even for a day?—No.

46508. Did you receive any letters from anyone?—I did not.

46509. No application of any kind?—No.

46510. Did you hear of any application for money?—I heard a great deal here.

46511. I mean within a month after the election?—I did not.

46512. When did you hear the rumour of bribery among the freemen?—Not until the getting up of the petition.

46513. What do you call "getting up"?—A fortnight or so after the election.

46514. The petition was filed on the 15th December?—About that time.

46515. Did you hear of the tickets at the same time?—I did not.

46516. When did you hear first of them?—The first I heard of them was in the newspapers.

46517. At the time of the trial?—No, there was something in the papers about them—editorial articles.

46518. Did you know Mr. Foster?—I did not.

46519. Did you know anything of the arrangements made at 24, Dame-street for paying the out-voters?—I did not; I was not aware of any office at 24, Dame-street.

46520. Did you know that any correspondence was carried on with respect to the out-voters?—I did not.

46521. Had you any out-voters in your ward?—Yes.

46522. What was done with respect to them?—I wrote to some of the parties privately, asking them to come to town on the day of election, saying that the constituency were so evenly balanced that their votes were of importance. Some came and some did not.

46523. Did any say that they would come if their expenses were paid?—No.

46524. Not in a single instance?—No.

46525. Do you know were any of the parties to whom you wrote freemen?—No, principally leaseholders. The freemen were resident in the wards. We had no instance of freemen on the Trinity ward list who did not reside in it.

46526. Did you hear prior to the election that there was an official correspondence being carried on with

the out-voters?—I did not. I confined my connexion with the central office solely to the business of the Trinity ward.

46527. Did you hear after the election that there had been any personation?—I did not.

46528. When did you hear it first?—Not until I saw it reported in the newspapers.

46529. Do you mean recently?—Recently.

46530. I suppose you were not here on the day of the election?—No, I was in Trinity ward from morning until night.

46531. Had you any communication with Mr. Campbell during the last month or two in relation to his going away?—I had.

46532. He was anxious to leave the country, I believe?—He was; he told me so.

46533. He mentioned your name as being in communication with him, with respect to leaving this country? I suppose what he said was substantially correct?—Some of what was in the newspapers was not correct.

46534. Substantially he said that he ultimately arranged with you to go for £300?—Yes, but he did not get it.

46535. That he stated also; but was that arrangement made that he should have that sum, although it ultimately fell through?—No arrangement was made.

46536. Well, but is there any substantial inaccuracy?—Do you wish that I should give you an account of what took place?

46537. Oh, no, I only ask was there an arrangement that he should have £300 to go to New York?—He wanted that arrangement to be carried out.

46538. Did you lead him to think he should have it?—He said his evidence would place him in a position he did not like to occupy, and that it would implicate other persons, one of whom was Mr. Thomas Henry Atkinson. When I heard that, I was anxious that anything that could damage his interests should not appear. I said, "I will endeavour to see what can be done." I saw Mr. Atkinson and told him. Campbell had said it would be worth a year's salary to Mr. Atkinson to get him out of the country sooner than that he should appear. I mentioned all that to Mr Atkinson and he said he had not taken a part in politics at all except to vote, since he was appointed clerk of the North Dublin Union. He said he would give an answer next day. The day but one following he said he was not alarmed about anything Campbell could say of him, as he had confined himself to the duties of his office since his appointment, and he declined to have anything to say to him. I said to Campbell that I could not accomplish it, and that I washed my hands out of it.

46539. There was such an arrangement?—Which fell through in consequence of the person against whom the threat was uttered not caring about it.

46540. Had you been put in communication with Campbell by anybody else?—No.

46541. Had you heard from Mr. Goodman anything about it?—Not a word. Campbell came to me first about another matter altogether. I have not spoken to Mr. Goodman for the last three months, I think

46542. Had you heard anything of Campbell's desire to leave the country from anybody but himself?—From none, except Campbell himself.

46543. Mr. TANDY.—Did you communicate what Campbell said to anyone else except Mr. Atkinson?—Mr. Atkinson was the only gentleman he mentioned as having been implicated, and when I mentioned the matter to Mr. Atkinson, he said he did not now interfere in politics at all, and that he had no fear about anything which occurred previously injuring him in his situation.

46544. I think it right to say that nothing could be fairer than the manner in which Mr. Atkinson gave his evidence. Were any of the gratuitous papers signed by any of the humbler classes of freemen in Trinity Ward?—They were.

46545. Were they afterwards employed in any way connected with the election?—There was nobody employed.

46546. When I say employed, I mean did they do any work after they signed?—No, except to come in and listen to what was going on, and to go about canvassing, and I know no persons who were better fitted for that duty than they were.

46547. What was your object in getting them to sign the papers when they could be of no substantial service to you?—The object was this—I was engaged in former elections, and many persons who came into the room in this way, afterwards made claims on me for services rendered, and threatened to summon me before the Lord Mayor, and it was for the purpose of preventing all possible claims of that character against me that the gratuitous papers were signed in my ward.

46548. As I understand you, they did nothing at all?—They did; they came in and took lists of voters, and then went and waited on the voters of every class and character, in twos and threes, to solicit their votes, and sent in each evening, as it suited them, remarks opposite the name of each voter.

46549. Those humbler class of freemen who signed these papers assisted in canvassing?—Yes; and they are the best canvassers for their peers.

46550. Were you aware that the humbler class of freemen were in the habit of being employed and getting remuneration afterwards for their services?—I never knew anything at all of it.

46551. Did you hear generally that such was the case?—I don't attach any importance to mere rumour. I believe nothing but what I see proved. I allow nothing to impress my mind except it is proved.

46552. Was it your impression, that in former elections the humbler classes were employed and paid?—I often heard the Radicals state it, but I do not know it of my own knowledge.

46553. Had you any reason to know that was the case?—I never had a particle of reason to believe it.

46554. Do you think, either from your own knowledge, or from anything that has come to your knowledge, it was intended the poorer class of freemen should be kept in humour by giving them a species of employment, and leaving under the impression they would receive some remuneration?—I can only answer for Trinity ward, and I say emphatically, that no such impression was left by anyone.

46555. Mr. MORRIS.—About how many of the poorer class of freemen are in Trinity ward?—Not more than twelve or fifteen. It would be very hard to say these twelve or fifteen practically did a fair day's work; what you may call a fair day's work. There were some very energetic canvassers amongst them.

46556. Were they tolerably well employed during that time?—They did not come until their own lawful work was done, but they canvassed in the evening.

46557. Would they canvass for an hour or two in the evening?—Yes; in the evening for about an hour or so.

46558. Usually, I suppose, for a week?—For a week, that is all.

46559. Mr. LAW.—Did any of those persons who had signed the gratuitous service papers, afterwards apply to you or anyone else to your knowledge for remuneration in respect of those services?—On the contrary; the poorer class of freemen who signed the papers would be offended if they were offered anything.

46560. Even these poor men?—I am satisfied there were twelve of them who would be offended if they were offered anything. They made no application to me. The only one who made a request of me was Fleming; he did not do it in terms, but rather by his actions. I gave him no hope, and as a consequence, he voted against us.

46561. As a matter of fact, these twelve or fifteen canvassers got nothing?—Not a farthing.

46562. Do you know anything about the election of 1865?—I was in the same position at the election of 1865. I have always taken charge of Trinity ward, and have done so for a number of years.

46563. Did you hear of anything like bribery in 1865?—No.

46564. On either side?—I heard nothing positive about it.

46565. Did you hear of any money being paid at

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Powell's public-house on your own side, in 1865?—No.

46566. Never heard that?—No.

46567. Did Mr. Atkinson tell you that?—No, we had no conversation on the subject at all.

46568. You never heard that at all?—I saw it in the papers.

46569. You mean you saw it since this inquiry commenced?—Yes, I never heard it before.

46570. Was there any refreshment of any kind in the evening in Westland-row committee-rooms?—No; on the contrary, the committee wanted to have breakfast on the morning of the election, each man sharing the expense, but I put a veto on it, and said it was much better that every man should breakfast at home.

46571. Mr. MORRIS.—I suppose you are familiar only with Trinity ward?—That is all.

John Ouseley Byrne, esq.

John Ouseley Byrne, esq., sworn and examined.

46572. Mr. LAW.—You were very busy, I believe, preparing the lists of voters before the last election, before the lists came from the clerk of the peace?—I was.

46573. You had your lists ready before the official list came out?—Yes.

46574. About what time had you these lists completed; tell us within a day or two?—I had a sort of list prepared from the court-books, which were used at the revision, for all the wards, completed in a fortnight after I went over to Dame-street; that was about three weeks before the election. We did not get the clerk of the peace's list for a fortnight or ten days before the election.

46575. When did you get the street lists completed and printed off, that your father spoke of?—About fourteen days or three weeks before the election. They were very imperfect and required a good deal of correction. I put the politics of every man opposite his name—how he voted at previous elections.

46576. You had not an absolutely correct or reliable list for a fortnight before the election?—Not even then; ten days I should say.

46577. I suppose in the same time, ten days before the election you had a similar reliable list of the freemen in each ward?—I had not. I had nothing to say to the freemen.

46578. That was looked after by someone else, I suppose?—I don't know who looked after it. I was in a different house. Mine was 47.

46579. Your room was the top, and theirs was the lower part of the next house?—Yes.

46580. But still the houses were connected?—There was no connexion. There was only one communication, and that was on the top landing.

46581. We were told by Mr. Meredyth and others that a door was broken out on every floor from one house to the other; but that was not till a fortnight before the election?—At the time of the election the houses were practically one.

46582. I mean when the lists were being prepared?—There was no connexion between the two houses when I was preparing my lists.

46583. At the time you got the lists properly printed and sent out to the different wards, was there a separate list of the freemen in each ward sent to each committee?—I don't know anything at all about the freemen. I first had to make out a list in alphabetical order, then in street order, and had them printed, and sent them out to each of the committees of the different wards.

46584. Did that include the freemen as well as the other voters?—No, I had nothing to say to the freemen, I had to do with the rated occupiers and lodgers.

46585. Had you anything at all to say to the freemen previously?—No, nor on the day of the election.

46586. Were you engaged in 47, Dame-street, up to the day of the election?—I was.

46587. After the lists were prepared and sent out in the way you have described, what were your duties then?—I had a staff of clerks under me, and we got in from some of the wards returns of the rated occupiers and lodgers, the canvassers had the voting in '65 marked; I got that marked on the lists before I sent them out; and they were to ascertain how they promised to vote in '68; and mark that down, so that if any gentleman came to me and asked, "How did such a person vote in '65, how will he vote now," I had all the information at hand. The information sent into the central office, with regard to the rated occupiers and lodgers I took charge of, and marked how the probable voting would be as compared with the last election. I made out these lists for the purpose of immediate reference.

46588. I suppose the returns which came from the different ward committees came to you?—The originals were sent up to me.

46589. How often did these come to you?—They were pouring in all day. There were sixteen wards.

46590. Would you have returns from the sixteen?—I might have had nine or ten. The average would be a dozen.

46591. For ten days before the election?—No, I would say the average was ten.

46592. For how many days before the election?—A fortnight.

46593. That would be about 120 altogether?—Yes.

46594. Are you aware similar lists of the freemen were sent to the central department?—I am not aware.

46595. Did you hear it?—I did not.

46596. Did you hear printed instructions were sent to the ward committees to do that?—To send in lists.

46597. To send in similar lists of the results of the canvassing of the freemen?—No.

46598. Did you not hear that?—No, I did not interfere with any other gentleman's business. I had enough to do with the rated occupiers and lodgers.

46599. You could not have kept your ears stopped. Did you not hear a similar course of proceeding was adopted with regard to the freemen as was adopted by you with regard to the rated occupiers?—No, nor I don't know even to the present time that such a thing was done.

46600. Why don't you know it was done?—Because I did not see it done, nor hear it was done.

46601. Would you be surprised to hear that amongst the papers there happened to be found one of these freeman lists along with your rated occupiers list?—I would not.

46602. That ought to surprise you from your previous answer?—I said I could not form any opinion.

46603. Considering the freeman constituency was very large, some 2,800 to 2,900, would you imagine the central committee took no care as to how they were to vote?—I suppose they took pains to ascertain how they would vote. I never cast a thought on the matter. I was relieved from these matters, and I had a mass of business of my own to attend to. If you want surmise I can give it. I don't want to launch into anything.

46604. Do not launch into anything but simple answers. What were you doing up to the day of the election?—I was doing nothing except assisting Mr. Sutton to appoint poll and check clerks and inspectors and arranging the booths.

46605. How many clerks had you under your charge?—Sixteen, one for each ward.

46606. How long had you these?—Up to the day of the election.

46607. I suppose there was an attendance book?—No.

46608. Was there a list of the clerks kept?—I did not keep a list. It was Mr. Meredith paid them, and he kept a list.

46609. Were they paid every week?—Every week.

46610. Were there any voters amongst them?—Not that I know of.

46611. Do you know whether any of them were sons or relatives of freemen?—I don't know.

46612. Did you hear?—Never heard. I never

allowed a word to be spoken in the room by anybody. They were to go on with their work. The work was too pressing to allow of idle conversation.

46613. Did you know any of these persons?—I did not.

46614. Had you been at work in No. 3, Dame-street with them?—Yes, I had their superintendence; I was not working with them. It was only in that way I knew them.

46615. What were you doing in Dame-street?—My first introduction to No. 3, Dame-street was one day I went in with my father. At that time the Registration Bill had not passed, nor the Reform Bill. The great question that day was whether or not they would contest the revision. With regard to the lodgers it was said serious questions would arise, as there would be an enormous crop of persons applying to be admitted to the franchise on the other side, and I was asked would I take charge of that matter; and I said I would; the Reform Bill passed, and I took charge of the lodgers from that day forth.

46616. While in No. 3 were the clerks paid by Mr. Meredith?—No; they were paid by Mr. Hodson. They were substantially the same staff I had in 47, with some strangers.

46617. And therefore they appear in Mr. Hodson's book?—Yes.

46618. And were they paid for overtime?—Certainly; and five shillings was stopped as security for their appearance in court to prove their cases.

46619. How was the overtime ascertained?—Mr. Hodson kept his book, and I gave him memoranda of any men I recommended for overtime. There was so much allowed for overtime. I was the judge of what that should be. Each inspector kept an inspection book.

46620. And the usual course was to allow for the time they were at work?—You could not do that, for it was out work.

46621. When you got them into No. 47, all you know is that they were paid by Mr. Meredith?—Yes; I believe they were paid by Mr. Meredith.

46622. What were their hours of attendance?—From nine o'clock in the morning, sometimes ten, until about two or three o'clock the following morning.

46623. Was any part of that considered overtime?—Yes; I should say so.

46624. They were not the regular hours of attendance?—The regular hours were from nine o'clock in the morning till six o'clock in the evening.

46625. And anything beyond that was overtime?—Yes.

46626. Did Mr. Meredith pay them all from the time they went across until the election?—I don't know; any that were paid were paid by Mr. Meredith.

46627. Did you understand that any were paid by any one else but Mr. Meredith?—I did not understand that.

46628. You might have heard; you told me you believed they were all paid by Mr. Meredith?—I believe all that were paid were paid by Mr. Meredith.

49629. That is a different answer from what you gave me just now?—I should have qualified my first answer in that way.

49630. Do you mean that you believe that some were not paid either by Mr. Meredith or anybody else?—I don't know anything at all about it.

46631. What is the meaning of your statement that you believe that any that were paid were paid by Mr. Meredith—does it mean that they were all paid by Mr. Meredith, or does it mean that some of them were not paid by anybody?—It means that I know nothing about it.

46632. What do you mean by telling me, if you know nothing at all about it, that you believe all that were paid were paid by Mr. Meredith?—I know that nobody else paid them.

46633. Do you believe that they were all paid by Mr. Meredith?—I have no belief in the matter; I have not sufficient evidence to enable me to form a belief in the matter. Mr. Meredith's books will show it. I never saw them paid.

46634. You cannot form any belief in the matter?—No; I have not sufficient evidence.

46635. When you told me a short time since that you believed they were all paid by Mr. Meredith, did you believe it then?—I should have qualified that answer by saying that I believed that all that were paid were paid by Mr. Meredith.

46636. Do you believe that any of them were paid?—I do.

46637. As you believe some of them were paid, are there some of them as to whom you have a doubt on your mind whether they were paid or not?—I have not.

46638. Then you believe they were all paid?—In that sense I do believe they were all paid, but I do not know it.

46639. I did not ask you as to your knowledge; I asked you as to your belief?—(*No answer.*)

46640. Mr. TANDY.—That is a very ambiguous answer, for you may have a direct knowledge or a constructive knowledge?—I have neither direct nor constructive knowledge in the matter.

46641. Mr. LAW.—I asked you as to your belief only; I did not ask you as to your knowledge; you know the difference between knowledge and belief very well; you are only wasting our time?—I have no knowledge on the matter; Mr. Meredith's books will show it.

46642. You stated that to us frequently before. Now, what were you doing on the day of the election?—I was engaged very busily the night before the election. There was considerable difficulty as to the way in which we were to furnish the committees with the exact names of the freemen who had voted up to a certain hour from time to time during the day, and various plans were proposed by Mr. White, Mr. Williamson, Mr. Sutton, and myself to carry this into effect on the day of election. I disapproved of all the plans, and we separated about eight o'clock that evening, without having come to any distinct understanding on the subject. I gave it a good deal of consideration, knowing the importance of the matter, and I hit upon a plan to effect it—to get sixteen men, one man for each ward, and at nine o'clock, when the first hour's polling came in to me from the poll-runners, to call out the names in each booth, enter them in their respective wards; and I then sent them off, at ten o'clock, to their respective committees.

46643. Where was this?—This was done in a room in Halston-street.

46644. On the day of the election?—Yes.

46645. We have not got that far yet; I thought you were speaking of what occurred the night before the election?—That was my proposal on the night before the election.

46646. You say you all disagreed as to the way in which you were to carry out the object, and that you separated at eight o'clock?—Yes. Afterwards we came back to the committee-rooms to transact other business. I mentioned my plan to them, and they adopted it as the best that could be adopted.

46647. No doubt it was the best plan; did you then take steps to carry it out?—Yes; I was told to get sixteen clerks, and I got them.

46648. Who selected them?—I selected them.

46649. Did Mr. Hodson select them for you?—I may have had his assistance in the selection.

46650. Did you ask Mr. Hodson for the clerks, and did he select them for you? or did you go about yourself and select whoever you liked?—I don't remember.

46651. Who selected the room in Halston-street, where you carried out this plan?—I don't know; it was over a booth where the polling was going on.

46652. Was there a room arranged for you?—There was no room arranged until I arrived that morning.

46653. Was there not a temporary stairs fitted up?—There was no temporary stairs; it was an old-looking stairs. I brought stationery with me, and the clerks. We all assembled in the room, and I set them to work; and from nine o'clock that morning until half-past two not one of those clerks left the room, nor did I myself.

46654. You were there the whole time?—Yes; I remained until half-past two.

46655. Was your door kept locked that day?—It was.

46656. Did you give admittance while you were there to any person?—To nobody except those I wished to admit.

46657. Whom did you let in?—Mr. Sutton, Mr. White, and Mr. Williamson; that was all.

46658. Did you let Campbell in?—I did not let him in. At the time Campbell came in the door was open. The door was not closed until nine o'clock.

46659. Then I presume you let him in before nine?—Yes.

46660. Was he in afterwards that day between nine o'clock and two?—He was not, because I kept the door locked; and unless he came in as far as the door, when somebody else was coming in, he could not get in.

46661. Was anybody else in the room, with the exception of the persons you have stated?—No.

46662. Was Mr. Foster?—I don't know Mr. Foster.

46663. Was Mr. Alma there?—No.

46664. Do you know him?—I do.

46665. Did you see him that day at all?—I did not.

46666. Besides the room you occupied, which was the larger of the two, was there another room occupied by other clerks filling up cards?—That was outside; it was the tally-room for the booths.

46667. There was a room of that kind?—There was.

46668. How many clerks were engaged there?—Four or five.

46669. Was anybody in charge of that room?—I don't know.

46670. Did you see Mr. Williamson there?—I did.

46671. Can you say whether he had a general supervision of that room?—I don't know; he came in to see me once or twice, and asked me how we were getting on.

46672. Was there any clerk in that room who appeared to be superior to the others?—I was not in the room at all, except while passing through it before nine o'clock going into my own room, and afterwards when passing out at half-past two o'clock.

46673. Was there a clerk of the name of Webb employed?—I do not know Webb.

46674. That is not what I asked you. Was there a clerk named Webb employed?—I don't know.

46675. When you left Halston-street at half-past two, did you go to the committee-rooms?—Yes, I did; to 47, Dame-street.

46676. I supppose the election was practically over at that time?—Well, the returns did not come in so quickly afterwards, and I thought there was no use in my remaining, because we would not have had time between three and four o'clock to send down the returns to the ward committees, in time for them to bring up the freemen to vote.

46677. Was one of the principal objects of making up those returns, to enable those who had charge of the freemen in the different wards to bring up those that had not voted?—Yes, those that had charge of the voters.

46678. You mean the freemen voters?—There was a tally-room in each ward.

46679. You made up the general tally?—There was a tally-room in each ward, which received the numbers and names of the people who voted.

46680. Were you in Halston-street making up the returns of any voters other than freemen?—No, only the freemen.

46681. Was the object of your making up the returns of the freemen that when you found a certain number of them had not voted in a particular ward, you sent the returns to the ward committee that they might hurry them up to the poll?—Yes, I struck out from the list the number of those that had voted, and sent the returns every hour to each ward.

46682. So that practically you sent to each ward every hour, a list of the names unpolled?—Yes.

46683. Had you a clerk called M'Guigan under your charge?—I think not.

46684. Had you a man called Delap under your charge?—He was not working—neither of those men were working with me that day. I am not quite sure whether or not they were on the list I originally had.

46685. I am speaking now of the day of the election—was there a man named Reilly on your staff that day?—No, but there was a man of the name of Ryder.

46686. Was he on your staff?—He was.

46687. Did you see him leave the room, before you quitted it at half-past two?—Yes, I think at half-past eight in the morning, or a quarter to nine; when I went up to the room, I said to the men, "Come now, be getting ready; the first hour's polling will come in as soon as possible." Campbell, soon afterwards, came into the room and said to me, "Lend me a man," I said to him, "What for? I can't spare you a man; I have only sixteen, and I want one for each ward, there are sixteen wards to be done." He said, "I will give him back to you in five minutes." I said that I would give him, but that he should let me have him back in five minutes. He then took Ryder out of the room for some object, which I did not know at the time. Ryder came back, just as the clock struck nine, and I said "Where were you?" He smiled and said, "No matter where I was." I then suspected that he was after personating somebody, and I said to him, "Don't you leave this room to-day again," and I locked the door and kept it locked.

46688. Was that the only instance of any clerk leaving the room while you were there?—To my knowledge, it was the only instance. I should mention that two of the men did not arrive at their posts that morning.

46689. Mr. MORRIS.—In fact you shut them in?—Yes, I locked in the clerks, and kept out everybody else.

46690. Mr. LAW.—Was Fanning one of your party?—I don't think Fanning was; he will be able to say himself.

46691. At all events your evidence is distinct, that from nine o'clock till half-past two, so far as you can recollect, no clerk left the room?—Yes, I am quite certain of it, because I locked the door.

46692. You were there all the time?—Yes, I was.

46693. Are you quite certain M'Guigan and Delap were not there?—I am not certain, but anything that happened with M'Guigan and Delap must have happened early in the morning, because when Campbell went off with Ryder, I suspected that he was personating, and I locked the door, as I was determined not to lose my staff.

46694. Were you employed on the 1865 election?—I was; I was in college at the time.

46695. Did you hear at that time anything about personation?—I did not.

46696. Why did you suspect anything of personation that morning?—From the smile the man had on his face.

46697. You thought from the smile, something suspicious was going on?—Yes, I thought something suspicious, and I determined I would not lose his assistance in marking my books.

46698. Was one of the men who was mentioned to us—M'Guigan, who was stated to have been very active in that way that day—one of your staff of sixteen?—I don't think he was.

46699. At all events, if so, it must have been before nine, or after half-past two?—Yes, for none of them got out until after half-past two.

46700. Do you remember the names of the two of your staff who did not attend?—I do not.

46701. I suppose you had to replace them?—Yes, I had to replace them—one by a gentleman whom I found in Green-street, and the other man's duty I did myself.

46702. Those sixteen clerks that you got, were they pratically a different staff from the one you had before?—No; I think they were nearly the same. I had appointed some of them as poll clerks, and check clerks for the day of election where I thought they were required; when I found afterwards that I wanted them

myself, I took them away from that, and left these booths without any poll and check clerks.

46703. They were all paid for their services?—I don't know what sum they were paid.

46704. But you knew they were to be paid?—I should say so.

46705. Mr. Hodson says they got £1 a piece?—I think the polling and check clerks were to get £1.

46706. When did you hear in the course of that day that anything was going on in the way of bribery?—I did not hear it at all, nor did I hear anything about it till the 1st January, 1869.

46707. Not even in the way of rumour?—Not even in the way of rumour, except that I heard Mr. Reid at the declaration of the poll address the electors, and make some rambling statement as to bribery.

46708. When the petition was spoken of did not you then suspect it?—Well of course I heard some rumours; but when I say I did not hear it, I mean I did not hear anything authentic

46709. Oh, I understand you now?—You know we all heard rumours.

46710. I do not mean mere vapouring; when did you first hear a substantial rumour that there had been bribery?—I heard a substantial statement on the declaration of the poll from Mr. Reid that there had been extensive bribery among all classes of the voters.

46711. When did you first hear any rumour as to bribery having been practised among the freemen? Did you hear it within a week of the election?—I think I did hear it—there was a general rumour going about of course.

46712. I do not mean a rumour of bribery generally—did you hear anything about bribery as to freemen connected with Capel-street, without mentioning any particular names?—I did not hear any rumour in connexion with Capel-street, until long after the 1st January.

46713. Not even that it was stated?—Not even that it was stated.

46714. The petition was filed on the 18th of December. You assisted Mr. Sutton and the others in making preparations for the defence, did not you?—Not until after the 1st January; on the 1st January I got my retainer from Mr. Sutton for Sir Arthur Guinness and the Hon. D. Plunket.

46715. Then you took part in the preparations for the defence I suppose?—Yes.

46716. Is that what you refer to as the first authentic information you received?—Yes; that was the first.

46717. I suppose in that way you got information about Baily's ticket?—I will not divulge anything that came to my knowledge while acting professionally for Sir Arthur Guinness and the Hon. Mr. Plunket.

46718. We do not want you to do so; as Mr. Williamson told us that we knew already everything that he had learned so there was no use in making a secret of it except for the glory of the thing—is that so?—I don't want to compromise my clients.

46719. Do you think anything you can say would compromise them?—It might.

46720. Mr. TANDY.—I do not understand how a barrister could sustain such a plea of privilege at all?—That is for another tribunal to decide.

46721. Mr. LAW.—I take it Mr. Williamson has stated with perfect truth that we already know everything that he knows?—I don't know what Mr. Williamson knows.

46722. I take it Mr. Williamson knows what you know on the subject? Did you take down the evidence from the witnesses as they gave it?—No, I did not.

46723. Did you assist in its being done?—I did not.

46724. Were you in Mr. Williamson's office a portion of the time while the defence was being prepared? I was in Mr. Sutton's office.

46725. Was it from the briefs you learned what you learned, or from the witnesses themselves?—From the briefs.

46726. Was it Mr. Williamson or Mr. Hamilton took down the evidence of the witnesses?—Either. I was present on several occasions while it was being done, as were also others of the counsel engaged. But I must decline to disclose everything I learned.

46727. I don't want to ask you everything?—But if I make any statement as to what I learned, my privilege is waived.

46728. In the first place, Mr. Byrne, you have no privilege at all—you were there only casually, not as part of your professional duty. In the next place, I don't want to ask you anything about it, nor to give you an opportunity of making an argument upon it. What part did you take in the election of 1865?—In the election of 1865 I acted as assistant to Mr. Reilly, who was collecting the letters from the out-voters.

46729. You mean the non-resident voters?—The non-resident voters.

46730. Where was that done?—In Westmoreland-street.

46731. Under Mr. Gibson's superintendence?—I don't know.

46732. Was not Mr. Gibson the conducting agent?—I don't know.

46733. Who was Mr. Reilly?—A gentleman who was employed to collect all those letters, and whom I was assisting.

46734. Who was he?—I do not know.

46735. What was his other name besides Reilly?—James Reilly.

46736. What was he?—A clerk.

46737. Did you see him afterwards?—I think he was Mr. Reilly, the purveyor, but he has now retired, and is living on his money.

46738. Did you see him at 3, Dame-street, at all last year?—I did.

46739. Was he one of the staff preparing for the last election?—I really could not say.

46740. Did you see him at work in Dame-street in 1868?—At No. 3 I did—not at No. 47.

46741. We know there is a Reilly there—I suppose it is the same man?—I don't know really.

46742. At all events, you saw at No. 3, Dame-street, the same man who had assisted you in the year 1865?—Yes; he is an old gentleman.

46743. Was he working at the last election?—I do not think he was.

46744. It was in Westmoreland-street you were yourself?—Yes.

46745. Had you a room to yourself?—No. It was a common room.

46746. You were not in the room with Mr. Gibson?—No.

46747. I presume you were aware Mr. Gibson and Mr. Sutton were conducting agents—one for Mr. Vance, and the other for Mr. Guinness?—I did not know that.

46748. Who was it engaged you to look after this?—I was not engaged at all. The way was this—I came of my own accord to Mr. Atkinson, and said I would give him a hand at anything he wanted for the election, and he asked me to do this.

46749. Then, you merely came as a friend?—Yes.

46750. If I may use the expression, it was under or in connexion with Mr. Atkinson you were working?—Yes.

46751. Did you send circulars to all the out-voters?—Yes.

46752. Pressing them to come up?—Yes.

46753. Did you hold out to them in any part of the correspondence—whether the first circular, the second circular, or any other part of the correspondence—that if they came their expenses would be paid?—I don't think so.

46754. Did any of them ask for expenses?—Well, I think some of them did.

46755. Have you the smallest doubt a great many of them did?—I have. There was a great many of them did not. The majority of them did not.

46756. About how many out-voters were there altogether?—I could not say.

46757. How many hundred of letters did you write?

THIRTY SECOND DAY.

January 5.

John Ouseley Byrne, esq.

—I could not say now. I had so little to do with it that I could not say.

46758. I suppose that some appreciable proportion of the voters—say a quarter or one-third of them—asked for expenses?—I should say, to the best of my recollection, fifteen or sixteen out of the lot asked for expenses.

46759. Were you there the whole time?—No; I was there for only five or six days before the election.

46760. What answer was given to those applications?—I do not know.

46761. You did not give the answer?—No.

46762. Did you know or hear at any time before the last election that there was an out-voting correspondence carried on in 1868 as well?—I did not.

46763. You never heard it?—No.

46764. Did you know there were letters sent up from the out-voters to Mr. William Johnston?—No, I never knew William Johnston.

46765. Did you know he was in the house?—No.

46766. Were you not aware there was a person of that name in the house in which you were every day transacting business?—I did not know it.

46767. Did you know Mr. Mortimer was in the house?—I did.

46768. Did you know who he was?—No, except from what I saw of him while passing in and out.

46769. And you say you did not hear there was a gentleman named William Johnston in the house?—I did not, nor was he in the same house with me. One of us was in No. 47, and the other in No. 48.

46770. We are speaking now of the time when the two houses were practically one?—They were not practically one; they were only joined on the top story by a door being broken through.

46771. It has been stated to us that the two houses were originally joined on that floor, but that ultimately they were joined on every floor?—The houses were never joined—there was a door broken through the bricks and mortar, that was the only communication between the two houses.

46772. Was there only one communication, upon one floor, between them?—I think so. I think, however, that on the bottom floor, from the way the houses were built, there was a communication.

46773. Mr. TANDY.—Do you remember when any of these doors were built up?—No.

46774. Mr LAW.—Did you ever hear there was a car fund got up to convey the voters?—I did.

46775. When did you hear it?—I heard it spoken of a week before the election at 47, Dame-street.

46776. Was it stated who had charge of it?—I heard Mr. Gerrard was the treasurer, and that they were making up a subscription.

46777. Was Mr. Boyle's name mentioned?—I do not remember Mr. Boyle's name being mentioned.

46778. You knew Mr. Alma?—I did not know Mr. Alma at all till after the election was over.

46779. I suppose you knew his name?—I never heard his name.

46780. I suppose you never heard that he was employed in any way?—No.

46781. Did you know Mr. Crosthwaite's name?—I knew his name.

46782. Did you know him?—I did not know him until he came home from Paris.

46783. Did you make his acquaintance then?—I did.

46784. Did you understand from anybody, or in any way, that there was a correspondence being carried on in 1868 with the out-voters?—No, I did not.

46785. As you have a good deal of experience in election matters, and took a lively interest in the election, did you suggest to anybody that that was an important part of the business to be looked after?—No, nor did I suggest that the freemen should be looked after.

46786. You assumed that it was done?—I did not know anything at all about it. The names of the out-voters were sent out to the different committees. A leaf containing the out-voters in each ward was sent to the committees.

46787. By whom was that made out?—By myself, and sent out to each ward.

46788. Had you anything to do with the small books for each ward?—I had not.

46789. Who did that?—I heard Mr. Mortimer did it.

46790. Did you hear there were any freemen on the list of freemen who were non-resident?—I did not; and I don't think there were any, for there was particular care taken at the revision that there should not be.

46791. Some few names escaped we know?—Oh, that will, of course, always happen, no matter how much care is taken.

46792. Mr. TANDY.—Did you know Mr. Foster?—I did not.

46793. Did all the clerks leave Halston-street, at half-past two, when you left—I mean all the clerks under your charge?—They left the room—in fact, we got an intimation from Mr. Sutton that there was no more time. So far as I know, they all went away at half-past two.

46794. So far as you knew, they were all dismissed and went about their business?—Yes.

46795. Are you aware whether they went into the outside room to work?—Certainly, they did not; I was the last to leave the room, and there was nobody in the outside room when I left.

46796. How long was M'Guigan absent?—I don't know anything about M'Guigan.

46797. How long was Ryder absent?—I think he was absent about eight minutes. There is a matter I wish to mention before I retire. The names of two gentlemen have been mentioned here as having been in my employment during the election—that statement is quite erroneous; I am certain the mistake was not wilful, but it was quite erroneous.

46798. What are the names of the two gentlemen?—They are two sons of Mr. Callow of Westland-row.

46799. One of them was all we heard of?—Well, neither of them was employed by me; and neither of them received a penny in connexion with the election, nor touched paper or pen in connexion with it.

46800. There was only one Mr. Callow mentioned by one of the witnesses?—It was a mistake. There is another matter I wish to mention—it is in connexion with myself. Campbell swore that when he was called into the committee-room after the election was over, they said to him, "Campbell, mind, you know nothing about bribery." I wish to say that, if that conversation occurred, I was not present when it took place, and know nothing about the matter.

46801. Was there such a conversation at all?—I don't know, for I was not present at it; but I would, from what I know of the parties, be very slow to say it could have occurred.

46802. As I understand you, you were not present when it was said?—I was not.

46803. I am not aware that it was alleged that you were present?—Yes; it appeared in the papers.

46804. You say there was no personation carried on by any of your staff?—I am certain there could not have been, for they did not leave the room from nine o'clock till half-past two, so they could not have been there at eleven or twelve o'clock, at the time the personations took place.

46805. Is there anything else you wish to say?—No, I think not—yes—about the paper being put under the door in my room.

46806. I think it was said that that was because you did not wish to be disturbed?—Yes; I told Mr. Sutton I didn't wish to be interrupted.

Edward F. Gillis sworn and examined.

46807. Mr. LAW.—You are not a freeman—but a rated occupier, I suppose?—Yes.

46808. Were you engaged in any way at the election of 1868?—I was engaged as a volunteer; I volunteered my services on behalf of Mr. Pim.

46809. In what way were you acting—on some of the committees, I suppose?—Yes; and in canvassing.

46810. Did you canvass any particular district?—Yes, I canvassed my own ward, the North City ward—first, and then I extended my sphere to other wards.

46811. When you canvassed the North City ward, did you canvass generally among the voters, irrespective of the nature of the franchise, or was it any particular class you canvassed?—Principally the freemen and lodgers.

46812. Did you canvass any particular department of the freemen?—Yes; I first canvassed the freemen of the North City ward.

46813. How long were you canvassing the freemen of the North City ward?—I think about four or five weeks.

46814. Did you get distinct answers from the freemen on all occasions, as to whom they would vote for?—No.

46815. Did you get many doubtful answers?—Very many, indeed.

46816. When you began to canvass had you been handed a list of voters?—No. At the time that I first commenced we had not a list of the voters, I had only a copy of one of the past year.

46817. And you used that I suppose as a sort of a guide as well as you could?—Quite so.

46818. As far as you could?—Yes.

46819. When you canvassed did you enter opposite each voter's name the sort of answer he gave you?—At first I did not, but when we got a correct list afterwards I did.

46820. When did you get a correct list?—About a fortnight before the election, I think.

46821. To the best of your recollection was it about the beginning of November?—About that as well as I can remember.

46822. And then you had a correct list of the entire of the constituency?—It was not even then correct. The correct list was afterwards published by the Clerk of the Peace.

46823. Did you after that, about the 1st of November, go round the constituency of the North City ward again?—Yes, I did.

46824. Did you canvass particularly the freemen?—I did.

46825. Lest, I suppose, you might have missed a few?—I canvassed every one I could.

46826. And I suppose that having the list of the Clerk of the Peace at that time when you got a sufficiently intelligent answer, you entered the result of the canvass on that list?—No, our ward committee got street lists printed from the new list when it was supplied.

46827. And you used those for the purpose of canvassing?—Yes.

46828. When was that?—I think that was probably some eight or ten days before the election.

46829. Still closer. And then you began to enter on the lists the result of your canvass?—Quite so.

46830. Did you return the result? I suppose you reported to these committee-men the result of your day's canvass?—Well, no, I did not, for our committee did not meet so frequently.

46831. I suppose you did report from time to time, though before the election, what the result of your canvass was?—Well, my own impression is I kept a correct list of all the voters I canvassed, their answers, and I made out a return and sent that in, I think, to the central committee.

46832. Had you, before you sent in your return of your original canvass, got doubtful answers from many freemen?—Yes, I had.

46833. On the lists which you had were there any from whom you could not extract a decided reply?—A great number.

46834. How did you enter them?—Not decided; others that their minds had not been made up.

46835. I suppose you thought that would be understood well enough? Did you enter any others beside those who had not their minds made up—anyone who would not vote in consequence of not being paid for loss of time—did anyone say that?—I never made an entry to that effect.

46836. You did not go nearer the mark than to say, "not having made up his mind," I suppose?—I did not.

46837. What did you do with that list—have you got the street list?—I have. The return I sent in to Mr. O'Reilly, the gentleman having charge.

46838. Have you the books you used yourself going from house to house?—I have. (*Books handed in*).

46839. These are the very books you used?—The very books I used.

46840. There is a street list of the freemen?—Yes.

46841. There are some observations I see here in pencil and some in ink. What is the reason for the difference between the two?—The reason is, if I procured a pen when I got the information, I would put down the entry in ink, and if I did not get the pen I made the entry with pencil.

46842. Do you recollect meeting in the course of your canvass in the North City ward, a man named William Beckett?—Yes.

46843. What did he tell you?—I understood from previous elections that he would vote as a Conservative, therefore I did not interfere much with him.

46844. What is he?—He is a carver in Liffey-street; I think the number is 28; you will find him there, if I remember correctly.

46845. He is put in the printed list as having lived in Eccles-street?—He may live there now. I don't believe he does; it is some mistake.

46846. Just see will you find his name there?—(*Book handed to witness.*)—In fact, these lists are not correct even yet.

46847. You do not see it in Liffey-street?—It should be there.

46848. Well, it is not there?—No, I don't see it.

46849. Did you meet a man called James Connor, of Jervis-street?—Yes, I remember him.

46850. What sort of answer did he give you?—Well, I did not see him. I called on four different occasions, and I only saw his wife—at least a person I believed to be his wife—and she said I might make my mind easy about him, that he always voted for the Liberals.

46851. Did you canvass James Doyle, of Moore-street?—I called several times, but did not see him.

46852. Do you remember a man called Bridgeman, in Little Denmark-street?—I do; I know him for years.

46853. What answer did he give you?—He decidedly told me he would vote for us.

46854. He was not undecided?—No, he never was.

46855. Do you remember John Maher, in Mary-street?—I do, a tailor.

46856. Well, what did he say?—He always voted for us.

46857. And he was not undecided?—No.

46858. Do you remember George Byrne, in Abbey-street?—I do not.

46859. Just look if you have his name there—29, Abbey-street?—29, Abbey-street, George Byrne—yes.

46860. What did he say to you?—He always voted as a Conservative, and I did not trouble him much.

46861. Then you hardly canvassed him?—Yes, I did, and made the observation as to his having voted for Guinness and Plunket.

46862. Now, about how many do you suppose of

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the freemen, in the course of your canvass, expressed a willingness to vote for a consideration, no matter how indirectly they conveyed their desire—of course few told you they wanted money?—Before I answer that, perhaps you would allow me to state that I always took especial care, when I went to canvass a freeman, to have a copy of the recent Act, and showed it to him, saying, "You need not expect anything from us, nor don't mention anything about it, for see the penalty there is for giving anything."

46863. Notwithstanding that caution, did you understand some of them expected money, although not asking for it directly?—I could glean as much.

46864. Of course I do not ask you to tell us the exact language they used, but the impression left upon your mind was that they wanted some consideration?—Yes, a few.

46865. How many in the North City ward?—Very few.

46866. About how many?—Not more than four or five.

46867. Not more than four or five?—About that.

46868. You canvassed some other wards?—Yes.

46869. What were they?—I may say all the Liberties. I could not exactly say the wards, but I took the minor streets and the trades.

46870. What trades?—All the carpenters, shoemakers, tailors, and weavers.

46871. About how many freemen did you canvass altogether?—About 300, or upwards.

46872. Mr. MORRIS.—Is that for your own ward, the North City, or does it include any others?—That is for the whole town, including the suburbs. I even went out as far as Kingstown.

46873. Mr. LAW.—About what proportion of them intimated a willingness to treat with you for their votes?—Not more than about ten on the whole.

46874. Not more than ten of the whole body of 300?—Yes.

46875. Give us the names of these ten?—Well, as well as I can remember, the names of all the parties who intimated anything of that sort, have been examined either here or on the petition trial about the tickets.

46876. Any others, do you remember?—No others that I remember.

46877. When did you first hear of those tickets after the election?—The very next day.

46878. Who did you hear it from?—The first I heard it from was Bailey, who was examined here. He called into my establishment in Capel-street and showed it to me.

46879. Had you the ticket in your hand?—I had.

46880. What sort of ticket was it?—The impression on my mind was that it was a railway ticket; a Midland Railway ticket.

46881. What did he say to you?—I said to him, "Hallo, is this the game you are on now," for he had promised to vote for us.

46882. Did he tell you he went to cash it?—No, he said he got drunk the day previous, and forgot the number of the house.

46883. I suppose from that out the rumour began to grow that money was going among the freeman?—I had known it before the election. I heard it from some freemen.

46884. That there would be money going?—That there would be money going.

46885. Where did you hear that; was it while canvassing?—My own impression is, that the parties came to my own house and told me.

46886. Tell any of the parties who told you?—A man named Booth.

46887. Which of the Booths?—William. A man named M'Donnell.

46888. George M'Donnell, is it?—George M'Donnell, and a man named Field came.

46889. These are all parties we have had before us already. Do you remember anyone else coming and telling you he thought there would be money going, except those you have named?—There did, a good many.

46890. I want the foundation of it?—I am not aware of anyone who has not been examined.

46891. But you had heard some days before the election that there were expectations at all events, of money?—Oh, yes, I heard three weeks or a month before of the expectations of some money.

46892. Did they mention what amount was expected?—Well, they expected, I heard some say, more on this occasion than on any former one.

46893. Did they mention any amount?—No, they did not.

46894. Where were you on the day of the election?—In my own house principally.

46895. You were not in the committee-room?—No, I was up here. I was sent for here on two or three occasions.

46896. For what?—With regard to personation cases, to identify them. Several parties that I sent up to vote had been previously personated, and I kicked up a great row with some that should have been here but were not.

46897. Connor mentioned—you were I believe in court, were you?—I was not in court.

46898. That when he came up to vote he found that he had been personated a second or two before; and then he mentioned some discussion that took place—were you here at that time?—No, I was then sent for, and I put my foot on my car and came up at the time.

46899. But you were aware that personation was going on?—I heard it then for the first time.

46900. Did you hear through the day, or when you came up, of any rumour among the freemen that money was going?—I heard on my way to the Courthouse; I was stopped several times.

46901. Tell who told you?—I don't remember exactly; it was some person in the street; there was a crowd at the time, and I was busily engaged at the election, and I did not pay, therefore, much attention as to who it was told me.

46902. Were you sent for more than once for the purpose of identifying any voters?—I was, on two occasions.

46903. Do you know who the voters were you were called on to identify?—I know on the last occasion it was Hutchinson.

46904. What is his Christian name?—Patrick.

46905. Patrick Hutchinson?—Yes.

46906. Where did he live?—In Britain-street.

46907. And had he been personated before that?—He had; and the reason I was again sent for was that he had been given in charge to the sheriff, and I knew this man for years and could identify him.

46908. You remember the election of 1865?—I do.

46909. Did you take part in that?—I did, on the Liberal side; I was acting then on behalf of Mr. Pim.

46910. Was there a committee then in the same way as at the last election?—Yes, but I did not attend.

46911. You were simply acting as a volunteer?—Yes.

46912. Did you canvass among the freemen at that time?—I did.

46913. Was there any expectation of getting anything at that election?—Well, I may as well tell how we regulated matters on that occasion.

46914. Do?—Any of the parties who expressed a doubt at all as to giving us their votes we arranged to appoint them then as canvassers.

46915. We know from the accounts that a large number of canvassers were paid. Were you connected with the taking of the house somewhere in Green-street?—Not a house.

46916. Well, rooms in a house, on that occasion?—No, I was not.

46917. You were not aware of that?—No.

46918. Mr. MORRIS.—Were you on the committee?—No, I was purely a volunteer.

46919. Mr. LAW.—You were told they were to be

secured by employing them as canvassers?—Well, all I can speak to is as regards myself; of their working I know nothing.

46920. In fact, when you used the expression, "We arranged to appoint them as canvassers," was that for the purpose of securing the votes?—Undoubtedly.

46921. Was there any tariff or fixed rate of remuneration for canvassers?—No; we appointed them at so much per day—at least for so many days and not at any rate per day.

46922. But there was an idea at all events that there should be some sort of tariff per day, otherwise the number of days would be no measure?—Well, that was not named by us.

46923. In fact, then in place of regulating the price of a vote by amount it was done by the number of days?—Yes.

46924. Did you take any part in giving that employment?—Oh, yes.

46925. Did you keep a list of those employed?—I did not.

46926. When you did employ them, how were they known?—I gave them a card, and across the back of it I wrote, "I have employed Mr. So-and-so as canvasser, for so many days," with my name at the back.

46927. Was that one of the ordinary voting cards?—It was.

46928. Had you those cards with you when canvassing?—Oh, yes.

46929. Or had they been distributed among the voters?—They were ordinary voting cards.

46930. You had got a supply of them with you, and you wrote this order across on the back?—Quite so, with the date affixed.

46931. Mr. Pim was but a few days in the field that time before the election?—A very short time.

46932. Have you any idea how many days before the election you began this?—Are you now speaking of the 1865 election?

46933. Yes?—I have not.

46934. Did you keep any list?—I did not.

46935. Can you form any rough idea of how many cards you gave in that way?—I should say I employed myself on that occasion very close on 200.

46936. Mr. MORRIS.—You employed 200 canvassers?—I gave them tickets.

46937. Mr. LAW.—Substantially that was a mode of securing their votes?—It was a mode of securing their services. Really at the time I was not so well experienced in election matters.

46938. But they were a class of voters you thought it best to secure, and you understood they would vote for Mr. Pim before you engaged them?—Undoubtedly.

46939. And then you gave the order for so many days' canvassing?—Yes; and on checking the list over afterwards when it was published, I found they had invariably voted for him.

46940. I believe a very large number of freemen did vote for Mr. Pim then?—Yes, very close on 700. I am only speaking from memory.

46941. Did you estimate how many voted at last election for him?—Perhaps about 300.

46942. Have you any idea if those persons you appointed were paid or not?—I believe some of them were paid for their services.

46943. I suppose they were paid in the ordinary way by the expense agent?—Undoubtedly—at least that is my impression.

46944. Did you hear that any of them were not paid?—No.

46945. Your impression is that so far as you know they were all paid?—I believe they were.

46946. Was anything of that kind done at the last election?—Not so far as I know.

46947. Had you anything to say to the election of 1859?—I merely took an active part in it.

46948. Did you take an active part?—Yes, I did.

46949. Were you cognizant of any arrangement with the freemen for their votes at that time?—No.

46950. Were you aware of any arrangement in 1857 between Mr. Brady or the other candidate and the freemen?—No, I was not. I also took a part in that election, but I was not aware of any arrangement.

46951. Did you hear of any bribery on either side in 1859?—No, not at the time.

46952. In 1857?—No.

46953. You heard a rumour since?—Yes.

46954. Did you hear anything about the election in 1852?—No.

46955. Mr. TANDY.—You say, you issued about 200 tickets?—I like to be particular with regard to it, and I say "about that."

46956. Do I understand you to convey that these were all to freemen?—All to freemen.

46957. With whom was the arrangement made that they should be thus employed as canvassers—you did not do it of your own notion?—No, I did not. There was a gentleman in Messrs. Pims' employment, and he came to me. He knew that I was for a long time living in the neighbourhood, and he sought my assistance for that purpose.

46958. And it was with him you made this arrangement?—Yes.

46959. What was his name?—Mr. Phillips.

46960. Did you communicate that arrangement to any other person?—There were one or two other gentlemen from the establishment came to my place.

46961. Who were the others?—George Edwards and Mr. M'Lean.

46962. When was it you gave these tickets—was it according as you employed them that you gave the tickets to them at their residences?—A great many came to my house, and I gave them to them there.

46963. None of these tickets were given in Meath-street?—No.

46964. They were given by you independently of any one else?—Yes; but, I beg your pardon, some of them may have been given in Meath-street, because although I canvassed the Coombe and that locality, others may have given them.

46965. Yes; but I understood you to say you gave about two hundred irrespective of those issued in Meath-street?—I don't know anything of those issued there at all.

46966. You did not give them there in a room?—No.

46967. Therefore the tickets you issued were in addition to any given there?—To any that may have been given there, for anything that I know.

46968. You say that at the last election you canvassed about 300?—About 300—yes.

46969. Just state of what class they were?—Some of them were highly respectable—the great majority were tradesmen.

46970. Would you class them among the better class of freemen?—Quite so.

46971. And you only found about ten doubtful answers?—Not doubtful answers, but answers wishing to indicate that they wanted a something.

46972. Mr. MORRIS.—But you had given them a good warning beforehand?—I gave them that warning.

46973. Mr. TANDY.—Are you acquainted with election business?—I know a trifle about it.

46974. What, according to your belief or understanding is the number of freemen in the city who are supposed to be accessible to remuneration in one way or another?—My own impression is that if the freemen of the city of Dublin were left to themselves, without being beset by other parties, who are in a higher position, that the greater portion of them would scorn anything in the shape of a bribe.

46975. How many in the minority who would not?—Not 100.

46976. Had you ever reason to suspect they were influenced?—I know they are.

46977. And does that refer to the time of elections?—Yes, they are particularly looked after then.

46978. You say not less than 100 in the minority would not scorn a bribe?—I did not say 100—I said about 100.

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46979. If they were not left alone, how many would not scorn it?—Generally I should say 200 or 300.

46980. How many days—after you gave out these cards in '65 to upwards of 200 freemen—how many days after was the election?—I gave some out on the day of the election, and some a week and ten days before it.

46981. These cards you gave out on the day of the election, I suppose several of them had two, and three, and four, and five days' work on the back?—I should say I filled about three.

46982. Given out on the day of election?—No, in the whole period.

46983. Was it not perfectly well understood in the minds of both of you that the whole thing was illusory?—I gave the cards myself.

46984. Was it not understood that this was a contrivance by which the men were to get employment, and be paid whether they worked for it or not?—My impression is, that it was for the purpose of securing their votes.

46985. And that payment was given no matter whether the work was done or not?—Well, I think that was not much looked after.

46986. That is an inference we can draw from all the facts?—Yes.

46987. Mr. LAW.—Did you canvass a man called Michael Groves of Bride-street?—I did not.

46988. Do you remember going to Thomas Barry in Liffey-street?—I do.

46989. Did he ask for money?—He did not. I knew the man well. As he did not ask for it, I suppose I did not give him anything.

46990. That is right; you did not tempt him?—I did not.

46991. There is a man called John Carroll?—Yes; I asked him also, and he voted for me.

46992. I see "P" and "C" after his name?—Yes; that was taken before the new list was issued.

46993. Did Carroll say anything?—He is a man above anything of the sort. I think if he got half a million of money he would not vote for the Conservatives.

46994. Did you treat a man called Robert M'Guinness?—I did.

46995. Nicholas M'Guinness—did you treat him?—That day I did not, but before that I did.

46996. A day or two before it?—Yes, a week or a fortnight before I treated Robert M'Guinness.

46997. Did any of these people vote for the Liberals?—Yes. Bailey did not. One of the M'Guinness's did.

46998. That is Nicholas?—No; he voted for the Conservatives, and Robert for the Liberals.

46999. Was he at all influenced by you treating him?—Not in the slightest, for he had promised before that that he would vote for Mr. Pim on this occasion, in consequence of the disendowment of the Church.

47000. Are you aware that in the petition against Mr. Pim that was withdrawn these names were mentioned about being influenced in their votes as having been treated by you?—Yes.

47001. Were any of them treated by you for the purpose of influencing their votes for Mr. Pim?—Not in the slightest, for I would have treated them in the same way at any other time; and I knew that Nicholas M'Guinness should vote for the Conservatives.

47002. Do you know those people?—Oh, yes; I know a great many of the name.

47003. You knew them before?—Oh, I have known them for years.

47004. Mr. TANDY.—Do you generally consider the period of an election as a special time for treating?—No, I do not.

47005. Mr. LAW.—I suppose people were idling about at that time?—At Christmas and the holidays, we make it a point to treat a great many.

47006. Mr. TANDY.—You would not lessen the number if an election took place.

John Meyers.

John Meyers sworn and examined.

47007. Mr. LAW.—I believe you have a place of business in Dawson-street?—Yes.

47008. Did you take any part in the last election of 1868?—None.

47009. You were not upon any of the committees?—No; I was sick in bed at the time.

47010. I believe you did in the election of 1865?—I did.

47011. You were actively interested for Mr. Pim; do you know a man called Mr. Steed?—Yes, I do.

47012. He is a master tailor, I think?—Yes, I think he is. I should not know him if I was to see him now.

47013. He stated to us that there was some foreman, I think, in your employment that came over for him at the time of the election in 1865—Michael M'Mahon?—Yes; one of the workmen.

47014. He was with you at that time?—He was.

47015. Is he still with you?—He is.

47016. Did you send him over, or did you know that he went over at the time of the election in 1865?—I think he did.

47017. He brought him to you?—Yes.

47018. Did Steed represent to you at that time that he could influence any number of freemen in their votes?—He did; he did not specify any number.

47019. Did he say that he had influence over a number of them?—Yes.

47020. Did he mention to you how many, or did he lead you to believe how many?—I do not recollect.

47021. I suppose he seemed a sufficiently important person?—Yes.

47022. Did he make any proposal to you as to using his influence?—Oh yes, he did.

47023. What did he say to you?—Well, I cannot say the words.

47024. I do not want the words, but the substance?—I will tell you; he got £6 from me.

47025. He got £6 from you?—Yes; I think that was what he got.

47026. Yes; you are quite right, so he told us; but what I want to know is, what was the substance of what he told you prior to the election. Did he say to you, that if you employed him and paid him so and so, he would use his influence?—Yes; just so.

47027. Was that it?—Yes.

47028. And I believe you did employ him then as a messenger?—Yes.

47029. As a messenger or canvasser?—Both as messenger and canvasser; he came backwards and forwards.

47030. Were you on any of the committees at that time?—No; none.

47031. Merely voluntarily acting as a supporter of Mr. Pim?—Yes.

47032. Did he give you at any time the names of his freemen friends who would be influenced?—I do not think he did. I am not sure, but I do not think he did.

47033. He remained, of course, in this capacity of canvasser and messenger up to the time of the election?—He did, so far as I know.

47034. Do you remember how many days it was before the election that he came to you?—I think about a week, or seven or eight days. There were only about ten days altogether.

47035. We know it could not have been more?—No; I think it was about a week.

47036. Did you give him a remuneration according to the number of days at all, or was it a lump sum?—A lump sum, as well as I recollect.

47037. Did he bargain with you for that lump sum

before he understood the service?—He did; or at least he said that was what he should get for being agent or messenger.

47038. £6?—Five or six pounds; I believe it was six.

47039. Six is what he stated?—Yes.

47040. But at all events the sum at which he valued his services, you agreed to give him?—I did; whether he asked more or not, I really could not say.

47041. Do you remember whether there was any higgling over the bargain at all, or did he propose at once to take the £6?—Well, I really cannot say.

47042. What sort of service did you employ him upon?—He said that he could bring a number of voters up, and be useful in going for them, and bringing them up, and all that sort of thing; and I really can hardly say that there was anything specified. I thought he would be a useful person.

47043. Do you remember whether in the interval between the bargain being struck and the day of the election, did he bring any other voters to you that promised to vote for Mr. Pim?—I could not say.

47044. You don't remember that?—I do not.

47045. Do you remember hearing on the day of the election whether he brought any voters up?—I think he told me he had.

47046. He told you he had?—He said he had; I think so.

47047. Did you understand from him that he had given any of these friends of his any share of the money?—I did not; no.

47048. Did he say what class of people they were; people in his employment?—I would take them to be the poorer class.

47049. Were they people in his employment?—I do not know that; I did not understand that. I did not know that he had any in his employment. I thought he was a working tradesman.

47050. Was M'Mahon that went over for him engaged in canvassing at all?—I do not think it, but I really could not say.

47051. He is a freeman himself, is he not?—He is; I think he is.

47052. You paid this £6 to Steed yourself?—Yes.

47053. Did you do that of your own accord?—Yes; I had no authority from anyone.

47054. Do you remember at that same election of 1865 was there any arrangement made for bringing up out-voters, people that lived in the country, and paying their expenses?—No; I am not aware of any.

47055. Did you advance any money for the purpose of paying the expenses of out-voters?—I think there was one or two called on me afterwards, after they had voted, and said they were at some little expense, and I think I gave it. What the amount was I cannot say; it was very small.

47056. Can you say whether any of those people that so called were freemen, because we have no concern with others?—I cannot say at all.

47057. Were there many of them?—Oh, no.

47058. About three or four?—I think about that, and do not even know their names.

47059. Do you know what is M'Mahon's name—is it Michael?—I could not say; though he is working for me for many years, I do not know his name except M'Mahon.

47060. Was he employed as a canvasser at all then?—I do not think he was; he may have been out, but I do not recollect.

47061. I suppose he voted at that election?—I think he did.

47062. He voted for Mr. Pim I have no doubt; did he ever tell you that he had got anything for it?—He did not; to the best of my recollection I do not think he ever did tell me.

47063. Do you know anything of the elections before 1865?—No, nothing; I never had anything to do with an election but that one, and do not intend.

47064. Mr. TANDY.—I suppose you were repaid this £6?—I was.

47065. By whom?—By a party from Pim's.

47066. Who was it?—He was the cashier.

47067. What was his name?—Fennell.

47068. Were you paid soon after the election?—No; not for several months, and I did not ask it, and I never knew anything about it, and he asked me was I out of pocket anything, and would such-and-such be sufficient to repay it.

47069. Did he give you more than the £6 for moneys you were out of pocket?—He did.

47070. How much did he give you for moneys that you were out of pocket?—I think it was about £90 or £100.

47071. Now the £6 was expended upon Steed?—Yes.

47072. What was the residue expended on?—Oh, there was a whole week; there were some others in the same position as Steed.

47073. That is what we are coming to; now Mr. Steed you employed as a messenger; did you employ any other parties in a similar capacity?—Yes.

47074. About how many?—I am not sure now; I think it was four or five.

47075. Were they freemen?—I do not think they were.

47076. You do not think that any of them were freemen?—I do not think they were.

47077. Do you recollect whether you employed any freemen except Steed?—Not to my knowledge.

47078. But they must have been paid at a higher rate than Steed to make up £90?—Oh there were many other expenses than that to make it.

47079. Were there any other expenses connected with freemen?—No.

47080. None other?—Not to my knowledge.

47081. Did you give any cards to persons by the way of getting remuneration for employment at the 1865 election?—No; not that I recollect.

47082. Were you aware at the time you employed Steed as a messenger that he generally voted for the Conservative party?—I really knew nothing about him; I never heard of the man before; he was brought to me by one of the men in my premises.

47083. But you gave him money for the purpose of securing his vote?—I employed him as a messenger, and I expected that he would vote no doubt. Whether he voted before or not I do not know.

47084. Mr. LAW.—He made a bargain with you that he would vote for Mr. Pim if employed?—He did not make a bargain about voting, and I could not say whether he voted for Pim—I suppose he did.

47085. Mr. TANDY.—It was very well understood that the £6 was for the vote and interest?—I would have given it to him whether he voted or not, on account of his getting other parties to vote. I did not know him, and I should not know him now if I saw him.

47086. Mr. LAW.—At all events, if not for his own vote it was that he might use his influence with others?—Yes, certainly.

47087. Mr. TANDY.—You are not aware that those others were freemen?—I am not aware.

47088. Mr. LAW.—Was a representation made to you that he was a very desirable man to employ for the purpose of influencing freemen, because he had a very large knowledge of them?—Yes.

47089. Mr. TANDY.—Do you know anything about the office in Meath-street?—No. sir.

47090. Have you any reason to know the number of cards distributed in 1865?—In Meath-street?

47091. No; but by Mr. Pim's agents?—No; not to my knowledge.

47092. Were there a great many men employed?—I cannot say.

47093. Have you reason to suppose that there were?—I have no knowledge whatever of it.

47094. Have you reason to believe there were sums like this £90 or £100 going about?—I have not the slightest idea of anything of the kind.

THIRTY-SECOND DAY.

January 5.

James Richards.

James Richards sworn and examined.

47095. Mr. LAW.—Were you engaged at the last election in any way?—I was, sir, from the 19th of October till the 18th of November.

47096. I believe you canvassed freemen in one of the wards, or did you canvass in more than one?—I canvassed only in the one ward—the South Dock ward.

47097. Of course you got a street list for the purpose of canvassing—you got all the street lists of the entire ward?—Not the entire, because there were two other gentlemen canvassing as well.

47098. Then you divided the streets among you?—Yes.

47099. And you got some streets, and the others got the rest?—Yes.

47100. What were the names of the gentlemen who were canvassing in the ward with you?—I do not know their names; I believe they were nephews of one of the gentlemen that had the conduct of the committee.

47101. Who was the gentleman whose nephews they were?—Langton, or something like that; he lives in No. 1, Lower Fitzwilliam-street.

47102. They were young gentlemen, I suppose?—Young gentlemen.

47103. Now, about how many freemen do you suppose were upon your list?—Well, there were not many; something about half a dozen, perhaps.

47104. Not more than about half a dozen?—Not more than half a dozen.

47105. I suppose you canvassed those?—I did.

47106. Did you get distinct answers from them all?—Some I did and some I did not.

47107. Have you got the list?—No, the lists were demanded of us and we gave them up.

47108. At the election?—I think the day before the election we gave all the lists up.

47109. To the committee?—To the committee.

47110. That is, to the South Dock ward committee?—To the South Dock ward committee, Alderman Durdin and Mr. Walsh.

47111. In fact, they got the book from you?—It was not a book, it was a paper list.

47112. Did you enter opposite the name of each voter the nature or substance of the answer he gave?—I did.

47113. Did you keep any copy of it?—I did not.

47114. Do you know the names of the persons you canvassed?—Well, I do not quite remember; I would know them.

47115. How many of that number gave you doubtful answers?—I think about four.

47116. Is Mr. Langford the gentleman you spoke of a while ago?—Yes, Langford.

47117. Robert Langford, 1, Lower Fitzwilliam-street?—Yes.

47118. There were two nephews of his?—I do not know that they were nephews. One was a nephew and the other was related—two young gentlemen.

47119. You only canvassed about six altogether?—There might be seven; about that. I may state that I was canvassing all that time, and that what the other gentlemen that preceded me on the table had to say I have to say, that I never got a penny for it.

47120. Were you present at the signing of any of those papers?—I do not remember; I do not think I signed one.

47121. How many of them gave you answers that indicated that they wanted to be remembered or to be paid?—I think four.

47122. Can you give us the names of any of them?—There were a father and son, ship-carpenters. I am very bad at remembering names particularly, and it was only at half-past nine o'clock that I got the summons.

47123. What street were they in?—They were in Lower Erne-street, one man that refused to give me, and his father lived in Lime-street.

47124. Did they denote more or less clearly that they wanted something for their vote?—They gave me to understand that.

47125. Were there a couple of others somewhere else?—Well, there was another man in M'Clean's-lane.

47126. Do you remember what his name was?—I am very slow in remembering names. I would have done it if I had time, but I had not. The summons said I was to bring any papers, but I had nothing.

47127. Where was the fourth man?—If it is only the freemen you want I can get the names for you. It was stated, I think, by Mr. Meredith that I was a paid canvasser, but that was not the fact; I never got a penny piece.

47128. I suppose it was some person of the same name?—Oh, it was not, sir; it was I.

47129. Mr. TANDY.—I suppose you signed a gratuitous service paper?—I do not remember that I did; I do not remember that I was asked.

47130. Mr. LAW.—Be good enough to let us have those names to-morrow?—Very well, sir—the freemen?

47131. Merely the freemen that gave you those doubtful answers?—Quite so, sir.

(Adjourned.)

THIRTY-THIRD DAY.

January 6.

THIRTY-THIRD DAY.

THURSDAY, JANUARY 6, 1870.

James Richards.

James Richards further examined.

47132. Mr. LAW.—Have you the names you promised us last evening—the list of freemen who during your canvass told you they would not vote unless they had been paid?—Yes (*hands in the list*).

47133. The names are—John Warnock, Lower Erne-street, Robert Warnock, Barrow-street, and M'Cormick, M'Clean's-lane. Have you M'Cormick's Christian name?—No.

47134. Then there is the name of John Sanders, Sandwich-street?—He refused to vote, but did not impose any conditions. The others would vote, on conditions to be paid for their time.

47135. Mr. Sanders simply refused to vote?—He did not give me a decided answer.

47136. Did he say he would not vote at all?—No. I think that is all.

Mr. William Ormsby.

Mr. *William Ormsby*, further examined.

47137. Mr. LAW.—Have you the accounts of the expense agents for 1865?—No.

47138. Have you them for 1868?—No, I gave them all to Mr. Todd; I have not any of them.

47139. The accounts you gave us on the first day were those of Sir Arthur Guinness and Mr. Plunket, which were given you by Mr. Meredyth?—Yes.

47140. Had you any charge of the accounts delivered to you by Mr. Fitzgerald and Messrs. Molloy and Watson on behalf of the two other candidates?—Yes, I gave them to Mr. Todd; I gave him Mr. Fitzgerald's vouchers and accounts which Messrs. Molloy and Watson gave me. I did not give these the first day, but I searched and found them the other day. The accounts were mixed up, and I got these accounts the other day.

47141. On the first occasion we got Sir Arthur Guinness and Mr. Plunket's accounts, and upon the second occasion you gave Sir Dominic Corrigan's accounts and vouchers?—Yes.

47142. And the accounts of Mr. Pim?—I have no vouchers, but I gave in the accounts.

47143. Have you other accounts?—I have none others.

Mr. William Ormsby.

47144. We want to ascertain about the accounts of 1865. They were rendered to you in the usual way. You got the accounts from Mr. Gibson I presume from Mr. Vance?—I suppose so.

47145. Did you return them?—I suppose I did. I have not got them. I return the accounts at the end of six months.

47146. Is it your impression that you handed the election accounts of Mr. Vance?—I either gave them back, or they have been destroyed. I have not got them.

47147. Who was the expense agent for Mr. Vance in 1865?—I cannot say, but I think it was Mr. Barker.

47148. Did you hand back the accounts to him?—I have not the slightest recollection. I suppose he must have got them. I have the accounts of Colonel White for 1865.

47149. That was the county election?—Yes. They never called for those accounts, so that I still have them.

47150. Did you hand back the accounts of Mr. Guinness for '65?—I have not the slightest recollection of what became of them. I have not got them. It was in Colonel White's box, I found these two small accounts, and I do not know how they got there.

[Mr. *Samuel Tudor Bradburne* here addressing the Court, said, Mr. Barker was the joint expense agent for both candidates.]

47151. Mr. LAW to Mr. *Ormsby*.—Have you any of the accounts of 1859?—I have no accounts at all. There is no account that I have not given up. I searched and had my clerks searching, and every account that I had to my knowledge in my possession I have given up.

47152. When you said as to the accounts of 1865 that you have not got, that you either returned or destroyed them, can you say with certainty whether you returned or destroyed the accounts?—I cannot say.

47153. Have you upon any occasion destroyed the papers of election accounts?—I destroyed a great number of papers.

47154. Every one does so, but these are papers it is imperative upon you as a public officer to keep safe or return to the proper owners. Have you ever destroyed the accounts of election expenses?—No. I do not know as to these accounts in particular, but I destroyed a great number of papers—a great number of documents connected with elections, for instance, documents of my own.

47155. The expense agents' accounts are not your own?—These papers of Colonel White's I would not mind destroying if I wanted the box.

47156. You had better not state what you would do. When you say you gave them to the owners, or destroyed them, do you mean to imply that you actually did destroy them?—Not to my knowledge.

47157. Do you think it is likely that you did?—I never thought on the subject.

47158. Do you remember destroying any election agents' accounts?—No.

47159. Is it likely you would have destroyed documents of that kind which were entrusted to you as sheriff?—If they are not amongst the documents, they must have been returned or destroyed.

47160. But considering that you were the trustee for the owner, should you not have taken care of these documents?—I do not think I am bound to take care of them longer than a certain time.

47161. We shall not discuss the question, but have you any ground for suggesting that you did destroy them?—Not more than what I told you.

47162. Do you recollect Mr. Barker giving them to you?—No, I am sure I did get them, but I have not any recollection of the exact fact.

47163. What is your *bona fide* belief? Do you believe you handed them to the owner or destroyed them?—As I said before in all probability I gave them back. I said that from the commencement.

Mr. *Bradburn*.—My impression is, gentlemen, that the documents were returned to Mr. Barker.

Mr. *Ormsby*.—I say so too, but I cannot actually say that he got them. I have not the slightest recollection.

47164. Mr. LAW.—There was not any necessity for suggesting that you destroyed these documents.

Mr. *Ormsby*.—They must have been handed back or destroyed—they have not been suppressed. I searched myself for them, and I also got my clerks to search for them, and we have not found them.

Mr. *Arthur Molloy*, further examined.

Mr. Arthur Molloy.

47165. Mr. LAW.—I believe you were conducting agent for Mr. Pim at the election of 1865?—I was, sir.

47166. Was it yourself individually who were the conducting agent or was it your firm?—Nominally it was myself, but in reality it was the firm.

47167. Properly speaking you were the conducting agent, and Mr. Watson was the expense agent?—Yes, both nominated under Mr. Pim's hand.

47168. The election was upon the 15th of July. How many days before that do you remember had Mr. Pim's candidature begun?—I think it began either nine or ten days previously.

47169. Had there been any regular organization?—Oh, no.

47170. Prior to that, or for the purpose of promoting his candidature?—Oh, no; it was a regular scramble; we lost two days in engaging our tally-rooms, so that we in reality only commenced working the election on the Monday of the week in which the election took place.

47171. On Monday, the 10th?—Yes, and the election was on the 15th.

47172. I suppose you did something towards canvassing?—We issued Mr. Pim's address and sent it to every voter on the register.

47173. Nothing more than that?—Nothing more than that.

47174. May we take it in substance that nothing was actively done towards promoting his ultimate success except in issuing the address till the Monday?—You may.

47175. Then, in fact, there remained only four clear days?—You may take the whole of that week.

47176. It began on Monday?—Just say a week. It is so long ago I have a confused recollection of it, and we were in such a state of confusion and excitement we may have been doing something on the Saturday.

47177. But for the purpose of the active canvass we may take it that the work begun on the Monday?—I think you may.

47178. Where were the principal rooms taken?—The chief rooms were taken in Suffolk-street.

47179. Were any rooms taken at any portion of the time before the day of the election in the Liberty or in that direction?—Yes, a house was taken in Meath-street.

47180. Were these taken on the 12th (the reason I come to that at once is that we got that date yesterday from one of the witnesses)?—Yes.

47181. Was that correct?—I can't tell the exact day.

47182. We got a card handed to us yesterday by Mr. Connell, in which your name appeared, as well as that of Mr. Clay, dated the 12th of July, and he said it was after that card was signed?—That card was dated the 14th; but, however, it does not make much matter; the room was taken on the Monday; and all the rooms were taken as near the same time as possible. Several gentlemen interested themselves, Mr. M'Sheehy and others, in taking these rooms.

47183. Had you more than one set of tally-rooms in that part of the town?—I think not; the list of the tally-rooms is referred to in the election account.

47184. Is that your signature on that card [*card handed to witness*]?—I suppose it is, sir.

47185. Is the date to it yours?—No; that is Mr. Clay's handwriting.

47186. What was stated to us yesterday, and perhaps it is substantially correct, was that the rooms in

THIRTY-THIRD DAY.

January 6.

Mr. Arthur Molloy.

fact in Meath-street were not taken till the day that was signed. As I understood Connell, he waited until he got the authority conveyed by that card before he did anything, and I gathered that he took the rooms himself?—I do not think that is correct. I think the rooms were taken as soon as possible after Mr. Pim's address was issued.

47187. That was the week before?—I think the rooms must have been taken on the Saturday.

47188. You say Friday was the day of election?—Saturday, the 15th.

47189. What day is that?—Wednesday.

47190. Mr. MORRIS.—You refer to the rooms in Meath-street?—Yes.

47191. Mr. LAW.—All the rooms were taken on the Saturday—in or about that?—In or about that—yes; perhaps on Monday; those were the first instructions we gave to the agents.

47192. When you took the rooms that was the first step?—Yes.

47193. After the publication of the address?—Yes.

47194. You printed, I presume, voting cards or cards soliciting votes along with the address?—No; we could not have sent cards at the time, the sheriff not having fixed the day of the polling.

47195. Well, after the rooms were taken, which we will now assume to have been taken either on the Saturday or Monday—what was the next step taken?—The next step was, the city was divided into wards, and we asked gentlemen to assist us, and we appointed them to preside over the different wards.

47196. Did you avail yourselves of the ordinary organization of the Liberal ward committees?—As far as we possibly could.

47197. Was any step taken to employ canvassers to go through the different wards and canvass?—Oh, yes, those steps were taken by the respective ward agents.

47198. We are only, of course, here dealing with the freemen—was there any special organization for the purpose of canvassing the freemen?—Well, there was; the organization consisted in this, that when we started we saw the freemen were in very considerable numbers, and it was absolutely necessary in consequence of their places of meeting—in point of fact, from the entire management of such a thing—it was the first election we ever took any prominent part in, to place ourselves in communication with a gentleman interested in Messrs. Pim's business, residing in Weavers'-square, of the name of Richard Eustace.

47199. What was his name do you say?—Richard Eustace; and we asked Mr. Eustace, being a client of ours, to give us any suggestions and he said that it was utterly impossible to do any good with the freemen unless there were some persons organized to call meetings and to address the freemen, and we determined upon getting men upon whom we could rely, and we instructed them to go up amongst the freemen and to avoid any reference to politics, and only to speak of Mr. Pim being a large employer; and, in point of fact, if they were asked anything about Mr. Pim's politics, to give the question the go-by, and there were several gentlemen who had influence up there, and among others Mr. Flint, who was in the employment of the establishment.

47200. What was his name?—I think it was John.

47201. Where did he live?—I think he lived in Sandymount. He was in the employment of the Messrs. Pim at the flour mill.

47202. Was he a freeman himself?—I think he was. And then we got those cards printed, and we handed those cards to those gentlemen.

47203. You handed those canvassing cards?—Those canvassing cards.

47204. Do you mean to Mr. Flint?—To Mr. Flint, to Mr. Phillips, to Mr. Edwards. I think the names are on that card.

47205. There are four names on that card—Phillips, Moran, Maclean, and Edwards?—Yes.

47206. Mr. MORRIS.—There is one more?—And Fitzpatrick.

47207. Mr. LAW.—And Fitzpatrick, you say?—Yes.

47208. Did you give any to Mr. Eustace?—I am inclined to think I did not. I might have given to him, but I do not think I did.

47209. Did Flint have any of them?—Oh, certainly; oh, yes.

47210. Then that would be six?—Yes.

47211. Do you remember, if I am not interrupting you, giving any to Mr. Connell?—No, I do not.

47212. Well, those gentlemen whose names you have mentioned, were they all, as far as you remember, freemen?—Oh, I think not. I think Flint was the only freeman, as far as I know.

47213. Those others—the four that you have on this card—were they connected with Mr. Pim's establishment?—Every one of them. They were superintendents in George's-street.

47214. Was it in consequence of the business connexion with the artisans of the Liberty that they were employed?—Oh, certainly.

47215. That was the idea, I suppose?—Yes, Mr. Pim has an establishment in connexion with Mr. Eustace, and employs an immense number of freemen, or an immense number of persons that we presume to be freemen.

47216. Just go on to tell us what was done?—Well, after the issuing of those canvassing cards, we, in point of fact, did nothing in reference to canvassing ourselves—that is, Mr. Watson and myself—we remained in the committee-rooms.

47217. Did you put the active management of the canvassing, and everything up to the day of the election in the hands of those gentlemen?—Certainly, it was utterly impossible that we could do it ourselves. It was a regular scramble. We had no organization, or no person to refer to, and we had no committee unfortunately; and, in point of fact, Mr. Pim could not be spoken to, his time was so much taken up.

47218. It was, as you say, a regular scramble?—It was a regular scramble at the time.

47219. How many of those canvassing cards did you get printed, do you know?—Well, I couldn't say.

47220. Do you know how many were issued?—I do not.

47221. Were those six gentlemen whose names you have given us to distribute those canvassing cards and ask any person to whom they were given to canvass for them?—Yes; the card speaks for itself. (The card says, your duty will be to call on persons and request them to vote for Mr. Pim, and return the result.)

47222. When were those cards printed?—I should think they were printed off early on the Monday, for I see that some of them are dated on the Monday.

47223. On the Monday?—On the Monday and Tuesday.

47224. Did you retain any of them yourselves in the office?—Oh, certainly.

47225. But were the most of them distributed among those six persons upon the Monday?—They were; they had a discretion.

47226. Now, we are only dealing with the freemen here—were those to be given largely among the freemen?—No, not particularly.

47227. I do not mean as distinguished from others. Was the idea that a number of them should be distributed among the freemen?—Oh, I may tell you that any that were given to Mr. Flint were to be distributed among the freemen, because that was his special branch.

47228. Was there any idea that by giving them this employment their votes would be influenced—I suppose there was?—No doubt of it.

47229. That was the object of it?—I do not say that was the entire object of it. I must certainly say that we expected a great deal of assistance from this, and that we did derive assistance and great assistance from it.

47230. I suppose it was understood that those persons who were employed should be paid?—No doubt of it.

47231. Was there anything fixed at the time of the

issuing of the cards?—There was nothing fixed upon, and we intended paying them pretty liberally, but we found the numbers were so large that it would be utterly impossible to pay them more than at the rate of 10*s.* a day.

47232. You say that in fact you thought there would not be so many of them, and you originally intended to pay a little more liberally?—Yes, we did.

47233. But finding there was such a number, you altered your original intention?—I think that was the reason that induced us to cut it down.

47234. To cut it down to 10*s.* a day?—Yes.

47235. Now, had you considered the propriety and legality of that?—Certainly; we gave it very anxious thought, and consulted our advising counsel, Mr. Charles Coffey, and he referred us to some English case where there was an enormous number of canvassers employed.

47236. Have you any idea of what number of freemen were so employed—I suppose you have it all in your books?—I have. Mr. Todd got an analysis made of the accounts.

47237. I have been just glancing over them, and there is not much difficulty in following the entries in them from beginning to end. It is exceedingly clear and satisfactory as far as I can see. I see the number of canvassers altogether ultimately paid was 748?—Yes.

47238. How many of those were freemen?—I should think fully two-thirds of them.

47239. Now we can ascertain that more precisely; but would you say about two-thirds?—About two-thirds; the name of everyone of them is returned in the election accounts.

47240. Did Mr. Eustace give any assistance in the matter—I suppose he did?—Oh, most material assistance.

47241. Did he convey to you in any way that it was a desirable thing to do this?—Well, I think, in general terms he did. He stated that he himself would get some friends of his to go round.

47242. Did he suggest to you that that would be an effectual way of securing the votes of a large number of the freemen—by liberally employing them?—Oh, I think he did; I think it was so patent that it required no suggestion.

47243. It was, in point of fact, after consultation with him, or was it at his suggestion?—I think it was.

47244. You mentioned his name originally?—Oh, yes; we asked his advice how to communicate with the freemen, and got information from him.

47245. And, I suppose, liberal employment was the thing that was determined on?—I think it was after Mr. Eustace had made some inquiries among them, we came to the conclusion that we should have to give some authority. I think that those cards were issued originally more with the idea of giving the persons having the cards authority to address the freemen, and afterwards it degenerated.

47246. You spoke of Mr. Eustace's suggestion as to the necessity of employment?—I only speak from memory.

47247. Of getting up meetings and addressing them?—Oh, certainly.

47248. I suppose that was done also?—It was.

47249. Done by any leading men?—I think it was done by Mr. Eustace.

47250. Those other gentlemen, whose names you have given—did they take any part in it?—I don't think they interfered with it at all in that way; I think they were all through the wards.

47251. Canvassing?—Canvassing and bringing in reports.

47252. Did they give out any tickets?—Oh, yes; I think so.

47253. They had tickets given to them for the purpose?—Oh, yes; certainly.

47254. Did any of the officers of the Liberal Registration Society assist you in the matter—Mr. Connell, for instance, whom we had here yesterday—did he give you any assistance in the matter?—Mr. Connell was employed with us as an ordinary clerk, in the committee-rooms, and I was very much surprised to find that when any gentleman would come in to know if his name was on the register, that a small card with his number on the register, would be handed to him, and initialed by "B. C."; and after the election several of those cards were produced to us for payment, and we refused to pay them. Mr. Connell exceeded his duty altogether. He had no right to do it.

47255. Mr. Connell was acting in your office?—Yes.

47256. In the Suffolk-street office?—In Suffolk-street.

47257. And whenever anybody came in to make inquiry about his being all right on the list, Mr. Connell, in many instances, gave him one of these cards?—Yes; adding the number of the voter on the register; and signing his initials; and several people produced these cards afterwards and said they expected to be paid, and we refused to pay them, and we were processed.

47258. What number was there?—There was an immense number.

47259. Fifty or sixty?—More.

47260. Eighty?—When they saw that the Lord Mayor ruled with us, we heard no more of them.

47261. The only reason I ask you is that Mr. Connell yesterday handed us in a printed list of the freemen?—I never heard of it before.

47262. With his initials marked opposite a certain number of names, which he said amounted to 127 or 126?—Yes.

47263. I want to know whether you paid any of those 126, as far as you are aware?—I am afraid we did—that is if they produced any cards like this.

47264. Am I to understand you, then, that the only draft you honoured was what was written on the large card, and not the smaller one?—We may have done so in one or two instances of the others, but, except by mistake, only these.

47265. Can you say whether Connell had not charge of some of those cards also?—Well, I was prepared to swear yesterday that he had not, but when I went in to examine the cards, I found some of them with his initials on them.

47266. They were paid accordingly?—Certainly.

47267. And all the 748 persons who were paid, some of whom were freemen, were retained upon cards like that in your hand?—I could not say all.

47268. There may be a few exceptions?—I think you may take it generally speaking.

47269. But those that you dishonoured were orders written upon this sort of card?—Oh, there were no orders at all; merely the number on the register and Connell's initials. If it was "202, B. C.", the meaning of that would be that the voter was No. 202, on the register, and B. C. would be Connell's initials.

47270. And on cards like that I am told there was always written at the time of the issuing of the card to the voter the number of days canvassing?—No; we dated the days canvassing from the date of the card.

47271. And from the date of the card you counted so many days till the polling?—Exactly.

47272. So that if on the day of polling, as happened in some instances, a canvassing card was given out to make matters smooth it might be dated three or four days back?—We could only depend upon the honour of the agents who gave out the tickets; we gave them positive instructions.

47273. You meant to pay and did pay any of those cards that came in as far as you know, with the signature or initials of the agents?—Certainly, with the signature or initials of the agent to whom they had been handed. A card coming in without the name of anybody to it would not be honoured.

47274. Mr. MORRIS.—When were those printed?—Those were the first things we did.

47275. Mr. LAW.—After issuing the address?—The address and they were at the same time; this was in lieu of a personal canvass.

47276. Where were those cards lying—those small

cards?—Those small cards were lying in every committee-room; we had them printed off in thousands.

47277. And where were the larger cards—I suppose they were lying there too?—They were lying up in our private office.

47278. I presume it would not have been at all an unnatural thing, if Connell who had a large knowledge of the freemen, which I suppose was one of his recommendations to you, came to you and said, "there is a very useful man; shall we give him a card," that you would give him the card?—I think it would be exceedingly likely.

47279. So that many of the cards that bear his signature may have been given to him in that way?—I think so; I had such expectations of the value of Mr. Connell's services, that I am perfectly sure he asked us for these cards.

47280. Did many people besides those who got the cards come to the central committee-rooms asking for employment?—Oh, numbers.

47281. How many?—It would be very hard to say that, because I distinctly remember half a dozen faces that I saw there perpetually that we never could get rid of.

47282. Haunting you?—Yes.

47283. Besieging you?—Besieging us from morning till evening.

47284. May we take it that any considerable portion of those were freemen?—Well, I could not say.

47285. I suppose they belonged to one class?—A great many of them told me they were freemen and I searched the register and found that a man who had declared he was a freeman was not on the register, and I did not believe one of them after.

47286. I suppose one of the recommendations put forward was that the applicant was a freeman?—No; not generally, it generally was that he was either a voter or could influence the freemen.

47287. Now I notice that in your accounts there is a considerable expenditure for cars; how many cars did you employ?—There is a list of them there.

47288. You employed I see 1,748 cars?—Yes.

47289. Now I suppose there was a considerable number of those cars belonging to the freemen?—I don't think they were; I think they were nearly all belonging to the different stands in the different wards, I do not know what was the class we employed; we never inquired.

47290. I am sure you did not; but are there not a considerable number of the car drivers that are freemen?—I could not say.

47291. Those 1,748 cars were employed for the time that you were at work?—In fact from the very commencement.

47292. For eight days?—From the very commencement.

47293. I see £1,530 paid for the services of 1,748 cars for eight days?—We were anxious to engage those cars to prevent the other side getting them. The cars were very busily engaged during the week.

47294. Did you employ a number of cars on the day of the election to bring up the voters to the poll?—Oh, yes.

47295. Five hundred I see were employed on the day of polling?—Yes.

47296. That is included in the former item of £1,530?—Yes, included in that item.

47297. Did you employ not only car drivers on the day of election with the 500 cars, but agents looking after the voters; apart, I mean, from the canvassers?—Well, I think we did; I think we had several young gentlemen from Mr. Pim's counting house, who were very active, and I think they had friends scattered all over the city.

47298. And I suppose they were all paid?—No; I do not think they were; I think I heard a complaint that they were not paid, afterwards. They thought they would have been. I am not sure whether they were or not.

47299. I see an item here of car agents, men employed to watch the cars, and see that the carmen did their duty; what class of people were they?—There was one man who was the head over them all, a man that was from Mr. Pim's stable, a man named Packenham. The others were generally the car owners, that is, they had a great number of cars.

47300. Were any of those freemen?—We never inquired; we had not time.

47301. But from your knowledge of Dublin, would you say that any of those car agents were freemen?—Well, there is such an immense number of freemen, there might be.

47302. Are the names of those car agents in your account; I suppose they are?—If you show me the account; I think they are.

47303. Mr. TANDY.—Do you recollect how many car agents you had?—The account will tell. I do not think we had very many. (*Account handed to witness.*) We had 114 car agents.

47304. Mr. LAW.—Is there a separate heading there?—Yes, of the names and the amount paid.

47305. They are all numbered?—That number refers to the receipt.

47306. Still, they are numbered in series?—Yes.

47307. The last number is the number of the people employed, as well as of the receipt?—Yes.

47308. Do you remember whether any arrangement was made for paying the expenses of out-voters?—Yes, we arranged that in Suffolk-street.

47309. And those out-voters, I presume, who asked for their expenses were paid?—Oh, certainly.

47310. Will you tell us now whether any of the non-resident freemen were paid?—Every out-voter that we could find got his expenses.

47311. No matter what he was?—No matter what he was.

47312. Are those expenses in this account?—I should think they are.

47313. I suppose you had not very much time to have a correspondence with those gentlemen, but can you say whether you did endeavour to issue your address and voting card to the non-resident as well as the resident electors?—We issued a special advertisement to out-voters, that if they would send their names and addresses we should be happy to send them railway tickets of the different companies.

47314. Have you got a copy of the advertisement?—No; but it is the usual advertisement.

47315. Did you intimate in the advertisement that you would pay their expenses, no matter what way they voted, whether for or against you?—Oh, we did not say so, but the payment was depending on the way they voted.

47316. Was there anything in it to indicate to the voter that you meant that he should come up and vote for you?—Well, the advertisement was signed "Arthur Molloy, conducting agent for Jonathan Pim," and requested them to send their names and addresses.

47317. And suppose a man had come in after the election was over, who had voted against you, would you have paid him?—We paid one man.

47318. But that was by accident?—Well, it was, and he was a clergyman, he voted for Mr. Guinness and Mr. Pim.

47319. Well, but that was nearly as good as a plumper for you?—Oh, by no means.

47320. Did you hear whether he got paid his expenses also from the other side?—Well, I made inquiries, and I was not successful in finding out. I applied to my friend Mr. Goodman on the subject.

47321. Can you tell us would the entry of that payment be among the sundries?—I think it would.

47322. I see "travelling expenses" here; I suppose it is in that? I see one clergyman here; is this No. 3 the man that got the travelling expenses from you?—I think it is.

47323. We will not gazette him; it is a good name. I need not go through all these, you have given us the most explicit information we could ask for. You have given us, I suppose, all the persons employed in every

capacity?—That is the total expenditure connected with the election; and the reason I had for the account being so carefully prepared was, that Mr. Pim said that he would have no management whatever over the money part of it, that he would leave it all to us, and that made us doubly anxious; and we vouched that account with one of Mr. Pim's sons.

47324. And you kept an accurate account of every shilling expended?—Of every shilling.

47325. If all election accounts were of the same character we should have less trouble in investigating them. Of course you acted for Mr. Pim at the late election?—I did, sir.

47326. Before I pass away from 1865, can you tell us whether you know of any other expenditure on Mr. Pim's behalf besides what passed through your hands in 1865?—I do not, except from what Mr. Meyers swore, and that is referred to in the account.

47327. Mr. MORRIS.—Is that referred to in the account?—It is.

47328. Mr. LAW.—Then I suppose the amount was repaid by you to Mr. Meyers?—No, it was paid in William-street, and then we were told to charge it in the expenditure, and take credit for it.

47329. Mr. MORRIS.—So that all the expenditure is here?—I believe that all expenditure of every nature whatever connected with 1865 is in that book.

47330. Mr. LAW.—Do you know is there any expenditure here except what passed in the first instance through your hands, or Mr. Watson's, and Mr. Meyer's—is there any expenditure of Mr. Pim's?—He incurred nothing.

47331. So far as you believe?—So far as I believe, he incurred nothing—not even the expenditure of a car.

47332. Apart from applications made by the holders of these tickets, were there any other demands made upon you after the election?—Oh, there were demands made for imaginary employment. The Lord Mayor, in one or two cases, asked us as a matter of charity to give some of the claimants something.

47333. What class of people were they, or can you tell us from recollection, whether many of those applications were from freemen?—I could not say; we never inquired, we were so thoroughly disgusted; we were haunted for money after the election.

47334. And I suppose after a certain amount of attempted litigation in the Lord Mayor's Court, the thing ceased?—It did.

47335. It is not going on to the present time?—No; the Lord Mayor saw that Mr. Connell had no authority to issue those cards, and he at once dismissed them, and we heard no more of it.

47336. Then, in point of fact, for our purpose, the employment and retainer of freemen irrespective of the authority to retain them, would be represented by the number of freemen upon your list who were paid, and the number of freemen who contracted with Mr. Connell?—Well, we did not acknowledge Mr. Connell's authority at all.

47337. Apart from the liability to pay, suppose you never were bound to pay them a penny, which I assume for the present, that list of 126, with the exception of one or two who may have been paid by mistake, ought to be added to your list of canvassers, for the purpose of ascertaining how many freemen were dealt with in that way?—I think not.

47338. Why?—Because if we paid any of Connell's men, they are included in that list.

47339. Payment is no part of our inquiry, whether authorized or not. It is enough for our purpose that freemen made a bargain to be employed?—I think they are included in the account.

47340. Connell's 126 are not in that list?—I think you will find on reference to it that they are.

47341. Mr. TANDY.—Then they were paid?—Certainly they were paid.

47342. Mr. LAW.—You refused to pay any of those small cards?—Yes.

47343. But you think that of the 126 whom Connell has returned in his list, the majority, or nearly all of them, got cards of that kind?—Certainly.

47344. Mr. MORRIS.—So that there is only a small portion of them excluded?—I would say so.

47345. You only honoured that draft (*referring to the larger card*)?—Yes.

47346. And you dishonoured this draft (*referring to the smaller card*), but then nearly all are included in that draft?—Yes.

47347. Mr. LAW.—In point of fact you did pay all Connell's orders that were upon cards of that kind?—Yes.

47348. Mr. TANDY.—It comes to this that, in point of fact, you did authorize the issue of cards by Connell to the extent of about 126?—We authorized the issue of cards; I could not say to what extent.

47349. Mr. LAW.—The whole would be represented by the amount ultimately paid?—Certainly.

47350. Was 748 the number of those, no matter who issued the cards that were paid?—Yes, that were paid

47351. Now passing on to 1868, you acted then also, of course, for Mr. Pim?—Just in the same way.

47352. Did you retain as many canvassers in 1868?—No; we managed differently; we had time to make some kind of an organization, and what we did in 1868 was that we appointed as before our ward agents, and we gave them in order to give them a kind of position in their wards power to employ their own clerks and messengers, and if they thought it advisable two or three canvassers and every day a return was brought to the central committee-rooms of the names of the voters waited upon and the result, and then each second day probably we used to make out a tot.

47353. Mr. Watson in 1868 was expense agent?—No, he was not; Mr. Wybrants our cashier was expense agent; but he was sitting in the office.

47354. What was the entire amount paid for canvassing last year?—I should think it was between £300 and £400.

47355. I have the account summarised in the same way?—Yes.

47356. Were you aware immediately before the last election of any applications being made by freemen for money or any other advantage, for their vote?—Well, I could not say that they were by freemen. I take it for granted that there were some freemen; they only said they were voters; in some few instances they said they were freemen voters.

47357. But there were applications made by persons who alleged themselves to be voters?—Yes.

47358. Were they numerous?—Enormous.

47359. You had a longer period to prepare the last time?—We had.

47360. How long was this sort of thing going on?—I think we commenced our work about six weeks before the election or two months.

47361. Were you besieged all that time in the same way?—Oh, no; we were not at the commencement. I may mention that as we had time to consider, we were a little stiffer with those gentlemen than on the last occasion, and they did not find access so easy. We barricaded up the place, and they did not find admittance so easy.

47362. I presume the result of each day's canvass was made known to the central committee from the several ward committees?—The rule was that they should be over each day at five o'clock. There was a large sheet with the name and residence of the voter, and then there were regular columns with "Pim" and "Corrigan," "Guinness" and "Plunket."

47363. And was there a column for observations?—Oh, certainly, and according as each man said he would vote his name was entered in one column or another; and then the observation was "perfectly safe" or "doubtful," or "requires to be seen by Mr. Pim." A great number of gentlemen refused to vote unless Mr. Pim or one of his sons went to them.

47364. What became of the immense multitude of returns that came in?—They were in Mr. Fitzgerald's office; I left them with him at the time of the preparations for the election petition.

47365. They are there still?—Oh, certainly; they were there three or four days ago; and they might have sent them up.

47366. I presume that in a very great many instances there were observations such as "doubtful" or the like opposite the men's names?—Yes.

47367. I suppose if such a thing happened as that a voter, even a freeman, suggested that he would like to get something for his vote, was that put down nakedly?—I think it was. I think in some instances the word "dangerous" was written after a man's name.

47368. Or "wants payment for his time"?—Or something of that kind. The instructions that we gave were I believe firmly complied with, that the positive answer no matter what it was should be returned.

47369. You had no technical term such as "doubtful" or "does not know his mind"?—No; we were instructed by letter and by word of mouth, from Mr. Pim, that he would rather lose his seat than be guilty of the slightest act of corruption; and he told us that the House of Commons was in such a pure state that the first man that was caught would be certainly convicted, and he cautioned us as much for his sake as for anything else.

47370. Were you aware of any instance before or after the election in which there was any bribery on the part of Mr. Pim or anybody acting for him?—Certainly not; and I do not believe there was one shilling spent that way.

47371. Do you know of any instance in which a freeman was paid for having voted for Mr. Pim?—I know no instance whatever.

47372. I do not say by Mr. Pim, or by you, or by anybody authorised by you, but did you hear of any instance in which a freeman voter was influenced by money, or bargained for money, or other advantage, in Mr. Pim's interest?—I heard a great deal in a chaffing way from my friends on the Conservative side, but seriously I never did.

47373. There was a petition presented by Mr. Plunket against Mr. Pim's return?—Yes.

47374. And by that petition a scrutiny was sought for the purpose of reducing the number of votes, and there was an allegation also of bribery?—Certainly there was.

47375. Did you investigate those cases of alleged bribery?—We did, everyone of them. We waited upon every voter alleged to have been personated, and alleged to have been bribed, and several of the persons alleged to have been personated had voted for Sir Arthur Guinness and Mr. Plunket, and some of those alleged to have been bribed by Mr. Pim did not vote at all, or voted for Sir Arthur Guinness and Mr. Plunket.

47376. I suppose the petition was got up in a hurry?—They never had the slightest intention of prosecuting it.

47377. It covered a good deal of paper?—It cost Mr. Plunket £13 6*s*. 8*d*. out of his £1,000.

47378. Then I take it, for our purpose, that you cannot give us any information as to any instance that you heard of, of any freeman who was improperly dealt with for his vote on the last occasion?—As far as it was possible we acted up to the instructions given by Mr. Pim.

47379. I do not care whether it was in such a way as to compromise Mr. Pim or his agent; that is not what we are inquiring about; but did you hear of any instance in which a voter was induced to vote for Mr. Pim in consequence of any bargain with him?—Is it a money bargain?

47380. A money bargain?—Certainly not.

47381. Or loan?—Certainly not; no undue influence. A great many men voted for Mr. Pim solely out of personal friendship.

47382. I mean, did any case come to your knowledge, apart from what was in the petition, which we have in black and white, was there any other case that came to your knowledge in which anybody was alleged to have been induced to vote for Mr. Pim by being tampered with?—Never, sir.

47383. I mean, of freemen?—Never, sir.

47384. Mr. TANDY.—In 1865 may we assume that there was a considerable quantity of the canvassers employed who did not do what you would call actual *bonâ fide* service?—Well, it is hard for me to answer that question.

47385. In comparison with the money received?—Oh, I can say this much. Our instructions were very definite, not to give those cards to men who would not work; and I firmly believe that they did work, and work very zealously, because four or five gentlemen called on me, and told me to draw off some of my canvassers, that they were bothering the life out of them—a fresh man coming into them every five minutes.

47386. Do you consider that in 1865 that 748 paid canvassers were necessary?—I do most certainly. The constituency exceeded 11,000, and I do not think that was an undue number for five days' canvassing.

47387. In addition to them you had the ward organization?—Yes.

47388. Had you not, in point of fact, the assistance of the whole organization of the Liberal club?—We did not get from them as much assistance as we thought.

47389. Some of them?—We employed our own solicitors. I think the only gentleman we got assistance from was Mr. M'Sheehy.

47390. Were there not Liberal ward committees organized in 1865?—Not till 1868, after Sir Dominic Corrigan appeared in the field.

47391. In 1865?—Certainly not; no ward committees at all. We had our own agents employed by Mr. Pim himself.

47392. Besides those, were there no volunteers canvassing?—There was, of course, an immense number of volunteer canvassers.

47393. In addition to these volunteer canvassers, do you consider that 748 paid canvassers were absolutely necessary?—We could not depend upon the volunteer canvassers; we could not trust Mr. Pim's interests to gentlemen who were not bound by any tie to act for him.

47394. Did you think that you could trust those paid freemen canvassers more implicitly than volunteer canvassers?—At the time those cards were issued we had not a single volunteer canvasser.

47395. Do you think it very likely?—I do not know; I could not tell you; I had not very much time to consider the matter at all.

47396. Did you give strict instructions that, when those cards were issued to canvassers there should be only entered down upon them the exact number of days for which they were appointed for the work of canvassing?—Well, it came to that; we told them to date the card on the day on which they gave it, and then we calculated the time ourselves, for instance, from the 12th to the 15th, that is three days' canvassing.

47397. But were you not aware very soon after the election, if not before it, that cards had been actually given out representing five or six days' work when possibly there was no work at all?—The first intimation I had of that was when reading Mr. Connell's evidence. It was directly contrary to our instructions.

47398. Were you not aware before that that cards had been given out on the day of the polling?—No; it was directly contrary to our instructions, and I am inclined to believe that it was not done. It may have been done by Mr. Connell on that day.

47399. I take it for granted that these cards distributed at Mr. Eustace's suggestion to the freemen were in reality for the combined object both of getting some work done of any kind whatsoever, and also of gaining the votes?—Oh, I do not think there can be a doubt of that.

47400. And that was the object in issuing them?—Well, the object was to secure as many freemen voters as we could.

47401. And you thought the best way to influence

the voters or to secure them was by giving out those cards to men of position amongst the freemen?—We knew they would not work without being paid.

47402. Mr. LAW.—Then I understand you now, though I did not understand you originally to say so, that Connell was fully authorized to issue those large cards as well as the others?—The only reason that leads me to think that he was authorized is, seeing his initials on the cards that were paid.

47403. Connell told us that there was a room taken in Meath-street especially for purposes connected with those freemen and their employment; were you aware of that?—Certainly; but that was one of the ordinary tally-rooms referred to in the account.

47404. But was it not selected particularly with reference to the freemen?—I do not think it was particularly with reference to the freemen.

47405. Was not that the room in which a considerable portion of those cards were given out?—I could not say that.

47406. Had the taking of the room anything to say to the giving of cards to the freemen at all?—Oh, certainly not, nothing whatever. Those were the regular ward rooms, placarded all over, "Jonathan Pim's committee-rooms;" and in Mr. Connell's evidence he endeavoured to make it appear that there was some mystery, or some attempt at concealment connected with the cards. There was nothing of the kind. It was openly done, and entered in our account handed to the sheriff, and I think I saw one of those cards in Mr. Gibson's hand, so sure were we of the legality of the proceeding. There was no doubt of the legality of the proceeding.

47407. Are you aware that Mr. Connell stated yesterday that he refused to do anything with reference to those cards unless there was a guarantee given to him that there would be payment afterwards?—I do not recollect that.

47408. But do you recollect his getting a guarantee, or at least his getting the names of Mr. Arthur Molloy and Mr. Frederick Clay upon those cards?—Well, when I see it here produced by Mr. Connell, I take it for granted that he must have got it.

47409. Do you recollect that in the first instance it was proposed that Messrs. Phillips, Edwards, Moran, and M'Clean should be guarantees to him for payment of the sums?—No, I have no recollection of it.

47410. He states that they were the first parties proposed, and that he objected to them, and that then there was substituted for them the guarantee of you and of Mr. Frederick Clay. Do you recollect that transaction?—I do not indeed.

47411. He stated it yesterday. Would you undertake to say that that is not correct?—I would not. It is most probable that it did occur. All those gentlemen were more anxious than Mr. Pim himself about his return. The cards there signed by Mr. Flint—that is the style of card.

47412. Mr. TANDY.—I think, as far as I understand, the total expenditure for Mr. Pim in the election of 1865 was £8,222 11*s.* 5*d.*?—Yes; whatever amount is stated there.

47413. Do you know what was the total amount of his election expenses in 1868?—Either £5,400 or £5,500.

47414. And in 1868 you had to contend with the additional difficulties caused by the £4 rated occupiers and the lodgers?—They said that was an improvement for Mr. Pim.

47415. Did it diminish his expenses?—Yes.

47416. It diminished his expenses?—Well, I do not know that I could say it diminished his expenses, but you said we had to contend with a difficulty.

47417. I meant with reference to the expenses. In the matter of the expenses I should have presumed that the addition to the franchise would have increased the expenditure?—Well, it might if the election was not conducted on pure principles.

47418. The balance between the two, therefore, we may put down to a want of purety?—No; for instance, there is £1,500 for cars, and it was not legal to employ cars in 1868 on the day of the polling. That would make a difference of £500.

47419. Mr. MORRIS.—I suppose the greater expedition required in 1865 had something to say to the increased expenditure?—It had an immensity to say to it.

47420. Do you not think that that was more than compensated by the £4 rated occupiers and the lodgers?—I do not know.

47421. Mr LAW.—The entire of the £1,530 was not for the payment of the conveyance of voters on the day of the polling?—I said £500 of it was the difference for the day of the polling.

47422. Mr. TANDY.—Do you recollect how many cars you employed in 1868? I see there were 1,748 cars employed for the last eight days before the election of 1865?—Yes.

47423. Do you recollect how many cars you employed in 1868?—We had a great number of cars before the day of polling. I suppose a couple of hundred. We had three or four cars attached to every ward agency.

47424. And do you think the hurry of the election fully accounts for the difference between a couple of hundred and 1,748?—I think so. I think in 1865 there were several gentlemen acting for Mr. Pim that did nothing but go about the city.

47425. Mr. MORRIS.—There are sixteen wards, and you had 748 paid canvassers in 1865; that gives an average of forty-six canvassers for each ward?—Yes.

47426. There was £1,600 paid on the cards?—Yes; I think so.

47427. And can you undertake to say that £1,600 or £500 worth of honest work was ever done for you?—I stated before, and I will re-state it, that I think two-thirds of these men did their work.

47428. You stated before that this giving of ante-dated cards was not to your knowledge?—And I do not believe it was done.

47429. Well it was sworn to positively?—Mr. Connell may have done it.

47430. It was not done with your knowledge or privity?—Oh, certainly not.

47431. Mr. LAW.—On looking over these I find some of these cards issued by Connell apparently—here is one for instance marked "B. C. 14/7/65," which is the date of the issue, and countersigned by Mr. Clay in the corner; was that date put on it on the day of the issue or afterwards when it was being paid?—Yes; I see that. Mr. Clay was simply a paid clerk in the office, and I suppose he initialed those cards when he gave them out.

47432. In turning over these I see a great number of instances in which the cards are issued without any date at all, and curiously enough most of them that I have looked at are issued in that way by Mr. Flint?—Yes.

47433. And Mr. Flint not dating the card writes on the back of it "four days," "five days," and so on?—Oh, yes.

47434. Without any date at all?—Oh, yes; we had to rely upon Mr. Flint for that.

47435. Mr. TANDY.—That is contrary to your instructions?—Yes.

47436. Mr. LAW.—Your idea was that the actual date of issue and nothing more should be put on the card—the name of the man and the actual date of issue—but there are some of them that bear no date at all, but the person issuing them puts on the back of it the number of days?—What we really told them to do was to give us information of the number of days the men were canvassing.

47437. Supposing on the day of the polling as it turns out to have happened, and as was sworn to here not only by Connell, but by some other men who had cards, that a man would not vote unless he got something for so many days' canvassing, were they to give a card ante-dated representing so many days canvass?—If they did it was directly contrary to our instructions.

47438. Mr. MORRIS.—You had no check?—We had no check; we had to rely on the honesty of those men.

47439. It was done in a scramble?—Oh, yes.

47440. Mr. LAW.—Here is a card, "Jesson, 24, Little Ship-street," I suppose that is the name of the man we had here before?—I presume it is.

THIRTY-THIRD DAY.

January 6.

Mr. Arthur Molloy.

47441. This was issued by Mr. Clay, "Jesson, 11/7/65;" that was issued on the Monday?—Yes; whatever he got is down in the election account.

47442. We have, I am told, a regular book of receipts?—Those are the receipts.

47443. There is a number of them (*handing several receipts to witness*); you see there is one marked "Henry Bridgeman, 10*s*." Would that be put on at the time of payment afterwards, or at the time it was issued?—At the time of the issue; at the time it was handed to the man.

47444. Mr. TANDY.—Would you look at this, Mr. Molloy, and kindly tell me who was that Mr. Callow mentioned there (*hands witness a receipt*)?—Oh, that is the Alderman; that is Robert Callow, the Alderman of Westland-row; I should think that is a car.

47445. That is a car?—I should think that it was for car-hire, because Mr. Callow was very anxious for Mr. Pim's return.

47446. Mr. LAW.—You mentioned that in some instances you did pay some of those men that summoned you before the Lord Mayor, that the Lord Mayor asked you to pay them?—In some cases I paid but very few.

47447. That is one of them (*receipt handed to witness*); would that be a sort of disputed item?—I think from the word "costs" it might be. This was a very troublesome man; he had an enormous claim against us. He issued a writ I think against Mr. Pim, and it did not go to trial.

47448. What was it for—canvassing?—For every kind of labour conceivable.

47449. Is that the form of proceeding in the Lord Mayor's court (*handing witness a document*)?—That is a summons.

47450. That is a man called Harrison?—Yes.

47451. Is that a receipt of his?—It is; and he was paid half that amount; he processed us for two guineas; he was a solicitor; and the Lord Mayor saw the destitute state in which this man was, and he asked me to give him a pound.

47452. Is that the handwriting of the man?—I think that is his handwriting.

47453. To each of them?—Yes.

47454. Mr. TANDY.—Are all the small cards on foot of which you paid, in this bundle?—I think there are ten or twelve bundles, but you have all there.

47455. Everyone of them?—Everyone of them.

47456. Mr. LAW.—They ought to be published as a precedent for conducting agents?—I think it only right to state, as regards those canvassing cards whether they be wrong or right, that we acted under the advice of counsel, and believed it to be perfectly legal, and we never consulted or asked Mr. Pim about it; and I think the first time he heard of it was in 1868.

47457. I understand that there being a difficulty about the short time, you consulted and got advice of counsel upon it, and acted on that advice?—Yes.

47458. And you now wish to add that Mr. Pim did not know anything about it?—No, he did not.

47459. And you never consulted him?—Never consulted him; and I think we sent that case to Mr. Coffey, and we told him that Mr. Pim's desire was that every shilling expended should be entered in the account.

47460. And as far as you know that was done?—Yes.

47461. Or believe?—Or believe.

Mr. Walter Doolin.

Mr. *Walter Doolin* sworn and examined.

47462. Mr. LAW.—You are acquainted I believe with Sir Dominic Corrigan?—I have that honour.

47463. Do you remember having some conversation with him—I do not exactly know at what time, whether before or after the election of 1868—as to certain freemen voters who were willing to vote for him if they had some consideration or were paid for it?—I do.

47464. I suppose this was sometime before the election; how long prior to the election?—About a fortnight or three weeks; I cannot tell you exactly.

47465. Had those freemen or any of them come to you—I suppose some one representing them had come to you?—The freemen themselves.

47466. Well, how many?—Two or three.

47467. Two or three representative men?—I only dealt with two or three.

47468. Did they say that they represented a number of others?—They did.

47469. What were the names of the two or three persons that came to you?—One was Andrew Savage, a freeman; I don't know the other names; they are two or three men that I had dealt with before at other elections.

47470. Do you know where they live?—I do not indeed.

47471. Were they friends of Savage's—did they come to you with him?—Well, they were men that I did with before, and I really do not recollect the names, because I have been doing with freemen these forty years.

47472. As you had been dealing with them before can you give us some way of identifying who they were?—I really do not know. They were two that came to me; I was only speaking to one, and I had the other outside the door, and I do not know.

47473. Savage, you know?—Savage I know; he is a carpenter that works for me.

47474. Did either of those other two men if we call them two ever work for you?—No, they did not

47475. Were those people carpenters?—No; I think they were printers, and I think one of them was a plasterer.

47476. How many altogether of those persons came to you in 1868?—Not more than three, when they saw plainly I would not do with them.

47477. How many did Savage say he represented?—Oh, Savage—I think if I had money enough I would have got a hundred.

47478. But did Savage say that he represented a considerable number?—He said that he represented about twenty.

47479. What was Savage's proposition to you?—"How much was going."

47480. And what did you say to that?—"I am not going to interfere in this election unless I get proper authority, and I will give you an answer in two or three days."

47481. And I presume in the interval you spoke to Sir Dominic Corrigan as he has mentioned to us—is that so?—It is; at least I did not know anything of it, unless what I saw in the *Times* this morning; there was some account of it in the *Times*.

47482. We asked Sir Dominic Corrigan had he ever heard from anybody who told him that there were freemen willing to vote upon terms, and upon pressure he told us your name?—I made it my business to see Sir Dominic Corrigan as I did at other elections.

47483. I suppose the meaning of this man Savage was that for a specified amount he would vote himself and get some others?—Yes, certainly.

47484. Did you understand that?—Certainly.

47485. Did he give you the names of those others?—No. I think he told me that the most of them were located in a house in Irishtown or Sandymount.

47486. That he had them located there?—No; Guinness had them there, and that if I would give the money he would take them out of it.

47487. Did he mention the house in which they were?—No, he did not; I did not go into particulars, but I knew well enough where they were, that is, the locality.

47488. Nothing more than that?—Nothing more than that.

47489. Did you deal with Savage at former elections?—I did.

47490. Had he been accessible in that way before?—Very?

47491. How many had he bargained for before?—At that election I polled six, in 1865—that is merely for Pim.

47492. Through Savage?—Six or seven I polled through Savage.

47493. By securing Savage?—By walking down in Green-street.

47494. How much did you give him that time?—I think I gave him £5.

47495. How much did you give his friends?—Well, my recollection is that they got an average of from £3 15*s.* to £5.

47496. You paid Savage and four or five others?—I think I paid six altogether at that election.

47497. Savage and five others?—Yes.

47498. Were they all persons you got through Savage?—Well, I think there was one of them not with Savage.

47499. What was his name?—Regan.

47500. What is he?—He is a son of Paddy Regan, another freeman, who is a surveyor; he is a carpenter.

47501. Had he been working for you?—No; he had not.

47502. Never in your life?—He might have been but he was not working at the time with me.

47503. Do you know where Regan the carpenter lives—was it in Capel-street?—No.

47504. I see all the Regans are put down in this list as in Capel-street in one house?—Well, they are out of that now, but it is the same family.

47505. Do you know the Christian name of this Regan?—I do not.

47506. Now, had you any acquaintance with Savage at the election of 1859?—That is, M'Carthy's election.

47507. Yes, Brady and M'Carthy?—Well, I am not sure whether with Savage or not, but I dealt with about a dozen at that election.

47508. Can you give us the name of any of them?—Upon my word I cannot, but I think Savage was one of them.

47509. At all events you do remember you dealt with about a dozen?—About a dozen; that is, M'Carthy's election.

47510. What was the figure at that time?—From £4 to £5. It all depended on the hour of the day; a great deal depended on the hour of the day; in fact, I think it went up to £8 at three o'clock.

47511. Mr. MORRIS.—I suppose the tariff rose?—Yes, according as the hour advanced.

47512. Mr. LAW.—Had you any dealings with the freemen in 1857 when Reynolds and Brady were up?—No, I had nothing to say to Reynolds.

47513. Had you anything to say to Mr. Brady?—No, they were in the one boat.

47514. Then, I suppose, you had nothing to say to the election of 1852 when Mr. Reynolds was the candidate alone?—I think not.

47515. Just tell us how far back does your electioneering experience go with freemen?—Henry Grattan was the first.

47516. That is a good while ago?—Well, I was a gaffer put to watch the freemen that time in my father's yard. I knew my father to do with a dozen, or from a dozen to twenty freemen at Henry Grattan's election.

47517. Mr. MORRIS.—Do you mean the great Henry Grattan; that is, *the* Henry Grattan?—I do not mean *the* Henry Grattan; they used at that time to be locked up in a yard.

47518. Mr. LAW.—That was the time of the old Corporation?—Yes.

47519. Was it a general thing—an understood thing—at that time for either side or both sides, I should rather say, to deal with the freemen by paying them something?—I have known several locksmiths to get £3 10*s.* for a lock, and £4 was given for a pair of boots; that was paid at Henry Grattan's election. I saw my father give that. I saw my father and John Plunket, the now present Lord Plunket, who was at that time called Radical Jack in the family—I saw them bribing freemen at Perrin and Harty's election.

47520. Was there any considerable amount paid then?—I should say the same amount as at the present day.

47521. As far as you could observe, or hear, or know, was it always the case that a certain number of the freemen, or, rather, an uncertain number of them, required to be bribed?—Certainly. I knew that when I was a boy of twelve years old. I was put to watch them often.

47522. Your father had probably a large number of them employed?—He was pretty well known to them.

47523. And were they marshalled in his yard to keep them from the enemy?—He knew well enough where to get them.

47524. You say they were in the yard?—I have seen my father lodging them for three or four days.

74525. Brought to the place and kept there?—Yes.

74526. The same as this party were kept at Sandymount I suppose?—Well, I should say so.

74527. Now, could you give us any idea, from your own knowledge of matters, of what number of freemen you would say were open to persuasion in the form of money—how many of the freemen expect money?—I believe there are 800 that will not vote unless paid.

47528. Would you put the figure so high as that?—I should say so. I always understood so. And I should think there are fully 800 who will not vote without being paid.

47529. How many freemen would you say there are who would change sides for a consideration?—Anyone of those would do it, I think; ten shillings, I think, would turn any of them.

47530. You think it is a matter of amount solely?—I think three-fourths of them would give the preference to one side, but I think ten shillings would turn it.

47531. What is the greatest number that you have ever dealt with at any election?—Well, I think M'Carthy's election was the greatest number; I have dealt with eight in it, and I think I have gone to ten; and I have seen my father do with fourteen or fifteen or twenty.

47532. In the election of 1865 you say you yourself dealt with six, that is Andrew Savage and five others?—Yes.

47533. Do you know anybody else that dealt with them—that in fact bribed them at that election?—No, I do not; I always did a little business on my own account; I never was in the committee-rooms.

47534. When you said that Andrew Savage was the only one that came in 1868 whose name you recollect, did I understand you to say that you knew the others by sight as having dealt with them at former elections?—Oh, yes; I knew a large number of freemen by sight.

47535. Were the two men that came to you in 1868 among the five men that you bribed with Savage in 1865?—I think they were.

47536. Did they state to you in 1868 how many they represented?—I think it was the one party.

47537. You think that Savage and they belonged to the same party?—I think they belonged to the same party; they knew that I would pay out of my own pocket.

47538. Then, as I gather from you, this party that came to you with Savage and the other two men, though they came to you separately, represented about twenty?—Represented about twenty. Savage proposed to me twenty.

47539. Did Savage say what amount of money he would like to get?—No.

47540. Did you ever pay him less than £5?—Well, I might have paid him £4—from £4 to £5; Mr. Watson knows.

47541. Knows that you bribed him?—Oh, yes; he paid me.

47542. When was that?—About a fortnight after the election.

47543. The election of 1865?—1865.

THIRTY-THIRD DAY.

January 6.

Mr. Walter Doolin.

47544. Did you give him a list of the persons you paid?—I think he gave me six cards — five or six cards—in Suffolk-street.

47545. When you say five or six cards, what sort of cards were they?—They might have been those (*pointing to a bundle of canvassing cards*).

47546. Do you mean those large canvassing cards?—Yes, I think so.

47547. Then did you get those cards for the purpose?—I think so.

47548. Where did you get them?—I think there was a man of the name of Connell.

47549. Did Connell give them to you?—I am not sure whether it was he or there was a walker in Pim's; I think it was he authorized me to pay, for I would not pay without having a proper authority.

47550. Do you remember who signed the cards?—Well, I do not.

47551. Were they initialed by Connell?—I think they were initialed by Connell.

47552. Then probably if Connell has given us a list of all those to whom he issued cards that would contain the names of those men that you speak of?—I do not think it would, because I paid my men always before I received payment from the agent; I would not have them coming bothering me; in fact I would not let them within a mile of the house if I could.

47553. Had you got those cards before you made this arrangement?—I think it was the freemen themselves gave me the cards, and I put down on each card what I paid.

47554. Did the freemen produce to you those cards with Connell's initials upon them?—I think so. I entered into it rather hurriedly; I just by chance happened to be in Green-street at twelve o'clock in the day, just to see how matters were going on, and they pushed themselves upon me.

47555. Mr. TANDY.—Then it was on the day of the polling, as I understand you, Mr. Doolin, that you engaged these men, and paid them the money?—Oh, no, I did not pay them on the day of polling, but the day after, or two or three days after.

47556. It was on the day of polling you made the arrangement?—Oh, yes; I had no intention of going into the matter at all, for, in fact, I cut all such work. I got into it that day.

47557. When did you get authority from Mr. Walker?—I did not say a word about Mr. Walker, but a man that was a walker in Pim's. I believe he is a partner now.

47558. Do you know who the gentleman was?—I think I heard he was a Mr. Robinson.

47559. Mr. Robinson?—Yes; I have heard, I think, he was a partner in Pim's.

47560. And was it on the day of the election that you received authority from him to pay this money?—Certainly; received authority to deal; that if I paid money, I should be paid back.

47561. Was it a general authority, in fact, to get as many as you could and you would be repaid?—It was.

47562. It was not confined to Savage's party at all?—Oh, it was in reference to the freemen generally.

47563. And you received that authority from Mr. Robinson?—I think it was Mr. Robinson; I know it was a gentleman high up in Pim's, and he was yonder in some place over there. Connell brought me up to him, for I would not act without his authority; I had several difficulties in getting paid before, and I was quite determined I would never interfere again if I had not some authority.

47564. You think he is a partner now in Mr. Pim's establishment?—I only know it from repute. I think he is a brother-in-law of Molloy's; I am not sure, I think he is.

47565. Had you any conversation with the conducting agents, Messrs. Molloy and Watson, on the subject in 1865?—Not prior.

47566. Not before that?—Not prior. I had to get the money.

47567. Was it an unlimited authority that was given you by Robinson to get as many as you could, and to use your own discretion as to the amount to be paid?—It was. "I can poll so many freemen; they are going astray here," I said; "there is some one not doing their duty," I said, for I knew pretty well that the freemen were going astray at the corners; "there is some one not doing their duty here, and I can poll so many if I am guaranteed;" and I was told it was all right then.

47568. Do you recollect how many you said you could?—No; I said I could poll so many; this happened about twelve o'clock in the day here.

47569. Do you recollect about how many you said you could poll?—Well, I suppose, a dozen or so; they were going astray.

47570. They were like sheep without a shepherd?—They were watching the men that knew them, such as I.

47571. Was it in the committee-rooms that Mr. Robinson was?—It was in a room; I think there was a committee-room next to a place for polling freemen yonder. I think there is in Halston-street an old——

47572. Mr. LAW.—The Temperance Hall?—I think it was in one of those houses there, most decidedly.

47573. Mr. TANDY.—You think it was in the committee-rooms you had this conversation?—Yes; I do not know whether it was a committee-room or not, but it was not a public-house. I have been in dozens of public-houses with freemen on the day of election; half a dozen at all events.

47574. Mr. MORRIS.—Now, you swore that in your judgment, from your experience, 800 freemen are liable to be bribed?—From what I was told.

47575. That was something more than double anything we have heard before; on what ground do you form that opinion?—Oh, nothing more than report, and knowing that a large number, I would say three-fourths, of the freemen would be purchasable.

47576. Now, I want to know about the £4 that was paid by Mr. Watson; did you pay that on each of the five or six cards?—On each card; I paid each man whatever the bargain was.

47577. Were these cards initialed by Connell?—I am not sure.

47578. Can you take upon yourself to say that those were the ordinary cards used by the canvassers at the election of 1865?—I think that is one of them there with "Jonathan Pim" on it; one of the cards like that (pointing to a card.)

47579. Mr. LAW—Do you know how many freemen there are on the roll altogether?—I believe about 1,500 or so.

47580. Mr. MORRIS.—Have you had any conversation with Sir Dominic Corrigan since this Commission opened, on the subject of the freemen?—I have not had a conversation with Sir Dominic Corrigan these four months. I believe I wished him a "Happy Christmas" before Christmas.

47581. You have had no conversation with him about the freemen lately?—None whatever; no, none whatever. I did not open my lips to Sir Dominic Corrigan.

47582. Now, will you take upon yourself to swear that it was from Mr. Robinson you got this authority in 1865?—I think it was Robinson. I know it was a gentleman that was a high-up man in Pim's establishment.

47583. Would you know the gentleman again?—I do not think I should. He was in Pim's establishment I know.

47584. Mr. LAW.—Suppose it turned out, as it appears from the list that the number of freemen is 2,700, about how many of them would you say are purchasable?—I should say the half of them are purchasable, fully; if they could get the money.

47585. Then that is the limit?—I always understood that there were amongst employers for thirty or forty years back—for thirty years back I always understood that there were 800 purchasable.

47586. Mr. MORRIS.—You think that among 800

of those the principle is worth only 10*s.*?—The difference of value.

47587. The political principle is worth only 10*s.* in your opinion?—I do not think it is worth more than 10*s.* I think 10*s.* would turn the scale at any election.

47588. Mr. TANDY.—Is the poorer class of freemen diminishing or increasing—can you form any opinion on that subject?—Oh, you know a great many of the freemen are of the lowest tradesman class.

47589. Is the number increasing or diminishing?—I do not know.

47590. Do you think there are more or less poor freemen now than twenty years ago?—Well, I think I used to see more poor freemen with my father than with me.

Mr. Walter Doolin.

47591. Mr. MORRIS.—I suppose they improve with the improvement of the country; they get more wages now than twenty years ago?—If they do they have to pay more; the increase is only fourpence a day in a tradesman's wages, and the price of food and clothing is more.

Mr. *Henry Watson*, sworn and examined.

Mr. Henry Watson.

47592. Mr. LAW.—Do you know anything of the circumstance to which the last witness, Mr. Doolin, refers—I see the name of Savage here?—I don't recollect the name at all. I cannot take it on myself to contradict the statement of Mr. Doolin.

47593. He is returned as paid £4 10*s.*?—All the names are there. I suppose there can be no doubt that he was paid it.

47594. Did you pay moneys in 1865?—I distinctly recollect paying the expenses in 1865.

47595. Do you recollect Mr. Doolin's appearance?—I do not.

47596. Do you recollect paying him any moneys for disbursement among others?—I do not. My practice was, so far as I recollect, to pay each individual as he came up. I don't recollect paying money to anyone for others; I may have done so.

47597. If you did, I suppose you required the person who received the money to produce a card or voucher for it?—I required him to produce a receipt. I think the witness must be labouring under a great mistake in reference to Mr. Robinson. There is a Mr. Robinson in Mr. Pim's establishment. He is a brother-in-law of Mr. Molloy's, and was the entire day in Suffolk-street, taking the tot of the returns of the voters from the many polling places. He was so occupied during that day that it is quite impossible he could have done what Mr. Doolin stated.

47598. It is quite right to tell Mr. Robinson that his name has been mentioned here in the manner it has been?—I will tell him so. He is not in town at present.

47599. Do you know Mr. Doolin by appearance?—I do not.

47600. Did you make any arrangement directly in 1865 with anyone to procure the votes of the freemen at any price?—I did not. I am not aware that it was done. If it was done it was done in fraud on us, there may have been some abuses.

47601. Did you hear of the circumstance mentioned by the last witness before?—Never until this moment.

47602. You were the hand to pay money in 1865?—Yes, I myself; I made the payments.

47603. It was you paid all the money?—It was. I may be temporarily absent for an hour or so.

47604. Was any claim made on you by anyone alleging that he expended money for bribing freemen?—It never was put to me by anyone that he expended money in bribing freemen, but after the election a person made a claim for expenses he said he incurred. That claim was repudiated by us, as he had no authority to incur expenses, and we would not repay him.

47605. Do you remember any instance such as Mr. Doolin mentioned where a person alleged that he expended money that you repaid him?—Never.

47606. So far as any claim as that was made it was repudiated?—Always.

47607. Do you know Savage, whose name was mentioned by Doolin?—I do not. The name of Savage as a freeman I know from having gone over the list, but I would not know the man if I saw him.

47608. You were the expense agent in '65?—Yes.

47609. I believe you were not the last time, except technically?—I was only technically expense agent in 1865 also; but I did the business of expense agent always.

47610. These moneys were paid, as appears by the detailed account?—Yes.

47611. With respect to the canvassers, what would you require before you paid them?—Each one had to produce a card, and he should also sign a receipt.

47612. Were you aware of any arrangement being made to secure the services of the canvassers?—I have no recollection of any arrangement being made.

47613. Do you remember a man named Eustace giving you advice on the subject?—I don't recollect the name in connexion with the '65 election at all. I don't know that I was acquainted with him then.

47614. I suppose you are aware that legal advice was sought as to the propriety of employing canvassers?—Certainly.

47615. Was it one of the objects of employing canvassers to secure the votes of a considerable number of the persons so employed?—It was rather to avoid the injury of the opposite character—of refusing all employment.

47616. Was it, at all events, to conciliate the number of people employed?—It was more to please those influential persons who sought employment for different people in whom they had an interest. We would have applications from persons of position and influence, asking us to find employment for such persons, or for some one with whom they were connected. We would try to get employment for these persons; we would send them to the wards as messengers or canvassers. That was done more to please the persons recommending them.

47617. You limited those cards that were to be distributed to five or six people?—I did not; I am not aware of that.

47618. You say it was for the purpose of pleasing influential persons who asked you to employ persons that you employed these canvassers?—I spoke from my own motive; whenever I recommended or sent anyone to be employed I recommended all to the ward committees, and for that reason I never gave any of these cards.

47619. Were there ward committees?—I mean ward agents. There was a secretary in each ward who had the working of each ward; he wanted a staff, and when we were asked to employ anyone we sent off one of these persons to him.

47620. Were you aware prior to the election that 748 canvassers were employed?—I did not know the number. I knew that a number of persons had been employed.

47621. Were you aware that anything approaching that number were employed?—I formed no estimate; I did not know the number of the freemen that were employed.

47622. You say you did not know the name of Mr. Eustace in connexion with the election of 1865?—No.

47623. What is he?—I am not sure; I think he has a dyeing establishment in Weaver's-square.

47624. Has he many in his employment?—He has not, I believe, more than three or four people in his employment.

47625. He knows the freemen pretty well, I believe?—I should say so; he is living among them.

47626. Do you remember whether you saw him in or about your office in 1865?—I don't recollect seeing him.

47627. Do you recollect hearing him recommend that some place should be taken in the neighbourhood of the Liberties, and meetings held and addresses delivered, for dealing with the freemen?—I do not.

47628. Did you take any very active part in the election of 1865?—Mine was principally office work, giving out the cards and such like.

47629. You attended to the stationery department?—I was a good deal inside. Mr. Molloy looked after the out-door work. He was generally in the committee-rooms.

47630. You took committee-rooms outside your office, separate from it?—We did; we took a house in Suffolk-street.

47631. Were you aware that any large number of freemen were employed as canvassers at that election?—I never heard of the employment of freemen as distinguished from others.

47632. Was there not special attention paid to the freemen in the course of the preparations for the election of 1865?—Not to my knowledge.

47633. Did you ever hear, prior to that election, that the freemen were a body of men of whom a considerable number were accessible, that they were open to certain influences?—I always heard that, but it was from rumour only.

47634. Can you say, having heard that that was the general impression respecting them, was any attention paid to that department, to try and please them?—Not to my knowledge. I knew of none.

47635. Did you ever hear that it was thought desirable, in order to secure the services of these incorruptible freemen, that a considerable number of them should be employed at the election?—I did not. There was an immense number of applications to the committee-rooms for employment. I did not take any trouble to ascertain whether they were freemen or any other class of voters. But there was a number of applications for employment, and it was considered that they should be employed, as far as they could.

47636. As I gather a great number employed, were not employed at the central committee-rooms, but by persons to whom the cards were intrusted for distribution—through the agency of Flint or some one of the six mentioned by Mr. Molloy—and that you would not be cognizant of the actual delivery of the cards to them?—I would not.

47637. Were you not aware that a committee of six, or that any of them were dealing with the freemen in that way?—I was not.

47638. Were you aware that Flint was charged with getting the services of as many freemen as he could?—I was, I understood that he was intimately acquainted with the freemen, and that he was anxious for the election. I understood that he was actively engaged in canvassing.

47639. In getting as many freemen as he could?—Yes.

47640. Were you aware that he had committed to his charge a number of these canvassing cards?—No, I don't think he had; I cannot charge my memory with it; in fact the whole thing did not come under my department.

47641. You knew, I suppose, that his services were among the freemen, and were recognised as such?—I knew that he was very active about the election.

47642. Do you remember a Mr. Fitzpatrick?—Yes, I knew him.

47643. Was he looking after the freemen?—I don't think he was. I don't think he was at all that sort of man.

47644. It was Eustace and Flint, I believe, that had a good deal to do with that?—Yes.

47645. What is Flint?—He was at time in Mr. Pim's employment, at the flour mill in Ringsend; and that was the reason he was anxious for Mr. Pim's election. Since then he left Mr. Pim's employment.

47646. I believe he had not a very good feeling towards Mr. Pim?—I heard he had not.

47647. Do you know where he is now?—I do not.

47648. Do you know whether he is in Dublin or not?—I do not.

47649. Do you know his Christian name?—I do not. I think it is John.

47650. Do you know where he lived in 1865?—I think he lived down at the mill; he had a house there.

47651. Do you know Fitzpatrick's name?—Francis; he is in their employment in the mill still.

47652. We will not take you through all the accounts that have been given in to us, but I suppose you paid everything that is mentioned there?—I did.

47653. Did you pay anything in connexion with the election, that is not included there?—I think nothing was paid; I believe that nothing has been paid that is not there.

47654. As far as you know?—I think I know the fact that nothing else has been paid.

47655. Mr. MORRIS.—Does it include Mr. Meyers' account also?—It does.

47656. Mr. LAW.—Mr. Meyers distributed £90 in a certain way, which he was repaid afterwards?—Yes.

47657. It was paid at Mr. Pim's, and was to be included in this account?—It was.

47658. With the exception of Mr. Meyers, who seems to have acted as a volunteer at first, was there anyone else that made himself useful in that way?—I am not aware.

47659. Mr. Meyers was stated to have expended some money at the election, and to have given some employment to people?—Very likely he did; he was very anxious about the election.

47660. Do you know of anyone else who expended money in the same way as Mr. Meyers did?—I do not; and I did not know that Mr. Meyers did so until long after the election, when I was totting up the account.

47661. You did not, I believe, employ anything like the same number of canvassers at the election of 1868, that you did in 1865?—We did not.

47662. Did any instance come to your knowledge where it was alleged that bribery had taken place among persons who voted for Mr. Pim, at the election of 1868?—Not a single one came to my knowledge.

47663. I do not now allude to instances that were set forth in the petition; these came to your knowledge, of course, when the names of the parties were given to you?—The statement was made, but the truth of it I did not believe.

47664. Did you make any inquiries, personally, about the statement in the petition?—I did; I took a great deal of trouble about it. I went among a number of these people personally; I went to their lodgings at night to see if there was any foundation for the allegations of bribery on the part of Mr. Pim, or anyone acting for him. I did that under the advice of counsel, who said that, in case they alleged that they were bribed, I should be examined to contradict it, and if they alleged any case of bribery before the judge, I should be prepared to swear they denied it to me if they did. I think I visited the place of everyone named in the bill of particulars, and the result of my inquiry was that I satisfied myself there was not any bribery among these people.

47665. Did any of them suggest to you that they had been bribed or treated?—No.

47666. Not one of them?—None of them.

47667. About what was the number of names mentioned in the bill of particulars, do you remember?—There were seventy or eighty names mentioned in the bill of particulars of persons alleged to have been bribed.

47668. Did you make inquiries from all these people?—I did—personally.

47669. Did you omit any of them?—I did, for some of them were not at home—some were not to be found.

47670. Substantially, I suppose, you saw them all?—I did; I went among them every night for ten days.

47671. Was there any instance in which anyone gave you a suspicious answer?—No. I believe there was not one of them a genuine case. I believe the election account for 1868 contains every shilling that was spent. I don't know anyone that would spend money in that way.

47672. Were any demands made on you or the expense agent for Mr. Pim, since the election of 1868?—By freemen?

47673. By freemen, or by anyone else?—I don't know whether a man named Gillis is a freeman or not. He said he had some expenses for treating in his shop, which we did not pay him.

47674. Did he make a claim on you for treating?—He did. We did not pay him because we did not think he should have done it; he had no authority to do it. There was a man down the North Wall who had a house of a similar kind; he made a claim to be recouped for refreshments he supplied, but we refused to pay him.

47675. Do you remember any instance of a freeman, a voter, coming to you and saying that there was a contract made with him before the election?—I do not. It was so clearly understood that nothing was to be paid that they did not come.

47676. Coming back to the election of 1865, do you recollect anyone coming to you—a Mr. Finlay was mentioned by Connell, who is, I believe, the superintendent of the freemen in the registration office. Connell stated that William Henry Finlay had bargained with him on the day of the election, close on four o'clock, for a card on which he put four or five days' canvass, which was afterwards altered to six days, and that he was so much pleased with his bargain that he promised to give Connell £1 for a luck penny. That subsequently he went to your office to be paid, and that there was some row there about the payment, whereupon he tore up the card he got from Connell, and would not take half the money which was offered to him—do you recollect any circumstance of that kind?—I cannot say, with regard to any individual. I do think that in 1865 claims for payment were made that were refused. I know that some persons were very angry, tore up their cards, and went away in a rage.

47677. Do you remember ever seeing that gentleman there—(*pointing to Mr. Finlay*)—under these circumstances?—In 1865?

47678. Yes?—I do not. I don't at all say that such a thing did not occur.

47679. Do you remember any circumstance of a person coming to you and applying for £6, and refusing to take the half of it, £3, saying that he was to get £1 a day for canvassing?—There were some instances in which persons made charges that were excessive; we thought that they were entitled to a certain amount according to a scale of payment, and they refused to take some of it. Some refused to take it, some were never paid, and some came back after refusing at first, and got it.

47680. Do you remember anybody, under these circumstances coming to you, when this account was nearly closed?—Not particularly. The account was not closed for some months after the election.

47681. Did you ever hear from anyone that came to ask you for payment, that he was assured that he would be paid the full amount, and that on the strength of getting it he paid a portion of it to Connell?—I never heard that Connell got anything back from any of the electors.

47682. Mr. TANDY.—I find in this account, under the head of ward agents, different sums paid, varying from sixty guineas to nine guineas; what was their employment or service?—They were to manage the election in the different wards; they had rooms and clerks; they were to inform the voters as they came up with regard to the registration; they were to canvass the voters and look them up; and they were to have some control over the canvassers that would be employed under them.

47683. How did you regulate the payment of these lump sums varying from sixty guineas to forty, thirty, and so on: how were these sums regulated?—Are you now speaking of '68?

47684. No; of 1865?—They were fees for their own services.

47685. For their individual services?—Yes; forty guineas was the fee. Mr. M'Sheehy was not a ward agent; he was in the central committee-rooms with ourselves. He got more than the others; he got sixty guineas.

47686. Was that the authorized fee, or was it given at pleasure?—It was at pleasure; we paid what we thought would compensate them for their time and trouble. That was the case in reference to all. Some were juniors, and they did not get so much as the others; but these fees were entirely for their own individual services.

47687. Mr. LAW.—These were instead of committees?—We had no committees; we had ward agents. We did not pay so much in '68 to the ward agents; thirty guineas was then the fee.

47688. Mr. MORRIS.—You had a better organization in 1868?—We had; we found solicitors of not so much eminence perhaps, but who were equally useful and less expensive.

47689. Mr. TANDY.—There is a page in the account, look under the head of special expenditure, and tell me what these different items represent, which were paid for and authorized by Thomas Pim, junior?—These were expenses which we required his authority to pay, as they were not incurred by our direct authority.

47690. For what services were these monies paid?—"W. K. Clay;" I recollect his name.

47691. What is the amount paid to him?—£33 5*s*. That is for professional services in connexion with the election. I recollect we had some difficulty in paying that, as he was not one of the ward agents. He had been very useful at the election, but we did not like to pay him without getting authority to do so. "J. J. Fitzpatrick": I don't know who he may be, unless he is Mr. Fitzpatrick whom Mr. Molloy mentioned.

47692. Twenty-one pounds was paid to him?—Yes.

47693. What was that for?—I don't know.

47694. Were these sums paid to repay money or expenses incurred by the parties?—Yes, all expenses incurred by them.

47695. Do you recollect what was the nature of the expenses incurred by them?—I do not; I am not able to say, except that I was told that such sums were due to them, and were to be repaid.

47696. Did you inquire into these items and see what expenses there were?—I did not; I only took them at their words, or was directed to pay them.

47697. Then you were ignorant of the items when you were making up these sums?—I was.

47698. In fact, that money may have been expended illegally for all you knew?—For all I knew.

47699. You were authorized to pay them by Mr. Thomas Pim, and you did so?—Yes.

47700. Without making further inquiry?—Yes.

47701. I see Mr. Meyer's name here—"Mr. M'Lean, £92 18*s*. 9*d*.; Mr. Clay, £33; Mr. Fitzpatrick, £21; Mr. Moran, £25;" and another, "Mr. Fitzpatrick, £41 8*s*. 1*d*." ?—There was a son of his in the committee-rooms; I have a recollection of giving him money.

47702. What was it for?—For his services.

47703. What is the meaning of this entry, "£100, per J.P."—what was that for?—I don't know what it was for. I saw it in preparing the account. I don't think I ever knew what it was for.

47704. Did you ever pay it?—I never paid it. I think it was put in for the purpose of making up the tot of the entire expenditure, of making out the complete account. It was added when I was getting settled the balance from Mr. Pim; we did not get these sums, of course.

THIRTY-THIRD DAY.

January 6.

Mr. Henry Watson.

47705. The initials "Per J.P.," mean the sums of money that the person represented by these initials would have paid, I presume?—I don't know what it was for. You will see I gave credit for the £100 when settling the account.

47706. I want to ascertain on foot of what it was these larger items were paid?—I don't know what it was for.

47707. Whose initials are "J.P."?—I don't know; the entry is in the writing of a clerk in my office.

47708. Whose initials are they intended for?—I don't know.

47709. Have you any idea whose they are?—I have not the slightest idea.

47710. Do you imagine that they represent Jonathan Pim?—No; when I saw it the other day I thought so myself, and I asked him could it have been put down as a round sum to cover his personal carhire, and he said not.

47711. Do you recollect making any inquiry intothe matter at the time of the entry?—No, it was quite new to me when I saw it. I don't know what it is for. The money never went through my hands; I never paid it.

47712. As I understand, the several items under the head of special expenditure were paid without any inquiry as to the mode in which they were expended?—Without any inquiry by me, certainly.

47713. Were these different lump sums always paid to the ward agents for personal remuneration, and not for money expended by them?—No, they were purely for their own services.

47714. There is no probability of a mistake about that?—No.

47715. I find there appears to be a number of these small cards, upwards of 150 of them in one parcel of papers, on which money appears to have been paid in the ordinary way—is it possible that there could exist duplicate large cards of them?—Quite so; I think you will find there are; I never examined them myself.

47716. Did you ascertain at the time of payment whether there were duplicate large cards?—Yes. I think we paid on duplicate large cards when anyone would have a second card. We used ask if there were any other dockets, and in that way we got them allup. Sometimes we would get two or three from one man.

47717. What was the object in issuing these cards?—I don't know why they were issued. I did not issue them.

47718. Did anybody, do you remember, ever make a claim on foot of these small cards, who did not produce large cards?—Yes; I have a recollection of persons being frequently refused payment on these small cards only.

47719. You cannot account for the existence of the duplicates?—I cannot.

47720. Did you ever hear, either at the time of the election, or shortly after it, that any cards were issued on the day of polling?—I didn't hear it.

47721. You have no reason for supposing that any were issued on the day of polling?—I have not. I might have suspected that there was fraud practised on us in that way to get money; but we would not pay on the cards if we knew it.

47722. Did you ever inquire as to whether any cards were issued on the day of polling?—Yes, and it was denied in every instance.

47723. As a general rule they always denied?—Yes, always.

47724. Did you ever take any pains to ascertain, when a party represented that he had been employed for five or six days, whether he was actually employed?—No; we never knew of it, until the payment was made. When a claim was made it was then dicharged; we paid whatever we thought was a fair remuneration, and we never made any inquiry into the matter afterwards.

47725. Mr. MORRIS.—Your test, as I understand, was the large card?—Yes, that is my recollection.

47726. At the same time a considerable number of small cards got into circulation?—Yes, that is my recollection.

47727. And you honoured an unknown number of these small cards?—I don't say so. That is not my recollection.

47728. You say that the small cards were taken up from persons with the large cards?—Yes.

47729. There was an unknown number of these small cards that were honoured in that way?—No; my recollection is that the small cards were not evidence of persons being employed. I may not be correct, but that is my recollection.

47730. Undoubtedly, you had but a short time for preparation?—We had only a few days.

47731. These cards were in point of fact thrown on the town, and in point of truth you had no means of ascertaining or checking the amount of *bonâ fide* employment that was actually given before the money was paid?—I believe there was no means of checking it until we got the papers; until we came to pay them.

47732. A certain number of people, you say, asked for double, or a great deal more than they were actually paid?—Yes, some did; but the number was not considerable.

47733. Six pounds would be an enormous sum for the employment they had—that would be ten shillings a day for twelve days—were there any instances where the tariff was £1 a day?—The tariff was ten shillings a day, and for some lower.

47734. Do you recollect claims being made for £5 and £6 for five or six days' canvassing?—I can't say from memory.

47735. The very outside that could be paid on these cards, you think, would be £2 10*s.*?—Yes, or £3.

47736. That would be the highest sum that would be paid on foot of these cards?—Yes.

47737. Considering the day they were issued—they were issued on Monday, I believe?—I don't know when they were issued.

47738. Do you recollect were there any claims as large as £6?—I dare say there were, but they were not paid; there may have been exceptions, 10*s.* a day may not have been the outside in all cases.

47739. Would you say that there was any limit at all to the scale of charges?—Yes; if anyone got more than 10*s.* a day, it would not be more than a shilling or two.

47740. Mr. LAW.—Mr. Molloy stated to us that it was intended at first to pay more liberally than was subsequently done—it was only when you saw the large number of cards coming in that you refused to pay the amount first intended?—I dare say he directed it to be done.

47741. Mr. MORRIS.—Do you know, as a matter of curiosity, that 748 canvassers make forty-six for each ward?—Yes.

47742. Mr. TANDY.—There are several entries here of persons who were paid—some £9, some £6, some £7; several seven guineas, and one eight guineas—were these all canvassers?—I did not understand that all the canvassers who were employed got these cards at all. There were very few of the persons mentioned by Mr. Molloy—some were employed by the ward agent and paid under his control, these got none of these cards.

47743. Mr. MORRIS.—One thousand six hundred pounds odd is put down in the bill for the 748 canvassers, these were the people who got the cards?—They may not all have got cards; the cards may have been given to a few—I don't know how that was.

47744. Mr. TANDY.—Would you say that none of those who got cards were paid more than £2 10*s.* or £3?—That is my recollection; I don't think that anyone got more than £3.

47745. Mr. LAW.—In that case these items—£7 10*s.*, £8, and £9—would not be vouched by cards at all?—I think not.

47746. Is this the account itself of these items?—That is the account.

47747. Look at that, what account is that?—(*Looks at account*)—Carpenters' claims, from some society of carpenters. It is headed "Patrick M'Donnell, secre-

tary to the building trades in Dublin, general agent at elections, to account with J. P."

47748. The outer column represents, I presume, the amount of his bill?—Yes; this is the amount.

47749. Those in the margin are paid much lesser sums?—Yes.

47750. Are these entries in your writing?—No; they are in Mr. Molloy's writing.

47751. I may take it for granted, I suppose, that the bill being presented by these persons, it was taxed down?—It was.

47752. Under what head would it be paid in the account?—Under the head of canvassers, and these men would have no cards.

47753. That is the voucher for that account?—Yes.

47754. What would be the voucher for the £9 men if they had no cards?—The ward agent would send in an account that such and such persons were employed by him, and I would pay them on his account. We would have separate receipts for those.

47755. What are these marks on the margin?—These are likely to be Mr. Coffey's. He was the counsel at that election.

47756. Mr. MORRIS.—I suppose the account was sent to him to see how far you could pay it?—Yes.

47757. Mr. LAW.—What are the initials?—"J. C. C."—James Charles Coffey. He advised us that some of these were objectionable and illegal. He was in the committee rooms every day. We used to put these before him, and he gave directions about them.

47758. These were the regular accounts?—Yes, and the vouchers you have already in the tin box.

47759. Have you the accounts for 1868?—Yes, they were sent in also.

(The witness withdrew.)

William Henry Finlay further examined.

William Henry Finlay.

47760. Mr. LAW.—I believe at the election in '65 you voted for Mr. Pim?—I did, and for Mr. Guinness, I think.

47761. Do you remember about what hour of the day it was that you voted?—I voted in the evening sometime.

47762. Was it towards the close of the poll?—No, it was about the time it suited my convenience to leave the office. I left about half-past two or so. I went down to Green-street with a brother official, intending to vote for Guinness and Pim. I always intended to vote for Guinness and Pim, according to the wishes of a friend of mine, now a relative of mine. If my own private opinion were followed, I might have done otherwise.

47763. Were you canvassed by anybody to vote for them?—I was. I voted for them, intending to do so all through. Well, when I came down to Green-street, accompanied by Mr. Callanan.

47764. He is the travelling auditor of the railway company, I believe, or one of them?—He is. On looking about the place, I saw a lot of persons, like book-makers at a race-course, with slips of paper out. It was the first time that I was entitled to the franchise, and it was more from curiosity and fun than anything else that I came up to Connell; had I known him, I would have been more cautious; and I said to him to the effect, "How much money going." I swear I had not the least intention at the time of taking money or any remuneration for my vote. Connell said "I know your intended father-in-law—you would not ask to do anything wrong—whom are you going to vote for?—I said, "Guinness and Pim." He said he could do something for me if I made provision for him. I said, "To be sure, how much are you going to give." He said, "I can't give you money or remuneration for your vote, but I must put you down for your services as a canvasser, and you must vote for Pim only, and I will guarantee that you will be paid." I said, "Very well, pop me down." He then gave me a canvassing card.

47765. For whom did you vote?—I voted for Guinness and Pim as I originally intended. I understood from him that if I was to be paid the lot of money, I was to vote for Pim only—that I did not do. A few days afterwards I told some parties—it was always my intention not to ask for the money, in fact I didn't know where to go for it—that Connell gave me the card. They said, "That man is too well known—you won't get a shilling on it." I said he seemed to be a canvasser, I saw him speaking to several other respectable freemen; he gave me the card, and I didn't suppose he would take it on himself to do anything like this if it was not all right. They asked, "Did you give him any money." I said not, but that I promised to give him £1.

47766. When did this conversation take place?—One or two days after the election.

47767. Were those people you spoke to any people about the railway?—No; it was casually I mentioned it to some friends, and his character was given to me at the time. I was told it was all moonshine; and as it afterwards turned out, entirely a trick. I saw Connell a day or two after I voted. I avoided him. I was at the time going to my brother's house in Abbey-street. Connell saw me coming up and he came after me. He then said, "Did you ever go over to look after that ticket since?" I said I did not. He said "You had better go over and look after it. Give it to me and I will put six days on it, that will give you £6, out of which you will give me £1." I hesitated, but I afterwards told my brother, who was coming out on the door, as I had not so much money about me at the time, to give this man £1, which he did. Connell then asked "Where is the card I gave you?" I took it out of my waistcoat pocket and gave it to him. He altered the card then to six days.

47768. What was on it previously?—I think it was four or five days, but I am not sure.

47769. There was some number of days on it previously, which, you say, he altered to six days?—Yes. He then said, "You can get £5; this will be £1 for myself." He told me to go over to Mr. Walshe's, I think he said, in Andrew-street; "Go over early, see Mr. Walshe, and the matter will be all right." I saw Mr. Walshe, and he said, "I don't think there is any money for this; Connell is still carrying on some of his tricks during the election; however I will see." He mentioned someone's name—I think it was Mr. Molloy's.

47770. Was it the gentleman that was examined last you saw?—Yes. He went into an inner office, and when he came out he said, "It is a shame for Connell to be carrying on this game; we can't give you anything." I made a remark to the effect that it was a shame to have such a class of men going about the city humbugging people. I walked away, and never spoke to anyone about the matter afterwards. Many people asked me did I get anything on the card, and, not wishing to say that I was sold, or swindled in that way, I used say I did; but I never got anything on it.

47771. Do you remember what size card it was that Connell gave you?—I don't. I tore it up, and threw it out of my hand at once.

47772. Was it destroyed before you left Mr. Watson's office, do you recollect?—I don't recollect.

47773. The reason I ask is—there are two kinds of cards that were used at the election—large and small cards; was the card you got one of the large or small ones?—I think it was a card that was torn in two. I looked on it as a piece of waste paper that was of no use.

47774. Can you tell what size it was?—If anything I would say that it was one of the larger size cards that was torn in two, with "B. C." on it.

47775. I suppose your number, 839, was on it?—I don't think it was.

47776. How were you to be identified if your number was not on it?—It may have been on it.

47777. Whatever was on it was it written in pencil?—I think it was all done in pencil.

47778. "839, so many days, B. C.," that would be, I suppose, what was on it?—Yes.

THIRTY-THIRD DAY.

January 6.

William Henry Finlay.

47779. Do you recollect how many days were marked on it?—Four or five days were on it at first, I think, and it was altered by Connell to six.

47780. Did Connell tell you how much money each day represented?—No.

47781. When he was giving the card to you, did he not say that it would get you so many pounds?—I did believe the four or five days represented pounds.

47782. You were led to believe the days represented so many pounds?—Yes.

47783. When Connell altered the number of days on the cards, was the alteration from four to six, or from five to six days?—I think it was from five to six. I would be in favour of thinking it was five was originally on it.

47784. Was Mr. Callanan with you when you were going to vote?—He was, and he knew all along that I was going to vote for Pim and Guinness. It was more through a joke than anything else that I spoke to Connell at all; no amount of money would have altered my intention as to voting. I did vote for Guinness and Pim.

47785. It must have been very late in the day when you voted—there are only six names after your's?—The hour I would leave the office would be late, so it would be, I suppose, near four o'clock.

47786. Was Mr. Callanan with you when Connell gave you the ticket or card?—I think he was by my side when I first spoke to Connell; what my impression is, that Connell took me two or three steps away, fearing the other would hear anything.

47787. He dealt with you separated from Mr. Callanan?—Yes.

47788. Though you walked down with him to Green-street, you were separate from him for that purpose?—Yes.

47789. Was Mr. Callanan present near enough to hear what passed between you and Connell?—He was not, I think. He may be.

47790. What is your impression?—It is so long ago, I can't say. He may be.

47791. How long were you here, before the arrangement about the ticket took place?—We walked about, I suppose, for half an hour before this thing happened.

47792. Had you seen Connell in the interval?—I never knew him in my life.

47793. Did you not know his appearance?—I did not know his name or appearance.

47794. Can you say whether before the ticket business, he had asked you to vote?—I don't remember his asking me.

47795. Connell swore positively that he asked you to go and vote several times, and that you declined until he promised you the ticket?—That's false.

47796. Do you remember being asked by anyone to vote before this arrangement about the ticket?—I do.

47797. Who was it asked you?—Mr. Joly asked me to vote. He is the paymaster in the railway company's service. We met him casually; he asked me for whom I was going to vote. I said I was going to vote for Pim and Guinness. He asked me to leave out Pim, and to vote for the Conservative candidates. I said I would not, that I had promised my father-in-law to vote for Pim, and that I would do so—which I did.

47798. Did anybody in the interest of Mr. Pim ask you to vote for him before the time Connell dealt with you about the ticket?—Yes, I think I was canvassed.

47799. Are you certain you were canvassed to vote for him?—I think I was. I have not a distinct recollection of it. I got their cards and circulars.

47800. Do you know who it was that canvassed you?—I don't know any of them.

47801. Could Connell have spoken to you before the ticket business?—He could not. I didn't know his appearance when he spoke to me about the ticket, and I would have known it had he spoken to me previously—he was such a nice placid countenanced man.

47802. Could you say positively that Connell had not canvassed you previously?—I believe he did not. He did not; if he did he would not have made the remark, "I know your intended father-in-law. You would not do anything wrong."

47803. Did he know who you were, do you think?—He did well, but I did not know who he was then.

47804. You recollect that the £1 you gave him through your brother, was given to him a day or two after the election?—It was three or four days after the election.

47805. Had you gone with the ticket in the interval to get it cashed?—I never dreamt of the ticket. I never intended to go over with the ticket until this evening that he met me near my brother's house.

47806. You had promised Connell at the time he gave you the ticket, that you would give him £1 out of the money he said you were to get?—I did in a casual way. I said something like this—if I get it you must get it.

47807. Mr. TANDY.—Did Connell ask you to vote for Mr. Pim when you came down to Green-street?—When?

47808. On the day of the election?—Is it before all this ticket business?

47809. Did he ask you at any time?—He did when he spoke to me about the ticket.

47810. Did you tell him you would not vote unless you were paid?—On my oath, I did not. I would not for £500 vote in any other way but the way I voted.

47811. If he swore that you said that what would you say?—I would swear it to be false.

47812. When he asked you to vote, what answer did you give him?—I don't believe that such a thing was done. I first addressed him in a joke, when passing him, about the money.

47813. You told me he asked you to vote?—He frequently did so afterwards.

47814. When he asked you to vote, what answer did you give him?—I can't tell you. I have no recollection.

47815. Try and recollect?—I can't recollect.

47816. Did you say you would vote for Guinness and Pim?—Afterwards when he spoke to me about the ticket, I said I was going to vote for Guinness and Pim.

47817. Before he gave you the card did you tell him that you intended to vote for Guinness and Pim?—I did. When he spoke to me first I said I would vote for Guinness and Pim.

47818. Before any conversation about the card did you say for whom you would vote?—I believe I did.

47819. Would you not go farther than your belief?—I would not like to go further.

47820. You said you asked Connell was there money going, or how much money was going?—Something to that effect.

47821. You went up to him and said in a joking way is there any money going?—Yes, for the purpose of a joke.

47822. Why did you address him in this joking way?—He was the first I met on the square, because I came across him in my ramble, to my misfortune.

47823. Was he the only person you asked on that day, whether there was any money going?—The only one.

47824. You selected Connell for this joke?—I did not select him. I just came across him by accident. I took him from the crowd.

47825. Was Mr. Callanan with you at the time?—I should say he was.

47826. Was he near enough to hear what was said by you and Connell?—I think he was.

47827. Did he hear the words, do you think?—I cannot say whether he heard them or not; he might have heard them. Connell had taken me away some steps from Mr. Callanan at the time.

47828. Was it after Connell drew you away from Mr. Callanan that you asked him if there was any money going?—It was by accident I asked him was there money going.

47829. Was it before he drew you aside that you asked him if there was any money going?—My belief would be, we were all three together.

47830. When you asked him was there money going what did he say?—He said I think there was.

47831. Was Mr. Callanan present at that portion of the conversation?—I cannot say he was.

47832. Were you with Mr. Callanan all the time you were in Green-street?—I was, except when Connell drew me aside.

47833. Then is it not the fact that you and Mr. Callanan were together when you asked Connell was there any money going?—I believe so.

47834. Had you any conversation on the subject afterwards with Mr. Callanan?—I had not. Mr. Callanan and other friends asked me afterwards about the £5, and asked me if I had got it. I said I did, not wishing to let them know how I had been swindled.

47835. You thought you would rather lie under the imputation of having received the money as a bribe, than of having been duped?—I did not consider it would be bribery at all.

47836. If you got £5 on the ticket you would not consider it bribery?—Not for my vote; for if I got £500, it would not have changed my vote.

47837. If you got the £500 what would you consider it, if not as bribery, in what light would you have regarded it?—I can't exactly tell you that. I would rather you would draw that conclusion.

47838. I would like to have your views on the subject?—I have no views on it at all.

47839. It was all a joke, you say?—It was.

47840. And if you got the £5 it would have been a joke, too, I suppose?—It would be a very good joke for me.

47841. You would have given it in charity, I suppose?—I might; but charity begins at home.

47842. Would you give it in charity?—I swear I would not.

47843. I am sure you would not. Did you consider it was a joke on Connell's side when he said that there was money going?—I didn't think of it.

47844. What was the next thing that occurred after the joke?—The day of the election?

47845. Yes. What was the next thing that occurred between you and Connell?—I have gone over it for Mr. Law, but I suppose we must go over it again. I want to keep to the truth now, because I made statements before, and I suppose I am bound to keep up to that. What I stated before is the truth, and I would like to keep to it verbatim. The next thing that happened was, he wrote out the slip with four or five days' canvass on it.

47846. Was that the next thing that occurred after saying there was money going?—I should say so.

47847. Was there anything said between you as to the meaning of the slip?—That I was to be paid for my vote.

47848. Was there any conversation between you as to the meaning of the slip?—He put on it four or five days' canvassing.

47849. Do you mean to say that all that occurred was, when you asked was there any money going, and he said there was, that he then put down four or five days' canvassing?—He said he could not put it down as remuneration for my vote, but for my services as a canvasser. I think it was in that way.

47850. Was that said before he drew you aside from Mr. Callanan?—I should say so. It is now so long ago I would not be positive. I think he drew me aside from Mr. Callanan when he was writing the slip.

47851. Did that conversation about your services take place in the presence of Mr. Callanan?—I think it did.

47852. After Connell used that observation, what occurred?—Nothing. I didn't see him any more. I went in and voted for Pim and Guinness.

47853. After he said that there was money going, and that you could not be paid except for services, did he draw you aside?—At the time he wrote the slip he walked one side. I think it was when writing the slip he told me that.

47854. You think then that this conversation did not take place in the presence of Mr. Callanan?—Part of it did; the other part in reference to the slip did not, I think.

47855. What part did take place in the presence of Mr. Callanan?—The first part. It is rather hard after four or five years to say how much. It would be impossible for me to give the exact words. I have stated as near as I can recollect.

47856. At which period of the conversation did he withdraw you from Mr. Callanan—how much of the conversation had taken place in the presence of Mr. Callanan?—Only walking up and addressing Connell in reference to "how much money going." Mr. Callanan was present at that part of the conversation. It lasted only a few minutes.

47857. Do you recollect was Mr. Callanan present when Connell said, "There was money going?"—I would rather be inclined to say that he was. I think he was.

47858. It was after that that Connell withdrew you?—It was when writing the slip he withdrew me.

47859. Did any further conversation take place in the presence of Mr. Callanan, except your asking Connell was there any money going, and his saying there was?—He may have made the remark that he knew some of my friends, and that he knew I was going to vote all right.

47860. Did that take place in the presence of Mr. Callanan?—I am inclined to say it did.

47861. After he said that what occurred?—I think the writing of the slip took place.

47862. What period of the conversation was it that he told you he could not give it as remuneration for your vote, but for services as a canvasser?—It was when in the act of writing the slip. He walked a step aside, and I went with him.

47863. You and he walked together?—I might say so, a step or two.

47864. When he said that, was there any conversation as to the amount of money to be given for your services?—I really cannot remember that. As well as I remember, the four or five days represented pounds.

47865. Was it stated that they represented pounds when he put you down for four or five days?—I don't remember.

47866. Was it stated that he would put you down for four or five days?—I don't recollect. All I can tell you is that he put down four or five days, and that I believed it represented pounds.

47867. Was there any conversation about the amount of money the number of days represented?—I can't tell you.

47868. Have you any recollection or any belief on it?—All that I told you.

47869. Have you any recollection as to whether there was any conversation about the number of days' service he would put you down for?—I have not. If he swore it was five days I would give him the benefit of it.

47870. Was there any conversation on the subject?—I can't recollect.

47871. Was there any conversation on the subject, to the best of your belief?—No.

47872. You say he wrote out four or five days?—Yes.

47873. Did he then give you the card?—He did.

47874. Had you any conversation after he wrote out four or five days, and gave you the card?—None whatever with Connell.

47875. Was there any conversation about your giving him £1;—Yes.

47876. When did that take place?—At the time of writing the slip he said I should give him something. I said, "all right."

47877. Was there any arrangement about giving him £1?—No, I was to give him something.

47878. Some undefined sum?—Yes.

47879. You then put the card in your pocket?—I did.

47880. Did you return to Mr. Callanan?—We were not many paces apart.

47881. Did you tell him that you got the card from Connell?—I believe I told him immediately after I

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William Henry Finlay.

joined him, if I did not tell him at the moment. I know I told him of it that evening.

47882. Did you tell him of it at the time you joined him?—I am not sure of that. I told him during the evening.

47883. Did you tell him before you left the polling place?—I can't recollect.

47884. Did you tell Mr. Callanan that you got a card from Connell before you left the polling place?—I don't recollect. I know I told him the entire particulars before six or seven o'clock.

47885. How soon after you got the card did you vote?—I went in in five or ten minutes after, and voted.

47886. The card did not retard your voting?—Nothing would do so. I did not vote according to Connell's wish.

47887. Before you got the card you told him you intended to vote for Pim and Guinness, and notwithstanding that, he gave you the card?—He did, because he knew it was not worth a jot.

47888. Did you believe that?—I did. I will tell you the truth if my belief is asked. I am trying to tell the truth.

47889. And you treated it as waste paper—you treated the whole matter as a joke, you say?—I had a doubt about it—it was in the balance; I thought there might be a possibility.

47890. You thought, I suppose, that there was just a possibility that it might be converted into cash?—I thought there might be. What struck me at the time was, that if there was any sincerity in the matter, he would have the money in his pocket, and not leave me in any doubt about it. That was the first time I was ever presented with a card under such circumstances, and I will take care what I will do on the next.

47891. You thought there was a lurking possibility that the card might be of some value, in fact you did believe it was value for four or five pounds?—It was in the scales.

47892. You thought it of sufficient value to keep it for some days?—I think you would give me credit for keeping it, and not throwing it away; would you not, Mr. Tandy? I decidedly kept it for a couple of days in my possession.

47893. And for these few days you kept it so safely you had not the least idea of making any application, or of getting it cashed?—I could not tell you; I don't know.

47894. Why did you keep the card, if you had no intention of getting it cashed? I thought you said you had not the slightest doubt on it till you met Connell?—That is going too far. I did not put a great deal of value on it. My time did not permit me for three or four days. I never would have gone about it, I believe, until I met him, and my pound being in jeopardy, I thought the best way to get it back, was to look after it with interest.

47895. Do you mean that if you had not met Connell, you would not have gone with the card to try and get it cashed?—Yes. I swear it.

47896. Why then did you keep the card so long in your possession, if it was your belief that you would never have gone for the money?—I cannot answer you. I might as well keep it as throw it away. I often keep papers for years that are of no use to me.

47897. Where did you put the card when you got it?—I put it in a safe pocket.

47898. Did you put it under lock and key?—No. My impression is that I kept it about me or the like of that.

47899. You say you paid Connell £1 four or five days after this transaction?—I did.

47900. Where did you meet him on that second occasion?—I was going towards my brother's house in Abbey-street, when Connell came up to the door and asked me did I ever call on so-and-so since. I said I had not. He said, "give me the card, I will mark six days' canvass on it." I did so, and he said, "you had better give me the £1 now." I did not like to give him the £1. My intention was not to go about it, and I would not wish for £10,000 that any of my friends should have known I would think of or do such a thing. I was sorry that anything of the kind occurred.

47901. Your regret, however, did not permit you to part with the card?—It did not. It was of no use.

47902. You gave Connell £1 on it?—Unfortunately I did.

47903. And having given him the £1 you then thought for the first time it would be well to reimburse yourself by getting the card cashed?—Decidedly I did.

47904. The resolution formed itself in your mind immediately to get the card cashed?—I think it was a very reasonable one.

47905. How soon after you gave Connell the £1 was it that you went to get the card cashed?—I should say it was a couple of days after I gave the £1.

47906. Was there any conversation between you and Connell about putting on the additional day's canvass, or did he put it on without your consent?—I do believe there was some talk about it. To get the £1 from me, he wanted, I suppose, to offer me the temptation of putting on the additional day. He did his work cleverly; he put on the day to give me £5 and himself £1. Persons are not so amiable when paying money as receiving it.

47907. Did you insist on having the five days changed to six?—I suggested it; I did not insist.

47908. You thought that £4 would not be sufficient compensation for your services, and you were determined to get £5; and you therefore suggested to him to put on six days?—The fool he was, was not to ask for £6, and put 100 days on the card—it would have been just the same as far as my chance of getting the money.

47909. How soon after Connell acted on your suggestion, and changed 5 into 6, was it that you went to get the card cashed?—In a few days. I can't say exactly.

47910. Do you think it was the next day you went to get it cashed?—I could not confine myself to time.

47911. Will you swear it was not the next day you went to get it cashed?—I will not. It may have been the next day.

47912. At all events you failed to get the money?—Beyond a doubt.

47913. Were you offered no portion of it?—I was not offered a farthing. If I was offered my £1 I would take it.

47914. Did you subsequently demand your £1 from Connell?—I never spoke to him afterwards, I had such a hatred and contempt of him. I do not wish to use strong language. He proved himself a clever, smart man.

47915. You never got any money on the card?—Never; not a halfpenny.

47916. Did you go more than once looking for it?—Indeed, I did not; I thought more about myself than that.

47917. Was there anyone present at the second interview with Connell when you gave him the £1?—My brother may have been in the house. I believe I told my brother that I got the card, and I asked him for the £1 to give to Connell.

47918. You told your brother that you got the card?—I do believe I did.

47919. Mr. MORRIS.—When were you made a freeman?—Seven or eight years ago—in 1861, I think it was.

47920. What was your title to the freedom?—From my grandfather, he was city sword bearer to the corporation.

47921. Who admitted you?—It was Alderman Atkinson.

47922. Explain the process by which you made out your title to be a freeman?—I am the grandson of William Henry Finlay, who was the corporation city sword bearer.

47923. Is he dead?—He is, these twenty-two or twenty-three years.

47924. Was there any difficulty in proving his writing?—There was not, as he was a particular friend of Alderman Atkinson.

47925. 1865 was the first year you voted?—Yes; it was the first election I had the franchise.

47926. Do you remember whether you saw Campbell on the day of polling in 1875?—I cannot remember.

47927. Do you know Mr. Joly?—I do, intimately.

47928. Was there any conversation between Campbell, Joly, and you, on that day?—I don't recollect.

47929. You voted for Pim and Guinness?—I did.

47930. Campbell and Joly were enlisted in Mr. Guinness's interest, was there, do you recollect, any conversation about a gratification on that occasion?—I can't remember.

47931. Will you swear you did not ask about it?—I may ask many questions in that frivolous way.

47932. Do you mean that you asked Campbell or Joly about a gratification?—No, I don't believe I asked Joly. He said in a joking way, have you voted?

47933. Can you state about this business of Connell's; did it occur to you, when he put down four or five days, that you would get £1 a day?—It did occur to me.

47934. Answer this on your oath: Did Connell on that occasion mention £1 a day as the pay?—I can't swear that; I can't remember.

47935. Will you swear that he did not?—I can't recollect. My impression was £1 a day; he may have said it.

47936. Did he say it?—My belief is that he might have made some remark about it.

47937. Mr. LAW.—Whatever was said left that impression on you?—Yes.

47938. You say you were admitted a freeman in 1861?—Yes.

47939. Through which office were you admitted—did you go to the Conservative office to get your claim made out?—I did, having the best claim there, and they treated me badly.

47940. Did you pay for your own admission?—I did not, but I will go this very night and refund the money on principle.

47941. Did anyone ask you to get admitted?—Yes, Mr. Thomas Henry Atkinson came to me and asked me. It was more at his wish.

47942. It was they that sought you out?—I was at the time rather tight in funds, and they paid for my admission.

47943. Mr. MORRIS.—In point of fact, you saw perfectly well in 1865 that there was money going?—Pardon me, I did not. I did not know a pin's worth about it.

47944. Mr. TANDY.—You thought it was all a joke?—I did not. I know that I paid for this joke.

47945. Mr. LAW.—Do you think you asked Campbell as well as Connell on that occasion if there was money going?—I may have asked him.

47946. Do you think you did?—I believe I might.

47947. Have you any knowledge or recollection of having done so?—I have not. I know Campbell for years. I know him to speak to him.

47948. Do you think you did ask such a question of him?—I may have asked him.

47949. Mr. MORRIS.—And of Joly too?—No, it was Joly came up to us as we were joking and jesting between ourselves.

Frederick William Clay, sworn and examined.

Frederick William Clay.

47950. Mr. LAW.—You were acting in Mr. Pim's interest at the election of 1865?—is that so?—Yes.

47951. Were you assisting Messrs. Molloy and Watson?—Yes, in the committee-rooms.

47952. In their office?—Yes.

47953. Were you acting, so far as you acted, under their direction?—Quite under their direction.

47954. Do you remember the circumstance of Connell requiring some guarantee from you and Mr. Molloy, before he would take any steps towards conciliating the freemen, Mr. Clay?—I don't know the man at all, sir.

47955. Do you remember anybody requiring such a thing?—I was engaged in the committee-rooms in Suffolk-street, and never stirred out of them.

47956. Was not Connell engaged in the committee-rooms in Suffolk-street?—I don't remember him.

47957. Mr. Watson or Mr. Molloy stated that he was engaged there for some time; that they were induced to engage him because he was known to have some influence with the freemen?—I don't remember him.

47958. Do you recollect signing a card?—Not to my knowledge.

47959. To which the name of Mr. Molloy was also signed?—Not to my knowledge. If I saw the card, perhaps I would remember.

47960. It is dated the 12th of July, with Mr. Molloy's signature, and your name is underneath. Do you know the names of those gentlemen mentioned upon that other card, or do you understand that they were in Mr. Pim's employment?—No, sir; I don't know any of those names at all.

47961. Mr. MORRIS.—You do not know even the names?—Not even the names.

47962. Mr. LAW.—How long were you assisting Messrs. Molloy and Watson?—I think from the beginning to the end of the election business.

47963. Were you with them before that, or simply before the election?—Simply before the election.

47964. What was the nature of your duties?—I was in the committee-rooms, and the letters were handed to me that came in; they were opened and I answered them, and they were signed by Messrs. Molloy and Watson.

47965. You were assisting in the correspondence?—Yes, in the correspondence.

47966. Had you any duties out-door?—Not many.

47967. Do you remember these canvassing cards being printed off for circulation?—I can't exactly say.

47968. Do you remember that there were canvassing cards?—Yes; I think I remember something like canvassing cards. It wasn't exactly in my line, sir.

47969. A great many of them were signed by you?—By me.

47970. Was there another Mr. Clay engaged there?—Yes; there was my brother.

47971. What is your brother's name?—Robert Keating Clay.

47972. What is yours?—Frederick William. If I see the card I'll tell you whether it is my name or not.

47973. Mr. TANDY.—Is your brother alive or dead?—He is alive, I am happy to say.

47974. Mr. LAW.—(*Handing a card to witness*)—Those are your brother's initials, "R. K. C."?—Yes; those are my brother's initials.

47975. Do you not recollect signing those cards?—Well, I have no recollection of signing any cards, sir—to the best of my opinion.

47976. Do you remember any circumstances connected with the election—do you remember the names of the gentlemen whom Mr. Molloy mentions—Mr. Phillips, Mr. Edwards, Mr. M'Lean, Mr. Moran, Mr. Fitzpatrick, and Mr. Flint?—No.

47977. Do you remember Mr. Flint's name?—No; I don't remember Mr. Flint's name; I remember a Mr. Walsh. I wasn't out of the office.

47978. But did you not happen to hear of the arrangements by which these were organized?—No, I did not, nor anything about it—to the best of my opinion and belief.

47979. Did you hear that it was done to conciliate voters or freemen, by largely employing them as canvassers?—No, I didn't hear that.

47980. Did you hear that freemen were employed as canvassers?—I can't say; I think I heard something about freemen being employed as canvassers.

47981. Where—in the office?—In the office, casually.

47982. In the office with Mr. Molloy?—Yes.

47983. Did you hear the name of Mr. Eustace also mentioned?—No—not to my knowledge.

47984. You are not familiar with that name?—No; I sat at a little distance from them at the table. There were so many in the house that I could not remember the name of one.

47985. Did you canvass?—I did not.

47986. Do you know anything about the arrangements made for canvassing?—No, I do not.

47987. Did you ever, yourself, sign any canvassing

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Frederick William Clay.

card stating that the person to whom it was given had been engaged in canvassing so many days?—Not to my knowledge; if I saw the card I might remember.

47988. Do you remember whether any canvassing cards of that size (*produced*) were in the office at all?—If you first allow me to look at one of them.

47989. Any cards of that kind?—Yes; I remember those cards.

47990. You remember those cards?—Yes. I remember those cards.

47991. I do not mean to ask you particularly about one or two, but do you remember that you did frequently sign cards of that kind?—No; I do not think I did sign them.

47992. Do you remember hearing that there were rooms taken in Meath-street for the purposes of the election?—I cannot exactly say about Meath-street. There were rooms taken, one in Sackville-street and one in High-street.

47993. Those were the tally-rooms?—Yes, but I don't remember anything about Meath-street at all. Whatever I do know I am willing to state.

47994. Were you employed generally in-doors?—In-doors; I never left the office except when I went out for my lunch.

47995. How long were you there—more than ten days or a fortnight?—I think about ten days.

47996. The election was on the 15th of July—did you remain after that?—After it was declared?

47997. Yes?—No; I think about a day or two after, to the best of my opinion.

47998. You were not employed in the clearing up of the accounts at all?—Not at all.

47999. Only in the preparation for the election?—Yes.

48000. You had nothing to do with the payment, of course?—No, I never saw any money given.

48001. Do you recollect, during the fortnight you were there, whether there was a considerable number of people looking for employment?—Indeed, I do.

48002. I suppose you saw them when you were going out and coming in, to and from your lunch?—Yes; they came to me and asked me for employment.

48003. Were the applications for employment numerous?—They were numerous; they were numerous in letters as well.

48004. Were there any letters, for example, not only asking for employment, but for money as well, directly or indirectly?—Oh yes, indirectly, and I think directly too.

48005. What became of those letters, so far as you know?—Well, so far as I know, I think Mr. Molloy told me to throw them into the fire, or into the waste paper basket, or to tear them up.

48006. So far as you know, they have been destroyed?—I cannot say whether they have been all destroyed.

48007. Can you tell us were any portion of those letters from freemen, or men professing themselves to be freemen?—Oh yes, I think so. I think they might have said they were freemen. In fact, I think I might say certainly they were.

48008. What portion of them were from persons who called themselves freemen?—I couldn't say that.

48009. Were there half of them?—I couldn't say. There were a great many letters which came during the day from the country, saying they couldn't get up, and all that.

48010. How many letters came from persons asking for money and money's worth?—Altogether?

48011. Yes?—I couldn't say.

48012. Were there 100?—I couldn't say.

48013. Were there 200?—I couldn't say.

48014. Would you suppose there would be a couple of hundred?—I should say there would be a couple of hundred.

48015. You could not state, from recollection?—I could not state, from recollection.

48016. And about how many of those were from freemen?—I could not say.

48017. But there were some?—I am certain there were some.

48018. So far as you know, what sort of answers were given to letters of that character?—They were always thrown aside.

48019. Were they answered in any way by writing?—Sometimes they were answered; sometimes I answered them, and said we could not listen to such a thing—would not have them.

48020. Were their terms accepted in any case?—No.

48021. I am speaking now of the freemen?—I couldn't exactly say, in the freemen case; but when a man came to look for employment, perhaps he would get it.

48022. If he were not a voter?—Yes, he would get it.

48023. If he had any claim?—Yes.

48024. Suppose there was only one place vacant, and one applicant was a voter, and the other was not, what would you do in that case?—I can't say; I didn't employ them.

48025. But from what you observed—did you see that a preference was given to a voter?—I should say there was.

48026. In fact, was it not only a way of conciliating the voters?—I have seen voters turned away.

48027. Of course they could not employ everybody. But was not the employment a mode of retaining their good feelings?—I should say so.

48028. Look at your name on that?—Yes; my name is on that.

48029. What else is on it?—"Mr. Denis Kane will please act as canvasser."

48030. Is there a date to it?—Yes, "11th July, 1865."

48031. Is there any counter-signature?—Oh, yes; my brother's name is on it. Then, of course, I got directions to do that, or I would not have done it.

48032. Is your own signature on it?—Yes.

48033. What you read out is your own?—Yes.

48034. And then your brother counter-signed it?—Yes, my brother counter-signed it.

48035. Well, I suppose you remember that you did issue cards of that kind?—Well, now, when I see that card, I think I did; but I couldn't say how many.

48036. I do not ask you that; but do you think those large cards, printed for the purpose of being handed to voters—do you remember that they were delivered to friends of Mr. Pim, to be used at their discretion?—I don't remember about those cards at all. I remember seeing them in the office.

48037. What office—in the office where you were?—Yes, I saw them there. Of course they were all in the head office, and I think they were sent off.

48038. I understand that you were not present at all, Mr. Clay, when any of those canvassing cards were brought in by the people who claimed payment?—No, I know nothing at all about the payment.

48039. Do you remember whether any persons in Mr. Pim's establishment were active about the election?—Oh, yes, I do.

48040. Do you remember any of their names—do you remember that there were gentlemen, four in number, from the George's-street establishment, who took a good deal of trouble about the election?—I don't remember.

48041. Did you hear Mr. Flint's name mentioned?—Not to my knowledge.

48042. I am afraid we will have to call you again when we find this card. Did you hear Connell examined?—No, I don't know the man.

48043. He states that he refused to act on behalf of Mr. Pim, in securing the votes of the freemen, without getting a guarantee. That this guarantee was first presented to him, which appears from Mr. Molloy's statement, to bear the names of four of Mr. Pim's employés?—I read that in the paper to-day.

48044. And when he would not act upon this, that you brought to him or handed to him—at all events a card was handed to him, with your signature and Mr. Molloy's, and that, thinking it sufficient, in the place of this other, he went to work. Do you remember that?—I do not.

48045. Do you remember being asked to sign your name on the card?—I remember being asked to sign my name on some card; but I don't remember for

what. I was reading that to-day, and was showing it to my brother Robert before the summons came.

48046. The report in the newspaper?—Yes. I said, "See, this is in the paper, I am hauled into this thing, and I had better write and contradict this, because it isn't true." He said, "Oh, it is evidently me they mean."

48047. I believe there is no doubt the name is yours. Your name appears on the card, under that of Mr. Molloy?—I might have given that large card, appointing a canvasser, by Mr. Molloy's directions.

48048. It is not appointing a canvasser, but a blank card, like that, with the name "Arthur Molloy," and your name underneath, and "12th July, 1865." There is nothing whatever on the card more than that. Connell says that, having got the assurance conveyed by that, he then went to work, and that it was given him as a guarantee, and that people were paid afterwards, by his authority?—I had no power over the payments at all.

48049. Mr. TANDY.—That what was given to him was a guarantee?—I had nothing whatever to do with the payments.

Mr. *Thomas Fell White* further examined.

Mr. Thomas Fell White.

48050. Mr. LAW.—Do you wish to make any statement?—I have no wish on the matter *pro* or *con*, but since you were kind enough to give me an intimation that you wished me to be here to-day, and as it is possible your proceedings may be made the subject matter of comment in another place where I am not as well known as I am in the city of Dublin, though I should otherwise have treated and intend to treat everything said of me, by Campbell, with the most profound contempt, yet still I think it due to myself to mention one or two matters that have come to my knowledge, and without in the slightest degree admitting the truth of other matters he stated, I wish to give the most emphatic denial as to these.

48051. What are these?—First that I authorized the personation of any person whatsoever, which it would appear from the newspapers he swore I did, or that I gave him any sum of money for it, or to any person any sum of money. I do not know whether he said that or not.

48052. Mr. LAW.—I do not remember that.

48053. Mr. TANDY.—There was nothing about the money. My impression is he did not say in direct terms that you authorized the personation. I think he said you were present when cards were given.

48054. Mr. LAW.—As I recollect, Campbell stated that before the polling began he went up to a room where Mr. Webb had charge of a list of the freemen; that he took down—and certainly as I understood him, with your knowledge—the names of non-resident freemen, and that it was understood that those who did not come up to vote themselves should be personated. He stated further, as far as I recollect, that that paper containing their names was handed by him to you, or at all events was in your hand at some subsequent portion of the day, and that you saw the names. The impression left upon our minds by his statement certainly was that you knew of the purpose for which the list was made?—Whether such a list was made or not of course I cannot say. It is quite possible that Mr. Campbell might have had recourse, and very possibly had recourse to—and there would be no objection at that time to let him see any book in my possession, that is the freeman's book—but I never saw such a list. I never authorized such a list to be made out, nor was I directly or indirectly cognisant of the personation of any freemen save one; Campbell told me in that instance what he had done, and I said to him at once he had done a very foolish thing, and the less he said about it the better. I knew nothing of the personation of any freemen but one; that was mentioned to me in Halston-street, and after I read his evidence I recollected it and that I told him he did a very foolish thing.

48055. On the day of the election?—On the day of the election in Halston street.

48056. I stated to you substantially what he said?—I can only give it the most distinct denial.

48057. Mr. MORRIS.—There was a third point that made a great impression on me at the time. It was about a scene that Campbell swore occurred just before the trial of the petition, and at which you and Mr. Williamson and others were present?—You need not trouble yourself further. I recollect the matter, and I will give you the whole of the details. During the progress of the preparations for the trial of the petition information had come into Mr. Williamson, Mr. Sutton, and myself, from the different freemen who were subsequently examined before Judge Keogh, of the proceedings with regard to Campbell that were subsequently deposed to—namely, that he got tickets from young men, that he had taken these tickets to 76, Capel-street, got the envelopes for the tickets, and gave the men but £3 each—as well as I recollect—instead of the £5. With regard to leading questions having been asked of Campbell, so far from leading questions *having* been asked, Mr. Williamson spoke to Mr. Goodman on the subject—I am not quite certain of that from my own knowledge—but at all events Campbell had nothing to do with the place in Abbey-street. He was brought into the place in Abbey-street after we got the knowledge about freemen for the purpose of testing him—for the purpose of testing whether those people were telling truth or falsehood. He was cross-examined by me as closely as ever I cross-examined any person in my life. It is true that the questions were leading, but they were leading questions in the style of cross-examination—namely, put in the terms of what these people swore. I don't know whether I convey myself—that is, "Did you, Campbell, take out of the envelope a £5 note and keep £2 yourself, and give £3 to the man." And he distinctly and positively there stated in the presence, as I now best recollect, of Mr. Goodman, Mr. Williamson, Mr. Sutton, and myself—and there may have been other people in the room—he did state it was all a falsehood, and I at that time—though I subsequently did not—believed him. I may have congratulated him, saying I was glad to find it was not so—that I would be sorry to find he had been guilty of that transaction. That is exactly what occurred on that occasion.

48058. Was he set drunk on the day he was examined before Judge Keogh?—I was not in Court when Campbell was examined—I had a great deal of difficulty—I had a great deal more to do outside, both at the election and the election petition, than others had; but I was here from time to time, and there was a great deal of trouble to get Campbell to stop in Court, for every time a freeman came up Campbell was called for, and at last Judge Keogh made him sit down some place here. Even after that he was continually going in and out of Court. What he then took or did not take—whether he was sober or drunk at the time he was examined, I am not able to tell, but I never heard it alleged till I heard it here.

48059. Did you hear him give his evidence before Judge Keogh?—I did not.

48060. Mr. LAW.—Was he sitting up any part of the night before?—Not at all; the only communication I had with him was going to look for him on three or four different occasions, because Judge Keogh got rather testy at his constant absence.

48061. Mr. MORRIS.—He swore he drank fourteen glasses of brandy that day?—I did not see him take any; nor did I give him any, or procure any person to give him brandy.

48062. Mr. LAW.—Is there any other matter you wish to refer to—what he stated about your son, you deny?—That I deny also.

48063. At the same time, that is a matter about which it is quite possible there may have been a mis-

take, because Campbell does not appear to have known that there were any but two young gentlemen employed; it turns out there were seven?—Mr. Williamson's son and my son were employed for a specific purpose on the day of the election—that was running the poll. I gave no messages to either my son or Mr. Williamson's son during the election, as I now recollect, for any purpose whatever; and, if anything was said, I am certain it was of the most casual nature.

48064. It would be natural your son would speak to you when running the poll?—He did not. The only time I recollect coming in contact with my son was when a factor from Smithfield, whom I knew to be of the opposite party, and a lot of other persons spoke to him. I stopped my son and said, that man is only taking you away from your duty, and does not intend to vote for you.

48065. There is nothing to implicate your son at all?—I may also state, that I had no sum of money upon my person upon the day of the election, but three or four of these young men were with me; there were also three other people, not voters at all, but merely as a kind of guard, and for the purpose of keeping the passages clear. The passages here got continually blocked up, and by going through the passages with six or seven people after me, we were enabled to open the passages for voters, and prevent their being delayed and annoyed. That is the sole purpose for which any persons were with me.

48066. Mr. TANDY.—There is another matter about which evidence appears on my notes, that I wish to call attention to. It is better everything should appear clear. Mr. William Johnston gave evidence with reference to the expenses of out-voters, and he stated you knew of the arrangement with reference to the out-voters, and told him not to go any more to Eustace-street, or 24, Dame-street. He said further, that letters were directed to 24, Dame-street, but were brought to 47, Dame-street, where he was. That a list was made out by your direction, and that he put this list into a box, the key of which was given to him by you. That on one occasion the list disappeared, and that he understood there was a second key of that box. I think it fair to call your attention to the evidence, so that if you wish to make any observation upon it you can do so now?—I have no recollection of that. I recollect this perfectly well. I recollect that Mr. Johnston was at Palace-street, and I believe I have heard he was at Eustace-street; but I recollect that Mr. Johnston—I was under the impression at that time that voters might have their expenses paid in a particular way, and by sending a particular telegram. I recollect that in consequence of a consultation Mr. Williamson and myself had, that it was considered desirable that all illegal payment of voters should be stopped.

48067. Mr. Williamson told us that, but I understood from him that took place while Mr. Johnston was either in Palace-street or in Eustace-street. Mr. William Johnston says you were aware that the treating with the out voters continued after he left Eustace-street, and after the office was transferred to 24, Dame Street; and that you were aware he was employed in connexion with that particular business in 47, Dame Street?—That Mr. Johnston was?

48068. Mr. TANDY.—Yes?—No.

48069. He said further that lists of these parties were directed by you to be made out by him, and that he made them out; that you supplied him with a box for keeping those lists in; and that you gave him the key of that box?—I may have done so, but I do not recollect.

48070. He said the list disappeared one night from that box, and then he understood there was a second key?—I never heard of it.

48071. Mr. LAW.—You knew, of course, as Mr. Williamson did, of the taking of the room in Eustace-street?—I did not. The only thing I recollect before Mr. Johnston was recalled was when Mr. Williamson was sick that I brought over letters to Mr. Johnston to Palace-street to his own office.

48072. Mr. Williamson says he went with Mr. William Johnston on two occasions to look at rooms, and he was perfectly aware the rooms were taken in Eustace-street. His recollection is that he told Mr. Johnston to try and get out of the contract, and then the change was made. Were you not aware the rooms had been taken in Eustace-street?—It is very hard to swear now. I know the rooms were taken.

48073. At any portion of the communication that took place between you and Mr. Williamson and Mr. William Johnston about this matter did you mention the name of Mr. Foster at any time?—Not to Mr. Johnston, certainly.

48074. Mr. Johnston swore—his first statement as I gather was that it was Mr. Williamson referred him to Mr. Foster. He says beyond all doubt that he went himself to Mr. Foster the next morning and took directions from him. On the second occasion he swore, beyond the possibility of doubt, it was either you or Mr. Williamson; but he believes it was Mr. Williamson sent him to Mr. Foster?—It was Mr. Williamson: I have no doubt at all it was Mr. Williamson.

48075. Who referred him to Mr. Foster?—I think so: yes.

48076. Is it your belief you heard at any stage, early or late, of the arrangement about out voters that Mr. Williamson referred here to Mr. Foster?—I think it is more than probable he referred to him early. At a late period there was very little difficulty about the payment of out voters. It was a kind of mere honourable transaction. It had nothing to do with freemen.

48077. Were there freemen on the list of out-voters?—I heard of one, that is all.

48078. I have three names before me?—There were very few. Any that were on the list of out-voters were illegally on. I think I heard the name of some man in Belfast.

48079. There is no doubt about that case—we have the voter's letter. Mr. Campbell acknowledged before us that he received £9 10*s.* on account of commission on payments to voters. Was he charged with receiving more than that amount in that way?—You have in the printed book all that we know on that subject.

48080. He stated to us a larger amount received from the bribing of freemen than is stated in the report of his evidence on the trial of the petition?—I only tell you what we know—that you have in the printed book the evidence nearly the same as it was before us.

48081. Mr. MORRIS.—Was he charged with half a dozen or a dozen instances?—I don't recollect. I would refer to the printed book to answer you.

48082. Mr. LAW.—You were about here very much on the day of the election?—Yes.

48083. Do you remember seeing Mr. Alma here?—I do.

48084. Were you speaking to him?—I was for a moment or two.

48085. What time of the day did you see him?—I saw him frequently during the day. He was standing in Halston-street.

48086. Did you know that Mr. Alma was concerned in the out-voting correspondence?—No.

48087. Did you ever hear prior to the election he had been?—No.

48088. You did not know he was connected in any way with the election?—No.

48089. Were you very much surprised to see him in Halston-street?—I asked him no questions at all about it.

48090. Were you surprised to see him there?—I have seen him at many elections.

48091. He was very much at the county elections?—I knew him better there.

48092. Had you ever seen him occupying such a position in Halston-street at any previous election?—Not to my knowledge.

48093. Did it surprise you to see him there?—It did not occur to me to be surprised at anything in those times. I say *nil admirari*.

48094. Mr. TANDY.—You did not allow any suspicions to enter your mind?—I took very good care to keep myself as free as I could.

48095. Mr. LAW.—Did he say freemen were a lot he did not like to come near?—He did.

48096. Did he say, as you quote Latin, *Odi profanum vulgus et arceo?* Did he say how the freemen were getting on?—I don't think I spoke more than two or three words to him. He occupied a position that he could be seen.

48097. Did you always find him about the same place?—I certainly did see Mr. Alma on the day of the election in or about the same place.

48098. Do you recollect Mr. Foster being down here about the middle of the day?—I did not see him at all.

48099. Did you know the appearance of Dr. or Mr. Hall?—I think that the most candid answer I can give you to that question is that I believe I met Dr. Hall before at the Inns-quay ward committee rooms. I did not know or recognise Dr. Hall's appearance as Dr. Hall on the day of the election. The first time I noticed Dr. Hall to know him as Dr. Hall was on the county election when he was one of the body-guard that attended me on the county election.

48100. You appointed him to be one of your body-guard at the county election?—I did myself.

48101. You must have known something about him when you did so?—I appointed him at the request of Mr. Foster.

48102. When did Mr. Foster ask you?—I don't know whether it was Mr. Foster asked me; I rather think it was not. I think I am in error in that, I think it was Mr. Williamson mentioned it as the request of Mr. Foster.

48103. When?—It must have been on Thursday night or Friday morning, because Mr. Williamson and I became concerned in the county election at seven o'clock on the evening of Thursday. That was the day of the declaration of the poll in the city election.

48104. You were retained on Thursday for the county?—I am certain I was.

48105. Was it subsequent to that you were asked to appoint Dr. Hall?—I think, as well as I recollect, Mr. Williamson suggested that Dr. Hall should be appointed. He said he had been introduced to Dr. Hall by Mr. Foster on the day of the city election; that he mentioned his name, and seemed to be a friend of his and a good man.

48106. Did he tell you that Dr. Hall had been engaged as a body-guard to Mr. Foster?—No.

48107. You say you saw Dr. Hall at the Inns-quay ward committee. You were not there often?—Only one or two evenings.

48108. He was appointed to a rather peculiar office—one of a secret working committee?—I do not know.

48109. You saw him there?—I think I did; I believe I did.

48110. You said you could not identify him as Dr. Hall again. Did you see the same gentleman without knowing his name in Halston-street on the day of the election?—No, I do not remember seeing Dr. Hall the day of the election.

48111. Mr. TANDY.—Do you remember when Mr. Williamson mentioned Dr. Hall's name as a friend of Mr. Foster—did he say he had seen Dr. Hall in Halston-street on the day of the election?—No; I have no recollection of his saying any such thing. From what I heard of Mr. Williamson's evidence, I think it probable he did. I cannot say he told me, but I think it probable that having been introduced to him he would have a distinct knowledge of him, which I had not.

48112. Did he mention the circumstance that he had seen Dr. Hall frequently on the day of the poll in Halston-street?—No, not at that time.

48113. When first?—He may have told it to me in private consultation after, but not then.

48114. Do you recollect whether he did or not?—I have no recollection of his having told me. The impression on my mind was he did not.

48115. When first, do you recollect?—Long afterwards in March.

48116. To the best of your recollection did he tell you so in March?—I decline to answer that. The consultation between Mr. Williamson and myself was in reference to the matter.

48117. It is not a matter you consulted about professionally?—It is one of a number of matters we consulted about.

48118. Mr. LAW.—I suppose he told you what we all know now. What did Mr. Williamson say to you when he asked you at Mr. Foster's instance to appoint Dr. Hall?—I don't know, but the suggestion from Mr. Williamson coming in that way to me, I would act upon it. As to the fact of the appointment, I know it was made—as to the circumstances under which it was made, I have a very dim recollection. I am giving these things according to the best of my recollection.

48119. Mr. Williamson must of course have mentioned Mr. Foster's name to you, otherwise you could not imagine that Mr. Foster asked for Dr. Hall's appointment?—As I have said I cannot go further than the best of my recollection, and I know no more about the matter than what I have told you.

48120. Did Mr. Williamson not say that Dr. Hall was recommended on the ground that he was serviceable on the day of election?—I will not say he did, or did not. I cannot tell.

48121. I gather from your answer he must have mentioned Mr. Foster's name as recommending?—Recollect that what I am telling you I am not positive about at all. I have a very dim recollection of the whole matter.

48122. From your telling us first your remembrance was that that Mr. Williamson asked you to appoint Mr. Hall—you then thought the recommendation must have come from Mr. Foster, and that you thought Mr. Foster's name was the moving cause of the appointment?—It may have been, If Mr. Foster asked me to appoint any person I would.

48123. Do you recollect did Mr. Williamson tell you that Mr. Hall had been here on the day of the election?—I do not recollect.

48124. Mr. MORRIS.—Were you cognizant of Mr. Campbell leaving the country?—I heard a rumour in Abbey-street about Mr. Campbell wanting to go out of the country.

48125. When?—Before the petition, before he was examined.

48126. Not lately?—Not a word.

48127. You knew nothing about what Mr. Atkinson stated?—Nothing. I would not have been a party on any account whatsoever to anything of the kind.

William Henry Finlay further examined.

48128. Mr. LAW.—Is that the card you got from Mr. Connell (*card handed to witness*)?—I could not say.

48129. Do you believe it is?—I cannot say. My idea is that the card was a more torn one, and I looked on it as being an old blank card. I got two kinds of cards, I believe, I think I did. The first card I got on the day of the polling was a half card like this—torn across. I don't swear it.

48130. That card has evidently been torn in two and then pasted together again?—Yes.

48131. It was found amongst Messrs. Molloy and Watson's papers; it turned up since you were here? it has your name and £6 for canvassing marked on it;—Yes, but the question would be next for my satisfaction was the money paid on that card. I got no money. I am asked on my oath a certain thing, and I ask that question to enable me to answer.

48132. Seeing the card now, do you think you got it?—It is four or five years ago, and it is not possible for me to have a distinct recollection of the transaction

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January 6.

William Henry Finlay.

now; but my belief is that what I got at first on the day of the polling was a slip of paper, a thin piece torn in two, and on that written in pencil the number and "B. C."

48133. Do you mean that it was not a card at all, but a piece of paper?—That is my belief—the first day—but I have only a very slight recollection.

48134. Seeing this card?—I see it, but I have no knowledge of it—I have no recollection of it—none whatever in the world.

48135. Suppose you had the voucher you speak of would that be the card you got for the £6 arrangement made at your brother's door?—I could not say. Seeing that card I could not identify it.

48136. Can you form an opinion as to whether you ever had that card in your pocket?—I could not.

48137. Mr. MORRIS.—Will you undertake to swear you had not?—I am only swearing to my belief.

48138. Mr. LAW.—Do you believe you ever had that card?—I would be slow to answer that. I would rather you would not press me. My recollection is indistinct at the best. Many a card like that could be got. You could get another card to do the same thing.

48139. But I do not suppose anyone would spend their time getting up cards?—It is very possible it might be done, I have no faith in the transaction.

48140. That card must have been brought into Messrs. Molloy and Watson's office for payment?—It was evidently torn in two and pasted together again?—It would be well worth a person's while to try and paste the card together again.

48141. Seeing that card, is it your recollection that Mr. Connell when he met you at your brother's altered the first paper from five to six, or gave you a new card?—My impression is very indistinct; I would be more inclined to think it was a new card.

48142. That you gave up the voucher and got a card?—I am more inclined to think that.

48143. Have you any recollection of getting a new card at your brother's door?—At the time I was more than a little annoyed at being asked for the money. I was confused. It was more to get shut of the party, hearing his character, that I gave the £1.

48144. Mr. MORRIS.—Did you hear that that kind of thing was going on, giving four or five days payment for nothing?—I did not. I never interested myself about that.

48145. Mr. LAW.—You remember, I dare say, going over to Messrs. Molloy and Watson's with a card whatever it was?—I think I do.

48146. You remember they refused to pay?—Yes.

48147. You were not very well pleased, I suppose; do you remember that you tore the card on the spot?—My impression was I did tear it; but if I did, it is not likely I would only tear it across. My impression was I tore it on the spot and made some remark about having some agent appointed. I am only giving what I remember. It is the same to me to tell the whole truth. I have got a deal of harassing and annoyance.

48148. Mr. MORRIS.—Does anything you have read in the papers connect in your mind the railway tickets which have been sworn to here by witnesses, and the tickets that were in your desk?—No, and I would almost swear now, that the tickets of the Midland Railway Company were never used *pro* or *con* in connexion with the election. I do believe the tickets used were the tickets printed by Forrest of Capel-street, Marcus'.

48149. Mr. LAW.—Where did you see that stated?—In the newspapers. I saw it stated in Mr. Forrest's examination that Marcus's excursion tickets were printed by him.

48150. Mr. TANDY.—He stated he printed certain placards with the name Marcus. He did not say he printed tickets?—It is also stated that he printed tickets. I will get the paper for my own satisfaction. I rather take a little triumph in considering they were not Midland tickets at all.

48151. Mr. LAW.—Almost every one examined who saw them swears they were Midland tickets?—It was said they were Marcus' tickets.

Mr. Frederick Clay.

Mr. *Frederick Clay* further examined.

48152. Mr. LAW.—You see your name on that card (*card handed to witness*)?—Yes.

48153. There is no mistake about that?—There is no mistake about that.

48154. Looking at it now, do you remember the circumstances connected with it?—Let me look at the other card.

48155. The other was given as a canvassing voucher, and has been paid as such?—I think my recollection of it is the other card was given to this man.

48156. What man?—I forget his name.

48157. Is it Connell?—Connell; and he went to one of our division rooms, Meath-street. It may have been, and when he went there, my brother wrote on it, this man desires £1 a week, and sent him back to the head office.

48158. Are you aware that Connell was employed in Messrs. Molloy and Watson's office for a time about the election?—I don't recollect.

48159. So I gather from Mr. Molloy himself?—He went to Meath-street, and then came back with this other card, with the remark on it that he required £1 a week.

48160. As a canvasser?—Yes. I saw that on the card, "this man requires £1 a week."

48161. The card you are looking at was not a card of Connell's?—I cannot recollect this at all.

48162. The other was a card issued to a canvasser, and signed by Connell, acting under the authority conveyed by that card in your hand. You have no recollection of that?—No recollection.

48163. Do you remember putting your name to that?—Yes; my name is there.

48164. Do you remember writing your name upon it?—Yes; I remember writing my name.

48165. Upon that identical card?—Yes.

48166. It is your handwriting, but do you remember the circumstance?—No; I don't remember the circumstance.

48167. Are you speaking merely from seeing your signature?—Yes.

48168. Do you recollect the moment of writing that particular card?—I do not. I think I signed some.

48169. You signed so many you have no particular recollection of that—is that it?—Yes; but I never signed without Mr. Molloy's authority.

48170. That is the card?—This is Denis Kane. I was confusing the names. I don't know whether it was paid.

John Faithful Warren.

John Faithful Warren, sworn and examined.

48171. Mr. LAW.—Do you recollect the last election?—I do.

48172. What time did you vote on the day of election?—About ten minutes past eight o'clock.

48173. For whom did you vote?—For Messrs. Guinness and Plunket.

48174. You were very early at the poll?—I was.

48175. Do you remember seeing George Booth there?—I know the man, but I did not see him.

48176. Did you see William Booth?—No.

48177. Nor Jesson?—I did not.

48178. Did you see any of the parties get tickets?—I did not.

48179. Did you see Connell?—I don't think I saw him that day.

48180. Can you say positively you did not see him that day?—I do not think I did. The first time I saw him after the election was when he sent me a letter requesting to see me in Dame-street.

48181. Did you go see him?—I did.

48182. Did you tell him then or on any occasion that you knew of the ticket arrangement that was going on in Capel-street?—I did not.

48183. Did you tell him you had seen anything wrong on the day of election?—No.

48184. Did you in point of fact on the day of election in 1868, hear any rumour there was money going?—No.

48185. Did you see any indication of it in any way?—No. I was there backwards and forwards from North Anne-street up to this the whole day.

48186. Did you not even by way of rumour, however unfounded, hear anybody say there was money going?—I did not, nor did not know of it until after the petition was presented.

48187. Do you know a man named Baily?—No.

48188. Do you know Haggerty?—I did not know him until I saw him here, but I know Walker.

48189. Did you see him that day?—It is probable I did. I think I did see him that day, and I saw Hassett.

48190. Where did you see him?—In Halston-street.

48191. Were you speaking to either of them?—Except to bid good morning, but no conversation. I was bringing up voters.

48192. Were you employed as a canvasser?—No, as a volunteer.

48193. Had you offered your services?—Yes.

48194. Were you asked to sign one of those gratuitous service papers?—Yes. I offered my services first by letter, and I was then asked to sign a declaration, a fortnight before the election.

48195. What ward were you attached to?—The Royal Exchange ward, where I reside.

48196. Who was chairman of the committee there?—I cannot possibly say.

48197. Who was the secretary?—I think the chairman was Alderman Manning of Grafton-street, or Mr. Switzer.

48198. Were you told off to canvass the freemen?—Freemen and lodgers.

48199. Were the freemen canvassed separately from the others?—No.

48200. There was nobody told off to canvass them separately?—There was not.

48201. Who accompanied you?—Mr. George Wade.

48202. Did you both go together on the canvass?—Yes, both together. We did not separate at all while canvassing.

48203. You were consequently both together when a voter was canvassed?—Yes.

48204. I presume in that ward you canvassed a good many freemen?—There are not many in that ward.

48205. How many freemen did you canvass?—I could not say.

48206. Did you canvass 100?—No.

48207. Did you canvass 50?—It is possible we did.

48208. Not more than 50?—I think not more.

48209. Wade, I believe, has an extensive acquaintance amongst the freemen?—He has been going incessantly amongst them.

48210. He was known as an influential man amongst them?—He strives to lead on others if he can on such occasions.

48211. You yourself have been a freeman a long time?—Since 1841.

48212. You were not in the old corporation—was Wade a member of the old corporation?—No, he was admitted since.

48213. How were you admitted?—By grandbirth, in the year 1841.

48214. I believe you have always voted with the Conservatives?—With the exception of 1865.

48215. I presume you were admitted as a Conservative?—Yes. I had to pay the fees myself. I think it cost me about £7 10*s.*

48216. Was it so much as £7 10*s.*?—It was.

48217. The freedom at that time was worth more than it is at present?—I lost more than I gained.

48218. How could the poorer class of men at this time pay £7 10*s.*?—The poorer class of freemen were not admitted at that time unless they had the funds.

48219. You stated that on the last occasion you canvassed about fifty?—Yes, between lodgers and freemen.

48220. How many persons out of the entire number you canvassed in the fortnight would you say were freemen?—I could not say.

48221. Would you say twenty?—About twenty.

48222. You had written lists?—Yes.

48223. Did you not, towards the end, get printed lists of the names?—I believe we did.

48224. Whether the lists were written or printed you entered opposite each man's name his answer?—Yes, whether he would vote for Guinness and Plunket or Pim and Corrigan.

48225. Suppose a man said he would like to think a little, and intimated that he was ready to treat for his vote—did such a case occur?—It did.

48226. How would you enter down or deal with such a case as that?—Our directions were to hold out no hope whatsoever, as not even a shilling would be paid.

48227. But on receiving such an answer or intimation how would you enter it on your list?—As doubtful.

48228. Was "doubtful" the word used to describe such an individual?—Yes, we could not say for whom he would vote.

48229. Did the word doubtful convey to the initiated that he was a man who wanted money for his vote?—Very few of them ever insinuated that much.

48230. You tried to understand them without going that length?—Yes.

48231. Did not the word "doubtful" convey that meaning?—It did.

48232. About how many freemen did you meet with who gave you to understand that they wanted money?—I could not say; I do not think many.

48233. How many would you say there were—five?—Scarcely so many as five.

48234. Four and a half?—About three.

48235. Will you say there were no more than three?—I would undertake to say there was not more than three.

48236. Can you give the names?—There was one named George Flood. I do not know where he lives at present; at that time he lived in Kennedy's-lane. Mr. Connell saw him last night.

48237. Who were the other men?—I could not say who the others were.

48238. Were you employed at all at the election of 1865?—I was.

48239. Were you a canvasser?—Yes.

48240. Had you one of those cards?—Yes. I got £2 10*s.*

48241. When did you get your card?—I was employed on Monday morning, and I worked for the remainder of the week.

48242. You voted for Pim at the election of 1865?—I did.

48243. Where did you get the card?—In Chamber-street.

48244. Was that where Flint was?—Yes.

48245. There was a man called Jones in Chamber-street who knew a good deal about freemen?—It was in his house.

48246. Did you vote at the election of 1859?—I did.

48247. For whom?—I voted for the Conservatives always with the exception of 1865.

48248. Did you hear of money going at the election of 1859?—I did not.

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John Faithful Warren.

48249. Upon any side?—No.

48250. Did you hear of it at the election of 1857?—No.

48251. You did not hear in or about that time that there was money going?—When the petition was presented in 1857 I heard it.

48252. That was in reference to the Ross-lane Society and Mr. Lilly?—Yes.

48253. Did you know Lilly?—I did.

48254. I believe that Jones, Hassett, and Walker were members of the Ross-lane society?—They were.

48255. What was the object of that society?—To give relief to the families of members in case of death.

48256. I believe it became somewhat notorious on the occasion of an election. The number of its members increased wonderfully when an election was approaching as if everybody was going to die?—Not to my knowledge.

48257. Were you a member of it before the election of 1857?—About two years. There was an amalgamation of another society with it—a burial society.

48258. Though no doubt it was a friendly society, are we far astray in assuming that it usually remained in a dormant state until just before an election, and then had a considerable accession of members?—I do not know. I was not a leading man. Mr. Lilly was the principal man.

48259. Was Walker a leading man?—No. Lilly was, and Benson. He is dead since.

48260. Were there not usually very few members, say six months before an election?—I do not know.

48261. How many members were there usually about the time of an election?—The room would be crowded.

48262. A couple of hundred Benson stated when he was examined?—Yes.

48263. Did you happen to be present the night Mr. Lilly made the remarkable speech?—I may have been there, but I do not remember.

48264. Did you ever hear the society applied some of its funds to induce poor members to vote?—I did not.

48265. Did you hear they paid out of their funds a sum of 2*s.* 6*d.* a head to people to attend the nomination?—No.

48266. Are you aware that has been sworn?—No.

48267. Did you know Arthur Moy?—I knew William Moy.

48268. Was he a member of it?—He was.

48269. Were there many of those societies at that time, those friendly freemen societies?—Only one, I believe.

48270. Were there not a number of others?—Not to my knowledge. The Ross-lane society absorbed all the others. It was the only Freeman Burial Society particularised by that name.

48271. There is no society of that kind now?—No.

48272. When did it cease to exist?—Shortly after Lilly went.

48273. Shortly after the election of 1857 I take it. It was in fact not forthcoming in 1859?—I believe the funds were not forthcoming either.

48274. Has there ever been a society like that since?—No.

48275. Mr. TANDY.—Were you busily engaged as a canvasser in 1865?—Yes; busily employed from ten o'clock in the morning until seven or eight o'clock in the evening.

48276. How many days' canvassing had you?—Five days. I was not canvassing out. I was filling up lists for the canvassers as fast as I could.

48277. You were occupied in that for five days?—Yes.

48278. You plumped for Mr. Pim then?—I did.

48279. Did you apply this time for employment?—No.

48280. You did not apply for employment at all?—I did not.

48281. You got work in 1865, and did work honestly; why did you not apply for work in the same way at the last election?—Because I understood the law was changed, and that a freeman could not be employed at any election.

48282. Therefore you did not apply for employment?—No.

48283. You volunteered as a canvasser the last time?—Yes.

48284. How long were you canvassing?—About three weeks.

48285. Were you employed as busily that time as in 1865?—I was not. I did not canvass until evening after my work was done.

48286. You never expected payment for your service?—I did not.

48287. And never asked for it?—Never asked for it. Before that I wrote a letter to a gentleman of the committee asking to be employed.

48288. When you wrote that letter did you expect you would be paid some time or another afterwards?—I never intended to ask for payment.

48289. Are you quite certain you never had a consultation with Connell about tickets going at the election?—I never had a conversation with him or knew of it until the petition was presented and the names on it oozed out.

48290. Had you then a conversation with Connell on the subject of the tickets?—I did not know of the tickets.

48291. Had you at any time any conversation with Connell on the subject?—No, from the time of the petition being carried out until I had on Saturday last when I met him.

48292. Had you any conversation with him at any time in reference to the issuing of tickets?—No, but previous to the election I had a conversation with Connell.

48293. In that conversation did you express a belief that money would be going on the side of the Conservatives?—No. I will state the conversation I had with him. He sent a letter to my residence previous to the petition being presented after the election stating he wished to see me particularly, as it would be for my advantage. I went there, and he told me I was a good man in 1865, and what was the reason I was not the same in 1868. I told him I was not treated properly by Mr. Pim in 1865, that I was engaged at £1 a day for five days, and instead of that I only got £2 10*s.* I refused to work under £1 a day.

48294. Who engaged you at that?—John Flint. Previous to the election I told Mr. Connell that unless I was paid the balance due to me by Mr. Pim's agents they might not expect my vote on the forthcoming occasion. He told me after the election was over that he would make it worth my while if I would give evidence, and in order to obtain the money I said, "If you want to know anything, pay me what was coming to me at the last election, and I will unburden my mind." These were my words.

48295. Mr. LAW.—When was this conversation?—After the election. He sent me a note after the election.

48296. The object, I presume, was to get information in support of the petition?—Yes.

48297. You intimated you had been badly used, and that if matters were made square with you that then you would unburden your mind?—Yes.

48298. Had you any conversation with him before the last election?—Not to my knowledge.

48299. Did Connell ever ask you to vote for Mr. Pim prior to the last election?—I cannot say.

48300. Do you remember whether he asked you at the last election to vote for Mr. Pim?—I cannot say that he asked me.

48301. Mr. TANDY.—Did you not state just now that you recollect his saying "You were a good man in 1865?"—He imagined that I was not the same in 1868.

48302. You promised you would unburden your mind?—Yes.

48303. At this time what was it that your mind was so full of?—Nothing at all. I only wanted to get the money under any circumstances.

48304. Was there anything at all on your mind?—Not a pin's worth.

48305. Mr. LAW.—If he gave you the £2 10*s.*?—He would have as much knowledge as he has at present.

48306. Mr. MORRIS.—You agreed for £1 a day with Flint?—Yes.

48307. Were there a good many made the same kind of a bargain?—No, there were four of us engaged on these terms.

48308. And you all agreed for £1 a day?—I refused to work in the case unless I got £1 a day, because my business would be neglected.

48309. Mr. LAW.—What are you?—I am a housesmith; I had a couple of men working for me.

48310. Mr. MORRIS.—But it was not commonly understood that it was to be a £1 a day?—The four of us were employed at it.

48311. Who are the four?—Charles Clarke (*he is subpœnaed*), Stephen Curtis, George Connor, and myself.

48312. Mr. LAW.—What is Connor?—A wireworker.

48313. Mr. MORRIS.—And what is Clarke?—A cabinetmaker.

48314. Mr. LAW.—Did you make that arrangement together?—I was brought up to Jones's on Sunday to see Flint, and we saw him, and he arranged to meet us next morning at ten o'clock; the next morning we stated our terms to him—the four of us.

48315. Who was the spokesman for the four?—Clarke.

48316. Was it you who would not accept the terms offered?—He refused to grant the terms, and I left the room.

48317. Tell us what it was that Clarke said, speaking for you all, to Flint on the Monday morning when you met him?—Clarke introduced us.

48318. And he said, "Here we are, four of us"?—I asked to know the terms.

48319. What were you to do, were you to vote for Mr. Pim?—I do not know about that; of course in working for a man, I would vote for him. I believe I would have voted for him under any circumstances on that occasion, for more reasons than one.

48320. What did Clarke say in your presence—did he say "We want to know the terms"?—It was I put that question, I think.

48321. What did Flint say to that?—Ten shillings a day, he said; I said, that would not do, and I walked down stairs, and I was called back and told it was all arranged.

48322. Did he say that he would go to a £1?—Yes.

48323. Was the same arrangement made with the other three?—The other three remained in the room.

48324. Mr. MORRIS.—A good many freemen, like you, did not vote for Mr. Pim in 1868?—I believe so.

48325. Seven hundred voted in 1865, and only 300 in 1868; as far as you know, was that to be attributed in a good deal to the fact that there was not much employment on Mr. Pim's side in 1868?—The reason of it was that he endeavoured to have their franchise broken.

48326. That deterred some of them?—It influenced me, at all events, in one particular.

48327. Mr. LAW.—You said you would vote for Mr. Pim in any case in 1865?—I would, or not vote at all.

48328. You would not have voted against him?—I would not.

48329. Was the only reason why you voted against him in 1868 because, as you have stated, he had endeavoured to disfranchise the body?—Yes.

48330. Was that the only reason?—That was the only reason.

48331. Mr. MORRIS.—Did that operate strongly amongst many?—It did; very strongly.

48332. You do not think the absence of the cards had much to say to it?—I am confident it had not.

48333. Mr. LAW.—If Connell paid you the balance of £2 10*s.*, would it have made any difference?—No; I could not make him any wiser than he is.

48334. But suppose you were paid £5 instead of £2 10*s.*, would that influence you in voting last time suppose you were paid what you bargained for?—I would still have voted against him.

Richard Wharton sworn and examined

Richard Wharton.

48335. Mr. LAW.—You are a freeman, I believe?—I am.

48336. When did you become one?—I was made a freeman sometime in 1867; July, I think.

48337. Were any other members of your family freemen?—My brother and father.

48338. Do you recollect prior to the election of 1868 either you or your brother being about to go over to London?—After I was made a freeman I went to live in London. I was living in the north for some time, and in August, 1867, I went to reside in London. I was living in London for about eleven months, and I was over here in Dublin for my holidays and I met that man there, Campbell, who made use of my name very familiarly. I had no acquaintance with him except his connexion with the Conservative office. I saw him when I was being made a freeman; it was he that took me up.

48339. When you came over in the summer of 1868 you met him?—Yes, I met him in Nassau-street, and he spoke to me about my vote. I said I was engaged in London, and that I could not spare the time to come over. I was only here for a few days. I said I was going back, and that I was not likely to be in Dublin; that I did not think I could get the time to come; that if they wanted me to send me a ticket, as that I certainly would not pay my own expenses over.

48340. I suppose after that you went to London?—I did. I met him on the Thursday, and I went back on the next Monday.

48341. Did you come back to vote?—I came back afterwards in October. I got bad health, and I came to reside in Dublin again. I met Campbell, and he spoke to me about my vote again. I said I was going back to London the following week. I think that was in October, or, perhaps, November. I think it was twelve or fourteen days before the election. I went to the country, to the south of Ireland, and got very ill there, and I came back to town. I was ill in town for nearly a couple of months, about the time of the election.

48342. Did you vote at the election?—I did. I voted about eleven o'clock, and when I came back home my landlady in London sent me the telegram that was sent to my lodgings whilst I was away. Campbell got my address in Nassau-street.

48343. Thinking you were in England they sent the telegram?—Yes, and I had to pay for having it delivered, for I live a long way out of London.

48344. Your landlady sent it over?—Yes.

48345. Did you get a letter with it?—I think I got four or five letters. I got letters from everybody, and I had to pay the postage on them back again.

48346. Did you get a letter from Mr. J. Wilson Johnson?—No; I got a telegram from him. The telegram said I would be paid my expenses. It was something this way—"Be in Dublin on to-morrow, 18th, and forward account of expenses to me. J. Wilson Johnson." I had voted before I got the telegram at all, or before I knew anything about it.

48347. Did you present the telegram?—No; but I kept it for a couple of days, and I showed it to a lot of fellows that I knew. I think it cost me 3*s.* 6*d.* for telegrams and letters; and some of them said I would be a jolly fool if I did not go up and get something for it.

48348. You did not go to No. 24?—I thought "J. Wilson Johnson" was a humbug. However, I sent

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Richard Wharton.

in the telegram, and got my expenses. But I waited in Dublin at an inconvenience to vote, and I went to London immediately after. I got typhoid fever soon after the election.

48349. What was the amount of your expenses?—Five pounds, three shillings, and six pence.

48350. First-class return ticket?—Yes.

48351. Was your brother out of town at the time?—No.

48352. He had no expenses?—He had nothing to do with the election more than voting.

Richard Burgess.

Richard Burgess sworn and examined.

48353. Mr. LAW.—Do you recollect voting at the election of 1865?—I do.

48354. What hour of the day did you vote?—About three or four o'clock.

48355. Did you see Connell that day?—I did.

48356. Did he give you a card?—Yes; which I have in my possession. (*Produced.*)

48357. The number of days is not marked on it?—No; I see something before "R. Burgess."

48358. "R. Burgess; as canvasser." Did you make any arrangement with him before he gave you this card?—Not the slightest.

48359. What did you understand?—I will tell you correctly the whole circumstance. I had not been near the court-house the whole day until I walked up to vote about half-past three o'clock. I was on other business. As I passed Green-street, Mr. Connell came up (I had only a slight knowledge of him) and asked me if I had voted as yet. I said I had not, that I was going to vote at the time. He said, "You might as well be on as a canvasser;" and I said I did not understand anything about it. "I will give you a card," said he, "appointing you as canvasser." He wrote that card, and I passed on and went and voted. After voting, when I was coming out, some gentleman asked me if I had a card; I said I got one from Connell, and this gentleman said that Connell had no authority to give a card, and he told me to come with him.

48360. Who was that gentleman?—I cannot tell you that.

48361. Whom did you vote for?—For Mr. Pim. I have always voted on the Liberal side.

48362. When you said that you had got a card from Connell, and when the gentleman said that Connell had no authority to give it, and when he asked you to go with him, did you go?—I did, to a house on the opposite side of Halston-street; there were some gentlemen in the room, and I was handed another card.

48363. What kind was the second card?—Something similar to the other.

48364. What was the value of it?—There was no value on it. I should say it is in Mr. Watson's possession.

48365. What did you get for it?—Allow me to finish. I then had the two cards. They remained with me for a couple of months. I was always most active on the Liberal side, and some friends of mine said I was a great fool that I did not go and get something for it. At the end of two months or more I called in to Suffolk-street, sent up my card, and saw Mr. Watson. I said, "The fact of it is, I have not been engaged as a regular canvasser, but I have always done the best I could, and have taken a good deal of interest in the City and County elections." "Well," said he, "six days; I suppose £3 will do"; and he handed me out three notes, and told me to sign the receipt.

48366. Did you say you had spent a good deal of time canvassing?—I did not.

48367. You said you took an interest?—I had taken a great deal of interest in the election.

48368. Did you tell him you had canvassed?—I said I took the greatest interest I could.

48369. I suppose you told him you would canvass if you had been asked?—I would, with pleasure.

48370. Did you tell him the time you got the card?—No, I did not.

48371. Did you tell him you got it after you had voted?—No, I said I got the card, and I presented it. There were only the two of us in the room. "I suppose £3 will do?" said he.

48372. Do you know who gave you the card eventually?—No.

48373. Why did you keep the other card?—It has been lying in my drawer. We changed from Capel-street to Britain-street, and when on examination, the question arose here. I asked permission to leave court, and on searching, I found it in my drawer.

48374. You say you got this card that was cashed in an office over the way. Did you know anyone who was present when you got it?—A number of Pim's young men were present in Halston-street.

48375. In his establishment?—No, in Halston-street.

48376. A number of young men in his establishment; do you mean in his employment, or on the committee?—Three or four of his committee, and who are in his employment.

48377. Who were they?—I could not tell you.

48378. I want to know what you meant when you said "Some of Pim's young men"?—I say I have been constantly in the habit of going to Pim's, and I have seen the young men there in the way of business.

48379. In George's-street?—Yes.

48380. Do you mean that the young men you saw at Halston-street, were the young men you had been in the habit of seeing in George's-street?—Yes; that is on my mind; of course, four years is a long time.

48381. Do you know the names of any of them?—No.

48382. Mr. TANDY.—Did you ever hear any of their names?—No.

48383. Mr. LAW.—You must have been very late with your vote that day; what o'clock was it when you voted?—I could not say.

48384. You did not vote the minute you came up?—On the minute.

48385. Had anybody been looking after you that day before?—No.

48386. On any occasion whatever?—No.

48387. Had no one come to look after you until so late in the day?—No.

48388. It was a tolerably close contest?—Yes.

48389. One would think they would be looking out for you?—They might have known very well what way I would vote.

48390. Are you aware that you are the last on the list but one?—No.

48391. Five minutes before five o'clock?—I can say I am certain it was not so late as that.

48392. You are certain it was not after five o'clock, but you are the last but one on the list, and unless there was a total cessation of voting it must have been very late?—If you refer to the last voting I suppose you will find it was half-past three or four o'clock.

48393. The two last names are "Richard Burgess," and "Thomas Brodie," he is the last of the "B." Are you sure there was nobody looking for you that day?—On my solemn oath, no.

48394. Why did you put it off so late?—I could not account for it. I might have been away.

48395. But were you away?—No; I was in town, I am sure.

48396. You might have run up before breakfast, and got it over without any delay, and saved a good deal of trouble and confusion in the latter part of the day; do you remember why you postponed voting?—I could not give an explanation of that.

48397. Had you been canvassed prior to the election ?—No.

48398. Had Connell asked you for your vote before that ?—No ; nobody asked me for my vote.

48399. Had any canvasser come to you ?—Yes ; but I voted on the Liberal side in '62, 59, 65, and '68.

48400. When were you admitted ?—In 1858.

(*Produces certificate of freedom.*)

48401. Did anybody apply to you prior to the last election for your vote ?—No, strange to say, that is, I had an interview with nobody ; many might come to the house and I might not be at home.

48402. Do you remember, as a matter of fact, that they did call to ask for your vote prior to 1868 ?—Parties called on the part of Sir Arthur Guinness.

48403. I suppose you were engaged ; did you see them ?—I remember them calling on one occasion, and I did see them. One was a man out of the Castle.

48404. Did you see him ?—I did.

48405. You received him ?—I did.

48406. What did you say to him ?—I told him that I intended to vote as I always voted—for Sir Dominic Corrigan.

48407. Did he go away then, or did he try to prevail on you ?—He did try to prevail on me, but it was no use.

48408. Did anybody come from the other side ?—No.

48409. They took for granted that you would vote for them ?—They took it for granted, I suppose.

48410. Had Connell asked you prior to the time he gave you the card, or any other person, to come up and vote ?—No.

48411. You said you went straight up and voted ?—I may say that after all had taken place I met Connell, and he said I had a right to give him money, and I would not do it. I do not think at the time I had made use of the ticket.

48412. At the time he asked you for money, you had not cashed the order ?—I had not made use of it. If the receipt-book is produced it will show, I think, that it was two or three months after when I got the money.

48413. At the time he asked you for the money you still retained the order, and you meant to go ?—I was forced by some friends, who said I should go.

48414. Did you go to Molloy and Watson's more than once ?—No.

48415. Did either of them say "you are very late" ?—He did. I think he said the books were made up.

48416. What did you understand from the person who gave you the ticket on the opposite side of the way ?—No understanding whatever.

48417. Was there no number of days mentioned ?—No. I suppose the ticket is to be had.

48418. Do you recollect what was asked when you went to Mr. Watson ?—Never asked a question.

48419. Was nothing said about a £1 ?—No.

48420. You simply presented the ticket ?—I was simply led into the trap.

48421. How do you mean ?—In the first place I was led by Connell, and the next I went over to the other place.

48422. They seem to have laid a lot of traps for you that day ?—Oh, no.

48423. Mr. TANDY.—The result was that you trapped £3 ?—Yes.

48424. Mr. LAW.—You got this ticket (*produced*) from Connell before you voted ?—Yes.

48425. And you got the other ticket on what you were paid, after you voted ?—Yes.

48426. Did Connell accompany you when you were going to vote ?—No.

48427. Where did he give you the card ?—At the corner of Green-street.

48428. Was it he stopped you or did you stop him ?—He stopped me.

48429. Did he put the card into your hand ?—He spoke to me and mentioned the matter.

48430. What did he say to you ?—He asked me had I voted yet.

48431. And did he immediately insist upon putting the card into your hand ?—He said, "I will appoint you canvasser, and you will get something on it."

48432. Did he insist upon doing it ?—He voluntarily offered the card. I swear now that I had not the slightest knowledge, no more than you, that there was anything of the kind going at the time.

48433. When Connell met you at the corner of Green-street, and asked you had you voted what did you say ?—I said I was going up to vote.

48434. Did he ask you how you were going to vote ?—He knew how I would vote.

48435. Did he ask you ?—I do not think he did.

48436. Did you say you had not made up your mind ?—No.

48437. Had you known Connell well before ?—Slightly.

48438. And knowing him only very slightly, can you account for his insisting upon your taking that card—was he forcing cards into everybody's hands ?—I am not saying that. He knew who I was.

48439. He might have known that you were determined to vote for Mr. Pim, that I can understand, but what was the meaning of Connell insisting upon putting that card into your hand ?—I am not saying that he insisted, but he voluntarily offered it and asked me to accept it.

48440. What did he say to you ?—He said, "You may as well—I will appoint you canvasser."

48441. Mr. TANDY.—Did you imagine you were to canvass at once—at half-past four o'clock ?—No.

48442. Mr. LAW.—What was the meaning of appointing you canvasser ? You knew the meaning of it was that you were to get some money by it ?—I understood that perfectly well.

48443. Mr. MORRIS.—What friends, as you say, told you to go and cash the order ?—This card never was cashed.

48444. But who told you to get the other card cashed ?—Some friends—Mr. Butcher of Mary's Abbey.

48445. Who told you ?—They were only casual conversations.

48446. Who was it ? Give us the names of some ? I told you that the card remained in my possession for the length of a couple of months.

48447. But when it was cashed who told you to go and get it cashed ?—No one ; I knew very well myself where Mr. Molloy's office was.

48448. Answer me this question—who told you to get it cashed ?—Many conversations took place with friends.

48449. Tell me one ?—I cannot immediately tell you.

48450. They told you to go and get it cashed at Messrs. Molloy and Watson's ?—It was not Molloy and Watson's, it was in Suffolk-street.

48451. It is the same thing—who told you to go to get it paid ?—I could not say any party.

48452. Can you give me the name of any one who told you to go and get it cashed ?—I could not mention any individual party.

48453. On your oath ?—No.

48454. Do you know Mr. Kenny ?—No.

48455. Did you see a great deal of this thing going on that day ?—Only one transaction, and that was my own.

48456. Mr. LAW.—Did Connell ever ask you for the money since you got paid ?—I cannot think whether it was before or after.

48457. Did you tell him when he asked you for the money that you had not got paid yet ?—No, I just passed him by.

48458. What did you say to him ?—I said, "That is all nonsense ;" or something that way.

48459. Mr. TANDY.—Were you in Green-street or Halston-street on any previous portion of the polling day ?—No.

48460. Were you in the court-house ?—In or about the hall.

THIRTY-THIRD DAY.

January 6.

Richard Burgess.

48461. It was about half-past four when you came up to the poll?—Four, perhaps.

48462. To the best of your knowledge, do you know who came up and brought you to the committee-rooms?—No.

48463. Did you hear who it was?—No.

48464. Have you any reason to know who it was?—Nothing; I never gave a thought to it until I got the summons.

48465. Whom did you see in the room; was it a committee-room?—I could not say; it is opposite this court-house.

48466. Do you know where the Temperance Hall is?—Yes.

48467. Was it there?—I think upstairs there.

48468. Whom did you see when you went up?—I could not say.

48469. Did you know who was there?—No.

48470. Not a single person?—No.

48471. Had you seen or known them before?—No.

48472. None of them?—I may have known their faces.

48473. You said you knew their faces in Mr. Pim's establishment?—Yes.

48474. Did you never hear their names?—No.

48475. Any of them?—No.

48476. What kind of card was it you got up there?—I could not say indeed.

48477. Was it like this card produced?—I should say something similar to this; or it might be smaller or larger.

48478. Was it a white card?—I think so, I would say so.

48479. Had it initials on it?—I could not say.

48480. How many days canvassing were marked on the card?—I do not know that there were any days.

48481. Were there?—I could not tell you.

48482. Did you ever read it?—I dare say I did.

48483. Tell me to the best of your recollection what was on it?—I could not tell you.

48484. To the best of your recollection what was on the card?—I could not tell you.

48485. I am not asking you about the card you got in the Temperance Hall?—I dare say it is in being. I could not tell what was on it. I do not think there were any days marked on it. I handed it over to Mr. Watson.

48486. Did you read it?—I did.

48487. You had it in your possession for two or three months?—Yes.

48488. Did you read it more than once?—I did.

48489. Did you twice?—I dare say I might.

48490. And do you mean to say you do not know what was on it?—I should say words something similar to those on this card here. To the best of my belief I should say this card would be something similar to the other.

48491. Whose initials were on it?—I could not say; at the end of four years I could not say.

48492. A gentleman came over to you and asked you whether you had got a ticket, and you said you got one from Connell; he said Connell had no authority to give one, and he told you to go with him; did he say what you were to go to the committee-room for?—I presume to get another ticket.

48493. Did he tell you that?—I should say so.

48494. When you went over to the committee-rooms what passed between you and the persons there?—Nothing, except, "Here is Burgess; he is after voting," and to give him a ticket; and then I got the ticket.

48495. Whom did you see in Suffolk-street?—Mr. Watson—that was the only gentleman I saw. I knocked at the door, and sent up the card. He was the only gentleman present.

48496. Tell me what passed between you and Mr. Watson?—I told him that I always voted on the Liberal side, that I had been using the best exertions I could at the election, city and county; that I never asked any remuneration, and that having got that card I presented it to him.

48497. Did you tell him when you got it?—No.

48498. Did you tell him you got it on the polling day?—No.

48499. Did you tell him you canvassed at all?—I do not suppose I did.

48500. You said you exerted yourself generally—you did not tell him when you got the card?—No.

48501. And he gave you £3?—Yes. If it was only 30*s.* I would not have said a word.

48502. Mr. MORRIS.—Were these gentlemen in Halston-street doing anything?—I was not in it two moments.

48503. Had they pen, and ink, and paper, before them?—They had, for they were writing these cards out.

48504. Writing these cards?—Yes.

48505. Did they put your name down in a list when they gave you the card?—I am not aware; to the best of my belief, they did not.

48506. They had pen, ink, and paper before them?—They had.

48507. Mr. TANDY.—Did you see any others getting cards there?—No. I walked out when I got the card, and went away.

48508. Mr. MORRIS.—Had Connell a lot of cards in his hands, that he was throwing about broadcast?—I should say he was not throwing them away at all.

48509. Had he cards in his hands?—I think he took a card out of his pocket and wrote upon it.

48510. Mr. LAW.—Is that the card you gave to Mr. Molloy (*produced*)?—I dare say it is.

48511. Have you any doubt it is?—I have, because my handwriting is not to it.

48512. You had it for two or three months?—Yes; it looks like one that was soiled up.

48513. You see it is marked for £3?—Yes.

48514. Is that the document to the best of your belief?—It is, to the best of my belief.

48515. There is on it, "Richard Burgess, canvasser, per J. Phillips."

48516. Mr. TANDY.—Was that "682" on it when you got it?—No, I think not.

48517. Now look at that card—was the figure, "£3" put on it by the gentleman who wrote the ticket?—It was not on it at the time I presented the card, and I never saw it before.

48518. Was "£3" put on the card in Halston-street?—No; nor the pencil mark. Nothing but a plain card—"Richard Burgess, canvasser; per J. Phillips."

48519. Did you know the name that was signed to it?—No; I could not now tell you that was the signature that was signed to it.

48520. Do you believe that is the card?—I know my name was written on the back.

48521. Did Mr. Phillips tell you you should have £3?—No.

48522. Did he tell you what it was for?—No, I knew.

48523. Was that card to replace the other card which was not sufficiently formal?—It was.

48524. When you got it you understood you would get money for it?—Yes.

48525. How much?—There was no understanding whatever. On my oath I did not know at the time, and I was indifferent about it.

48526. Mr. MORRIS.—It might be anything from £100 to £1?—Yes.

48527. Mr. LAW.—Were these pencil marks on it when you got it?—No, I am positive of that.

48528. You see the figures "8/7/65"?—I do not know what those figures mean.

48529. Did you put these on it?—No.

48530. That is 8th July, 1865—who put these figures on it?—I could not say.

48531. Did you claim £6 from Mr. Watson?—No; never claimed a penny.

48532. Had you any discussion with him as to what money you should get upon the ticket?—No.

(Adjourned).

THIRTY-FOURTH DAY.

FRIDAY, JANUARY 7, 1870.

Jonathan Pim, esq., M.P., affirms, and is examined.

48533. Mr. LAW.—Your conducting agents at the last election were Messrs. Molloy and Watson?—They were.

48534. I shall only ask you, did it come to your knowledge at any time, about the period of the election or afterwards, that any improper dealings had taken place with any of the freemen who voted for you: did you hear of any bribery amongst any of the freemen who voted for you?—No; none whatever.

48535. Did you, prior to the election, receive any applications from any freemen for appointments or patronage, or anything of that kind?—I did receive some letters perhaps.

48536. Have you got those letters?—I sent them all invariably to Mr. Molloy.

48537. Are you now speaking of applications prior to the election?—Yes.

48538. You gave them all to Mr. Molloy?—Yes.

48539. Do you recollect whether you received, after the election, any applications from freemen for favours or money?—I think not; I would not make a positive statement, but I think not.

48540. You believe not?—I believe not; if I did get anything of the sort, I sent it to Mr. Molloy.

48541. Have you any correspondence from freemen yourself; or, if you did receive any such, are they all in Mr. Molloy's possession?—They are, either before or after.

48542. Of course you are aware that a petition was presented against your return on the ground of bribery and other things?—Yes.

48543. We have heard from Messrs. Molloy and Watson that they made investigations into the truth of the several charges; did you yourself do anything towards ascertaining the truth, or otherwise, of the charges irrespective of what they did?—Not except in conjunction with them.

48544. Can you give us any information as to the truth or otherwise of these charges, except what they can give us; have you any special knowledge yourself?—I have not.

48545. You were returned in the election of 1865: that was your first candidature?—Yes.

48546. These gentlemen were then also your conducting agents—or rather, Mr. Molloy your conducting agent and Mr. Watson your expense agent?—They were.

48547. Do you remember how many days before the day of election, which was the 15th July, had you declared yourself as a candidate?—I could not say exactly; it must have been something like ten or twelve days. I cannot say exactly.

48548. Tell us what course you took: did you see after the canvass yourself, or did you appoint canvassers?—I appointed Messrs. Molloy and Watson as my agents, and I trusted fully to them in respect to the carrying out of the arrangements for the election.

48549. Did you take any part in the management of the election?—On the first occasion I took almost none.

48550. In 1865?—Yes.

48551. That is what we are talking of now?—Yes.

48552. You took almost no part in the management?—Almost none; the time was so short, and I was so totally inexperienced, there was no time to canvass on that occasion.

48553. Beside appointing these gentlemen your conducting agents, were there others who acted with your sanction in advancing your interests?—Several gentlemen who took an interest in my candidature and advanced my interest.

48554. Were those who acted for you any persons connected with you in business?—Several of the clerks in my employment endeavoured to do what they could to promote my interest at the election.

48555. Do you remember the names of any of them who were particularly active or were commissioned to act for you?—I see some gentlemen here who I know were particularly engaged in acting for me on that occasion.

48556. The reason I ask you the question is, that we had a card handed to us with four names on it—Mr. Phillips, Mr. Edwards, Mr. M'Lean, and Mr. Moran; and to these Mr. Molloy added yesterday Mr. Fitzpatrick and Mr. Flint—do you recognise these names?—Yes; these gentlemen were not asked to interfere in the matter by me.

48557. But did you know that they were acting for you?—I did know at the time.

48558. I believe there was a Mr. Eustace interested in your success?—Yes, much interested.

48559. Has he an establishment of his own?—He has.

48560. Somewhere in the Liberties?—Yes.

48561. Do you recollect whether you had any conversation with him, or had any communication with him, about the time you were starting in 1865?—I think I had no conversation with any of these gentlemen.

48562. You did not receive any advice, verbally or otherwise, from Mr. Eustace as to the mode in which you should proceed?—I am pretty sure that I did not.

48563. Anything that took place would be with Messrs. Molloy and Watson?—Yes, or with some of those gentlemen who were desirous of promoting my success.

48564. Of course it was an important matter to secure the votes of as many of the freemen as possible?—Of course it was.

48565. A great number of the freemen, I presume, are workers, craftsmen, in the Liberty and thereabouts?—Yes.

48566. Was Mr. Eustace identified with them in any way in business relations or otherwise?—I believe he is himself a freeman.

48567. Had he any particular connexion with the freemen who were workmen?—Yes; a great many freemen who lived in the neighbourhood were engaged in poplin manufacture.

48568. Is he connected with that branch of industry?—He is a dyer, having a dyeing establishment in the Liberty.

48569. I suppose that brings him into connexion with the freemen?—He dyes the silk and yarn of which poplin is made; and it is in that way he is connected with them—doing business with them.

48570. Do you know of any particular arrangement yourself being made for securing the votes of the freemen in 1865?—I was not aware of any particular arrangement, nor am I now.

48571. I do not mean anything remarkable—but were you aware of any course of proceeding that was adopted to secure them?—I was aware that many people were employed as canvassers on account of their interest, or supposed interest.

48572. Were you aware at the time of the extent to which that employment was given?—No, I was not. I took no part in the details.

48573. I think we heard that you did not know of the exact extent it had gone to until a long time afterwards?—I did not.

48574. You did not know at the time that anything like 748 canvassers were employed?—I fully believed there were a large number, but I had not the slightest idea of what it was.

48575. I suppose you knew of a certain number—or rather of an uncertain number—of the freemen being employed?—Yes, but I had no idea of what proportion of the number were freemen.

48576. The selection of the tally-rooms and committee-rooms was committed entirely to Messrs. Molloy and Watson?—Entirely; they may have taken advice with others.

48577. So far as you were concerned?—So far as I was concerned.

48578. You say you knew nothing of the details, but that they carried out everything, being intrusted by you for that purpose?—Just so.

48579. Do you recollect at that election, before or after, that any applications were made to you by freemen for assistance in consideration of their vote in 1865?—I do not; I do not say that there may not have been at present, but I have no recollection. If they were in writing I should have handed them to Mr. Molloy on that occasion as well as on the last.

48580. But you do not remember an instance of it having occurred?—I do not.

48581. Do you remember, after the election was over, and when you were returned, did you receive then any applications from freemen for help in any way on the ground that they had voted for you?—No; I have no recollection. I should have done identically the same with them. The only reply I should ever give them, and the only reply I ever gave to any person who based any claim on the election was to say his letter should be transmitted to Mr. Molloy.

48582. Is it your recollection that there were such letters?—I should rather think they were for money. There were several letters received, both in the last and former election, in which the writers stated that they had acted as canvassers, &c., and that they had a claim against me, more or less, for money. Some of these letters may have been from freemen.

48583. Whatever they were you transmitted them to Mr. Molloy?—I did.

48584. Do you know whether these letters are still forthcoming?—I do not know.

[Mr. *Molloy.*—They are all lodged; every document I had is lodged.]

48585. Mr. LAW.—I understand that every letter is lodged, so that we are in possession of everything?—It was my instruction to Messrs. Molloy and Watson before this inquiry to afford every information that was in their power.

48586. Mr. LAW.—That has not only been done, but it has been done in a way that gives us exceedingly little trouble, because all the papers are arranged and lettered in such a way that we have no trouble whatever.

48587. Mr. TANDY.—If we had the same facilities elsewhere we would not have such a lengthened inquiry.

Mr. *Pim.*—I am glad to hear it.

48588. Mr. LAW.—It is right to say that so far as you or your conducting agents are concerned, you have not thrown any obstacle in our way; you have given us every facility.

48589. Mr. TANDY.—Can you tell me whether in 1868 or 1865 you paid any money in connexion with the election except through your expense agent?—There were some moneys paid, but whether by myself or not I cannot say. I will tell you the whole amount. The total expenses of the election of 1865 I have down here as £8,600, and that of 1868 as £5,749 11*s.* 10*d.*

48590. The expenses of 1865 were £8,600?—Yes. If I knew what they had stated I could see the difference and account for it.

48591. They have stated, and the accounts handed to us showed a total expenditure of £8,222 in 1865, so that there must have been some £400 that were not included in it?—The actual money paid was £8,220. I suppose it was our cashier cut off the odd £2, there are besides that £380, which make what I have stated. I have the exact particulars of what it was.

48592. I understand perfectly?—The first question I did not answer at first, because I was not quite sure whether the payment to Mr. Moyers was included in this account or not.

48593. Mr. LAW.—It is?—It does not appear to me that it is included.

48594. Mr. TANDY.—Are you quite certain that the sums of money over and above the £8,222, were sums actually expended?—Oh, yes; no question of it. Some of them paid by me. You will find that the money paid to Mr. Moyers is down in one of the latest pages of that book, but it is not added up though in the book.

48595. Mr. LAW.—That is what makes the confusion.

48596. Mr. TANDY.—That explains the whole thing.

48597. Mr. LAW.—This account you produce is quite right?—It is quite right; containing the whole amount.

48598. Mr. TANDY.—There is a sum here amongst "additional items," £250 for solicitor's fees; did you pay that yourself?—I paid that myself.

48599. To whom was that paid?—To Messrs. Molloy and Watson, themselves.

48600. Was it for themselves?—For themselves.

48601. Was it in addition to the statutable fees?—It was.

48602. It was for their own personal services?—It was.

48603. Not for money expended by them?—No.

48604. Look at that page (*account handed to witness*)—there are payments there stated to have been authorized by Mr. Thomas Pim, jun. Do you know anything about them?—I do not; I believe the authorizations means they were authorized to be paid to Messrs. Molloy and Watson.

48605. Did I understand you correctly to say that in 1865 you took little or no personal part in the management of the election?—I did not—in fact I had not time.

48606. You were better employed. You gave a general authority to your conducting agents I suppose to advance your interests as they thought best?—Except that I strictly directed them not to bring me into any trouble as regards the law—to do what was right.

48607. To go as close to the wind as they could perhaps?—I did not mean that.

48608. I did not mean anything, I assure you. Do you recollect whether you gave a general authority to these gentlemen in your establishment—Messrs. Phillips, Edwards, Moran, and M'Lean—to act for you?—I did not come into contact with them as regards the election at all.

48609. Nor with respect to any authority from you to them?—I gave no authority whatever.

48610. Everyone was to act in conjunction with Messrs. Molloy and Watson, and under them?—Certainly.

48611. Mr. MORRIS.—Do you know Mr. Robinson?—Is it he who is in our employment?

48612. Yes?—I do.

48613. Was he with you in 1865?—Yes.

48614. Is he with you still?—Yes.

48615. It was distinctly stated (it is only fair to say so) that you gave distinct orders in 1865, that no direct or indirect breach of the law, or evasion of it, was to be committed?—I did. I was quite aware that there were persons employed as canvassers, who were employed on the recommendation of persons who had votes, or who themselves were voters. I did believe at the time, and I still believe, there could be no objection to it, except that there might be an excessive number; but I did not think there was anything contrary to the law, or that would get me into trouble.

48616. Mr. TANDY.—But still you considered that the employment of these persons was calculated to advance your interests, and to gain their support and influence?—I had no doubt there were many who were employed for that purpose.

48617. Mr. MORRIS.—Had you any idea that such a number as 600 or 700 canvassers were employed before the election?—I had no idea of the number at all.

48618. You had a general idea that there was a considerable number?—I had.

48619. Mr. LAW.—When did you first learn what the number was?—Sometime after the election. I never learned it until then, for I never inquired.

48620. Mr. MORRIS.—You paid the bill, and that was all you knew.

48621. Mr. TANDY.—All that you knew was that it cost £8,600?—That was the principal part of my information. (*Hands in an account of expenses.*)

48622. Mr. LAW.—The only additional item here are fees to conducting agents, which, I presume, were in addition to the statutable fees?—No. That item includes the statutable fee.

48623. For their own personal trouble?—Yes.

48624. "Five ward agents subsequently paid £31 10*s.*" Was that for their personal trouble too?—Yes.

48625. Were they solicitors?—I do not know.

48626. The thirty guineas paid to them was for each of their own personal trouble?—It was. I believe most of the ward agents were solicitors.

48627. It was not to repay them any expenditure?—No; it was the only money they received for their own trouble.

Mr. *Arthur Molloy* further examined. Mr. Arthur Molloy.

48628. *Witness.*—The entry in the account about "Thomas Pim, jun.," simply means that he authorized us to charge that item to his father's account in the books; he knew nothing whatever about it.

48629. Mr. LAW.—Did you tell him you were going to pay it?—We told him we had paid it, and he said, "I authorize you to charge this to my father's account."

48630. There are certain sums paid to ward agents—special expenses paid to the gentlemen employed—and there are certain persons named as receiving them?—Yes.

48631. Were these sums paid to them as a reward for their own exertions?—Yes, and for expenses they incurred; but Mr. Thomas Pim knew nothing of the payments. He was altogether averse to his father contesting the city in 1865, and he gave us no assistance whatever.

48632. He had had nothing to do with incurring the debt—he merely sanctioned the payment of it?—He acted as cashier or financier for his father. He said when these items appeared, "Charge them to my father's account." He wanted to get the whole thing wound up.

48633. Mr. TANDY.—You paid this lump sum without any examination of the items?—Certainly. Mr. Thomas Pim, jun., knew nothing whatever of the payments in connexion with the election of 1865.

48634. Mr. LAW.—This item of £100, "per J. P., £100"—what is that?—We cannot tell what that is. We have examined the books and we cannot find out what it is.

48635. The J.P. must be "Jonathan Pim?"—Yes.

48636. Mr. TANDY.—Are you certain it could not be Mr. Phillips?—Certainly not.

48637. But if Mr. Thomas Pim, jun., knows nothing about it, and if you know nothing about it, what are we to make of it?—I am only speaking in reference to payments made by authority of Mr. Thomas Pim, jun.

48638. Mr. LAW.—It is part of that £341?—It was some payment that was made which we cannot find out.

48639. What is "per J. H."?—We do not know who "J. H." is.

48640. Mr. TANDY.—But if you know nothing about it, who does? Look at this account—"Per J. P., £100; per J. H., £20"—who are "J. P." and "J. H."?—I suppose these are some payments made by Mr. Pim himself. They must have been.

48641. Surely, if you know nothing about it, and if Mr. Thomas Pim, jun., knows nothing about it——?—We knew about it at the time, but it is three or four years ago now.

48642. Where were these payments made?—In William-street; £100 and £20.

48643. Mr. LAW.—It was included in the whole account; but that particular part did not pass through your hands at all?—No.

48644. But you were told—"add the £120 which have been paid in William-street"?—Yes.

48645. Was it Mr. Thomas Pim who gave you that direction?—I do not think it was. The account was a very voluminous one.

48646. Mr. TANDY.—What makes it curious is that these are the only sums which are not vouched in anyway whatever?—It was an independent matter of account which we could not get at. The money did not go through our hands.

48647. I am not alluding to you at all; you do not know anything about it, and we cannot trace it to anybody who does know anything about it, and they are the only sums not vouched?—Yes; it is an unpleasant thing, but I do not know how it occurred. Mr. Thomas Pim, jun., knows nothing whatever about the transaction.

Mr. *John Fox Goodman*, solicitor, sworn and examined. Mr. John Fox Goodman.

48648. Mr. LAW.—I suppose your connexion with the last election was in your position as hon. secretary of the Conservative Registration Society?—Altogether.

48649. When did you begin to work in reference to the election? Was it at the time of the Registration? Do you remember that you received a large sum from Sir Arthur Guinness—£150 on 8th February—was that the first money paid by him?—At that time the new Act had not passed, and that was a subscription he was in the habit of paying in the February and July of each year—£300 a year.

48650. His father did the same, I believe?—Yes.

48651. And I presume that is the £300 a year in the collection of which Mr. Laing got the £10?—It was not in respect of the collection of it. Mr. Laing was connected with the association for years; the subscriptions were falling off, and the per-centage upon the subscriptions he would receive would not be enough to pay him his salary, and it was in order that he might get a sufficient salary that the £10 were given; 2*s.* in the pound would be too much. We said we would give him £10; and he gets a weekly salary besides.

48652. Mr. Hodson says it was paid in respect of the £300?—I found it was nominally done in respect of that subscription; and I continued it. There was nothing wrong in it.

48653. The next item is £100 on the 6th of July, and Mr. Kinahan's £100 on 24th July?—Yes.

48654. Mr. Hodson spoke of £100 that he thinks was paid to himself?—Yes; and it does not appear in the book or the account. I was in London, and I believe it was paid to him, and he probably mentioned it to me, and if he did, I forgot it. It is not included in the account; but if I knew of it, it would be included like the others.

48655. He says it was money paid for a definite purpose?—I was away, and I had left Mr. Hodson what I thought would be sufficient to work the office in my absence. It was the period when freemen were to be made, the day was appointed for admission, and money was required, and instead of Sir A. Guinness giving me the subscription, he handed that money to Mr. Hodson in my absence.

48656. When was that?—I was away for about a fortnight about the middle of July; the freemen, to be available for the election, were obliged to be made before the 20th July, and it would be within a fortnight before that.

48657. It was got directly and kept quite separate?—Yes, and there was some balance handed by Mr. Hodson to me.

48658. Mr. TANDY.—It was paid for the special purpose of the admission of freemen?—I would not put

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it that way. Had I been there I would have paid it out of the usual fund for the purpose. It comes to the same thing. It is clear we did pay for the admission of some freemen always.

48659. Had Mr. Kinahan been in the habit of subscribing this amount?—Not so much, but it was clear to him and to all of them that if the Conservatives were to keep their position in the city at all the expenditure in respect of that revision must be very large, three times more than ordinarily. It was only by the expenditure of time and money we would not lose the city altogether. He and all of them knew that well, and he of his own accord, said, "I will give you £100 if you want money." I said that I did want money, and that I would be very glad to get it. Altogether the subscriptions that year were £4,363 9*s.* 5*d.*, and the ordinary subscriptions by collection, £413 9*s.* 5*d.*, were considerably short of the ordinary regular expenditure of the office. To that too £413 9*s.* 5*d.*, with respect to the ordinary expenditure, should be added the subscriptions that came from the members £300 a year. If this special subscription had been given it would be £713; but in point of fact the subscriptions, including that, every year fell short of the expenditure, and the honorary secretary was always out of pocket.

48660. But substantially we may say that in the last year the entire extraordinary expenditure fell upon Sir Arthur Guinness; that is the practical result?—Certainly.

48661. I see under the expenditure of the common staff £461 19*s.* 7*s.*; that is charging to the current year, 1868, the entire of the payments made to the ordinary regular staff?—Yes.

48662. That shows that the ordinary staff were paid out of this particular fund though a great part of the time they were employed for the purpose of the election?—No, not for a great part of the time. They were employed for the purpose of the election for a month.

48663. They were paid throughout the year just as if there were no election?—Just so, or as if they were doing nothing. They are in fact engaged at work, not strictly the work of the society as applied to parliamentary purposes a great part of their time; but we could not work it if we stopped their salaries and discharged them. They are engaged, for instance, at municipal elections. I take no part in them, but I allow them to work there, and they get something extra for it. With respect to the election for Poor Law Guardians, some of the staff were engaged in them, and they are the most useful men for that work. It was a mere accidental circumstance whether during that time they were engaged at election or the municipal revision.

48664. The expenses of clerks for the revision are £674 9*s.* 1*d.*?—Yes; beside £39 19*s.* 5*d.* that should be added.

48665. That I presume is the extra staff taken on for the purposes of the revision?—It is; it is vouched by another book; Mr. Laing's book vouched the ordinary staff.

48666. Then comes the large item—"Car hire, stationery, advertising, &c."?—There is a book kept by Mr. Hodson, in which he stated that these payments were made upon bills and receipts, which were on the file, and he entered them at one time afterwards.

48667. The item is entered here as £825 2*s.* 2*d.*, which appears to be the total expenditure upon this?—I have it £888.

48668. The item in the account as originally framed was £825 2*s.* 2*d.*, the total of the expenditure it purports to represent. In the final balance sheet this was increased by £63 6*s.* In fact what was done was this—the sum of £126 6*s.*, entered on the first part as paid to Mr. Byrne was split, deducting his fee of £63; you threw in £63 6*s.* to the expenditure in this book, and that made £888, and it should be in that book?—Yes, and Mr. Byrne's was vouched, and how it was expended ought to be in that book. I gave it to Mr. Hodson and it should be in it.

48669. Do you mean a separate thing?—I do.

48670. It is manifestly an account stated?—It is. Young Mr. Byrne came into the office while I was in London with his father; he came over to see about the lodger franchise. As I found young Mr. Byrne in the office when we came home, Mr. Hodson asked me to allow Mr. Byrne to take charge of the lodger franchise alone, and allow him to look after the other business of the office. I did so; and in doing so it was absolutely necessary that he should have money in hand to pay for stationery, clerks, &c., and in settling accounts with him I vouched £63 6*s.* for such matters, out of moneys I gave him from time to time, and I made up that fee of sixty guineas for him and gave him credit for £63. 6*s.* 0*d.* You shall have the account for that.

48671. The next item is expenses to London, Mr. Byrne, sen.?—Mr. Byrne came over to London with me; we went over to see what we could do about modifying the Registration Bill, to a good deal of which we objected.

48672. Was that the sole purpose of you going over?—That was the sole purpose of our going over. We had a meeting of the committee at four o'clock, and they asked me to go over to London to place before certain members of Parliament these views and see and have certain alterations made in the Bill, and we went that evening.

48673. I see in the minute-book a sketch or draft of some clauses?—Yes. We went over to London, as is always the best thing to do in matters of that kind, to enforce by personal conversation our views on the matter. I stayed a fortnight, Mr. Byrne two days.

48674. There is an item here for "Solicitor's fees, £513 5*s.* 0*d.*?"—Yes, in consequence of the new Reform Act there were at the revision a tremendous lot of claimants—eight Courts were sitting simultaneously—and it was absolutely necessary for us to provide the very best professional assistance we could possibly obtain.

48675. It is not our province to criticise this at all, Mr. Goodman, nor did I ask it with that view?—(*Witness handed in document.*) This is a list of the solicitors and the amount paid to each.

48676. Do not understand me as at all questioning the propriety of this expenditure?—Well, sir, the paper I have handed in will give you a detailed account of every shilling I expended on the revision.

48677. The "Counsel's fees," I suppose were paid to counsel for attending the Revision Court?—No—not at all. Counsel did not attend the Revision Court; but there were twenty-five appeals from the decisions of the revising-barristers, and of course we had to employ counsel to argue those appeals. The £513 was paid to solicitors alone.

48678. You were paid yourself, of course?—I was paid for the revision not for the election. I did not receive a shilling for the election.

48679. You repaid your advances?—Oh, yes—I was paid for my advances, of course. Neither for the election or revision of 1865 did I receive a shilling from any source.

48680. I see the net balance after payment of the year's expenditure was paid back?—Yes; it was paid back by a cheque for the amount to Sir A. Guinness.

48681. That was part of the original arrangement, was it not?—I don't know exactly that it was part of the original arrangement. The money was given to me by Sir Arthur Guinness, as I thought it would be necessary. The account, showing the net balance was laid before the committee when they met and they directed me to hand back the balance of Sir Arthur Guinness's subscription to him, and it was done.

48682. I believe Sir A. Guinness gave you an unlimited right to draw upon him, for the purposes of the revision?—Not unlimited; but he contributed a large sum towards it, though not larger than was necessary.

48683. There was a balance of £1,000, after paying the expenses?—Yes, and it was paid back to him.

48684. When was that paid?—On the 12th May.

48685. You have got in your hand the balance-sheet?—I have.

48686. It purports to be signed by only one of the auditors, Mr. Harris. How does it come to pass it was not vouched by the other auditor, Mr. Thomas Vance?—It was vouched by him, but he did not sign it.

48687. Did he examine it?—He did, and I dare say if he were asked he would put his signature to it now.

48688. There was a good deal of discussion about this large expenditure not being vouched by Mr. Vance?—I was not aware, until I heard your examination of Mr. Harris, that this account was not signed by Mr. Vance. Mr. Vance was present on several occasions when the accounts were being examined. The vouchers were very numerous; there was a good deal of discussion about the balance, whether it should be £1,009 or £1,012; we had several meetings on the subject of the account, and Mr. Vance was present at them all, although he may not have been present when Mr. Harris put his signature to it.

48689. Mr. Vance was satisfied of the correctness of the accounts?—He was perfectly satisfied with the account; he vouched it and was perfectly satisfied with it, and if I am not mistaken, he was present at the meeting of the committee at which the balance was stated, and the arrangement made how it was to be dealt with. I am not quite certain, but I am almost sure he was.

48690. We find that the staff, both permanent and temporary, went across to work at the election proper, about the 10th, or a little after that, of October?—Yes; if you like I will explain how that was. The revision—that is, the sittings of the Revision Courts—concluded on the 6th of October. My sessions commenced immediately afterwards, and I left town for the purpose of attending them on the 10th October. I gave directions to Mr. Hodson, out of the staff which we had employed at the revision, and which, from their experience in those matters, would have been, of course, very useful for the election—to retain in No. 3, Dame-street, all who were voters, and to send on to No. 47, Dame-street, all who were not voters. It was stated here that on the 6th of October, the business of the registry concluded. My opinion as to that is totally different. A vast amount of work remained to be done by the Registration Society. All that had been done then was, ascertaining in court who should be on the list of voters, and who should not. It was the duty of the Registration Society to hand over to the conducting agents, in my opinion, complete lists of the voters in Dublin, with their names and addresses, and as far as we could ascertain, with their political opinions marked opposite each name. It was necessary for this purpose that a vast amount of work should be done. It was necessary that the lists should be compared with our books, and carefully examined; and the labour and difficulty of this was greatly increased, owing to the official printed list not being issued for weeks afterwards. All this was strictly registration work; and my intention was (but I could not have conveyed it accurately to Mr. Hodson) that those of the staff who were voters should be retained at No. 3, Dame-street, at this work, which I calculated would occupy them for a considerable time; and that they should be paid out of the funds in my hands. I went away to the sessions, where I remained for a fortnight, but on my return I found that the arrangement I had intended had not been carried out—that some of the clerks who were voters had been sent over to 47, Dame-street; that the work which I thought ought to have been done separately was mixed together; and then Mr. Hodson told me about the I. O. U.s; what he has already told you in his evidence. I was angry at this, and I told him he would have to pay them out of his own pocket, that he should have done with all extra payments, and pay only our ordinary staff their regular weekly payments, and I told him "The matter has got confused now, and cannot be carried out as I intended."

48691. Is it your recollection that those last instructions of yours were observed?—They were, except with regard to three of the I. O. U.s which Mr. Hodson separated from the rest.

48692. Speaking generally, and never minding those three I.O.U.s, is it your belief that, subsequent to the last order you gave him, Mr. Hodson did cease to pay them?—He must have done so, because I had the funds and I was not asked to pay them.

48693. Of course your ordinary staff, the four or five whom you keep permanently, were paid as usual?—They were paid as usual.

48694. Have you any knowledge as to what arrangement was made for paying the others?—I have not.

48695. Were they paid by the expense agents?—Do you mean the other clerks?

48696. Yes?—So far as they were paid at all, they were paid by the expense agents—they were to look to the expense agents for remuneration.

48697. Did you give any directions yourself how the extra staff, which had been sent over, apart from your own regular staff, were to be dealt with with regard to having the accounts vouched?—I gave no directions whatsoever.

48698. Walsh was one of your ordinary staff?—He was.

48699. And Campbell?—And Campbell.

48700. And each of those had charge of some of the under-staff in the rooms in Dame-street?—Yes.

48701. Mr. Hodson told us he put each of the experienced hands over a certain number of the others?—Yes, each of them was put over the newly-appointed clerks.

48702. Do you not know how the accounts of those clerks were kept?—I do not; I don't think I knew of it until I heard Mr. Hodson mention it.

48703. I suppose we may take it that whatever arrangement was carried out in No. 47, Dame-street, was done under the direction of the election agents?—It was done under their direction or under the responsibility of the parties whom they appointed to do it; it was not done under my direction, nor was I aware of it.

48704. Did you hear at the time that a book was kept in each room, in which voters were entered on one side, and non-voters on the other?—I did not—the first time I heard of it was here.

48705. You came back from sessions, I gather from your evidence, about the end of October or the first November?—Not so late as the 1st of November; I was back by the 27th of October.

48706. Of course you know Mr. Alma?—Yes.

48707. Is he a member of the society?—Of which society?

48708. Of the Registration Society?—I don't think so—I do not think I ever saw him there.

48709. Do you know Mr. William Johnston?—I do know him.

48710. Did you know him before these proceedings?—Yes.

48711. Were you aware that Mr. William Johnston was acting with reference to the out-voting correspondence?—I was aware of it; I forget exactly the period—but Mr. Williamson and I spoke of the matter of those out-voters. Of course we had a number of conversations on the subject, from time to time; and it was a matter we thoroughly sifted and discussed; but the particular time I am now speaking of, when Mr. William Johnston's name was first mentioned, was in conversation between Mr. Williamson and me. I cannot say whether Mr. White was present or not. Mr. Williamson mentioned having taken an office in Eustace-street, that Mr. Wm. Johnston was there, and that arrangements were to be made—the details of which I did not understand, but which he explained—that out-voters were to be paid their expenses back from the poll. I saw in the papers that Mr. Williamson stated that I took the matter out of his hands—I did not take the matter out of his hands. I did not take the matter out of his hands, but I expressed my opinion that it was a most imprudent thing to do, and that I thought it should not be continued; and I thought it was agreed on that it should not be continued, and that Mr. Wm. Johnston should go into the office in Dame-street. It ended there as far as I was concerned.

48712. That conversation took place about the beginning of November?—Well, it must have been about the 5th or 6th of November; I was engaged at

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sessions until within the last few days of October, and this discussion was about the 6th of November.

48713. You thought Mr. Williamson coincided in your advice and gave the matter up—he left you under that impression?—That it was abandoned—yes.

48714. You probably saw or knew that Mr. William Johnston was transferred to Dame-street a few days after?—Yes.

48715. Supposing that the conversation with Mr. Williamson took place on the 6th or 7th of November, how soon after that did you know that Mr. William Johnston was actually in Dame-street?—I may have seen him the day afterwards, or the day but one afterwards.

48716. Would it be so close as that? Do you recollect that you saw him there within a day or two afterwards? I presume if you saw him there within that time, it would have confirmed you in the idea that the original scheme was abandoned?—I think I did see him there within about that time.

48717. In any conversations you held with Mr. Williamson on this matter, did he mention Foster's name?—No, he did not.

48718. Did you hear Mr. Foster's name mentioned either by Mr. Williamson, Mr. White, or anybody else in connexion with the out-voting correspondence?—I did not.

48719. Did he mention Mr. Crosthwaite's name?—No, certainly not. The first I heard about Mr. Crosthwaite's name in connexion with the matter was at the petition.

48720. Did he mention Mr. Alma's name?—He did not.

48721. Did you know anything of Mr. Alma's connexion with it?—I did not, until the petition.

48722. Mr. TANDY.—In fact you were not aware of there being any office at 24, Dame-street?—I was not; I rather think I had a suspicion that something was going on there about car hire.

48723. Your suspicions were confined to that?—They were.

48724. Mr. LAW.—You did not know of Wilson Johnson?—I never heard of Wilson Johnson till I heard it here.

48725. You did hear of the car fund. When did you hear of that; how many days before the election?—I doubt much if I heard it before the election. I saw there were a lot of cars there on the day of the election, and I think in some of our discussions it was mentioned that there would be no objection to people getting up a fund to provide cars, at their own expense, and numbers of gentlemen told us they would send their private cars for the purpose.

48726. You thought it would be much better they should send money, I suppose?—Yes; we thought it better they should send money.

48727. Mr. Gerrard told us the other day that he acted as secretary of the car fund, and that Mr. Boyle acted as treasurer. Did you know that?—I did not.

48728. Do you know Mr. Richard Boyle?—Mr. Richard Boyle is the young gentleman who was examined here; I know him very well.

48729. Did you see him or his father acting in the election about that time?—Certainly not. I think I saw his father, and asked his father to speak at one of our meetings.

48730. I mean acting in the arrangements for the election?—No, neither one nor the other.

48731. Did you know prior to the day of election that either himself or his father had anything to do with the arrangements?—I did not.

48732. On the day of the election you say you noticed a number of cars there. I suppose you then found out that there was such an arrangement?—Yes.

48733. Did you ever hear the amount of the subscriptions to the car fund?—I did. I forget whether I heard Mr. Boyle mention it, or whether I saw it in the paper. I think it was mentioned in the paper, and I think that was the first I heard of it.

48734. As you did not know of Wilson Johnson, I presume you did not know of the printed handbills indicating his offices?—I never heard of them until the petition.

48735. When did you hear of the circular directing the voters to call at 3, Dame-street?—I think that was printed *in extenso* in the *Freeman's Journal* some days after the election; that was the first I heard of it; either that, or that it was mentioned to me, and that I was asked to look at it. I think it was printed in the *Freeman's Journal*.

48736. What are you now referring to?—I am speaking of the card with the words "Private." "Call at 3, Dame-street," printed on it; that is what I am referring to.

48737. You did not hear of that till after the election?—No, not until a considerable time after the election, when it was published in the *Freeman's Journal*.

48738. Did you ever hear prior to the election, that there was any arrangement for anything of the kind?—I did not.

48739. We know now from Forrest's evidence that it was printed at the instance of Mr. Foster. Did any of them come into No. 3?—I did not hear of any but one. I heard one came to No. 3; I did not hear of any more. I did not see anybody in connexion with them, nor were any of them brought to me.

48740. I suppose the publication in the paper put a stop to that?—I dare say; we all thought at the time that it was a hoax.

48741. Mr. MORRIS.—You never heard of Wilson Johnson until the trial, I suppose?—I do not think I did. I cannot say positively whether Wilson Johnson's name was mentioned to us while acting as Sir Arthur Guinness's solicitors. My impression is I did not hear the name until it was mentioned on the table in Green-street.

48742. Mr. LAW.—When did you first hear, by rumour or otherwise, of any form of bribery at the election?—I heard rumours of bribery, of course, some time after the election—very vague rumours; but anything specific I heard about the matter was exactly this day twelve months—the 7th of January, 1869.

48743. Not before that?—Not before that.

48744. You did not hear from Campbell anything about Baily's ticket?—Certainly not.

48745. Nor from Mr. Hodson?—Nor from Mr. Hodson—most assuredly not.

48746. I asked you the question because Bailey appears from Mr. Hodson's statement to have been several times in your office trying to get something?—I never heard of it. I heard nothing about it till the day I have mentioned. We were generally engaged up to the 23rd or 24th of December; we separated then, having taken those offices, and in a day or two after Christmas I went down to the country and I returned on the evening of the 6th or the morning of the 7th of January, and I then had an interview with Mr. Williamson.

48747. I suppose you learned a good deal then?—Well, a good deal of information was procured.

48748. Before you went away at Christmas did you not know at that time that it was said that bribery was committed at the house in Capel-street?—I did not. I may have heard about a house in Capel-street—something vague about its having been done in a house in Capel-street. I dare say I heard it, but I am not clear as to the number of the house, and the particulars I do not know.

48749. The number of the house was not a material matter—did you hear before Christmas that it was done by the machinery, or anything like it, that we now know it was done by?—I did not.

48750. Did you hear of Mr. Foster's name in connexion with bribery?—I did not.

48751. Did you know Mr. Foster?—I had known Mr. Foster a considerable time.

48752. You were members of the same ancient body, I believe?—I am not an Orangeman; he is a member of the Skinner's-alley aldermen, if that is the body you mean; he is their secretary.

48753. Is he still their secretary?—He is.

48754. I hope he does his work efficiently?—He has a deputy at present, but he is secretary still.

48755. As we are on the subject, I may as well ask you now, how many members are in that body?—Between fifty and sixty I should say.

48756. Are you their treasurer?—I am.

48757. Was any portion of their funds used for the purposes of the election?—Not a shilling. I am sorry to say their funds are not sufficient to meet their expenses.

48758. Was any fund placed in their hands for the purpose?—Not a single shilling. Their funds are very small.

48759. Where were you yourself on the day of the election?—Well, of course I have been considering that, and I can tell you exactly where I was the entire day. I went down very early to Dame-street.

48760. To your own office, No. 3?—No, I mean No. 47, the committee-room. I was not at No. 3 that day at all. It was arranged that Mr. Sutton, Mr. Julian, and I should stay for a time in the committee-rooms, and that Mr. White and Mr. Williamson should go up to Green-street, which they did. I stayed till about ten o'clock in the committee-rooms, when some complaints came in as to the inspectors in different booths not attending to voters. Voters came to complain of it, and I was asked by Mr. Julian to go round to all the booths on the south side of the city and see that everybody was doing their duty, while he himself went to the north side and did the same. Accordingly I did go.

48761. We are only concerned in matters up here. I believe you came up here in the afternoon?—I did. It was stated I came here at two o'clock; but that is not true.

48762. What time did you come here?—I came up—I must say this—purely by accident. I left Dame-street with my brother who had come up to vote and came to see me. I left the committee-rooms in Dame-street and went towards Capel-street with him. That must have been close on four o'clock. When we got upon the bridge we heard a rumour that a riot was going on, and that Mr. Falkiner the Queen's Counsel was seriously beaten—I heard that the riot was in Green-street, and I went to Green-street but nothing of the sort was going on there. That must have been at four o'clock in the day or past it.

48763. Was that the first time you were there that day?—It was. My being there was entirely accidental.

48764. How long did you remain there?—Not five minutes. I saw everything was quiet and I went back.

48765. Do you remember seeing young Mr. Boyle there?—When I heard his evidence I remembered it. What brought it to my recollection was, what he mentioned about the cigar. I did not remember it until then. I remember walking with him and being surrounded, and I remember his giving his cigar away as he said.

48766. Do you remember Parker?—I never knew his name nor appearance till I saw him here.

48767. Do you recollect him coming up to you that day?—I do not recollect it.

48768. Do you remember Campbell speaking to you in Green-street about any persons holding back?—Certainly not. I may have seen Campbell, and may have asked him how things were going on.

48769. Do you remember where you met Mr. Boyle that day—did you see him the moment you came up to Green-street?—I think I came up to Green-street—I do not know the locality well, I never was at Green-street before at an election, but I think there was a passage open on that day through Green-street into Halston-street. I walked through that passage and walked down Halston-street here, and walked towards Capel-street. I stayed in Green-street only while passing. If I met any one for the moment I spoke to him.

48770. Did your brother come up to vote here?—No; he is not a freeman; he is a freeholder. He had voted long before. I came up alone here from Capel-street bridge, as I heard the riot was here.

48771. Do you recollect any conversation between yourself and Mr. Boyle, or any conversation with anybody else in which Mr. Boyle's name was mentioned or reference made to him?—I did not. I heard the details of the conversation alleged to have taken place, but it is untrue. Such a conversation could not have taken place without my recollecting it, and did not in point of fact, take place.

48772. Do you recollect anything being stated to you while you were here as to any of the freemen holding back?—Certainly not.

48773. Mr. TANDY.—Is it possible such a thing could have been stated to you, and that you forget it?—It could not be for the election was practically over then, and I was perfectly well aware when I left Dame-street what the result would be.

48774. Mr. LAW.—Surely there was an hour to come still?—Yes, but still the election was practically over.

48775. Did you ever take part in elections for the city before?—I took part in the city of Dublin election in 1865.

48776. Had you any idea at the last election, from anything you saw when you came up here at four o'clock—was there anything that made you suspect that there might be anything wrong on either side?—Nothing in the world. I never heard of it till afterwards. I had no idea of any such thing.

48777. Did you see Mr. Alma here when you came up?—I don't remember that I saw him here, nor did I know of Mr. Alma being here in any shape or form until I heard it at this inquiry. During the inquiry before Judge Keogh I had no suspicion of it.

48778. I presume from your evidence that the first time you heard of bribery, apart from the vague rumours which, of course, are always current after an election, was when the petition was filed?—It was.

48779. And you did not make any inquiry into the matter until you came back from the country after Christmas?—Not till the 7th of January.

48780. Do you happen to recollect whether you were in the Abbey-street office when the witnesses gave their evidence?—Yes.

48781. Did you happen to see Watkins on that occasion?—I did not; I don't remember Watkins' name at all.

48782. The reason I ask you is this—he and Noblett now say there was a fourth man in Capel-street on the day of the election?—As to that, the first I heard about it was since this commission sat. I did not know anything at all about it until then.

48783. I thought perhaps you might have been present and heard him state, as there is no doubt Mr. Williamson says he did, that there were only three persons in the room at 76, Capel-street, that day?—I was not present when Watkins made the statement.

48784. Had you heard anything of Marcus before the 7th of January?—Not before the 7th of January.

48785. I suppose before that time a good deal of information came in?—By that time a good deal of information came in.

48786. Did you see Mr. Foster at all on the 7th of January?—I did not.

48787. Did you see him between that and the time he went away?—No; if I remember right, the last time I saw Mr. Foster was at the December meeting of the Aldermen of Skinner's-alley, which took place on the 4th of that month. I rather think he was there. I have not seen him since.

48788. Were your suspicions excited then?—No; not at all. This was before the filing of the petition.

48789. He did not impart the secret?—He did not.

48790. Were you aware of any applications being made by freemen after the election or before it?—I was not. Do you mean in the way of being paid for their votes?

48791. Yes, or in the way of advantage of any kind for their votes?—A great number of them asked for employment.

48792. A large number I believe were employed?—Yes, a large number of voters generally, freemen amongst the rest.

48793. Did you receive any applications yourself

personally?—A good many young men whom I knew asked me whether I could get anything for them to do—not voters more than anybody else.

48794. Did you get any written applications?—If I got any written applications they were handed over to Messrs. Sutton and Julian. I did not retain any of them.

48795. Then so far as the documents were not destroyed, those applications ought to be among the correspondence?—If not destroyed they ought to be among the correspondence.

48796. Do you remember the discussion that took place in the beginning of January as to the missing papers?—I heard of it after I came back from the country—I heard as to the missing box and papers from Mr. Williamson.

48797. Did you make any inquiry?—I did, from Mr. Hodson; and Mr. Hodson explained to me substantially what he has stated here. I thought—and there was some little difference of opinion between Mr. White, Mr. Williamson, and myself on that—they thought those were tampered with or made away with out of 3, Dame-street; I thought it was in the interval while the office was upset and before Mr. Hodson had removed them, because I trusted Mr. Hodson most implicitly.

48798. They remained in the office some considerable time after the election?—Yes.

48799. They were not removed till about a month after the election?—I don't know; I think Mr. Hodson mentioned it.

48800. We have it in evidence that they were locked into a room in No. 47, and kept there for some time?—Yes. I heard afterwards they were brought over to No. 3.

48801. Did you give any directions to Mr. Hodson that the papers should be sorted?—I did not.

48802. Did you know they were being sorted, and the useless papers cast aside?—I think Mr. Hodson told me what he was told by Mr. Sutton to do; but whether he was doing it, or had done it, or that it was a thing he was going to do, I did not know.

48803. Were you consulted as to the getting up of the gratuitous service papers?—I was not; I did not know anything about them.

48804. I suppose you saw them?—Oh, I saw them afterwards, of course; I think I mentioned already that, from the 10th of October until the first week of November, I was otherwise very much engaged.

48805. They do not seem to have been printed off till November—at least they are dated in November?—It must have been early in November, for they were in course of signature before I heard anything about them.

48806. Do you believe that the poorer class of clerks who had to work for their bread really believed they were not to get anything for their services?—I know of my own knowledge a great many of those clerks did work gratuitously, knowing well that they were not to be paid. I should state, however, there were very few of the poorer class amongst the clerks at all, and at the time I gave directions to have some of the clerks transferred from No. 3 to No. 47, there were several of them—a man named Butler, another whose name was Reilly, and one or two others who volunteered to remain, believing that they would be more useful there than at No. 47; and although I told them that if they worked at the one place they would be paid, while if they remained they could get nothing, they nevertheless said they did not care—that they would work gratuitously, and so they did.

48807. It would be rather an aggravating thing, suppose one working at No. 47 and the other at No. 3, to have the one paid for his services while the latter got nothing—was their affection for their party so strong that they would not be glad to get pay if they could?—A great many persons go to great trouble for their party without any immediate remuneration.

48808. No "immediate" remuneration—but perhaps they had a lively expectation of future favours?—Well, a great many I dare say work in that way, without the expectation of any immediate or definite remuneration. I should say there were very few of the clerks who belonged to what we would understand by the term "poorer class;" I had a veterinary surgeon among them—most of them were respectable persons.

48809. They might, nevertheless, not be above receiving money for their services?—They were not above receiving money; but what I mean to convey is, they were not depending for their bread upon what they might get for the services rendered; they were persons who had other occupations, and other means of subsistence.

48810. But, if writing at Dame-street all day, what would become of the other means of subsistence?—Well, the veterinary surgeon, for example, had his profession; one is a State cupper, another of them, Mr. Butler, is a £50 freeholder; Mr. Reilly also has some property; Mr. Mortimer has some private property—all of them have other resources.

48811. But the veterinary surgeon, for instance, could make nothing by his profession if he was working for you all day?—It did not occupy his entire time—he was an inspector—and that class of persons were the very best inspectors I had.

48812. Yes, but when they worked as clerks, how could they exercise their ordinary occupations?—Their work as inspectors was more arduous than as clerks; they had to inspect the houses in their respective wards, and also had to attend in court from morning till night.

48813. They were paid for that?—Yes, they were paid for that.

48814. When working as volunteers without payment, did they attend at Dame-street all day, neglecting their own work, while others were paid?—It seems very strange, I have no doubt, but a great many of them did it.

48815. I can understand that some would do it, no doubt?—I have just as little doubt that some others expected remuneration.

48816. Such a man as Thomson who was examined here—I think that gentleman expected it?—I have no doubt he expected to be paid; I have no doubt some of them did expect payment, and I have equally little doubt others did not.

48817. Mr. Julian tells us that he was not aware that the gratuitous service papers were to be used with any but the better class of employeés, such as solicitors; but he did not think they were to be used for the poorer class?—I really don't know; I did not sign one of them myself, nor did I get one of them signed by anybody.

48818. Mr. TANDY.—At all events, no matter what lurking idea there might have been in the minds of some of the poorer class of clerks that they would receive something, that idea was not encouraged by any person on behalf of the candidates, as far as you know?—As far as I know it was not.

48819. On the contrary, I believe it was intimated to them that they would not receive anything?—It was. Speaking for myself, I may mention that there were two clerks whom I distinctly and *bona fide* told—"Go across if you like, but if you remain here you will be paid, while if you go across you will not be"—yet they went across.

48820. Can you tell us who the canvassers of the freemen were in the North City Ward for the election?—I cannot. I cannot tell who the canvassers were in any particular ward—Mr. White's book ought to show that, I think.

48821. Do you remember having any communication with Campbell some days before the trial came on?—I have read Campbell's evidence about what I suppose you are alluding to now.

48822. Do you remember his calling upon you, and your seeing him in the Registration Office, 3, Dame-street, shortly before the trial?—I will tell you exactly what occurred. As I already mentioned, I came back from the country—I have a most accurate recollection of the date for a particular reason—on the 7th. Upon that day Mr. Williamson told me the in-

formation they had procured. We sat together for a long time discussing the matter. What appeared to alarm him very much was the matter of Mr. Hodson's I.O.U's. I got from him a very exaggerated account of what had occurred, and he was very much frightened about it. I said—"I will see Hodson about the matter. I think I understand it already, and you need not be alarmed about it." Having mentioned that, he told me what Kirk had detailed, substantially the same statement as Kirk had made before Judge Keogh, against Campbell. He also told me what somebody else had detailed against Campbell. That, of course, I knew nothing about. I had not heard about it until then, and of course I was alarmed about it, and I said I would see Campbell. I went on the following day, and saw Mr. Hodson, and investigated about the I.O.U's—the facts of which were, I found simply what I had supposed before. I told him he would have to pay the amount himself, that he should enter the transaction in the books, and "be ready to explain it exactly, and more than that (said I) you must go to the office in Abbey-street, and explain the matter fully to the gentlemen there." I also told Mr. Hodson to send Campbell to me. Campbell was at that time employed in preparing lists, or something of that sort; at any rate he was not in the office that day, and I told Mr. Hodson to send him to me. Campbell did come to me either on that or the following day, to my office in Sackville-street. I heard him say he met me previously at the Post-office. I do not remember whether he did or not; at anyrate the interview between us took place in my office in Sackville-street. I had in the meantime considered the matter carefully. I had heard what was sworn against Campbell, and I considered that it amounted to a charge against him; not of bribery, but of having made use of his knowledge of what was going forward for the purpose of putting money into his own pocket, both at the expense of the freemen, and at the expense of whoever was bribing them. I therefore resolved not to put the charge before Campbell in that shape at all, because it might induce him not to tell me the truth about it, but to deny it. When I saw Campbell in my office, I simply told him that I had heard that in a house in Capel-street, tickets had been given to freemen, that he was concerned in the matter, and had brought freemen there to receive money upon tickets which they got. Campbell denied it to me. I asked him over and over again, and investigated as far as I could into the matter, I swear most solemnly simply, with the object of ascertaining what was the truth of the matter. Campbell assured me, and I believed him, that the charge against him was false. I then told him what I had told Mr. Hodson—namely, that he should go to the office in Abbey-street, and be prepared to give a full explanation of the matter. Either on that or a subsequent day, Campbell did attend at the office in Abbey-street, when Mr. Williamson, Mr. White, Mr. Sutton, and myself were present, and he was examined fully by Mr. White, and it was then only that for the first time Campbell was told the distinct nature of the charges against him. He still persisted in declaring his innocence, and I was impressed with the idea of his innocence up to the time of the investigation before Judge Keogh.

48823. It was on the occasion in Abbey-street that Campbell was for the first time informed of the charge made against him?—He was then for the first time told what the nature of the charge was. I have the clearest recollection of concealing it from him at the first interview.

48824. You concealed from him on the occasion of your previous interview with him, what the nature of the charge against him was?—Yes, I did so, in order that he might be induced to tell me the truth, as I thought that if there was any bribery really committed by him he would have told me; and my wish was—and so I told him—to discover the truth, and that he would do us more harm than good by concealing the truth from us. That was the reason I did not at that time tell him the exact nature of the charge against him, which was not that he was concerned in bribery, but a charge of a very different character.

48825. You have stated that a few days afterwards he attended in the office in Abbey-street, where he was examined by Mr. White. I presume he was then told the further facts which involved him still more in the matter?—Yes, he was cross-examined, as I have told you, with the hope of ascertaining what was the fact. These allegations had been made against him by men who, as we believed, had been paid large sums of money for their evidence—sums large in proportion to the value of their evidence. That evidence would have been valueless unless bribery was brought home to somebody in connexion with Sir Arthur Guinness, and what mainly convinced me of Campbell's innocence was that he was only mentioned by two or three, and that he was the most likely man to bring home agency to, which was a necessary part of their case.

48826. I suppose you heard he had been connected with bribery in 1865?—I don't think I did.

48827. Had you never heard there had been bribery in 1865?—I heard there had been some fruitless attempt at bribery, but the particulars or details of it I did not hear.

48828. Of course, when bribery was spoken of in Dublin, I take for granted it related to the freemen—was not what you heard in 1865 as to bribery among the freemen?—Yes.

48829. Of course you would naturally turn to Campbell in connexion with that, as he was the agent in charge of the freemen?—He was along with another inspector, a man named Cooper. I did not know anything about Campbell's engagements or employment in 1865 at all.

48830. About how many days was this examination of Campbell in Abbey-street before the trial?—Campbell's interview with me must have been on the 8th or 9th.

48831. Was the inquiry in Abbey-street a week or ten days after that?—I should say not so much—two or three days.

48832. Then there would be about ten days between his examination in Abbey-street and the trial?—I think Campbell was not examined till about the close of the trial; but I could not fix the date accurately.

48833. Could you not give us an idea what the interval was?—My interview with Campbell was on the 8th or 9th, and the inquiry in Abbey-street must have been before the 13th.

48834. Then you think there was an interval of a week or ten days at all events before he was examined?—I should say so.

48835. Now, the first time you were shaken in your belief as to the accuracy of his story was at the petition trial, I presume?—Yes.

48836. What was it induced you to doubt the truth of his statement?—Campbell's own manner in giving his evidence led me to believe that it was not true; at least it led me to doubt his veracity very much. If I had been sitting as a juror I should have found against him.

48837. How soon after the trial was over and the judgment pronounced, did you speak to Campbell?—I had no communication with him whatsoever; I avoided it particularly.

48838. I believe you thought it better he should not take any active part in the registration afterwards?—No; it has been remarked as a strange thing that he was continued in the office. I should mention I did not take upon myself the responsibility of doing it at all until I had convened a meeting, at which several members of the committee were present, in order to consider the matter.

48839. That meeting took place soon after the decision of the Judge, I suppose?—I cannot exactly say when it was held; I know it was when we began to consider what we should do as to the arrangements for the following revision. The Judge's decision was early in February, and I should say the meeting took place in March or April. I called together a few members of the committee, upon whose judgment I could place reliance, and we considered carefully what should be

THIRTY-FOURTH DAY.

January 7.

Mr. John Fox Goodman.

done with respect to Campbell; and it is best to mention the view we took. It was this:—We quarrelled with Judge Keogh's report on behalf of the Conservative party, as being unsupported by the evidence. Whether we did that rightly or wrongly that was our case. Judge Keogh had disbelieved Campbell and had believed the evidence of freemen who had received large sums of money for their testimony. It was considered that, although the impression made on our minds by Campbell's evidence was not satisfactory, we ought not to dismiss him. He had sworn positively as against the testimony of those witnesses, and by dismissing him we would be affirming the soundness of Judge Keogh's report. "He is an officer," we said, "let us keep him"—and accordingly we did keep him; and, moreover, it was urged that Campbell, being a man known to be well acquainted with the freemen of Dublin, and this Commission being spoken of as probable at the time—it was urged that it would be extremely desirable to secure that Campbell should be forthcoming to give evidence before the Commission, and with those views Campbell was retained and paid his salary; but, as a matter of prudence, an election being spoken of as likely, and preparations being made for it, it was considered not prudent that Campbell should be engaged in the matter, lest it might come under the provisions of a section you are aware of. Afterwards when the Freemen Commission Act had passed, and when it was evident there would be no election, I set Campbell to work in the office, as I did not wish to employ him openly, and so he continued till the middle of August, when I was going to England. I went there on the 10th of August. A day or two before that we had removed our offices down to the quay, and Mr. Hodson told me that Campbell insisted that he should again resume his place as inspector, and go about publicly, and appear in court as before. That was, of course, out of the question, and I told Mr. Hodson that such a thing could not be allowed, and to send Campbell to me. Campbell accordingly came to me on the 9th of August—the day or day but one before I left for England, and said he was very badly treated, and in a very unhappy state; that he wanted to go back to his former work as inspector, and openly work for us. I said he should not do so—that I would not allow it. He then said—"The Commission will sit very soon, and I will give some very important testimony against the Conservative party. If I am not let back to my work I should be sent out of the country." I told him that if one shilling would send him out of the country, I would not give it, nor have any hand, act, or part in the matter; because I would be certain to be asked about him if he was not forthcoming. He told me he would have to contradict his former evidence, and what was he to do. I told him if he told the truth before the Commission he would be protected from the consequences of what he said. He then said that if he was examined he would do a great deal of harm to a great many people. I said, as far as I can see you can implicate nobody; I don't care a farthing about it—you can say exactly what you please—that won't frighten me into doing what you want. He then spoke of a situation, but what he said as to that is pure myth, as I never said a word as to promising him a situation.

48840. I believe he was retained for three weeks after that?—He was retained, according to the resolution arrived at, which I have already mentioned. I do not say that I would have retained him beyond that day (for it became a different matter when he had himself told me that his evidence before Judge Keogh was untrue); but I was just then going to England, and my impression was that, as the Commission was expected to sit very soon, it would be only keeping him a few weeks.

48841. On the 10th of August you had his own admission that his evidence before Judge Keogh was untrue?—On the 9th of August.

48842. He then told you his evidence before Judge Keogh was untrue?—Yes; I had it then for the first time from himself.

48843. You left Ireland about that time?—Yes; I left early on the morning of the 10th August.

48844. We did not sit till long afterwards?—Yes; if I had known the time of your sitting I would have brought the case before the committee.

48845. He was kept on till near Christmas, I think?—He was.

48846. Why was that done—was it considered by the committee?—It was done by me, and for this reason—that I was anxious that we should do everything in our power to make Campbell available to be produced before you.

48847. Very proper, no doubt—I thought it right to ask you these questions to give you an opportunity of explanation?—I am very much obliged to you. If you had not asked me the questions I would have asked to be allowed to make a statement on the subject myself.

48848. There is another matter—of course we now know a good deal of the machinery by which this bribery was carried on—we know Mr. Foster was connected with the bribery in Capel-street—we know as to the tickets, as to Wilson Johnson, and everything else—you say you never saw Mr. Foster after Christmas, 1868?—Not after the 4th of December.

48849. Then you never saw him after the petition was filed?—I did not. I mentioned that the last time I saw him was, I thought, at the meeting of Skinner's-alley. My impression is that I saw him at that meeting, but I certainly never saw him after.

48850. Has he written to you since?—He has not.

48851. Have you seen any letters of his since?—Not one.

48852. Of course you are aware he sent over a statement of his proceedings for the consideration of counsel?—I heard it here for the first time.

48853. You did not hear he had done so before that?—No, I did not.

48854. Did you hear from any source from what quarter it was Mr. Foster got funds for electioneering purposes?—During the progress of the petition, and while engaged as solicitor for Sir A. Guinness, I did hear something about that; whether what I heard was true or not I do not know; what I did hear I will not mention.

48855. In what capacity did you hear it?—While acting as solicitor for Sir Arthur Guinness.

48856. Did you hear it from Sir Arthur Guinness?—I did not.

48857. Did you hear it from any witness whom you were examining for Sir A. Guinness?—I cannot say.

48858. Though solicitor for Sir A. Guinness, if you heard it otherwise, it might have been from a quarter that would not be protected, even in a court of law—you say you did not hear it from Sir A. Guinness himself?—I certainly did not.

48859. Did you hear it from anyone who was acting for Sir A. Guinness?—No; we had a consultation, when the matter as to the probable source from which this money came was discussed amongst us.

48860. Did you hear any facts stated by anyone as to matters within his own knowledge?—I did not.

48861. Did you hear any facts stated by anyone as to what he had heard—I do not mean mere suspicion?—I do not think I heard anything more than mere suspicion of the source.

48862. Did you hear any facts stated by anybody as the ground of the suspicion?—I do not think I did.

48863. Did you hear it stated by anyone what was the probable amount of the money Foster had at his disposal?—No.

48864. Did you hear it stated what was the probable number of instances in which bribery had been resorted to?—I did; we came to the conclusion that forty or fifty was the outside.

48865. Did you come to that conclusion from the individual pieces of information you had got of cases of bribery?—We came to that conclusion from the information we received with respect to the transactions in Capel-street.

48866. Was it from the number of persons who came in stating that A, B, and C had been bribed?—

Not exactly from the number who came in, but from the information all put together.

48867. Had the amount of money stated to have been spent in bribery anything to do with the conclusion you arrived at?—No; I did not know the amount, nor do I know it now, nor do I know at this moment where it came from.

48868. I do not want you to disclose any conversations you and the other solicitors and counsel for Sir Arthur Guinness may have had on the matter?—Well, sir, it was only in conversations with the other solicitors and counsel engaged that I learned the information. I am quite ready to state everything that came to my knowledge in any other capacity.

48869. Mr. TANDY.—How many solicitors had Sir Arthur Guinness?—Four—Mr. Sutton, Mr. White, Mr. Williamson, and myself.

48870. As I understood, the solicitor Sir Arthur Guinness actually dealt with was Mr. Sutton—may I ask did you furnish any bill of costs to Sir Arthur Guinness?—I did not; but that is a sort of thing you could not furnish a bill of costs for. No solicitor could furnish a bill of costs in a matter of that sort. You might as against a party, but not as against the client; it should be a bulk sum.

48871. Had you any dealing of that kind—I mean as to a bulk sum—with Sir Arthur Guinness?—No; I may say I was asked by Sir A. Guinness to act with Mr. Sutton as his solicitor—either by Sir A. Guinness or by Mr. Plunket with his authority, I forget which.

48872. Mr. LAW.—You took part in those conversations you refer to as solicitor for Sir Arthur Guinness?—Yes, as his solicitor. My retainer was from Sir A. Guinness himself, or by his authority, from Mr. Plunket.

48873. Am I right in saying that anything you heard as to the source from which money came was merely in the nature of speculation between the professional advisers of Sir Arthur Guinness?—Yes, it was.

48874. Was any fact stated by anyone as a foundation for the opinion arrived at?—I do not remember any.

48875. Was it mere hearsay?—Yes.

48876. Mr. MORRIS.—No independent witness stated any fact on the subject?—I do not remember.

48877. Was the name of the Carlton Club mentioned?—I do not remember that it was, and I do not believe the Club had anything to say to it at all.

48878. Mr. TANDY.—I think you said Mr. Cooper was engaged as an inspector of freemen?—He was.

48879. Was he inspector during the year 1868?—He was.

48880. He was employed as such about the election?—He was employed in some way, but I do not remember how.

48881. Was he inspector in 1865?—He was. It was in 1865 I became Hon. Secretary of the Conservative Registration Society. I had only been solicitor up to that time. I found Mr. Cooper in the employment when I entered on the office.

48882. Mr. LAW.—About what time did you begin to work in 1865—was it before or after the election?—If you allow me refer to the book it will show.

48883. Were you hon. secretary in July, 1865?—I think so. (*Refers to minute book.*) Oh, I am wrong; it was in 1867 I became hon. secretary.

48884. Mr. Barker was, I believe, the hon. secretary previous to your appointment?—Yes; up to the 5th January, 1867. I then became hon. secretary.

48885. Were you acting for the candidates in the election of 1865?—I was.

48886. For which of them?—I suppose for both. I was retained by Mr. Gibson.

48887. Was Mr. Gibson agent for both candidates?—No; Mr. Sutton was for one, and Mr. Gibson for the other; but they worked together, and had the same staff.

48888. At that time Mr. Atkinson was the assistant secretary?—Yes; in 1866 Mr. Hodson came.

48889. You were assisting in the election—what department had you?—Do you mean in the election of 1865?

48890. Yes?—I had the out-voters.

48891. Did you arrange to pay their expenses?—Their expenses were paid, but not directly; we made arrangements with the different railway companies for the purpose. We sent to the voters orders on the railway companies, signed by the conducting agents, having previously made arrangements that they would honour our orders.

48892. You sent written orders, which were given to the company, and the company gave tickets?—Yes, and they afterwards sent us their bill for the total amounts.

48893. Of course you are aware that there are freemen on the roll who have ceased to be residents?—I am glad you mentioned that, as I wish to say there may be one or two such cases, but there can be only one or two; for there was a most accurate inspection made by most careful agents as to the residences of all the freemen prior to the revision—their residences were strictly inquired into, with professional men on both sides to ascertain the truth; but of course it must happen that in such a number as 2,700 there may have been some half dozen who escaped notice.

48894. There is no self-acting machinery to ensure accuracy, as is the case with the poor law rating?—No, and the poor law rating only tells us the rated occupiers and without some assistance rendered to the Court by the inspectors on both sides it would be a very unsatisfactory register indeed.

48895. But without something like the machinery of the poor law rating it would be a great deal worse?—I don't know that; and it should be remembered that the objection made as regards the freemen, applies also to the freeholders and leaseholders.

48896. Mr. TANDY.—Does it apply to the lodgers?—No; the lodgers must prove every year.

48897. Mr. LAW.—Of course when non-resident freemen do remain on the roll it is by an oversight; but that it does happen is manifest—we have had two or three instances of freemen's expenses being paid?—Of course some instances must occur in such a large constituency, but I venture to say there are not a dozen out of the 2,700.

48898. We had before us the case of one young gentleman who was paid his expenses of coming over from London to vote, though he happened to be here at the time?—Was he a freemen?

48899. He was, and he got £5 3*s.* 6*d.*; the 3*s.* 6*d.* was for a telegram, and £5 for his expenses?—Well, the present price of a telegram to London is 4*s.* 9*d.*, but they have raised the price since then. Another matter I wished to mention was about indentures, and persons getting enrolled as freemen who are not entitled. That may perhaps somtimes occur, but it is a most unlikely and improbable thing to occur. The applicant first has to put in a beseech, and a very active and energetic agent of the Liberal party gets notice of it, and is always in attendance before the Lord Mayor to inspect the indentures and cross-examine the applicant as to his right. I know in my time while Mr. M'Sheehy was there on behalf of the Liberal party every case was as ably sifted as could possibly be done by him; and not only that, but after having proved his case before the Lord Mayor, the freemen must come afterwards before the revising barrister, and substantiate his claim over again, so that it is perfectly absurd that indentures with erasures in them or anything of that kind could escape.

48900. I suppose that substantially speaking the freemen are all of one religion, or nearly so?—Yes; I think that is so.

48901. What per-centage of Roman Catholics would you say there are amongst them?—I should say it must be very small.

48902. It is quite clear that almost the only mode by which Roman Catholics could become freemen would be by service—as the cases in which they acquired it by birth or marriage must of course be very rare, and I presume the total number of cases in which applicants obtain their freedom by apprenticeship is rare?—They are not so numerous as the applications in right of birth.

THIRTY-FOURTH DAY.

January 7.

Mr. John Fox Goodman.

48903. I presume the apprenticeship of a Roman Catholic to a Protestant freeman master is not a very common thing?—I should say it is not very common.

48904. Speaking generally, what is the per-centage of Roman Catholic to Protestant freemen, in your opinion?—I could not say accurately. I should say twenty or twenty-five per cent. would be the outside. There is another point I wish to explain, as to the payment of the expenses of admission of freemen. It was said that all, or nearly all of the freemen, were paid for by us. That is not so. There is no use in guessing when I can give you the accurate numbers. Between 20 and 30 freemen were made in 1867, of whom not one was paid for by us. In 1868, 141 freemen were admitted on the Conservative side, of whom 73 were paid for. In 1869 the number admitted was 33, of whom 16 were paid for. (*Witness hands in return.*)

48905. Mr. TANDY.—Have you the returns for an earlier period?—I have not.

48906. Mr. LAW.—I understood the arrangement as to paying for admissions was changed within the last few years?—Since I came into office I gave directions which were to be carefully observed as to the class of persons whose admission was to be paid for—principally young men and respectable clerks, who, of course, had no great object in paying the money themselves, but on whose support and integrity I could rely as respectable men. Those are the class of men we wish to place on the roll.

48907. Mr. TANDY.—Assuming, now, that the freemen were disfranchised, how many of the entire number would be actually disqualified as voters?—I will tell you. I have endeavoured since this Commission sat, to procure, as far as I could, information upon that subject, and of course what I say now, if it be worth the trouble, can be tested accurately. I have endeavoured, as far as I can, to ascertain the number, and I should say that something about 800 would lose the right to vote if the freemen were disfranchised. I can send you in a list in which will appear the names and addresses of every one of these persons (about 800) who, according to the best information I have been able to obtain will lose the franchise.

47908. That corresponds very closely with the estimate of Sir A. Guinness?—I dare say Sir Arthur Guinness made inquiries.

47909. Mr. LAW.—Mr Sutton gave a different estimate?—It is a mistake what he stated. He stated merely by guess, whereas I have made inquiry.

47910. Mr. TANDY.—I take it for granted the entire 800 whom you estimate would be disfranchised, would not be the poorer class of freemen?—Certainly not. I have looked over the list of the 800 for the purpose of endeavouring, if it were possible, to classify them; and, as far as I could judge, the case stands thus—one of the first names on the list is Mr. Adair, son of Mr. Adair of Merrion-square, the barrister. He represents one important class who would be disfranchised — that is, young professional men, sons of the most respectable men in Dublin, who have not themselves any separate residence, and who, living in their father's houses, could not be considered as lodgers—a large number of that class would be disfranchised. One of the next on the list is Mr. Alexander Bate, (he represents another class) a respectable solicitor in Dublin before he became chief registrar. He resides outside Dublin. He cannot qualify out of his offices in Dublin, though he may pay £50 or £60 a year for them. He is the representative of another class who would be disfranchised.

48911. You mean the non-residents?—Yes; persons living outside, but having offices within the city. Next, there are the class of merchants whose business does not require extensive premises in Dublin, and who live outside the city, though doing business in it: a number of them would be disfranchised. Next, there is a large class of persons, for whom I would take as representative Mr. Joseph Harris, who was examined before you. He is in the establishment of Messrs. Ferrier and Pollock. He lives outside the borough, but, as manager of that establishment, he is as much interested in the prosperity of Dublin as any man in existence. He represents a large class who would be disfranchised.

48912. They are also non-residents?—Yes; but they are as much interested in the city as any men. Then there are merchants' and bankers' clerks, lawyers' clerks; and then come tradesmen and so on, down to freemen of the poorer sort; but I should think that on a careful analysis there would be found very few men among those 800 who would be capable of receiving bribes, or who in fact belong to what would be called the poorer class of freemen—certainly it would not come up to 150.

48913. To what class would you say the "bribable" freemen would belong?—Well, you have had representatives of them here.

48914. Do you think none of them would come off?—Yes; I think some of them would come off.

48915. You say 150 of the poorer class would come off?—Yes; that is the outside, but I would not even go as far as 150.

48916. We have had it proved here that in the years 1859 and 1857 some of the freemen were bribed in the most palpable way, by money passed from hand to hand, how many of that class do you think would actually come off the list of voters?—Very few. Owing to the reduction of the rated occupier franchise to £4; and the introduction of the lodger franchise, the greater number of that class of freemen would get on the list of voters, because as far as residence is concerned their qualification is perfect, and all that is required is to live in a house worth £4 a year, or to occupy lodgings worth 4*s.* a week, and there are very few of them who do not do that, so that the great majority of them would get on the list either as rated occupiers or as lodgers. Some of them no doubt would come off. About 800 would come off altogether. I don't mean to say this is exactly correct; but it is the result of the inquiries of the inspectors engaged for years, and who knew the city. I will give you a list of the 800 persons, who, according to the inquiries I have made, would be disfranchised.

48917. Then the effect of your evidence is this—that a very considerable number, in fact, the majority of those who would be disfranchised would be persons of the most respectable classes of life?—I certainly think so, and as I have said already, my statement can be tested, as I will give you the data on which I have formed my opinion.

48918. Mr. LAW.—But of course the data which you undertake to give us have been collected by your inspectors, and that is a sort of thing which we have no test of at all?—You can apply no test to that. What I have got prepared for you is a copy of the freemen's list, and the names of those whom we think could not qualify out of other qualifications are marked with red ink. I would have had it ready for you now, but the list for this year was not published till the other day, and I wished to base it upon that.

48919. The official document which we would proceed upon would be the clerk of the peace's list of freemen, and the clerk of the union's list of rated occupiers—that would include a large number of the freemen who would otherwise come off?—Yes.

48920. But I understand you to have proceeded upon something further than that?—Yes; the clerk of the union's list shows a large number of freemen who would be entitled to the franchise as rated occupiers.

48921. But you go beyond that—you take the residue, perhaps 1,000, or whatever the number may be, and from the local knowledge of your inspectors, you strike off 200 more?—I would not say their information extends to so many as that. They strike out a number who they think from the inquiries they have made would get on the list by property qualification, and some who could qualify for establishments in Dublin.

48922. How could they get on the list if not entitled as rated occupiers, in which case they would not

appear in the clerk of the union's list?—The inspectors know that in some cases persons are in possession of premises in respect of which they could claim to be separately rated, and so get on.

48923. That is a matter on which, unless we examined the inspectors, we could not have any evidence?—Well, I of course would rather the return was the other way; but I wished to make it as correct as I can. We find there would be a certain number of respectable persons who we know could qualify in that way.

48924. Mr. TANDY.—I am quite sure that in preparing any list you furnish to us, you will give us the benefit of your personal assistance as far as you can?—Certainly.

48925. Mr. MORRIS.—You say from 100 to 150 of the poorer class of freemen only would be disqualified?—Yes; they would principally be composed of those who live in lodgings and do not pay for their lodgings so much as 4*s*. a week.

48926. Would not a considerable proportion of the 800 whom you estimate as the number who would be disfranchised, qualify and be included in the lists in course of time?—Well, if they chose to live in Dublin instead of enjoying the fresh country air, for the sake of having a vote, of course they could qualify.

Mr. *Samuel Tudor Bradburne* here handed in letters, and said—We have been asked for some letters. The letters I hand in are from freemen; the letters retained are letters from lodgers and rated occupiers. I wish to explain the reason of the delay in giving in letters was, that some of them were in London, and others in Galway, and we were obliged to send to both places for them.

William Henry Robinson sworn and examined.

William Henry Robinson.

48927. Mr. LAW.—I believe you are connected with Mr. Pim's establishment?—I am.

48928. Were you doing anything at the last election in 1868?—I was.

48929. What were you doing?—Do you mean on the day of the election?

48930. About the time of the election?—I endeavoured to get as many persons to vote for Mr. Pim as I could.

48931. Were you acting in any official capacity?—I was not. I was simply using any influence I had to get votes for him.

48932. What were you doing on the day of the election?—I kept the tally of the votes with another gentleman.

48933. Where?—In College-green, at the committee-rooms.

48934. You were not up in Green-street that day?—I was. I came up here in the morning before I went to the committee-rooms. I came up here to vote.

48935. Are you a freeman?—I am.

48936. Did you, after voting, go back to the committee-rooms?—I did immediately. I voted one of the first in the morning, about eight o'clock.

48937. Are you aware of anything approaching to bribery at the last election, on the part of Mr. Pim, or by any one authorized to act on his behalf?—Neither by Mr. Pim, nor by any one acting for him. I heard himself say in my office that if a shilling were to be spent he would not wish it, except it was spent in a legitimate way.

48938. Did you hear that any freeman's vote was influenced by any bribery—did you hear that any freeman was induced to vote for Mr. Pim by anyone on his behalf?—I did not hear of any bribery whatever being exercised on his behalf; I don't know of any myself.

48939. Did you hear of any rumours of bribery on the other side?—I did not; I was only a short time here. I live in Kingstown. I came on a car from the railway, and stopped at the committee-rooms for a short time. I then came over here and voted immediately.

48940. You say you live in Kingstown?—I do.

48941. Is that within the seven miles circuit?—It is, where I live.

48942. Were you acting in any way at the election in 1865?—I was just the same as at the last election; I was engaged in the same way, keeping the returns of these people.

48943. Were you up here on the day of the election in 1865?—I was; I voted on that at about eleven o'clock. I came on a car with Mr. Molloy, my brother-in-law, and from the time we left the committee-rooms until we got back was not half an hour altogether. I was most anxious that the tally should be kept correctly.

48944. Was there a tally-room in Halston-street at that election?—I don't know. Where I voted was in the open air at that election. There was a place temporarily erected for the purpose.

48945. Were there any tally-rooms of Mr. Pim's in Halston-street?—I didn't know of such a thing.

48946. We understand that there were some other persons acting on Mr. Pim's behalf at that election, whose names were given by Mr. Molloy, as Mr. M'Lean, Mr. Moran, Mr. Phillips, Mr. Edwards, Mr. Fitzpatrick and Mr. Flint?—Yes, I remember these names; very many in Mr. Pim's employment took a great interest in his election.

48947. Did you hear at the election in 1865, at the time of the election, or after it, that there was any inducement held out to anyone to vote for Mr. Pim—any inducement in the shape of employment?—Certainly not; most of the employments were given by myself.

48948. I do not mean employment in Mr. Pim's establishment—but employment as, for instance, canvassers at the election, or such like?—Whenever applications for employment of that kind were made, I sent them to Messrs. Molloy and Watson.

48949. Did you hear after the election of 1865, that a number of freemen were induced to vote for Mr. Pim by certain inducements held out to them, or by giving them nominal employment?—I did not.

48950. Did you hear of any tickets or canvassing cards being issued to as many as 748 persons who were employed as canvassers, and 300 of whom were freemen, and who were afterwards paid on these cards?—I was aware that Mr. Molloy employed a great many persons at that election, but I didn't know under what circumstances.

48951. Did you hear that many persons were induced to vote for Mr. Pim by cards being given to them on the day of the election, representing so many days' work?—I did not hear it.

48952. Did you never hear that?—Never; I am sure I did not. I couldn't possibly say that I didn't hear some conversation about cards being issued, but I never heard of cards being given on the day of the election.

48953. We had it sworn yesterday that a freeman came up here to vote at about four o'clock on the day of the election, and was asked if he had voted, and he said he had not; that Connell, the Liberal agent, gave him a card as a canvasser, stating on it in pencil a number of days; that the voter went in and voted, and when he came out after voting he was met by some one else who asked him had he got a card, and who stated that Connell was not properly authorized to give cards at all; that he was then taken to a room at the opposite side of Halston-street, and was there given a card on which he was subsequently paid £3—did you ever hear of a case like that?—I did not hear of anything of the sort. Do you speak of the election in 1865 or 1868?

48954. Sixty-five?—I never heard of anything of the sort.

48955. I suppose you heard that your name was mentioned yesterday in connexion with the election of 1865?—Yes, Mr. Watson told me so.

48956. Do you know Mr. Doolin, of Westland-row?—I do not. I remember the name of Mr. Doolin, a builder, somewhere near Westland-row; but I am not acquainted with him.

THIRTY-FOURTH DAY.

January 7.

William Henry Robinson.

48957. He was examined before us yesterday, and he stated that at the election in 1865—he seems to have had a good deal of dealings with freemen at elections; that he arranged with one of Mr. Pim's friends or active supporters, whom he stated to be Mr. Robinson, that he should deal with as many of the freemen as he could, and make such money arrangements as he should consider necessary?—I most emphatically contradict that, as far as I am concerned.

48958. He said he thought it was Mr. Robinson; I do not remember that he gave the name very positively?—I saw the name in the morning papers.

48959. The important part of the matter was, he stated, that some of Mr. Pim's friends, apparently authorized to do so, stated in the committee-rooms that he had made that arrangement, and that he understood that you were the person?—I again most emphatically contradict that, and must say that I set my face, at both elections, against anything approaching what was not quite right, even to a situation under a promise of a vote. We had, I suppose, a hundred applications to Mr. Pim, where each of the parties stated that he had a vote, and would give it to Mr. Pim if he got a situation; but in every instance I declined to give it. I am not aware of any single case where a situation was given in these circumstances. I remember a case where a man wanted to sell a pony, and he said, if we bought it from him, he would vote for him. I immediately said, "Whatever chance you had of selling your pony before, you have none now."

48960. Our inquiry is not directed against anyone in particular; we want to see how the freemen were dealt with; there were no doubt a great number of applications from different people—do you remember whether any of them were from freemen?—I couldn't positively state.

48961. We have the correspondence; we have all the letters?—I think you have a great many of them.

48962. After the election were there a great many applications made for situations by persons who stated that they had voted for Mr. Pim?—A great many, but in no case was the situation given. There were a great many came in, and they are tumbling in up to the present—almost every week we have some applications for situations. Mr. Pim sends them over to me.

48963. You don't send these to Mr. Molloy now?—No, they are put up generally with our business letters. I think we have kept them all.

48964. Are they kept separate from your business letters?—I can't say they are separate from them; they are put up with our regular business letters when answered.

48965. We would like to see them if they are separate?—I can get you a good many of them. I can show you the answers to them in our letter book.

48966. We would like to see as many of them as possible?—I will be happy to get as many as I can.

48967. Do you know Mr. Phillips, whose name is on this card?—I did know him; the poor man is now dead, he was one of the shawl buyers in the establishment.

48968. Do you know Mr. Moran?—Yes, he was the manager of the leather department.

48969. All of them—Mr. Phillips, Mr. Moran, Mr. Edwards, Mr. M'Lean, Mr. Fitzpatrick, and Mr. Flint were, I believe, in Mr. Pim's employment?—Mr. Moran, Mr. M'Lean, and Mr. Phillips were in Mr. Pim's employment at the time. Mr. Moran is not now as we gave up the leather trade. He is here.

48970. He is one of the four whose names are on this card. Were you aware that at the election in 1865 there were tally rooms in this street—Halston-street?—I was not.

48971. Do you know where Mr. Phillips was on the day of the election in 1865?—I do not. I took no part in anything except keeping the tally on that day.

48972. His name is on the card that the witness gave us last night, that is my reason for asking the question. Do you think he was there on that day?—I think I heard that Mr. Phillips was a good deal in this locality on that day. I have no doubt that Mr. M'Lean will be able to answer that question.

48973. Did you hear that Mr. M'Lean was with him here on that day?—They were very much together; they did go together very much, I believe. I have no doubt Mr. M'Lean will be able to answer that question for you.

48974. Had you anything to do with the election of 1859?—Nothing whatever.

48975. Did you vote at the election in 1859?—I think I did, I am not sure. I don't remember whether I did or not.

48976. Did you hear about that time of any bribery going on among the freemen?—I always heard that the difficulty was among the freemen. It has been the difficulty for years in Dublin.

48977. Being a freeman yourself, you should know something about it. Did you ever hear of any speculation or discussion as to the probable number of freemen in the entire body, who were, or who were supposed to be accessible—to be open to persuasion as it is said?—In conversation I heard that a large majority of the freemen are in a poor position in life, and that they would be very glad to get some assistance.

48978. You know, I suppose, that a good deal of those live in the Liberties?—Yes, a large number of freemen live in the Liberties, and a good many of them are poplin weavers.

48979. Is it your belief that there is a considerable number of them accessible?—I can't say that that is so, as a fact. I heard in conversation that such is the case.

48980. Did you hear of any bribery at the election in 1857 among the freemen?—I can't say; I never took part in any election until '65.

48981. Did you hear of any bribery at the election of 1865 on your side?—I did not.

48982. Did you ever hear any reason assigned why Mr. Pim was so successful in 1865 as to beat Mr. Vance out of the field?—There were great exertions made among the freemen; I don't say so because I had anything to do with it myself, but the matter was well organized, and Mr. Pim has a number of persons in his employment who took a great interest in his election.

48983. He is a large employer to the working classes?—Yes.

48984. In 1865 you succeeded in getting the votes of a large number of the freemen?—Yes.

48985. Was that assisted by the Liberal party?—As compared with '68, is that your question?

48986. Yes?—A great many who voted in '65 for Mr. Pim did not vote for him in '68, in consequence of the Church question. I know many friends and relatives of my own who did not vote for him in '68 for that reason. My own brother voted against him in '68 though he voted for him in '65.

48987. In 1865 the point, I suppose, relied on was his being a large employer of labour?—Yes.

48988. Politics were not then very much discussed; there was no Church question coming on for discussion, and there was not the same reason, I suppose, for any opposition to him?—I am not aware, however, of anything in the way of employment being given by Mr. Pim either after or before that election. I know that Mr. Molloy did employ a great many persons at the election.

48989. Did you hear that Mr. Pim's success in 1865 was in a great measure due to his employing a great number of canvassers among the freemen?—I did not.

48990. Do you know anything of Connell, the inspector of the freemen?—I don't know the man at all; I never heard of the name until this morning. I asked Mr. Watson who he was.

48991. Mr. TANDY.—I suppose you yourself have not much actual knowledge of the manners and customs of the lower classes of the freemen?—No; what I do know of them is from casual conversation about the time of the election.

48992. Do you recollect whether you had any conversation on the day of the election with Mr. William Doolin?—I cannot say whether I had a conversation with him or anyone in particular. I

William Henry Robinson.

know I was surrounded by numbers of persons asking what was the state of the poll. I may say that any conversation, that any questions asked of me by persons on that day, relative to the election, I put them away, I was so much engaged.

48993. Do you recollect anyone speaking to you on that day, with reference to the necessity of propitiating the freemen?—I do not; if they did, I would set my face against it teetotally. I would not tolerate anything of the sort.

48994. You have no recollection of any such conversation?—No.

48995. Mr. LAW.—You did not make any arrangement such as that Doolin mentioned?—Either directly or indirectly I made no arrangement with anyone on the subject.

William Cornwall M'Lean sworn and examined.

William Cornwall M'Lean.

48996. Mr. LAW. I believe you were assisting in the candidature of Mr. Pim in 1865?—I was.

48997. Do you recollect, at that election, giving a card to Mr. Connell, with your name, as well as the names of Mr. Moran, Mr. Philips, and Mr. Edwards, on it?—It is possible something of the sort occurred.

48998. It appears to be very likely—each of you seem to have written your name in pencil on the card, and he stated the card was handed to him to guarantee him that whatever he did on behalf of Mr. Pim, in the way of employing canvassers among the freemen, would be made good by you four?—I have no recollection of any such understanding.

48999. Do you remember writing your name on a ticket or card?—I did—on several.

49000. That was used to give tickets to canvassers?—Yes.

49001. The one I speak of is one that was signed by the four of you, as a kind of authority to Connell to give tickets to the canvassers?—I have no recollection of any such circumstance. My recollection of the transaction is that we wrote our names on a card in order that Connell should recognise the persons we recommended to him as canvassers. I was a volunteer canvasser myself; I was paid nothing. Mr. Philips and I worked together, and we met a difficulty wherever we went about the freemen. We were not officially recognised as canvassers; we went out to canvass on our own account. I spoke, in the first instance, to Mr. Robinson about it. A difficulty cropped up about the freemen, and a friend said we should get Connell to assist us. How the arrangement about the ticket was I can't say.

49002. Do you recollect writing your name on a ticket—I do.

49003. What was that about?—It was in order that Connell should know our signature.

49004. How is that?—If anyone would bring a ticket to him with my name on it that he would know it was written by me.

49005. Was it Connell that was ultimately to pay these canvassers?—I didn't know that at all.

49006. What Connell stated was—that he was to act to the best of his knowledge and power to secure the freemen's votes for Mr. Pim; that he knew it would be necessary to be liberal and generous to them in order to secure the election; that he refused to do anything until he got a guarantee that what he did would be recognised; that a card, which we have here, was given to him with the names of the four of you on it, the meaning of which was that that was to be his guarantee for what he did; and that he declined to act on it?—I read it differently.

49007. He further stated that he declined to act on it until he got another card as guarantee, which was signed by Mr. Molloy and by Mr. Clay, and that then he set to work?—It is not likely that I would give him any guarantee of the kind.

49008. That is what he stated?—I have no recollection of anything of the sort occurring. I think it is very unlikely that it did occur.

49009. Seeing your name on it, do you recollect signing the card at all?—I don't recollect it at present. It is probable I did sign it.

49010. Have you no recollection of signing it at all?—I have not. If he swears it, I would not say that it is not so.

49011. What he swore was, that before he would undertake the commission of dealing with the freemen he required some authority or guarantee that what he did would be afterwards acknowledged and made good—that was the first he got to vouch his authority to act; and he stated that he refused to act on the card signed by the four of you until he got it signed by Mr. Molloy himself and by Mr. Clay?—I can say positively that I never gave him my signature then with the idea of guaranteeing Connell.

49012. What were the exact circumstances under which you signed the card?—Connell was acting with the freemen, and I think there was some arrangement come to.

49013. Tell us what you remember of the circumstances under which you signed it—do not give us any speculations?—The only thing I remember about it is, that we signed our name in order that he would recognise it if we sent up a card with anyone whom we would recommend as a canvasser.

49014. Do you recollect the circumstances under which you signed the card?—I do not.

49015. Do you not remember signing it at all?—I don't distinctly remember signing it—I did sign it undoubtedly.

49016. Do you remember the circumstance of the four of you signing the card?—I have no distinct recollection of it at all.

49017. You stated that you and Mr. Philips acted very much together?—After it was recommended that the freemen should be seen after.

49018. Did you then go among the freemen—did you take any steps for that purpose?—We did not go very much among them. We heard reports from different parties about them. We went to the different ward agents and we heard their reports.

49019. Tell us what did you do exactly—did you put yourself in communication with anybody?—About two or three days before the election Mr. Philips and I were asked to go over to Halston-street, where Mr. M'Sheehy had an office. I think it was he that asked us to come over. We were up-stairs in a room there, and several freemen were brought up to us.

49020. Was that in the house where there was a booth afterwards?—I think not.

49021. Was it a tally-room?—No. I think it was a house where Mr. M'Sheehy had a temporary office down-stairs.

49022. Did you occupy that room until after the election?—I never was in it after the election.

49023. Did you occupy it until the election?—Yes. We were there occasionally for a couple of hours a day.

49024. Did you see any freemen the first day you were there?—Yes.

49025. Did you canvass them?—We asked them for their votes.

49026. Did you give them any canvassing cards?—It was the small kind of cards we gave them.

49027. Did you put your names on the back of each card that you gave?—We did.

49028. With the man's name to whom you gave it?—I think so.

49029. Did you put the date on the back of it?—Yes, I think we did.

49030. I suppose you heard that it was intended, as Mr. Molloy told us, to conciliate as many voters as possible by employing them as canvassers?—Yes.

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William Cornwall M'Lean.

49031. He stated that he gave instructions that all the canvassing cards should be issued with the actual date on it; do you remember whether you put the actual date on it?—It strikes me that in the first instance we did put the date on them.

49032. Did you put the date on them on the day of polling?—We did not, for we were besieged on that day.

49033. You each signed the card before issuing it?—I don't know that we did. I am not sure.

49034. I presume that you and Mr. Philips did not sign the same card?—No, I think we did not.

49035. I suppose you signed them alternately?—Yes.

49036. All these cards were ultimately paid, as we now know, by Mr. Watson; we have them all here, and we see that one of them is signed by Mr. Philips on the day of polling—there it is (*card handed to witness*)?—Yes.

49037. Is it your recollection that on the three days before the election you did date these cards?—It strikes me that we did.

49038. This mode of canvassing went on for the two or three days you had the office here until the day of the election?—It did.

49039. On the day of the election you and Mr. Philips were here also?—Yes, we moved out from the back to the front room, it was a larger room; business was increasing on that day.

49040. I suppose you were regularly besieged on that day?—We were.

49041. How many tickets did you issue on that day?—I cannot form a distinct idea. I think I am not much either way if I said a hundred. It is now four years and a half ago, and I cannot speak with anything like distinctness.

49042. Do you remember issuing some tickets very late in the day on the day of polling?—What occurred was this—Mr. Philips and I at one period of the day thought we had issued more tickets than was right, and we stopped issuing them. The people, however, rushed up stairs, and we thought we should have to send for the police; young Mr. Clay later in the day came over, and began issuing them himself.

49043. Which Mr. Clay is that?—Not the Mr. Clay that was examined here. He came over, took the matter about the tickets out of our hands, and concluded the issuing of them.

49044. We had a witness named Burgess before us last night, whose ticket was produced and was signed by Mr. Philips; he stated that Connell gave him a ticket before he voted, on which was written in pencil, "R. B. canvasser, B. C.," that he afterwards met some of Mr. Pim's friends who, before he voted, said, "that is not a proper ticket, come over with me to the committee-room," that accordingly he went over and got the other ticket signed by Mr. Philips, which was produced to Mr. Watson, and on which was paid £3; that ticket was found among the vouchers of Mr. Watson, and he produced also the ticket got from Connell?—I don't remember seeing Burgess at all. I heard his evidence last evening.

49045. Do you know the man?—I do, he comes in and out of our place.

49046. Is he in the habit of dealing with you?—No, but he is in and out there. When he stated that, it must have taken place in some other room.

49047. Was there another room where tickets were issued?—Not that I know of.

49048. Did you ever hear of another room in connexion with the election in Halston-street?—I heard of a tally-room.

49049. Where was that? Was it under what is called the Temperance Hall?—I believe so.

49050. Were there any people of Mr. Pim's there on that day?—I think there were not more than the ordinary agents there.

49051. Who were they?—I don't know.

49052. You and Mr. Philips were in the same house as Mr. M'Sheehy had his office in?—Yes.

49053. Can you tell us where in Halston-street that house was?—It is a small house—I think the very last house on the opposite side.

49054. Is it between the Temperance Hall and Findlater's?—I don't know where the Temperance Hall is. I don't think I was in the street since that election.

49055. Was it between it and the end of the street?—I think so.

49056. Do you know where was Mr. Moran that day?—I can't answer that.

49057. Did you ever hear where he was on that day?—I did not. I think I may have heard, but I have no recollection of it.

49058. Do you remember whether any of Mr. Pim's friends—such as Mr. Moran, Mr. Edwards, Mr. Fitzpatrick, or Mr. Flint, were in charge of the tally-room in Halston-street?—I am not aware of it.

49059. Did you ever hear if any of his friends were in any other office or room in Halston-street on the day of polling?—Not that I recollect now. There were a great many men in the house out looking after Mr. Pim's interests on that day.

49060. You and Mr. Philips were not, I suppose, the only two that were intrusted with tickets on that day?—No, Mr. Moran and Mr. Edwards also were.

49061. Do you know Mr. Flint?—No.

49062. Do you know Mr. Fitzpatrick?—No.

49063. Do you know if they were intrusted with any tickets?—I don't know that they were. I knew nothing of them. The only persons I knew of were four—Mr. Edwards, Mr. Moran, Mr. Philips, and myself.

[49064. Mr. *Robinson*.—The reason Mr. M'Lean states he knew nothing of Mr. Fitzpatrick or Mr. Flint, is because they are in a different establishment—they are connected with the flour mills.]

49065. Mr. LAW (*to* Mr. *M'Lean*).—Where did you understand or hear that Mr. Moran and Mr. Edwards were on the day of polling—I presume they were not idle?—I suspect they were not idle, but I can't exactly tell you where they were.

49066. Was it in this neighbourhood they were?—I rather think not.

49067. Did you ever hear where they were?—I may have heard it at the time, but I don't recollect.

49068. On the day of the election, and independent of what you issued before that day, you put the number of tickets issued by you and Mr. Philips down as much as 100?—Yes.

49069. Mr. MORRIS.—Issued to freemen?—Issued to freemen.

49070. Mr. LAW.—There was no one else here but freemen on that day?—No; a great many called in to us, and they would not be satisfied except we engaged that we would get them a fixed sum. We sent them off immediately.

49071. Did you understand when you gave these cards, that the parties to whom you gave them were to vote for Mr. Pim?—That they were to canvass for him.

49072. I speak of those issued on the day of the election?—Yes; they were to get as many votes as they could for him; and when we asked them if they could get any votes among their friends, and if they knew any freemen, they used to say they knew every-one of them.

49073. Mr. MORRIS.—Those that came at the eleventh hour got the same as the rest—there was no rise in the price?—We had no conversation as to the amount to be paid at all.

49074. Mr. LAW.—The payment, I believe, varied from 30*s.* to £9?—I know nothing of it; we made no terms whatever.

49075. We understand that there was to be some proper scale of payment, so much *per diem*, to be fixed, and that the payment would vary according to the number of days' work denoted on the card—how did you manage on the day of the election, did you write on the back of the card five days, three days, two days, or only the date on which it was issued?—

On the day of the election I put the date on the card.

49076. Did you put on it the day of the election?—Whatever the date was, I put it on it.

49077. Suppose it was the 15th July you issued the card, what would you do?—We would put on the back of the card, the 15th July.

49078. The person getting that card would be only entitled to ten shillings, if it were issued on the day of polling?—I had nothing to do with that.

49079. If it was issued on the 15th, you would not put on it the 12th or 13th?—I would not.

49080. Will you swear positively to that?—I will.

49081. You put the actual date, or no date at all on it?—Yes.

49082. Burgess's card does appear to be written in pencil, I think it is the date of issue; the date on it is, 8/7/65, that would be four or five days before the election—look at that card, is it Mr. Philips's writing, do you know?—(*Looks at card*)—That is Mr. Philips's signature.

49083. Is that his writing?—It is. I see 8/7/65. That may not be put there by Mr. Philips. If he had a pen in his hand he would not write it in pencil.

49084. Mr. TANDY.—Can you say that they are his figures?—I cannot speak as to his figures.

49085. Mr. LAW.—Do you see the £2 10*s.*?—Yes; the 2 appears to have been altered into a 3. I heard Burgess say he was paid £3.

49086. There is the other card he got from Connell before he voted?—I heard him give his evidence yesterday.

49087. Is it your recollection that the cards which Mr. Philips issued were simply like that one of Burgess's with the name of the voter on it?—Yes; and either of our signatures to it.

49088. Nothing more?—And the date; but many of them might be issued without the date, especially on the day of the election.

49089. Can you form any opinion as to whose handwriting the date in pencil on Burgess's card is. I cannot. It strikes me that the date was not put in by Mr. Philips—he would not write it in pencil I think.

49090. It looks as if it were first in pencil, and then written in ink?—Yes.

49091. Did you issue any of these cards after four o'clock on the day of the election?—I don't think we did. Mr. Clay finished the work.

49092. Were you engaged in the election of '59?—I was not.

49093. Are you a freeman?—I am not—'65 was the first election I knew anything about.

49094. Did you vote at that election?—I did not, I had no vote, though I could have had it if I wished, but I did not trouble myself about it.

49095. Had you anything to do with the last election?—I had.

49096. What had you to do with it?—I was doing all I could to get votes for Mr. Pim, as a canvasser.

49097. Did you canvass among the freemen?—Not so much as at the election before the last. We understood that they were entirely against us the last time.

49098. Did you canvass many freemen the last election?—I was confined at the last election to some of the family—Mr. Frederick Pim, Mr. Joseph Pim, and sometimes Mr. Pim himself. I was generally going with some people I knew.

49099. Was your canvass confined to the freeman?—It was not—we did come across some freemen.

49100. In your canvass for Mr. Pim did you find any freeman offering his vote for a consideration?—No, not directly.

49101. Were there any who did so indirectly?—There may have been some small men.

49102. How many freemen did you canvass at the last election?—I don't think I canvassed very many.

49103. Did you canvass 50?—I may have gone to speak to some.

49104. Did you canvass 50 freemen?—It is probable we did.

49105. What proportion of these would you say offered, directly or indirectly, their votes for a consideration?—Those who voted for Mr. Pim in '65 had a great objection to vote for him in '68, on account of the church question. There were some other men canvassing.

49106. What proportion of the 50 freemen you canvassed offered their votes for a consideration?—I could not tell you.

49107. If you canvassed 50, were there half a dozen who intimated that they would vote for Mr. Pim if you gave them something?—We might have come across half a dozen, but we gave them to understand that they would not get anything.

49108. Were there not more than that?—I think not. I was not canvassing in the same way as in '65.

49109. You say that you and Mr. Philips may have issued 100 tickets in '65, and that you stopped issuing them at four o'clock?—I think so. About three or four o'clock.

49110. You remained here, I suppose, until the end of the election?—We remained here until ten minutes to five.

49111. How many tickets did Mr. Clay issue, do you think, after you stopped?—Fifty I would say, or about that.

49112. You remained in the room all the time?—Yes, until the close of the poll.

49113. Did the people begin to be clamourous towards the end of the day?—They did.

49114. You had issued 100 tickets until three o'clock when you stopped?—Yes.

49115. You think Mr. Clay issued 50 more after that?—If Mr. Clay said the contrary I would say it was so. I have not a distinct recollection of the matter.

49116. Mr. TANDY.—Was it Mr. M'Sheehy suggested to you, that you and Mr. Philips should come up to the house in Halston-street?—He asked us to go. He said he was tormented with the freemen, and for us to come over and speak to them.

49117. How long was it before the election that you came up?—It may be three or four days.

49118. Can you form any calculation as to how many tickets you issued from the time you came up here until the day of the election?—Not very many. We might stop here only a couple of hours in the day, and we might have issued 10 or 12 in the day.

49119. Would you say that ten would be the average?—Perhaps it was; I can't speak accurately as to the number.

49120. Are you aware whether Mr. M'Sheehy issued any tickets?—I am not aware.

49121. You say you only came up here for a few hours each day?—Yes.

49122. When you went away after the few hours was there anybody left to supply your place?—Not that I am aware of.

49123. For the three or four days before the election the only issue of tickets that took place was while you were there?—So far as I was aware of.

49124. When a man got a ticket the day before the polling, was that only to entitle him to payment for a day's canvass?—I had nothing to do with the payment.

49125. Do you mean to say that you had no belief that the tickets were to be converted into payment?—Yes, but I didn't know what the rate of payment was, whether it was to be a bulk sum or so much a day.

49126. Did you not know that the number of days' canvass was on the back of the ticket?—I did, for some of them wanted us to antedate the tickets, and we would not do it for them.

49127. On the day of the election was there any understanding between you and the freemen as to what was to be the value of the tickets you gave?—No.

49128. How was it to be regulated—was there any understanding as to what was to be the value of the tickets issued on the day of the election?—Not that I was aware of. The way he did was, when they came to ask for a ticket we said nothing whatever. They

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would sometimes go away, and then come back again; and we would ask them, "Have you great influence among the voters?" They would say they had, and that they would try and use their services if we gave them a ticket. We thought that the cards given were only an introduction to some one else to employ them.

49129. Whom did you think the person was to whom it was to be an introduction?—Connell, perhaps.

49130. Did you believe that these tickets were to be negotiated afterwards through Connell?—I would not be surprised if he had something to do with them. I had no instructions about them, and I did not know what arrangements were made with Connell about them.

49131. You probably had no instructions, but you may have had information otherwise—it was you supplied the tickets that were to be managed afterwards by Connell?—I believed that these persons were to be paid so much for their services.

49132. What did you think was your object in coming up to this house?—I didn't know exactly what the object was. I believed that there was some understanding come to that there were to be canvassers legally appointed, and we got instructions to issue these cards to appoint these persons as canvassers.

49133. Did these instructions you received extend to the issue of them on the day of polling?—We got no instructions about them on that day.

49134. Did you get any instructions to cease the issue of them?—No.

49135. Did you know of anyone being employed in Green-street and Halston-street to bring up the freemen to this room where you were?—No.

49136. Did you ever hear of anyone being so employed?—I never heard of it; I may have heard of it at the time. They very generally were brought up by one another.

49137. Not by anyone you knew?—No.

49138. I asked you the question in reference to the witness who was examined last night, and who stated that he was met by a person in Green-street and brought up to a room where the ticket he got from Connell was exchanged for another—do you recollect whether any parties came up to you on the day of polling and got tickets in exchange for tickets they brought?—I am not aware of it. I heard Burgess make that statement. If he came there that day I would have known him, but I have no recollection of having ever seen him on that day.

49139. Can you form an idea of the number of tickets you were supplied with during the three or four days before the day of polling?—I cannot; there were a great number issued.

49140. Did you use all you got?—I did not.

49141. About how many did you use?—There were some smaller than these there; these we had for canvassing.

49142. The large and the small cards were used for the same purpose?—The small cards we carried about in our pocket for canvassing purposes.

49143. And you gave some of the small cards to freemen?—Yes, on the day of polling; it was the small ones we used on the day of polling.

49144. Were there any limits at all imposed as to the number of cards which you should issue to the canvassers?—I have no recollection of any limits being placed on us.

49145. It was left indefinite, and to your discretion?—Yes. All that I heard Mr. M'Sheehy say was that the canvassers could be legally appointed.

49146. You might appoint any number you liked?—There was no limit placed on the number.

49147. Mr. M'Sheehy did not tell you that you could issue the tickets legally on the day of polling?—No.

49148. You were placed in that room to appoint canvassers, and there was no limit placed as to the number to be appointed?—No.

49149. There was a much larger number of tickets given you than those that were issued?—Yes. As well as I recollect, every one of the large cards we had we issued.

49150. Mr. MORRIS.—In several instances the number of days' canvass was not on the back of the card?—No.

49151. Can you undertake to say whether Connell or any other person marked the number of days on the back of the card?—I have no means of knowing it.

49152. Whose writing is the number 3, that has been changed from 2?—I can't say.

49153. Whose writing is "T. F. Philips"?—It is Mr. Philips's signature. I don't know that "R. Burgess" is his signature.

49154. A certain number of tickets were issued without marking on the back the number of days?—Yes.

49155. Was that the general thing?—I can't answer that question. He issued some of them without putting the number of days on them.

49156. On the day of the election?—Yes; we had a good many applications, and we had not time to put the dates on the back of the tickets.

49157. Do you remember Mr. Finlay stating that he got a ticket with six days marked on the back of it, although he came to the poll only half an hour or so before he got the card?—I do.

49158. Mr. LAW.—What hour of the day was it when Mr. Clay stopped issuing the tickets, how long before five o'clock was it?—About half an hour.

49159. Mr. TANDY.—When the freemen were polled out he cleared the room?—He did.

49160. As a matter of course when you issued these tickets to canvassers, you had no means of ascertaining whether they actually canvassed or not?—Some of them came back again. Those appointed on the first day would generally come back to introduce two or three others sa canvassers.

49161. For all you knew, all these men did was to bring up other canvassers?—We had our suspicions.

49162. Do you know Mr. William Doolin?—I do not.

49163. Do you know his appearance?—I do not.

49164. You do not recollect anyone of that name coming to you?—No.

49165. Mr. LAW.—Do you know Mr. Terence Reilly?—I don't think I do.

49166. In connexion with that election?—I don't recollect. I met a great number of people on that occasion that I was not acquainted with.

49167. You did not retain all your acquaintances?—I did not.

49168. Mr. TANDY.—You missed a great many of them in 1868?—Yes.

49169. Did you even go through the form, when you appointed canvassers, of giving them canvassing lists?—I do not think we did—not on the day of the polling.

49170. Did you before the day of polling?—A great many of them said they went among their own personal friends. They went together in bodies. We had given them lists in the first instance to get the names of parties they knew from them.

Richard Eustace.

Richard Eustace sworn and examined.

49171. Mr. LAW.—I believe you were much interested in the election of 1865?—I was.

49172. You exerted yourself very much on behalf of Mr. Pim?—I did my best for him.

49173. Did you communicate to Mr. Pim, or those who had charge of the election, that any particular course should be taken in order to get the freemen's votes?—I did not communicate with Mr. Pim, or with any of his firm; I did not communicate with Mr. Watson, or any legal gentleman—what I did was solely on my own responsibility.

49174. Tell us what it was that you did?—The first thing was to put myself in communication with Mr. Wm. Jones of Chamber-street. He is in the habit for

many years of being connected with the Conservative freemen. I met him in the early part of the week, and he told me he was employed for Guinness and Vance, and that he would not do anything for Mr. Pim. I met him again at the end of the week, and he said, "I don't know but we may do something." On Sunday I heard there was a meeting in his dining-room. I went in, there were a great number of freemen in the room. I knew a great deal of them. I knew that some of them had got their freedom through my grandfather, and they were all most anxious to support Mr. Pim; but I understood that they would not do anything until they got certain amount of employment.

49175. I believe that was a well-known room?—It was; I am a Liberal myself, and when I went into the room there was the Orange lily in the middle of the table, and the picture of King William on the sideboard. They removed the flower from the table, and I said, "Don't remove the flower, it will not hurt me." The next thing was that Mr. Flint joined us. When he came up——

49176. He was not in the room when you went up?—I can't recollect that he was. On Monday I saw Flint, and he introduced a freeman named Clarke. I believe Clarke belonged to the Williamite Society.

49177. He was the secretary of it, I believe?—I think so. He introduced Curtis, and Curtis introduced Warren. These three were to be paid a guinea a day, and had been appointed for canvassing. I consider that they were well worth it. Canvassing cards were brought up.

49178. Who brought them up?—Flint brought them, and in bringing them up each one, according as they came up, got a canvassing card for the week, up to Friday; Saturday was the election day.

49179. Yes, and this arrangement was made on the previous Monday, was it?—Those that came on Monday got the cards on that day.

49180. From what date was their engagement?—From the day they came up. Flint took the entire management of the transaction into his hands.

49181. Were all these men to get a guinea a day, according to the number of days they were in the service?—Yes, Clarke was to get five guineas for five days; Jones was to be paid for the room, and the others were to get a guinea a day also. According as they came up they got a card. There was no such thing as bribery in the transaction; I considered it was fair employment.

49182. About how many persons do you remember were employed in that way?—I can't say.

49183. Can you give us how many did you introduce to Flint?—I can't say. I gave no cards.

49184. Were there 50?—There were more than that.

49185. Were there 100?—More than that, I think.

49186. Were there 150?—About 150, I think, but not that day.

49187. Between that and the time of the election?—Yes.

49188. Were there more than 150, do you think?—I can't say that.

49189. They were all freemen?—They were all freemen.

49190. Had you known Jones before this?—I had known him for many years.

49191. Was he not connected with the Freemen's Society—the Ross-lane Society?—He was the recognised man—report said he was the man in the hole in the wall, in Ross-lane, who put out his hand.

49192. How many were in the room where you went up to the meeting?—There were twenty, I think.

49193. Were you expected there?—I don't know that I was expected.

49194. Did they know that you were coming?—I don't know. I knew there was a meeting; I intended to go to it. I heard they were there.

49195. Do you recollect the exact transaction of your going into the room?—I don't.

49196. I suppose we may take it that all the people in the room on that occasion were employed?—No, some of them objected. Jones's son would not vote for Pim, and three or four others objected—they were high Conservatives; they said they wouldn't vote for anyone but Guinness and Vance.

49197. I believe there was a tally-room in Meath-street at that election?—I did not know of it. I only knew the one place in Chamber-street.

49198. Do you know whether these people that you introduced to Flint, and who got cards, were paid subsequently?—The week wore on, the voting came on on Saturday, and in the evening Jones's house was full of people. Flint was expected back to pay them, *bona fide*, for their week's work. Flint came on a car to my house and handed me a large bag; I considered it was money to pay the men. He then got up on the car again and went away. Jones's house was going to be pulled down that evening.

49199. What was in the bag?—Papers. I handed it back. On Sunday I drove out to Mr. Jones's, to the mill; I said it was a strange way not to pay the people for their employment. He said, "I am sorry for what I have done, I had no authority for doing what I did from Mr. Pim or anyone. If I find any of them come out here I will hand them to the police." In a few days after he came to my house, the cards were signed. I walked into my yard which is a large one, and Flint sat in the little parlour. I brought in the cards; according as he marked them he paid.

49200. That was on Monday?—It was four or five days after the election.

49201. Each card was brought in?—I brought in the card, and Flint marked the number of days represented and that was paid.

49202. In what sort of ink was it he marked the cards with?—I was my own black ink. No; you have now brought it to my recollection, it was red ink.

49203. I find a number of cards with his indorsement in red ink on them, that is the reason I ask you—here, for example, is John F. Warren's card?—Of Longford-street.

49204. Look at it, and see if it is one of the cards? (*Looks at card.*) It is.

49205. I see they were initialed, stating that they were canvassers, without stating any particular time for which they were so employed—for example, the card I showed you, "John F. Warren employed as a canvasser;" it did not specify the number of days for which remuneration was to be given; the red ink indorsement in full—special consideration, five days?—I brought him in word; they may have told me five days, and he several times objected—he paid only for the last three days and they grumbled.

49206. Did he meet the people himself or did you act for him?—I brought him word.

49207. Did you ever hear that these people were paid less than they expected—for example, was Warren paid less than he expected?—He was paid less than he expected.

49208. You would say that the number of instances in which you introduced these people to Flint would be 150?—I think so, speaking generally.

49209. Had you anything to do with the last election?—I had.

49210. Was there any similar proceeding then?—A fortnight or three weeks before the election I called on Mr. Watson. He is my solicitor, and does for me any business I have to do. I said to him, what is to be done about the freemen this time. He said, "If a shilling got the election, it will not be given; let not your zeal outstep your prudence; on your own behalf, or on that of any of the friends of Mr. Pim, promise nothing, give nothing." "Fare thee well to the freemen," said I, we are done with them.

49211. Did you adhere to that?—I strictly did. I called on Mr. Watson at another time, and I asked him would it be any harm to pay for cars out of my pocket. He said not to do it, that the Act was very stringent—that Mr. Pim could afford to lose the election, but could not afford to pay a shilling illegally.

49212. Was there anything paid, do you think?—I am sure there was not a farthing paid.

49213. Did you hear of any rumour of bribery on

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Richard Eustace.

your side?—I didn't. The best reason I can give you that there wasn't bribery is, that, being connected in business with many of them, they all complained that Mr. Pim would not give anything.

49214. Did you hear any rumour of bribery on the other side?—Most undoubtedly; all said that. The greatest man the Conservatives ever had for bribery was a man named Hunt; he got his freedom by his wive's father serving his time to my grandfather. He is dead these twelve or fourteen years.

49215. Do you recollect the election of 1859?—I never interfered in politics until '65.

49216. Did you not vote in 1859?—I always voted. I went down to vote always independently.

49217. Did you hear of bribery in 1859?—I heard of it always; I heard always that the freemen were the people.

49218. You had a good many dealings with the freemen?—I had.

49219. Your place of business, I believe, is in the middle of them?—Yes.

49220. Did you hear of bribery in 1859?—We always knew that the freemen were paid for voting.

49221. Can you tell us about how many freemen, in your opinion, are accessible?—I made several calculations, and I consider from four to five hundred were accessible to be bribed.

49222. Had you anything to do with the election of 1857, when Reynolds and Brady were up?—No.

49223. You did not take an active part in elections until 1865?—No.

49224. Mr. TANDY.—When these men who were employed by Flint and got cards were paid, where did the payment take place?—In Suffolk-street—the office was open regularly; they went in to get paid like carmen; there was no mystery about it.

49225. Mr. MORRIS.—Can you tell the name of any one of the four or five hundred freemen that, you say, are accessible to be bribed?—I always considered that that was about the number, seeing the quantity that came up for employment weeks before the election. There were from forty to fifty applications to know what would be going—what would be the employment—people coming to myself. It is easy to get them—all you have to do is to begin with one, and the rest will all follow—one telling the other, it comes very easy.

Joseph Moran.

Joseph Moran sworn and examined.

49226. Mr. LAW.—You were assisting in Mr. Pim's election in 1865?—I was.

49227. Do you remember the circumstances under which those cards which have been referred to were signed?—I recollect that cards were signed.

49228. Do you remember did you yourself sign a card at all?—Not very distinctly; but I have some recollection.

49229. What Connell swears is this, that he refused to act as canvasser to the freemen till he got some guarantee that what he did on Mr. Pim's behalf would be made good by somebody, and he got first that card with your name as well as three others on it, and he was not satisfied with that, and would not act till he got a card that was produced here signed by Mr. Molloy and Mr. Clay, and then he went to work, do you remember anything of that kind?—No; I do not.

49230. But at all events I presume that you and Mr. Edwards as well as Mr. M'Lean and Mr. Phillips were active in promoting Mr. Pim's candidature, there is no doubt about that?—No doubt.

49231. Be particular in telling us the part you and Mr. Edwards took, as we know that Mr. Phillips and Mr. M'Clean were active looking after the freemen. Where were you and Mr. Edwards?—Mr. Edwards and I were waiting on the voters, canvassing them and trying to induce them to vote for Mr. Pim.

49232. Were you intrusted as well as the other gentlemen with canvassing cards?—Yes.

49233. I suppose you carried a supply about with you?—Yes; carried them about with me.

49234. Did you find that a voter was more easily secured when you gave him one of these canvassing cards?—Oh, after some time. I was canvassing from the very time that Mr. Pim allowed himself to be put in nomination for the city, and for five or six days, I think, we could do no more than ask them to vote, and do our best to get them to vote, and so then those cards were introduced to us; in fact I suggested that it was useless to wait on the freemen if there was not some determination about arranging the matter; and then those cards were introduced.

49235. And when the cards were printed off I suppose you went round with them again?—Yes.

49236. And you found them more reasonable I suppose, and more easily dealt with?—Oh, yes; they understood then that——

49237. That they would be employed in fact?—That they would be employed; we told them that if they would assist in bringing up every freeman that they knew they would be paid for their time.

49238. For their time?—For their time—yes.

49239. Did you and Mr. Edwards go together?—Sometimes.

49240. Could you tell us in round numbers about how many engagements of this kind with the cards you made?—I could not.

49241. Were there 100 or 200?—I really could not say; I should not like to say; but there was a great number.

49242. Would you say you did not distribute between you 200?—Oh, I venture to say I distributed 200 myself; I should not like to say what number exactly; we found it was perfectly useless to wait upon the freemen unless there was something done with them.

49243. You found your six days' labour was lost?—Perfectly useless.

49244. But with the tickets it was quite a different matter?—Quite different.

49245. Speaking as well as you can from recollection you say yourself gave out and distributed as many as 200 of them?—I think I did.

49246. Is Mr. Edwards here?—I do not see him here.

49247. And I suppose I may put it down now that Mr. Edwards did the same; where were you on the day of the election?—I was driving, trying to get up these people to the poll.

49248. How many tickets do you think you distributed on the day of the election?—Not many, because it was then left to those tally-rooms here; I did distribute some.

49249. About how many did you distribute that day, would you say?—Well, I would not be positive.

49250. Fifty?—Oh no.

49251. Twenty?—I don't think I gave more, because we told them it was here.

49252. I know that was the special function of this office up here, but about how many did you give out on the day of the election?—I do not think we gave more than twenty; I did not give more than twenty if I even gave that much.

49253. You are certain you did not go beyond that?—Oh, I did not.

49254. Did you include the twenty in the former return of 200?—Yes.

49255. Altogether would you say that you did not give as many as 250 tickets?—Well, I really do not like mentioning numbers, because I must rely on my memory, and it is so long ago.

49256. Well, say 200?—Say 200.

49257. And twenty of those might have been on the day of the election?—Perhaps so.

49258. Were you in any office here on that day?—I was in and out occasionally bringing up voters.

Joseph Moran.

49259. You have heard the evidence I suppose; I need not repeat the whole story as to what Mr. Burgess said as to his voting first on a card he got from Connell, and then being asked here by somebody to get a new card?—Yes.

49260. Was it you asked him?—No.

49261. Did you know of it?—No; I have no recollection of that at all.

49262. Did anything of that kind happen?—I have no recollection of it; and I do not think Mr. Edwards or I would have delayed to do that, because we were trying to get up those voters, and we found some would not come up even for employment.

49263. Did you take any part in the election of 1868, that is, the last election?—No, sir.

49264. You had nothing to do with that at all?—No, sir.

49265. Are you a freeman yourself?—No; I am not.

49266. You had nothing to do with the election of 1859, that is the one before Mr. Pim's candidature?—No; I had nothing to do with it.

49267. Did you take any part in local politics before that?—No; I did not.

49268. Mr. Tandy.—When you say that you distributed upwards of 200 tickets, do you mean to convey that those were all given to freemen?—Oh no; I had a list of the freemen. I endeavoured to know as much as possible were they freemen, but of course I might have made a mistake. It was impossible for me to know whether they were actually freemen.

49269. But did you give any canvassing cards to your knowledge to parties who were not freemen?—Oh I did not—those that I knew had influence on freemen.

49270. But then I should like to know about how many of the 200 tickets were given to freemen themselves?—Oh, I do not think there were ten given to men that were not freemen.

49271. Now, you say that the distribution of the tickets on the day of the election was confined in a great measure to the house in Halston-street?—Yes.

49272. When was that arrangement made?—I do not recollect how it was made, but that morning I recollect that Mr. Edwards and I went to look for those men to make them aware of those tally-rooms; it must have been on Friday evening, but I have no recollection of how it happened.

49273. Do you recollect by whom it was, or what time it was, that the arrangements were made about the house in Halston-street?—I do not know. Mr. M'Lean, and Mr. Phillips, and Mr. Edwards and I consulted entirely between ourselves; we scarcely had any consultation with anybody but ourselves. In the early part of the week we thought that there was not confidence placed in us by the gentlemen in the committee-rooms in Suffolk-street, and we were determined to work for ourselves, and we had not much conversation with anybody after that.

49274. Then is it your belief that the arrangement with reference to the house in Halston-street was made between you and the other gentlemen whom you have mentioned—Mr. Phillips, Mr. Edwards, and Mr. M'Clean?—In all probability it was, but I cannot say positively that it was.

49275. Do you recollect any other person who took part in such an arrangement at all?—No, I do not at all; the only person I saw in it was Mr. Clay in the latter end of the day.

49276. I take for granted that as was the case with other persons it was left altogether to your own discretion how many canvassing cards you would issue?—It was, sir.

49277. You might have issued any number at all?—I might.

49278. Mr. Morris.—You did not put the date in all cases?—We generally put the date and the signature.

49279. Not always?—I could not say.

49280. No you did not, because in a great many cases the cards were issued without any date?—I say generally speaking, not in all cases.

49281. Why did you not adopt that course in all cases?—I suppose we had not experience enough in the matter; we really did not know how the thing would be; we had no definite instructions as to how the men would be paid, ultimately though we got those cards.

49282. Mr. Tandy.—As I understand, there is no mistake at all about it—you commenced canvassing the freemen in the first place without the cards?—Yes, sir, without the cards.

49283. And at that time you did not receive any encouragement from them?—No; none at all.

49284. And the cards were introduced for the purpose of obtaining their votes and influence?—Yes; for the purpose of obtaining their votes and influence.

49285. And the very moment you introduced the cards you found them accessible?—Yes.

49286. And you distributed over 200 yourself?—Yes.

49287. And without any limit to the number to be issued?—Yes.

49288. Mr. Law.—Were they all large cards?—No; principally small ones I had.

49289. After the others were run out?—No; principally the small ones I had.

49290. Mr. Tandy.—Who were the parties to the original arrangement about the issuing of the cards?—Well, really, I could not answer that, it is so long ago.

49291. Try and recollect; you know you were a party yourself to it; you suggested that something should be done, and then those cards were introduced; who were the parties to whom you made that suggestion?—To Mr. Molloy, I think, and Mr. Robinson, in the rooms in Suffolk-street. I told them that I thought it was perfectly useless to be losing time with those men if something was not done.

49292. And then the cards were introduced?—And then the cards were introduced.

Francis Johnson Fitzpatrick.

Francis Johnson Fitzpatrick sworn and examined.

49293. Mr. Law.—You were engaged in the mill of Mr. Pim in 1865?—Yes, sir, in the flour-mill in Ringsend.

49294. Was Mr. Flint there?—Mr. Flint was there at that time; he was warehouseman.

49295. I believe he is now in bad health?—Yes; he has left us for some time—I believe about a year and a half or so.

49296. Do you remember about a week or ten days before the day of the election Mr. Pim's starting for the representation?—I recollect hearing it in the Commercial Buildings; I was in the room that day and heard that he allowed himself to be put in nomination.

49297. That was about ten days before the election?—I think so—scarcely so long.

49298. About how long before the election was it that you commenced to exert yourself in any way in his behalf?—From the first day that he was announced I commenced canvassing men connected with the Corn Exchange and in the Commercial Buildings—in the room itself.

49299. Were those rated occupiers?—Oh, they were merchants—members of the Commercial Buildings; I am a member of it myself.

49300. Did you afterwards take any part in the canvassing among the freemen?—No, none whatever, specially among freemen. Anyone that I happened to know or have influence with I exerted myself as much as possible.

49301. Do you remember, as we have heard from

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the last witness, when those canvassing cards were introduced?—No, I never introduced any of them. I do not know anything of it. I got some cards when we were employing carmen. We employed carmen with the canvassing and all that, and we paid them at the mills, and to save trouble Messrs. Molloy and Watson gave us some cards; first they intended to pay them, and then they asked us to pay them ourselves.

49302. Those were vouchers for payment?—Yes.

49303. And the amount you paid at the mills to carmen was afterwards returned?—It was afterwards paid back by Messrs. Molloy and Watson, four or five months after the election.

49304. Do you remember hearing of any arrangement or plan for securing the votes of the freemen—of course we are only concerned here with the freemen?—Well, I heard a general flying report that there had been some house of the kind opened in Meath-street, and that afterwards the party disappeared, and there was dissatisfaction among the freemen about it.

49305. Did you hear at the time that a room had been taken in Meath-street?—I heard that there was some one there representing Mr. Pim's interest—in Meath-street—and to arrange with the freemen; and that afterwards the place became shut up, and that the parties were not found.

49306. That was after the election?—No, but previous to the election. I heard before the day of the election that the party had disappeared in Meath-street. That was a sort of flying report I heard when I was canvassing among people up in Thomas-street who are connected with the flour trade, bakers and others.

49307. Do you remember did any of the freemen that you were canvassing ever intimate to you that they would be willing to vote for a consideration?—I do not; I think that my canvass was almost entirely with another class. I do not think I canvassed any freemen, in fact, with the exception of some one or two people that vote as freemen; but I had no distinction—I had no particular list or anything of that kind. It was only that I was using my influence amongst people that I knew myself.

49308. Probably chiefly among merchants and people of that kind?—Precisely so.

49309. You did not canvass in the Liberties?—Oh, no.

49310. Do you remember hearing that any considerable number of the freemen had been employed as canvassers?—Yes, I heard Mr. Flint had been making some arrangement with the freemen up in the Liberties.

49311. He was in the same establishment as you?—Yes, he was warehouseman at the time.

49312. Did he tell you that he had issued canvassing cards and made an arrangement with a very large number?—No, I do not recollect that he told me exactly what arrangement he made with them, but that he had made an arrangement with a large number at Mr. Jones's house.

49313. You recollect his telling you that?—Oh, yes; I recollect that.

49314. You heard so afterwards?—No, but I recollect Mr. Flint after the election complaining to me that the parties had not carried out this arrangement, or that the funds were not forthcoming—something that way.

49315. I suppose that had reference to what was told us to-day by Mr. Eustace?—I rather think so.

49316. When did you see Mr. Flint last?—I met him about ten days since in Brunswick-street, just near the gas-works; he seemed to be returning towards Ringsend, and he said he had been in poor health, and that he was glad to see me; he said that he had got a slight attack of paralysis, or something of that kind.

49317. Mr. TANDY.—But he was able to be out?—Oh, I met him in Brunswick-street walking, and I had not seen him for six or eight months before.

49318. What time was that?—I think about ten days ago.

49319. Mr. LAW.—Where does he live, do you know?—I rather think about Sandymount or Ringsend, or somewhere about that place, because I have seen him pass by occasionally on one of the Ringsend cars.

49320. Did you take any part in the last election—that of 1868?—Not the slightest; and the reason I exerted myself in the former election was that the thing came on so suddenly and there was so much excitement that we all strove to do what we could; but at the last election, everyone having had time to arrange everything, I did not feel myself bound to do anything about it, and I did not do anything about it.

49321. Did you vote as a freeman?—I had not a vote in the city at all, either as a freeman or otherwise. I had a vote at some three or four elections previous to 1865, but I then changed my residence, and I now vote in the county.

49322. You are not a freeman?—I am not a freeman.

49323. You remember the election of 1859—you voted, I presume, at that election?—Yes, I think I voted at that election.

49324. When Messrs. Grogan and Vance were the candidates on the one side?—Yes.

49325. And Messrs. Brady and M'Carthy on the other side?—Yes.

49326. Did you hear of any bribery at that time?—Oh, no; I had nothing to do at all with that election. I think the polling place was somewhere near Townsend-street, and I went and polled early in the morning for the Conservative candidates.

Mr. Robert Keating Clay.

Mr. *Robert Keating Clay*, solicitor, sworn and examined.

49327. Mr. LAW.—I believe you were assisting at the election of Mr. Pim in 1865; is that so?—Yes.

49328. In what capacity were you acting?—I had the charge of the Wood-quay ward—one of the wards.

49329 As ward agent?—Yes; I should say that some people called us inspectors.

49330. There was no committee, I believe, at the time?—There was no committee.

49331. There was no time for a committee, and ward agents were appointed to do what committees usually do?—Yes, we got charge of wards, and we were answerable for the voters.

49332. What were you doing on the day of the election?—I was in the Peter-street committee-room or meeting-room till about half-past two o'clock.

49333. Prior to the day of the election, had you anything to do with the freemen?—I cannot say that I had anything particular to do with the freemen.

49334. Did you, prior to the day of the election, issue any of those canvassing cards? We know that the canvassing cards were largely used to conciliate the freemen?—It is a long time ago, but my own impression is that we issued those canvassing cards whenever we could.

49335. Did you issue any of them yourself?—My recollection is, that I directed a good many of them to be issued.

49336. We have some of them signed by you?—Very possibly there may be.

49337. Can you tell us about how many you issued yourself prior to the day of the election?—Well, I could not very well give you an approximate amount even; I can give you a guess, but it will be a mere guess.

49338. Say a number that you did not exceed. Did you exceed 100?—I do not think I exceeded 100, it would be very hard for me to say now; I give you the best recollection I can.

49339. That is all we can ask you to do. Can we say then that about 100 would be an approximate

number?—Well, I should say about one hundred, more or less.

49340. It might have exceeded 100?—It might have exceeded 100.

49341. We will say 100. How many did you issue on the day of the election?—I cannot say how many I issued on the day of the election; I think I issued all that were issued in Peter-street up to half-past eight or nine o'clock the night before the election.

49342. When I ask you the number of cards issued, were they issued to freemen and other voters indiscriminately?—That is my impression.

49343. When you say you issued about 100, would that represent 100 freemen, or would it mean all?—No; I think it would mean all. I do not think I singled out the freemen particularly.

49344. I should like to know how many freemen there would be in the 100. Had you not rather an eye to the freemen?—Oh, we had all an eye to the freemen, you know, because we looked on them as the principal people for turning the scale.

49345. Of course I do not want you to speak with perfect accuracy as to the number, but about how many did you issue to the freemen do you think?—Well, I will tell you exactly. The Wood-quay ward, as well as I can recollect now—I have disconnected myself from elections since 1865 or 1866 at all events—there are a good many freemen as well as I recollect in the Wood-quay ward; and I do not think I singled out the freemen particularly, but there is no doubt that we were very anxious that every freeman appearing to be a resident within my ward, should be polled on the day of the election; and I could not actually say without reference to the lists, which I suppose are all destroyed, how many were issued to freemen.

49346. I suppose there were 200 freemen in your ward; perhaps not so many. Would you have given tickets to the two-thirds of them?—No; I would not say so, because there were a great many of those freemen dealt with outside me altogether.

49347. About how many did you give to freemen prior to the day of the election?—Well, I cannot say that personally I had any knowledge of them, but I do not think more than thirty or forty freemen.

49348. Then you issued those up to about half-past eight o'clock the evening before the election?—I see a card there, now that brings the matter back to my recollection; do you mean that card?

49349. Yes?—Well, my impression is, that I had not those cards at all, it was a small card.

49350. There is the small card (*showing a card to witness*)?—Yes.

49351. Mr. MORRIS.—Your name is on both?—Well, I should be very glad to explain why so.

49352. Mr. LAW.—We have here "R. K. Clay," and "B.C., 14—7—'65"; that is the night before the election; and you countersign the card "R. K. Clay" (*handing a card to witness*)?—Yes, very likely.

49353. Was Mr. Connell with you in the Wood-quay ward?—Mr. Connell was very actively engaged in giving us assistance.

49354. But was he with you?—He was not engaged with me particularly, but I think he had a place in Meath-street.

49355. In Meath-street?—I think he was attached to a place in Meath street.

49356. On that large card you see his initials and your signature?—Yes; that passed through my hands.

49357. Can you say how cards like that were issued—were they issued by Mr. Connell, and did you afterwards countersign them, or did you give a number of cards with your signature in the corner to Mr. Connell to issue—how does it happen that both your names are on that?—Well, my impression is that a good many of those men in that ward knew me personally—I had lived in it for about fifteen years, in Peter-street—and my impression is that, if they had a doubt, they used to ask my name to be put on those cards.

49358. Do you mean that they first got them from Connell, and then they would bring them to you and ask you to put your name on them?—Yes.

49359. After he had first initialed them with his own initials?—Yes.

49360. Do you remember coming up here to Halston-street, on the day of the election?—Yes, I do.

49361. I believe there was a room or an office taken for the special purpose of issuing tickets on the day of the election?—That was so; at least I believe so. They were issued there. I do not know about the taking of the room, but I found it there.

49362. Had you been in that room prior to the day of the election?—No; I never heard of it till I came up here at three o'clock. I had polled every man I could in the ward by half-past two; then there was a message sent from the central committee-rooms asking me to go to Green-street.

49363. And when you came did you find a number of freemen in the room or office of Mr. M'Lean and Mr. Phillips?—I do not remember the names of M'Lean and Phillips, and I do not remember many freemen in any particular room; the room I went into was on that side of the street; a small room looking into the street, and I saw a good many freemen in the hall and about the door, but in the room I do not remember.

49364. But do you remember seeing a great many freemen about the door—about the house?—There were a good many freemen about the house.

49365. Did you see a number of freemen about the house trying to get tickets?—I did.

49366. Did you see anybody there that you now know is Mr. M'Lean, because he has been here—did you see anybody there who was apparently acting in the interest of Mr. Pim?—The only name I remember at present is that of Mr. Edwards, whom I saw there. I saw three or four others, but I do not recollect their names. I might know them if I saw them.

49367. Do you recollect that you issued a number of tickets after that to people?—Yes, I did.

49368. Can you tell us about how many you issued?—Well, I should say about ——

49369. Fifty?—I would not say so much as that; I am speaking now of five years ago, nearly.

49370. The reason I asked that number is that Mr. M'Lean says about fifty?—Well, if Mr. M'Lean forms a better opinion on it than I do, I should be very glad to give way to him.

49371. I do not say that; I only mentioned that number to you as a suggestion?—My own impression was I should say about thirty or forty; there was a good deal of excitement, it was coming up to the close of the poll.

49372. Did you mark the tickets in any way, so as to denote what they were worth—you did not put any amount of money, of course, on them? Did you put the date?—I forget the day of the election.

49373. It was the 15th. Did you date a ticket to represent three or four days' work?—I must at once say, to disabuse your minds, Messieurs Commissioners, that there was no mention at all of money or of amount, but it would be the height of affectation to say that it was not expected. Whatever the understanding was outside those cards, I certainly did not know of it, but I knew perfectly well there was money to pass.

49374. The day of the election, and towards the close of the day when you came up here, there were some of those people waiting about to get something?—There were.

49375. They did not all get exactly the same consideration—one man might be more liberally dealt with than another, but they were to get more than ten shillings apiece, which would be the amount of a day's canvassing?—Well, I really think that it was left to the future, and a great deal depended on the man who gave the card. Now, without of course meaning to speak of my own personal standing in the city, I think that if I gave a card they would take it with less feeling of doubt than if a person in their own position gave them a card; and, in the same way, if one of Mr. Pim's men,

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for instance, Mr. Edwards gave them a card, and, though I have a great respect for my friend Connell, I think they would depend more upon Mr. Edwards than Mr. Connell; and therefore there was no amount actually mentioned.

49376. I suppose there was no amount mentioned; we find that they were paid varying amounts, and when there was plenty of time to do it, a date put upon the cards representing a number of days' work; but when a card was issued on the day of the election, and the man would not be satisfied with one day's pay—ten shillings I suppose—how was the card marked to give him what he wanted?—Well, the only guide, as I understand the matter, was the date upon the card.

49377. Would you antedate it for the purpose?—Well, I do not recollect having antedated it.

49378. Would you put so many days upon it?—No; I think I was in the habit of putting the accurate date on which it was obtained; but that is only my recollection.

49379. Mr. MORRIS.—Did you mark them in blank, and let men like Connell distribute them as they pleased?—No; certainly not.

49380. Because that has been done?—Well, it may be quite possible that it has been done, but my recollection is that I did not do it.

49381. Not so far as you know?—No.

49382. Mr. LAW.—Your recollection is that you did not antedate them?—Well, now, I will see.

49383. Do you remember any case in which a man said, "I won't be satisfied with one day's pay, and you must give me two or three days"?—Well, I really think upon reflection that I may have; I know it was spoken of, distinctly it was spoken of, and I may have done it. I cannot actually call now to mind whether I did it as a matter of fact or not, but it certainly was spoken of.

49384. It clearly was intended that something of that kind should take place, because we had one man examined here who got his card after he had voted, and having voted first on the card of Connell, he was brought to the room over there, and given a card signed by Mr. Phillips that did not express anything but a number of days; but he was paid £3; and that probably was done in many instances; do you remember any instance of putting money on the top of a card?—No; I never put any money on one; but about the £3, my impression is that there were six canvassing days, and that would come to £3.

49385. But this man got the card on the day of the election?—That may have been.

49386. That was the price on that day; it was clearly done in order that the man might get £3; would you have done that in such a case by antedating the card six days?—Well, if it was understood that he should have £3 I should have antedated it.

49387. Let us take for example one of the cards with red ink there?—Yes, I see that.

49388. That is a five days' card; you see the card originally had no date to it, and did not express in any way what the remuneration would be, and that was put on it subsequently?—Yes.

49389. That card originally had no date, and did not state any amount. You did not write the number of days across it?—I will tell you what I remember; I remember one or two people coming to me when they were being paid, and stating that they were only being offered £1, and that they were entitled to six days' canvassing, and having made inquiries, and got some colour for it, I certified them; having made inquiries where the man was on the day, and having found that he had been with me on the day, whether he was actually entitled to it or not I did not know, because there was no date on the card; but I think after the election was over, and trusting more to the man's representation, I gave one or two cards stating that he had been with me in the rooms.

49390. So many days?—Yes; in the rooms with me in Peter-street.

49391. I think you say you issued about thirty or forty to freemen in your own ward prior to the day of the election, and you think that the number you issued after you came here was thirty or forty?—No; my recollection is that I issued something over 100, more or less.

49392. We are speaking now of freemen; do you believe that you issued 100 to freemen before you came up here on the day of the election?—Well, the matter was going on for three, or four, or five days I think.

49393. It was no doubt?—And a good many of those men were secured before I actually got down to Peter-street in some way or other, and they were quite willing to work, but the freemen got a great many cards, and some of them had cards; and my recollection is about thirty, or forty, or fifty, or sixty, while I was there in the rooms, of all kinds, both freemen and others.

49394. We are not concerned with the others; but how many did you give to freemen—thirty?—Well, I should say certainly between thirty and forty.

49395. And about the same number up here?—And about the same number up here.

49396. Mr. TANDY.—I take for granted that you kept no lists of those persons to whom you gave the cards?—No; we trusted to the production of those cards.

49397. Now, there appears to be such an enormous number of them issued, that I take it for granted that it was very possible that some parties might have got two tickets, one from one person, and another from another?—Oh, I detected a man with three tickets myself.

49398. With three?—With three; I stopped one man being paid two tickets; I happened to be in the room with the expense agent when he was paying them. I was in there early in the day, and I went back, and I recognised a man who had come again to be paid, after he had been paid in the morning; he said that he had got two cards for two different kinds of work.

49399. Did you see many cases of that kind?—No; I only knew of one myself personally, and I heard of the other in which one man had three tickets; for instance, if he went to Connell and got a card, and then came to me, and was sufficiently clever to say that he had not got a card already, I gave him a card; because we were not in the habit of acting together. Mr. Connell was in those rooms in Meath-street, and had not a sufficient check. The election was got up in a very great hurry.

49400. Do you recollect when you were here in Halston-street on the polling day any instance of a man bringing in one card that was given to him by Connell, and getting another card in exchange for it?—I do not recollect any instance of that kind; if it occurred I cannot call it to my recollection.

49401. There was one witness yesterday who stated that that occurred—that Connell gave him a card, and that then he met a gentleman in Green-street afterwards who told him that it was not a proper card, and brought him over to the rooms in Halston-street, and got him another card in exchange for it?—That might be, quite possible.

49402. You do not recollect anything of that kind?—Did he say I did it?

49403. He did not?—I do not recollect it.

49404. Do you know Mr. Walter Doolin?—I know him as a friend.

49405. Do you recollect having any conversation with him here on the polling day in 1865?—My recollection is that I did not know Mr. Doolin was mixed up with this till I read it in the paper this morning.

49406. You have no recollection of any such transaction?—No; I don't remember him in connexion with the election in any way.

49407. Can you give me any idea as to the probable number of those tickets that were printed?—Well, there was a great number of tickets. I was not consulted in it, but, however, my own idea is that the number was from 400 to 500 to freemen, and I should say there were at least 1,000 tickets printed.

49408. Have you got any idea at all as to the number of tickets that were actually issued? You have said there were 1,000 printed, but have you got an idea of how many of them were issued?—Well, I could not give you an idea. I should say that the printer's account for the election would tell that.

49409. I mean how many were issued—not merely printed, but issued?—Now, I do not refer to those small tickets, because those small tickets were printed perhaps in thousands, but it is the large tickets that I am speaking about.

49410. You think there were about 1,000 of the larger tickets?—Well, that is only a guess.

49411. Well, we know that in addition to the larger tickets there were also several of the small class of tickets used for the purpose of being given to voters as canvassing cards?—Yes.

49412. Was that in consequence of the supply of the larger tickets having become exhausted?—I think it was in consequence of those men having asked for those tickets. I am speaking of myself; I cannot say what was done in other wards, but my own impression is that that would have been the cause of giving them those small tickets.

49413. Were there many canvassing tickets issued to parties who were not freemen?—There were some.

49414. I only ask you in order that we should not be under the impression, if it is not the fact, that freemen got the entire of them. Have you any means at all of informing us about how many were issued to persons who were not freemen?—Well, it is hard to say. It is so very long a time ago that it is hard actually to divide the numbers, but I should say not a great many who were not freemen, and if they got them it was either because they were really working honestly, or that they could influence freemen.

49415. Do you think that there were canvassing cards given to those who were working honestly and simply for the purpose of giving them a fair day's pay for a fair day's work?—I do not know what was passing in their minds at the time they got them, but I know this much, that very many of those men that were with me, worked honestly and fairly, of both classes; but as to what was passing in their minds when they got the cards I cannot say. I can vouch for a great many of them having worked——

49416. Worked fairly?—Worked fairly.

49417. Still, I presume that as regards the greater portion of them, the object of giving them the cards was not merely to get their work, but to get their votes?—That was so.

49418. Mr. MORRIS.—Did you hear that there was anything like a fixed sum laid down for what they were to get?—Well, the sum mentioned was £3—there is no doubt of that. It was floating about, but no person would commit himself to mention it.

49419. Mr. TANDY.—But the general impression was that £3 was to be the price of the day?—The general impression was that it was to be £3—six days canvassing.

49420. Mr. MORRIS.—And whether given on the day of the election or not?—Well, that is my impression.

49421. Mr. TANDY.—You came up here on the day of the polling in consequence of a message from the central committee-rooms?—Yes.

49422. What was the nature of the message?—Well, it was that I had succeeded in polling every voter. Those people who managed their wards well had a list of every voter in it, and then any person that was finished and had nothing to do was asked to go up to Green-street and look after any of the stray voters that could be found about the place.

49423. Were you not sent up to take charge of those rooms in Halston-street?—Oh no; when I had polled all I could, I sent over word to say that I had finished, with the exception of a few voters that could not be found, or would not appear, and that I was idle, and then I think the next message that came down to me was—"You had better go to Halston-street, and see what good you can do there," and then I came here.

49424. And then your entire business here was in distributing those tickets?—Well, I looked about for some time before I saw that room, or knew what was going on there, and some one at the polling booths came to me and told me.

49425. You looked about, and after a short time you saw where you could make yourself serviceable?—Yes.

Robert Matthews sworn and examined.

Robert Matthews.

49426. Mr. LAW.—Have you been supplying the newspapers at anytime to the Conservative Registration Society?—For many years.

49427. Are you a freeman?—I am; and a burgess besides.

49428. Did you vote at the last election?—I did.

49429. For the Conservatives?—Yes; always.

49430. Do you remember being canvassed on behalf of the Liberals at the last election?—Several times.

49431. Who canvassed you?—Mr Pim himself canvassed me in 1865.

49432. I am talking of the last election?—I am going through the regular form.

49433. Who canvassed you at the last election on the part of the Liberals?—I live at 15, Great Ship-street, and I am caretaker of the schools in Bride-street; and a young man called up.

49434. Who was he?—I cannot tell who he was. I did not ask his name. He was a low sized man, with dark whiskers. I did not ask his name when I was not going to coincide with him.

49435. Did he ask you anything about your vote?—I was at the church, and he came and asked my wife.

49436. What did he say to yourself?—"Will you vote for Mr. Pim?" said he. "No," said I, "I will vote for no man that would injure my church; I would cut my throat first." "Well," said he, "you will be dealt with." "Well, said I, "I don't care what I am dealt with; I never will break my vows I made in my poor father's time.

49437. Did he offer you money?—He said I would not be sorry.

49438. Do you know who he was?—No.

49439. Did you ever see him before?—Never to my knowledge. He is a low sized man.

49440. Did you see him since?—No.

49441. Can you say who he was?—No.

49442. Did anybody else canvass you?—Several.

49443. Did anybody offer you money?—They said I would not be sorry.

49444. Can you tell us any of those who did offer you money?—Several called to me.

49445. Tell the names of any of them?—I cannot say at present who they were. Several called at my residence.

49446. It is nothing to us if a hundred called if you cannot give us the names of any of them?—I cannot give the names.

Andrew Savage sworn and examined.

Andrew Savage.

49447. Mr. LAW.—Are you a freeman?—I am.

49448. How long have you been a freeman?—Since 1842.

49449. You were not in the old corporation?—No.

49450. Do you remember the last election?—I do.

49451. Did you vote then?—I did.

49452. For whom did you vote?—For Sir Dominic Corrigan and Mr. Pim.

49453. Do you remember seeing Mr. Doolin some time before the last election?—I was looking for him.

49454. Did you speak to him about what was going to be done at the last election for those who voted?—Nothing particular.

49455. Did you ask him would there be anything going?—I might have done it.

49456. Did you do it?—To my knowledge I do not think I did.

49457. Had you any conversation with him as to voting for Sir Dominic Corrigan and Mr. Pim to know whether you would get anything?—I told him I would vote for him.

49458. Did you ask him any question as to whether there would be any money going?—Yes, I did ask him if he thought there would be anything going.

49459. Did he say he would make inquiries?—He said he did not think there would, that he did not bother his head much about it.

49460. Did he say he would inquire?—That is the answer he gave me.

49461. Did you say you knew a number of persons who would be disposed to vote if they got something?—If they got consideration, certainly.

49462. Did you say you knew about twenty who would be willing to vote; but who would be better pleased if they got something?—I think I did.

49463. I suppose they are people you knew?—I knew a good many of them.

49464. Had you talked of this amongst yourselves before you spoke to Mr. Doolin?—Yes.

49465. It was with their sanction you spoke to Mr. Doolin?—Yes.

49466. I believe after making inquiries he said it could not be done?—Exactly.

49467. Give us the names of any of those whom you represented?—I looked over the registry and I picked out such as I knew.

49468. You could find more than twenty on the registry?—Yes, but people I do not know about.

49469. Had you not spoken to these twenty before?—Some of them.

49470. Give us the names of any you did speak for?—William Sutherland. I went about canvassing as much as I could.

49471. Was he one of those on whose behalf you made the inquiry of Mr. Doolin?—He was.

49472. Name another?—Clarke of Bride-street.

49473. What is his Christian name?—I do not know his Christian name.

49474. What is he?—He has a hairdresser's shop.

49475. Give us the name of anybody else that you were talking to?—Stubbs, he would not have anything to do with it.

49476. You were canvassing?—Yes.

49477. But the people you were chatting to before you spoke to Mr. Doolin and who were willing you should ask him?—These are the men I told you about.

49478. You found from Mr. Doolin that nothing would be done?—Yes.

49479. Did you tell that to them?—I told it.

49480. Did Clarke and Sutherland vote as you did?—They did.

49481. Do you recollect the election of 1865?—I do.

49482. Did you vote at that election?—I did.

49483. Were you employed in any way?—I was employed as a canvasser.

49484. Did you get a ticket?—I got a ticket from our secretary, Patrick M'Donnell.

49485. Who is he?—The secretary of the carpenters.

49486. Is Sutherland a carpenter?—He is.

49487. Was he upon that list?—I do not know.

49488. Did Clarke get a card?—He did not.

49489. How much did you get at that election?—I was paid ten shillings a day, and I was occupied for six days.

49490. You got £4 10*s.*?—They kept me a week without paying, and I charged a week's wages for it.

49491. What did you get at the 1859 election when Brady and M'Carthy stood?—Nothing at all.

49492. Are you sure you had no dealings with Mr. Doolin that time?—No.

49493. Are you certain?—I am as far as my memory goes; I had no dealing at all but the once.

49494. You do not recollect getting anything in 1859?—No.

49495. Did you get any money after that?—No.

49496. Had you any employment at that election?—None at all at that election.

49497. Do you remember the previous election, 1857?—I do.

49498. Did you vote?—I think I did.

49499. Do you remember did you get anything then?—I cannot tell you.

49500. Think over it; do you remember seeing Mr. Doolin at the election of 1857?—No.

49501. Do you remember getting any money at that time, when Mr. Brady and Mr. Reynolds were up against Sir Edward Grogan and Mr. Vance; did you get any money then, as you best believe?—I would tell you in a minute if you bring it to my recollection—I think it was £2.

49502. You did get something?—I think £2.

49503. Are you certain you did not get anything at Brady and M'Carthy's election?—Yes.

49504. Do you recollect the election of 1852, when Mr. Reynolds stood alone against Mr. Vance and Sir Edward Grogan; did you get anything then?—No.

49505. Did you get anything at the election before that?—I was in Cork.

49506. Did you get anything at the election of 1847, when Mr. Reynolds was returned?—That is the time I speak about, when I got £2.

49507. No; in 1857 you got the £2?—That is right.

49508. But before that?—That is when Gregg got him in.

49509. Did you get anything that time?—I did; £2 from the Conservative side.

49510. Whom did you get it from?—I got a ticket.

49511. Where did you get it cashed?—Where the new bank is built in College-street.

49512. Was it Church-lane?—No; College-street.

49513. At how many elections did you get tickets or vouchers of any kind, which you afterwards got cashed anywhere?—Only one.

49514. Do you remember what year that was; who were the candidates when you got the ticket to go to College-street?—Tresham Dames Gregg, and Mr. Grogan. It was he got in Mr. Reynolds at that time. That was the first time.

49515. In 1847 you got £2 from the Conservatives?—Yes.

49516. Then you got £2 from the Liberals in 1857, and you got employment from Mr. Pim in 1865; did you get anything at the last election?—No.

49517. Were you employed in any way?—No; nothing in any way.

49518. How were you admitted?—On the Liberal side.

49519. Did you pay for your own admission?—No.

49520. It was paid by the society?—Paid by the society.

49521. Somebody paid for it?—Yes.

49522. Mr. TANDY.—Do you recollect how long before the election in 1865 were you employed as a canvasser?—I was canvassing a week before; on the Monday of that week I was employed.

49523. How long before the election did you get the card?—On the Monday week before the election.

49524. Did you bring up any other persons to vote in 1865?—I did; householders.

49525. No freemen?—No freemen.

49526. Do you know any other freemen who got cards in 1865, when Mr. Pim stood alone?—No; I do not—yes I do, one that got a card and canvassed.

49527. Who is he?—Lewis M'Evatt.

49528. Mr. LAW.—Do you know how much you got altogether in 1865?—Four pounds ten shillings; that is the whole of it.

Mr. *Thomas Dillon* sworn and examined.

49529. Mr. LAW.—Had you anything to do with the last election of 1868?—No.

49530. Had you anything to do with the election of 1865, when Mr. Pim stood alone?—No.

49531. You were not engaged at that time?—No.

49532. Were you aware of any dealings with the freemen at that time for their votes?—No; only rumour.

49533. Had you anything to do with the preceding election, when Mr. Brady and Mr. M'Carthy stood against Mr. Grogan and Mr. Vance?—I had.

49534. Tell us shortly what part you took in that election?—I took the part of getting a sum of money from one of the committee or the agents, and distributing it to a parcel of respectable men to pay the freemen.

49535. How much did you get for that purpose?—One thousand pounds.

49536. You gave it to some other persons?—Some that would do it faithfully.

49537. To distribute it?—Yes.

49538. Give us the names of these persons?—Mr. Lightfoot, Mr. Donnelly, Mr. Thomas Burgess, Mr. M'Cabe of Bachelor's-walk; he is dead.

49539. Had you more than these four?—A great many more. If they did not get it from me they got it from those persons I am stating.

49540. These are the four to whom you gave money?—That I remember.

49541. Did you divide the £1,000 amongst them?—No; I gave it as they wanted it.

49542. Did you remain in the neighbourhood of the court-house?—In Petticoat-lane, opposite.

49543. I suppose you remained in some house there?—It was a kind of gateway. There was some person inside, and we were standing about the door, speaking to different parties.

49544. Were the £1,000 the entire amount of money that you know of having been distributed at the election?—I think there was a great deal more.

49545. But you got £1,000?—£1,000 the first day and £1,000 the second day.

49546. To whom did you commit the distribution of the second £1,000?—It came very late; past three o'clock; the freemen were almost polled, and it was nearly useless. There was only a small portion of it laid out—about £100 or £150.

49547. Would the entire expenditure, so far as you know of, for this purpose be the £1,000, and the £150 of the second £1,000?—Yes.

49548. The whole expenditure for this purpose would be under £1,200?—It would.

49549. Was there any other person than yourself acting in the same way?—I do not know.

49550. Do you believe there was anyone that got money?—I should say many others did; but I do not know any of them.

49551. Was there any understanding as to what amount each freemen was to get?—No; it was to secure them and make the best bargain we could.

49552. Was there any limit?—There was no limit. I was given the money in confidence.

49553. Did the persons who distributed it give an account to you of what they did with it?—They did not; they were a parcel of honest men.

49554. I want to know how many people they operated upon?—I do not remember how many freemen these men dealt with. They distributed themselves in various parts of the city, and they were all doing the best they could.

49555. As far as you know, what might we take as a fair average of the sum given to each freeman?—I think about from £3 to £5 that time.

49556. Would £4 be the average, or were the majority paid £3?—I dare say £4 was the average.

49557. Do you think if we divide 4 into 1,000 it would give us the number of people who got money indirectly from you?—I dare say it would.

49558. Did you conduct a similar arrangement in 1857?—No.

49559. Did you ever hear was there anything like it then?—Nothing but rumour.

49560. Did you hear of anyone who held the same confidential position in 1857 that you did in 1859?—I did not.

49561. I suppose as far as you know there was nothing of this kind in 1865?—Not that I knew.

49562. Did you hear of anything like this at the last election—1868?—No.

49563. You do not know yourself?—No; only mere rumour.

49564. Had you taken part in any of the preceding elections before 1857—say 1852, when Mr. Reynolds stood alone?—No.

49565. There was nothing of that kind then?—No.

49566. Had there been in 1847?—I do not know; I had nothing to do with it.

49567. I understand that the only election you can speak to from your own knowledge is the one of 1859?—I remember when Sir Michael O'Loghlen and Mr. Latouche were up, after the passing of the Reform Bill; there was bribery going then to a large amount.

49568. Do you mean in 1832?—I do.

49569. The general Reform Bill?—Yes, after that.

49570. Was there much money given then?—There was; as much as £15 a vote.

49571. That was the time of the old corporation; had you the distribution of any money then?—No, but I often assisted in going amongst them.

49572. Did you take part in the money dealings in the election?—Only making the contracts or bargains.

49573. Did you know as much as £15 to be given for a vote then?—Oh, yes.

49574. Who were the candidates that time?—Sir Michael O'Loghlen, and, I think, Mr. Latouche.

49575. Between that time—1832, and 1859 were you not personally cognizant of any money dealings with freemen?—No, never after.

49576. Did you ever hear how much money was distributed amongst the freemen in 1832?—No, I did not; there was a large sum.

49577. Where did it all come from?—I do not know.

49578. I understand you to say that you believe there were others who got the same as you got when you received the £1,000 in 1859?—I do not think £1,000 would be sufficient to carry the election, but I do not know.

49579. Had you any reason to believe that similar sums were given to other people?—I have a strong suspicion they were.

49580. I do not know whether you heard Connell's evidence about the election of 1859?—I read it.

49581. I think he said it was in 1859; at a particular period of the day he went up to the committee-rooms and got an intimation there, that he would see a gentleman in Sackville-street; and from that person he got £100, which he disposed of?—I read that, but I do not know anything about it.

49582. Who do you think could give us information as to the distribution of any other sums that may have passed? There was £1,000 to you; if there was another £1,000 given to somebody else, who would be likely to give us information to that effect?—I do not know. These things were kept as secret as possible.

49583. You do not know the name of any other person who got money?—I do not.

49584. Mr. TANDY.—Do you think that all the money that was used for this purpose came from the same source?—I should think so. There was no general fund.

49585. Do you know who gave subscriptions?—I do not.

49586. Did you hear about the time of the election what sum of money was set apart for this purpose?—No.

49587. Do you believe it was more than £1,000?—I should think so. That is a small sum for it.

49588. Was all the money you got distributed amongst freemen?—No. I got £2,000, and I think there was about £1,150 distributed.

49589. Was all that was distributed—£1,150—applied to the payment of freemen?—I should think so.

THIRTY-FOURTH DAY.

January 7.

John Lightfoot.

John Lightfoot sworn and examined.

49590. Mr. LAW.—Were you acting in the election of 1859?—I was.

49591. Were you one of those to whom Mr. Dillon committed the £1,000?—I did not get it from Mr. Dillon.

49592. From whom did you get it?—I could not say. We were told to go to a house by Mr. Dillon, and we found the money there after some time.

49593. In what shape did you find it?—In bundles of notes.

49594. Did you go alone?—Mr. Burgess and I went together.

49595. How much money did you find in each bundle?—I put the bundle in my pocket. I only got one bundle, and I did not open it until I commenced to distribute it, and I did not know what was in it.

49596. You and Burgess got a bundle each to dispose of?—Yes.

49597. Did you execute the trust next day?—I was not as able to go about so well as Mr. Burgess, for I was in bad health, and I would not take part in it at all only that I did not wish people to say I would not do so after undertaking the work. I was not able to work as well as Mr. Burgess, and he expended the most money.

49598. Did you expend the entire of the fund you got?—All but £5 or £6.

49599. Did you get more than one supply?—No. I handed the £5 or £6 back to Mr. Dillon.

49600. About how many freemen did you give money to that day?—I could not form an opinion. In fact, Mr. Burgess was the most active man, and he gave the most money.

49601. As nearly as possible, give us the number to whom you gave money—fifty?—No.

49602. Thirty?—I would say about between twenty and thirty, according to the sum going.

49603. About how much was going then?—Three pounds was the first go off; and then about one o'clock there was a report came down that Brady and M'Carthy were ahead, and that there was an office opened on the other side, in Dorset-street, and that they raised the price to £5; and then we had to raise it to £5.

49604. Did you ever hear what house that was?—No, I made particular inquiries about it. I wished to have learned where the house was.

49605. The lowest sum in 1859 would be £3?—The lowest was £3.

49606. And it rose to £5?—It rose at one o'clock to about £5; and from what I understand from Mr. Dillon, if the second £1,000 was got in time we would have gained the day. The money did not come up in time. The freemen knew we were giving money; there was no secret about it. There was a small house where Mr. Dillon was, and they knew we had the money.

49607. There was no secret made of its application?—No.

49408. You and Mr. Burgess worked together?—We worked together; but I was delicate, and he was the most active man.

49409. Did you know Mr. M'Cabe in the matter?—I knew no one but Mr. Donnelly; the thing was most private. We all dined together, and it was after we went to take dinner that we saw how the thing stood.

49601. You did not get any part of the second supply?—No.

49611. Did Mr. Burgess, as far as you know, get more than one supply?—He got a very large amount; that is, from what he told me.

49612. Did you see anybody else, beside Donnelly and Burgess, active upon your own side?—No, not at the time we were working.

49413. At any time in the course of the election, did you see anyone else on the Liberal side operating on freemen?—None, in the department where we took up our position.

49614. Did you hear the names of any other parties?—I heard M'Cabe had a large sum of money that day.

49615. Who told you?—I do not recollect; I know there was a great rumour; there was a report that he was doing it for himself. In fact, it was at our dinner that the conversation occurred. I do not think he was at the dinner, and there was a rumour about him. I heard he had £1,500.

49616. Did you hear the name of any other person as taking part in the distribution of money at your side?—No.

49617. Was any person distributing money out of a cab that day?—Not that I am aware of.

49618. This money came indirectly to you from Mr. Dillon?—He said where I was to go.

49619. Did you hear of anybody else who occupied the same post as Mr. Dillon—who was indicating to people where they would find money?—If we are to believe reports I did; whether they are true or not I cannot say.

49620. But whom did you hear mentioned?—Sir Colman O'Loghlen's brother, I am told was the principal the money was coming through.

49621. Did you ever hear of any person else who acted as Mr. Dillon did in telling people where they would find money?—No.

49622. You did not know anybody else that was engaged in distributing money?—No, we were a separate party.

49623. Did you know there was any other party on your own side?—I heard it.

49624. Did you hear the name of any of them?—M'Cabe had a party under him too; I heard he had a large amount of money.

49625. Did you ever hear that anybody on your own side was giving money out of a cab?—I never heard of that in my life. That would be a very foolish way to do it. I think it was the best plan to do it openly. They had complained before that they were done, and that unless they got the cash they would not go.

49626. Did you take any part in the election of 1857?—Never, except to vote, since or before; and never will again. I got tired of politics altogether.

49627. Had you anything to do with the election of 1865?—Except to take a walk up to see how things were going. I generally walk up to the market to see how things are going on. I live in the neighbourhood.

49628. Were you here in the vicinity of the court-house, at the last election?—I was.

49629. You are not a freeman?—No.

49630. Were you here at the last election?—I always take an interest in seeing how things are going on.

49631. Did you hear there was anything going on?—I did.

49632. What time did you first hear it?—I voted early myself that morning in Arran-quay ward, and I went over to Capel-street, and I think I put in the remainder of the day here.

49433. Did you see Campbell here?—I saw him walking up and down. I used to keep a little back, for I thought they had me spotted.

49634. What hour did you come up to Green-street?—One o'clock.

49635. Did you hear any rumour then?—I heard the freemen going up and down, speaking amongst themselves, I took a look at them to see how they were going on.

49636. Mr. TANDY.—Was all the money you distributed in 1859 distributed amongst freemen?—Yes.

49637. Mr. MORRIS.—Was this fund confined to freemen?—It was understood, none but freemen.

49638. Mr. LAW.—Was Mr. Burgess here to-day?—He was. He is living in London. He was here only on business. I was saying we would be likely to be brought up, and he said he would tell the truth if brought up.

49639. How long has he been living in London?—He sold out his establishment on Ormond-quay, and went to London.

49640. How many did you give money to that day?

John Lightfoot.

—Between twenty and thirty. I am not very exact; but that is my recollection. I could not recollect how much money I had. I never had a halfpenny by it.

49641. I suppose there was no mark or label to show how much money there was in the bundle?—Indeed there was not.

49642. You did not count it?—No; I did not even let on to my own people at home what I had. Mr. Donnelly and I got up early next morning.

Mr. *Thomas Dillon* further examined.

Mr. Thomas Dillon.

49643. Mr. LAW.—Do you know how much money was in the bundle?—I do not.

49644. How was the division made?—I think I gave each man £100 or £50.

49645. From Mr. Lightfoot's evidence I should suppose that these bundles were prepared beforehand?—I do not think they were—no preparation at all.

49646. Did you leave the money in bundles?—I counted certain sums, and they were handed to each party.

49647. Mr. Lightfoot says he was sent to a house to get the money?—I might have told him where to get it.

49648. [*John Lightfoot.*—The house was Armstrong's in Britain-street.]

49649. Mr. LAW.—You might be able to tell us how much was in the bundles?—I could not tell.

49650. Are you aware whether Mr. M'Cabe had any money in his hands that did not come through you?—I think not. I am sure whatever he had came from me.

49651. Mr. TANDY.—Did you ever hear of the names of other parties who got money?—No.

James Donnelly sworn and examined.

James Donnelly.

49652. Mr. LAW.—Did you receive a sum of money in 1859 from Mr. Dillon for distribution?—Yes.

49653. How much?—I think about £200. He gave me notes twice in the day, and notes the night before the election.

49654. Did you distribute it all through the day?—The money I got the night before the election was a large bundle of notes—£250 or £300, and that money I distributed. I never gave the money myself, I always had somebody between me and the voter.

49655. Did you hand the money to this intermediate man in each case?—Yes, and saw that he gave it to the proper party.

49656. You did not give it in large sums to him?—No.

49657. How many people did the £250 or £300 satisfy?—I got £200 more. I made up a list of the men—156; and I find that I have a card with the names on it of the men who were paid. They are nearly worn out. They are in pencilling in the writing of the young man that handed the money to them.

49658. The names of the persons to whom the money was given?—Yes—156, or about that. I gave Mr. Dillon a return.

49659. Let us have that list to-morrow, it will save us a great deal of trouble?—I shall.

49660. You received £250 the night before, and £200 on the day of the election?—Yes; the last amount came rather late.

49661. Was it distributed?—Part of it. The balance I gave up.

49662. Does the card purport to be a complete list?—There were several cards; because one card would not hold all.

49663. Does that list contain the names of all persons who got money through you?—Yes.

49664. Let us have it to-morrow?—Yes.

49665. Mr. TANDY.—Were they all freemen?—Yes.

49666. Was it from Mr. Dillon you got the £250?—No, from another party.

49667. From whom?—I could not tell. He was disguised. I got an intimation in the course of the day to go to Armstrong's house to have a glass of punch. I went, and saw twelve or fourteen people sitting round a table. I took coffey.

49668. Who were there?—Mr. Luke Doyle, Mr. M'Cabe, Mr. Lightfoot, Mr. Burgess, Mr. Patrick Fottrell, solicitor, Mr. Archer, Mr. Hughes, and others.

49669. What is Mr. Archer's Christian name?—I do not know well, indeed; "Alphabet Archer," I heard him called.

49670. Who is Mr. Hughes?—I do not know, I never saw him before. I do not know what he is. I do not think I saw him since—I believe I did, once.

49671. Mr. Fottrell and Mr. Archer are solicitors?—Yes.

49672. Were they all in Armstrong's house?—Yes.

49673. Is Armstrong alive now?—No, he is dead.

49674. Was it understood that you were to meet there nominally for a glass of punch?—Yes.

[Mr. *Thomas Dillon.*—It was a public house.]

49675. Mr. TANDY.—Did each of these people get money for the purpose you have stated?—Except the two attorneys, I believe all the rest did. Mr. Doyle asked me to get him a confidential man to keep between him and the people.

49676. Did you ever hear Doyle say that he kept a list?—No.

49677. How many others were there beside those you have named?—There were eleven or twelve of them.

49678. Did they all get money?—No. Hughes, Doyle, M'Cabe, Lightfoot, and Burgess got money.

49679. How did you get the money?—My name was called from the door; according as each was called he would go out into the hall and would not come back. In the hall a person met me and handed me the money. Mr. Hughes knew I was connected with the election, and he asked me how much would I name. He asked me would I have £500, and I said that would be too much; that £200 or £300 would be enough to commence with.

49680. Had you any operations of this kind in 1857?—No.

49681. Had you never taken part in anything of this kind before?—Well, very slightly. It was through Mr. Martin Crean—people I would recommend he would give the money to.

49682. We are dealing with the freemen?—Just so.

49683. At what election did that take place, when you gave vouchers to Mr. Crean?—At every election since O'Connell and Morpeth's it was distinctly understood that there was no touching the freemen without money.

49684. Had you anything of that kind in 1857?—No.

49685. Was there money going in 1852 or in 1847?—Not that I am aware of.

49686. When?—Elections previous to that.

49687. Are you speaking of the time before the reform of the Corporation—in the time of the old Corporation?—Yes, it must have been.

49688. The list you speak of was taken down?—Yes, by a man named Flood.

49689. Who was he?—His brother is in my employment now.

49690. Where is Flood?—He is not in this country.

49691. When did he leave it?—A year and a half ago.

49692. What is his name?—John Flood.

49693. What was he?—He was a clerk.

49694. In your employment?—No, except for writing. He was in Mr. Daniel Wilson Nolan's employ-

THIRTY-FOURTH DAY.

January 7.

James Donnelly.

ment; but I know him these many years. His father has been out of my employment for some months.

49695. Did you hear of any bribery at the last election on the part of the Liberals?—No; nor I do not think there was any.

49696. Were you here in Green-street on the day of the last election?—I was; but I took no part in it.

49697. Did you see anything suspicious?—Very suspicious. I knew it was going on.

49698. What time did you come here?—Between one and two o'clock.

49699. You did not know what the arrangement was?—No, but I could see it as plainly as anything. The countenances of these men indicate it.

49700. You did not bring anything to bear upon them?—No; I knew it was useless.

49701. Will you state again who was at the meeting at Armstrong's?—Myself, Lightfoot, Doyle, Burgess, Mr. Fottrell, Mr. Archer, Mr. Hughes.

49702. Mr. *Dillon.*—I was not there.

Mr. Thomas Dillon.

Mr. *Thomas Dillon* further examined.

49703. Mr. TANDY—Was that first £1,000 you received distributed at Armstrong's?—No; that £1,000 never went to Armstrong's.

49704. Then whatever was distributed at Armstrong's must have been independent of your £1,000?—Independent of it altogether. I know nothing about that.

49705. Then the money you gave must have been in addition to any money that was given at Armstrong's?—I do not know anything about Armstrong's at all.

49706. Did you give money to Lightfoot?—He says I told him where to get it.

49707. Did you tell him to go to Armstrong's?—I did not know that money was given there until now.

49708. But if Lightfoot was only told by you where to get the money it would appear he could not have got any portion of your £1,000; you say none of your £1,000 was distributed in Armstrong's?—None.

49709. Then if the only money Lightfoot got was obtained at Armstrong's, it could not have been any portion of your £1,000?—No.

49710. Do you recollect having given any money to Lightfoot?—It is my impression that I gave him some money up about Petticoat-lane, where we had our committee-room. He afterwards returned me some of it.

49711. Are you certain that none of your money was distributed at Armstrong's?—None of it; nor of the second £1,000.

49712. Mr. TANDY (*to witness James Donnelly*).—Can you form a belief as to the probable amount of money that was distributed at Armstrong's?—Mr. *James Donnelly.*—No; except by the number of persons that went out before me. I was about the fourth or fifth that went out.

(Adjourned.)

THIRTY-FIFTH DAY.

SATURDAY, JANUARY 8, 1870.

THIRTY-FIFTH DAY.

January 8.

Thomas Burgess.

Thomas Burgess sworn and examined.

49713. Mr. LAW.—I do not know whether you had anything to do with the last election in 1868?—I had nothing.

49714. Had you anything to do with the preceding election of 1865?—Nothing, unless to vote.

49715. Are you a freeman?—I am not.

49716. Can you give us any information as to the subject of our inquiry in connexion with the election of either 1868 or 1865?—No, I cannot.

49717. I believe you had something to do with the election of 1859—your name has been mentioned here?—1859—was that the election when Brady and M'Carthy were up?

49718. Yes?—I had.

49719. Was any sum of money committed to you for disposition among the freemen?—Yes.

49720. Would you tell us what amount of money as nearly as you can?—You see it is a good while ago, and I am talking now without giving any calculation or thought to it. I think it was on a Sunday night I was sent for to meet Mr. Dillon in Armstrong's in Britain-street, and I met some other gentleman there.

49721. Did you see Mr. Dillon when you went there do you remember?—I did, and made my arrangements with Mr. Dillon there what I was to do the next morning; and I saw Mr. Donnelly there.

49722. And Mr. Lightfoot perhaps?—And Mr. Lightfoot and Mr. Doyle, the builder.

49723. Was that Luke Doyle?—Luke Doyle.

49724. And was Mr. M'Cabe there?—I have no recollection of seeing M'Cabe.

49725. Tell us as nearly as you can what amount of money you got?—I think that night I got £100. I counted it the next morning. I was told to come up to—what do you call this lane here?

49726. Petticoat-lane?—Petticoat-lane. They had some house there, and they had their books and arrangements, and I was there at eight o'clock.

49727. Mr. MORRIS.—Who had their books and arrangements?—The Liberal committee.

49728. Mr. LAW.—Was it a committee-room or a tally-room?—A sort of a tally-room. They had some books on the table, and the names of the freemen I think.

49729. Tell us who had charge of that tally-room?—Some strange men that I did not know; some sort of law clerks I think.

49730. Do you know the names of any of them?—Well, I could not; I could not call to recollection or give you any information of these chaps.

49731. I suppose you went there the next morning?—I did.

49732. Did you dispose of the £100 in the course of the forenoon?—I did, in a very short time.

49733. About that time the price was about £3?—That was the price.

49734. Then that would be about thirty-three voters?—Yes; and when they came to know they came quick enough.

49735. Did you distribute the £100 among as many as thirty people?—I did, and I went over to Mr. Dillon for money to Bachelor's-walk.

49736. And did you get any more?—I did; I think I did not get it the first time, and I had to go again, and I got a check from him; I think it was for £100.

49737. On what bank was it drawn?—On the Hibernian Bank in Castle-street.

49738. Did you get it cashed there?—I did.

49739. Was it in £5 notes or single notes?—I think it was in singles and threes.

49740. Three pounds was still apparently the price?—Three pounds was still the price at that time.

49741. And did you dispose of that £100?—That hundred I did.

49742. About what time did you get through the second hundred pounds?—I dare say about twelve o'clock.

49743. You disposed then of the second hundred pounds by twelve o'clock?—Yes.

49744. Did you get any more money?—I think I did; I think I got a second cheque from Mr. Dillon.

49745. Mr. MORRIS.—Are you sure?—Now, I am

almost inclined to think that I got a second cheque from Mr. Dillon. All the money I got was from Mr. Dillon, with the exception of the £100 that I got on that Sunday night. I got that outside of a door, and I do not know who gave it to me. I mean to say that at first I thought it was Mr. Dillon.

49746. Mr. LAW.—At all events, you were directed to go to that house by Mr. Dillon?—Yes, by Mr. Dillon, and meet him there.

49747. And you got one hundred there and the second one hundred pounds from Mr. Dillon, there is no doubt about that?—There is not.

49748. And do you believe you got a second cheque from Mr. Dillon for a third £100?—I do.

49749. Was that a cheque on the Hibernian Bank?—A cheque on the Hibernian Bank.

49750. This was, of course, on the day of the election?—On the day of the election.

49751. Did you dispose of the whole of that £100?—That £100 went too, and twice that would have gone if we had it in time to give it.

49752. About what hour was it that you disposed of this third £100?—I think up to one.

49753. You must have disposed of it then in an hour?—Oh, yes. Oh, you could in ten minutes have disposed of £100 in that way.

49754. To how many people?—I think, perhaps, it raised a little at that time.

49755. We may put the second hundred at thirty people as well as the first?—Just so.

49756. To about how many people did you dispose of the third £100?—I think to about twenty-five or thirty; there were not many of them got £4 apiece up to that.

49757. Up to that time?—No.

49758. Did you get any more money?—I did.

49759. From whom did you get the next supply?—Mr. Dillon.

49760. How did you get that?—Well, I think we were left idle without any funds from one to three o'clock. It was rumoured, and I think I heard them talking about it amongst the freemen, that the Conservative party had raised their price, and of course they were getting the more business to do; and we had no funds, and Mr. Dillon came to us close on three o'clock, and he had a lot of money here (*pointing to his pocket*), and he said, "Go and get all the freemen you can now." It was too late; and he gave me some money, and it was rolled up, and I do not think I paid more than four or five, or six at £5 apiece. He must have given me over £100, because I think I returned him, I think, thirty packages made up of either £3 or £5 packages.

49761. They were made up ready for giving?—Yes, and I returned that the following day.

49762. That was the last supply?—That was the last.

49763. And would you say that of the last supply you did not give money to more than five people?—I do not think I did.

49754. Might we take the entire number, then, that got money through your hands in that way as——?—Ninety-five, I daresay.

49765. Ninety-five?—I daresay there were close on one hundred.

49766. Do you remember they were more than ninety-five?—No, I could not say; but I think there were over ninety. You will not bind me to figures or exact numbers; it is now ten years ago, and I cannot recall to my recollection exactly.

49767. The reason I say that is to be certain of it; you said from your belief it was over ninety?—Over ninety.

49768. And not one hundred?—Yes; you might call it from ninety to one hundred.

49769. Had you anything to do with the election of 1857?—No.

49770. The preceding election?—No, not one before nor since.

49771. Only that one election?—Yes.

49772. Do you remember whether there were any other persons that you saw that day engaged on your own side, the Liberal side, giving money to freemen?—Yes.

49773. Who were they?—Mr. Donnelly and Mr. Lightfoot.

49774. You mentioned Mr. Dillon; now, was he another?—Well, he was not with me; I really think that all the parties that were paying money here at this Petticoat-lane were Mr. Donnelly and myself, and Mr. Lightfoot.

49775. Mr. MORRIS.—That is three?—I think those were the only three that were paying money, because there were parties——

49776. Mr. LAW.—Acting between you?—No; bringing the freemen. They got cards, and they went and polled, and when they came back we paid them. I know that was my position.

49777. Had you any particular person to act between you and the freemen, to go and see them polled, and bring them up to be paid?—No; there were some parties they had themselves—some people that were connected with the election.

49778. Do you mean the managers?—Oh, yes. Some of the managers. They had some clerks or something. They brought some fellows that were better acquainted with the matter than I was. I was not acquainted with electioneering, or with what I was doing. I was only placed there, I suppose, in confidence to distribute this money, and then what I had left I gave up to Dillon.

49779. Perhaps you were chosen because you did not know much about it?—Maybe so. I was so ignorant in the matter. I have paid some of them out here in the fruit market publicly—made no secret of it at all.

49780. I dare say that was the safest way to do it?—I made no secret of it. I thought it was a matter of course to do it. They expected a certain number to vote, the same as buying an article, and they had a certain price, and that was paid to them.

49781. You say the only people you knew distributing money beside yourself, were Mr. Lightfoot, and Mr. Donnelly?—That is all I could see.

49782. Was Mr. Dillon in the house in Petticoat-lane that day?—He was not. The only time I saw him in that house was the time when he brought us the last supply of money.

49783. He mentioned to us last night, and so did Mr. Donnelly, the name of Mr. M'Cabe, who is dead?—I have heard of Mr. M'Cabe. I saw him in Petticoat-lane that day. I did not see him distributing any money, nor did I know anything about him in the transaction.

49784. You merely saw him there?—I merely saw him there.

49785. Did you hear of anyone else that had a large sum of money to dispose of for this purpose in the same way as Mr. Dillon, who seems to have had a supply which he gave to you to distribute—do you remember hearing of anyone else that had a supply of money for that purpose?—No, I did not mind or take any interest in it, only to see them bringing up the freemen that voted, and to pay them as long as I had the money.

49786. Did you hear there was any other place besides Petticoat-lane?—I did. I think there was some other place in Britain-street—M'Bride's. I think it was there where Doyle was.

49787. Mr. MORRIS.—You said you received £100 from somebody else besides Dillon?—No.

49788. The first £100 you got was not from Mr. Dillon?—I cannot say who it was. I thought it was from Dillon, but it was given to me outside of a door—it was after we were upstairs.

49789. Mr. LAW.—As I understand, Mr. Dillon did ask you and some others to meet at Armstrong's public-house the night before the election?—Yes.

49790. And probably you knew it was for some purpose connected with the election?—I was told.

THIRTY-FIFTH DAY.

January 8.

Thomas Burgess.

49791. And at that meeting, though you cannot say whether it was from Dillon or somebody else, you got £100?—Yes, that was the way it was. We were told the business we had to do in the morning, and I was told to go down stairs, and when I went down stairs and went outside some one gave me £100.

49792. Who told you to go down stairs?—Oh, some of the parties in the room.

49793. I believe you went out singly, and each as he went out got his supply?—I think, as well as I recollect, I was called out, and I was told to go down stairs.

49794. Can you tell us who it was called you out?—Well, now I could not. If I was asked to reckon up my mind right I would say it was poor Armstrong that is dead, the owner of the place.

49795. You think it was he?—Now, I would be going to think it was he. He was son-in-law to Dillon. He was married to Dillon's daughter.

49796. At all events the arrangement, as far as you were concerned, was made by Mr. Dillon?—Yes.

49797. And at all events it was some one of that party, himself or his son-in-law, or somebody else that called you out?—Yes, called me to go down stairs.

49798. Did you see anybody else there that evening except those whose names you knew—except Mr. Dillon, Mr. Armstrong, Mr. Donnelly?—And Lightfoot and Doyle.

49799. Was there anybody else?—And poor Armstrong. I think there was some solicitor there whose face I knew; it strikes me that there was.

49800. Would you know the name, do you think—was it Mr. Fottrell?—I think it was.

49801. Was there a person called Hughes there, do you remember, that night?—He might, and I would not know him; it was a good sized room.

49802 Was there another solicitor called Archer there?—I could not say.

49803. Do you think Mr. Fottrell was there?—I do.

49804. I suppose when you got this supply that you speak of at the door you went away?—I went home.

49805. You did not return to the room?—No, I was told to go home; I was after getting my instructions before; and I was the first at Petticoat-lane next morning, and there I met Mr. Donnelly and Mr. Lightfoot.

49806. Do you recollect was Mr. Fottrell at Petticoat-lane the next morning?—Well, I couldn't say; I took no interest in looking; I went to do a certain work, and I did it. There was plenty of money going and paid, and I believe that some of the same money got into hands that never parted with it; and if they gave money in time that day to pay the freemen, there is no doubt the Liberals would have defeated the Conservatives as far as the freemen were concerned.

49807. Did you ever hear from Mr. Dillon where he got the money that was in his hands?—Well, he told me—I had a conversation with him on some occasion—that he returned a lot of money, and I think the Messrs. Coffey had something to do with it—the Coffeys of Dominick-street.

49808. Did you ever hear what was the entire amount of money that was distributed by the Liberals at that election?—I never did—never made any inquiry about it.

49809. You only speak to what you distributed yourself?—What I distributed myself.

49810. And you distributed about how much?—I got £100, I think, that night. I think, to the best of my recollection, I got two cheques from Mr. Dillon, which I cashed in the Hibernian Bank.

49811. About £325 altogether?—£325.

49812. That was £5 apiece to four or five out of the last supply you got, besides the first hundred and the two cheques?—Ay, that was the last instalment. I had a lot that remained of that which I gave to Mr. Dillon.

49813. You think out of the last supply in the rolls you only gave money to four or five people?—I think so; there were no more of them to be paid; they were all purchased up.

49814. Mr. MORRIS.—How do you know that?—We could not find them. I met some chaps in the street that I had paid early, and I asked them to get all the freemen they could, and they said, "If I had not voted before now I could have got double the money."

49815. Can you give us any of the names?—I know there were some chaps named Jesson that I paid, and they brought a lot of freemen.

49816. They were bringing them?—They were bringing them in droves.

49817. Mr. TANDY.—Did you ever hear of the house in Dorset-street in which the bribery was going on?—I do not know anything about it.

49818. You heard that there was money going on the part of the Conservatives in 1859?—I did not mind; I heard that what we were doing the other side was doing.

49819. Did you ever hear mentioned any names in connexion with bribery on the Conservative side?—No, I did not trouble myself about it; I might have heard, but do not recollect it.

49820. Was it Mr. Dillon made the appointment with you to go to Mr. Armstrong's house?—I think, as well as I recollect, he sent that message to me on the Sunday.

46821. To meet him at Armstrong's?—To meet him at Armstrong's at a certain hour that Sunday night, which I did.

49822. How was it exactly that you arranged about the freemen on the day of the election? How did you make certain that they voted for you?—Well, there were one or two parties there better acquainted with electioneering than I was, and I think they had something to do with committee-rooms, and they got parties that brought them and they came in and got cards. Mind you, some of them had to be promised before they would go up and vote, and when they voted they came back and I paid them.

49823. Did the parties whom you paid all bring cards to you as vouchers?—They were brought back by the parties that took them up to vote.

49824. Do you recollect any of the parties?—I do not think that this voting affair was done with a good system, those men that put themselves forward to say that they did know about it, brought the voters to me, "Very well, go and vote and come back," and when the men came back I paid them.

49825. Do you know the names of the persons that brought the voters to you?—I do not.

49826. Have you any recollection?—I have not the slightest recollection. I think there was one party had money named Jacob Smith, and I think he brought some of them to me for payment after voting.

49827. You think he had money?—I think he had money for distribution. He lived in the corner of Mary's-lane here and had a shoe shop.

49828. Is he dead or alive?—I think he is alive; I have not seen him since I came to Dublin.

49829. Did you see him in Petticoat-lane?—I did.

49830. And did you see him distributing money?—I did not.

49831. Then he told you he had done so?—He did, and I think he was in Armstrong's that Sunday night.

49832. Do you recollect any other person that brought up freemen to you for the purpose of getting money?—Well, I could not.

49833. I know it is a long time?—I could not call to recollection.

49834. Try to call to recollection?—I will tell you what I will promise you, Mr. Tandy, that in the course of next week or so, if I can think of it, I will be most happy to come and give you information; but I cannot think of it now, being summoned last night.

49835. I know it is a long time ago?—It is ten years ago.

49836. Mr. MORRIS.—At all events you pledge your oath to this, that you disposed yourself of £325 or £330?—I do.

49837. Mr. TANDY.—You thought those people were appointed by some members of the committee?—I thought they were.

49838. Have you got any recollection of the names of the persons you thought appointed them?—No, the fact is I know no one outside of Dublin.

49839. Mr. MORRIS.—Did you hear at all how much was distributed by the Conservatives at that time?—No, I did not take any interest in it more than what I paid. I know I heard we would have won if the money had come in in time.

49840. Mr. TANDY.—And if you had not been outbid?—I do not think we would have been outbid if we had the money in time. I think we would have beaten them.

49841. You were prepared to go to a high mark?—There was no price named to us, and I think it would have been whoever would have paid best would have won it.

49842. Mr. MORRIS.—I suppose you have seen bees going to honey?—I never minded that much. It was a very funny scene for the few hours it lasted.

James Donnelly further examined.

(*The witness hands in papers.*)

49843. Mr. LAW.—Is this the roll you used at the time?—No; the roll I used at the time I checked off myself, and gave it up. That is the roll that I say you will require a microscope to read, for I had nothing but a fair copy that I wrote out with the names of the men checked off.

49844. Mr. MORRIS.—You swear positively this was done at the time?—Yes; by my man Flood, the man that acted between me and the freemen, John Flood.

49845. There are some of them with no names on them at all?—Quite right. It is by a mere accident that I have these, for I left my former residence; it was in an old alphabet I got them yesterday morning.

49846. Mr. LAW.—I see some of them ticked off?—Oh, there is no doubt that every man there will correspond with the list, and every man there was paid.

49847. Do you know what is the name that is meant by those initials there (*referring to one of the cards*)?—Oh, I cannot throw the slightest light on it. I have no conception.

49848. Is it Mr. Lightfoot's signature?—No, I have no conception in the world; there was no necessity for a signature in any case.

49849. Mr. MORRIS.—Is everyone of these the name of a freeman?—Everyone; I was exclusively confined to freemen.

49850. Mr. LAW.—You have had these in your custody ever since?—Ever since.

49851. You gave us the name, I think, of the clerk?—Oh yes, John Flood; his father is living, and in Henrietta-lane. He acted for Doyle, because the night before I gave this man more or less instruction how to manage the thing.

49852. You say there were 156 here?—I do not remember either 155 or 156. I remember it distinctly, because I gave it up with the balance of the money, whatever balance I had.

49853. To Mr. Dillon?—To Mr. Dillon; he would not look at it; he told me not to bother him any more, but the list I gave with the names checked off, I gave to Mr. Martin Crean.

49854. In 1859?—Immediately after the election.

The Hon. *David Robert Plunket* sworn and examined.

49855. Mr. LAW.—I believe your conducting agent at the last election for the city of Dublin was Mr. Julian?—Yes; he was.

49856. He acted very much with Mr. Sutton on that occasion?—Yes.

49857. Do you remember whether prior to the election you got any applications from freemen, written or verbal, for money or advantages of one kind or another?—Well, I think very few came to me in proportion to what were sent to Sir Arthur Guinness. Some came to me from freemen, and some from other persons. A few called on me also personally, and more or less directly intimated that they would desire something, but very few.

49858. What became of any communications that were made to you by freemen in writing?—I handed them to Mr. Julian, and, of course, he had directions to refuse all such applications.

49859. The reason I ask you is that I do find among the letters one or two addressed to you?—Yes; I handed them all over but a few which I kept rather as literary curiosities.

49860. Have you got those?—Well, I am not sure whether they are from freemen. I think I have only two or three, but they are not in the least important.

49861. If they do not deal with the subject of this inquiry we will not trouble you?—They do not at all directly or indirectly.

49862. Did any of the freemen apply to you after the election, in consideration of their having voted?—I do not think one of them did. I should say that some of them asked me to interest myself for their sons, or something of that sort, but nothing in the least degree illegitimate or improper.

49863. Were you aware—as matter of form I ask—prior to the election, or at the time of the election, of the arrangement that was made at Capel-street?—Certainly not.

49864. Were you aware that Mr. Foster, who seems to have been active in various directions, was taking any part in the management of the election?—I was not; I believed he was active in one of the wards; I saw him at a meeting in Sackville-street, and was introduced to him there.

49865. But did you know that he was engaged in this matter?—Certainly not; I had not the faintest idea of it.

49866. When did you first hear that there had been anything like bribery at the election?—Well, I will tell you exactly about that. When we heard that there was a rumour of a petition, I asked Mr. Sutton, Mr. Julian, Mr. Williamson, Mr. White, and Mr. Goodman, who were all assisting us at the elections more or less, and they all told me that they believed that there was no such thing—that was when the petition was first spoken of.

49867. I suppose that was a few days after the election?—Yes; I am quite sure that they believed on the day of the election that there was no such thing at all; none of those I have mentioned. Then a few days after the petition was spoken of the thing began to look more serious, but in point of fact I was not sure that the story about Capel-street was not a plant, till the petition was half tried. I took very good care to mix myself up as little as possible in it.

49868. As late as the hearing of the petition at all events, you did not know that this Capel-street affair had been arranged by anybody?—Certainly not.

49869. In your interest?—Certainly not.

49870. Did you know at any time prior to the peti-

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The Hon. David Robert Plunket.

tion being heard, of the arrangement for paying the expenses of out-voters?—I did not; I should explain that. Before I was a candidate, and even, I think, after I was a candidate, there was a good deal of talk about it; and the impression at first was, that the thing could be legitimately done. I had not considered the matter myself, and I was then informed that whatever was done, it was better the candidate should have nothing to say to it, and I knew nothing more about it.

49871. I need hardly ask you if you knew anything of the circulars which were issued and appearing the day after the election, asking voters to call at No. 3, Dame-street?—Oh no; I know nothing about it at all.

49872. Did you know that Mr. Alma was engaged, or engaging himself, in the election?—I never heard of his name as being connected with the election at all.

49873. Did you take any part in the arrangement for getting up the gratuitous service papers?—Oh, no.

49874. I suppose you left all that machinery to the conducting agents?—Yes.

49875. Have you any papers now connected with the election except those literary curiosites you have spoken of?—None whatever; and those are absurdities.

Mr. Thomas Dillon.

Mr. *Thomas Dillon* further examined.

49876. Mr. LAW.—You mentioned, I think, in your evidence last night, that besides yourself, who received £1,000 from some influential member of the committee, you were under the impression that others had got large sums also for a similar purpose; you were under that impression—is that so?—Oh, I think that many persons in the city got money.

49877. For that purpose?—Yes.

49878. You do not think you were the only person?—Oh no; I do not think I was. That would be a small item in the election—£1,000.

49879. Can you tell us the name of any other gentleman who was intrusted with a considerable sum of money like yourself?—I could not.

49880. Well, then, we must ask you who was the influential member of the committee from whom you received your £1,000?—I will tell you how I got the first £1,000. I was told by Mr. Charles Kernan to go to a certain place—to go to the Hibernian Bank, and I would get something there. I went, and I met a gentleman in the passage going up, and he handed me this roll of notes, and it contained £1,000.

49881. But you spoke last night of receiving the first £1,000 from an influential member of your committee?—I do not think I mentioned the word "influential." Well, Mr. Charles Kernan is influential, for I think he was the agent.

49882. Was he the person you meant?—Oh, it was Mr. Kernan I referred to certainly, and nobody else.

49883. Then had you received any communication prior to your getting the money in the way you speak of from anybody else but Mr. Kernan, intimating that you should have the money committed to you?—I do not think I had, sir.

49884. Were you on the committee yourself?—Oh, no.

49885. Was Mr. Kernan on the committee?—He was the agent.

49886. He was not the conducting agent—or was he?—He was the agent.

49887. I thought it was Mr. Coffey?—Mr. Kernan was the principal.

49888. Are you speaking now of 1857 or 1859—for I thought you mentioned Mr. Coffey's name last night as conducting agent?—I think it was 1859; I did not mention Mr. Coffey's name last night.

49889. Mr. MORRIS.—You said an influential member?—Yes—well, that was an influential gentleman—the agent who was conducting the election.

49890. Was it the conducting agent that told you to go to the Hibernian Bank?—Mr. Kernan told me, and I think he was the conducting agent.

49891. At all events you are certain that it was Mr. Kernan that told you where to go to?—I am positive.

49892. Mr. LAW.—Who were the candidates?—Francis Brady.

49893. But who else—for he was a candidate twice—was it when he was standing with Reynolds or M'Carthy?—Oh, it was not when he was standing with Reynolds.

49894. Then it was in 1859?—Yes, it was when he was standing with M'Carthy.

49895. Do you remember whether Mr. Kernan was conducting agent or not, that it was he that told you to go to the Hibernian Bank?—Yes. I had a discussion with Mr. Kernan since, and he said then and there, "I have no objection to your stating that I told you to get the money"—or something that way.

49896. You got the second £1,000 on the second day—the day of the election?—Yes.

49897. You got the first £1,000 on the day before the election?—Yes.

49898. And the second £1,000 you got in the midddle or afterpart of the day of the election?—Yes.

49899. Where did you get that second £1,000?—I think it was sent to me from the committee.

49900. From the committee?—No; I think I got it at the committee-rooms—at the committee-rooms; I think they were in Dame-street, and I went over.

49901. There was a little difficulty and you went across I believe yourself to get the money?—I did.

49902. Whom did you see when you went to the committee-rooms?—I should think it was Mr. Kernan, sir.

49903. Is it your recollection that you saw him?—I am not clear on it at all, but he was the person I would apply to.

49904. Then is it your recollection and belief that it was Mr. Kernan you applied to when you went over to the committee-rooms on the day of the election?—Yes, I think it was.

49905. Do you remember seeing anybody else but Mr. Kernan?—I do not.

49906. Do you remember who it was that handed you the second £1,000?—I do not.

49907. Where did you get that?—I think I got it in the committee-rooms.

49908. In notes I suppose?—In a large bundle of notes.

49909. Do you recollect giving a cheque on the day of the election to Mr. Burgess for £100?—No; I gave him no cheque; I would not give him any cheque for electioneering purposes.

49910. When did he get any money from you do you remember?—Oh, he got it when we were all up in Petticoat-lane.

49911. In Armstrong's?—No; I gave no money in Armstrong's to anyone.

49912. Did you leave any money at Armstrong's to be given to anyone?—I did not.

49913. Then the money distributed there was no part of the first £1,000 you got at the Hibernian Bank a day or two before the election?—The day before the election.

49914. Mr. Burgess says that the night he was at Armstrong's was Sunday night, and the election was on the Monday?—I do not know whether he is accurate in that. I do not know the day it was on.

49915. Are you clear no part of the £1,000 was distributed in Armstrong's the night before the election?—I sent none for that purpose, and I gave none for that purpose.

49916. You still had your first £1,000 on the morning of the election?—I had.

49917. And anybody that got money at Armstrong's must have got it from some other person?—He must have got it from some other person.

49918. How much money did you give to Burgess?—I could not say.

49919. Do you remember giving him money at Petticoat-lane?—I do; I gave him money.

49920. How often did you give him money there?—I could not say; as often as it was required. When the money was expended they applied for more; the money was given to me for a certain purpose.

49921. Where were you all that day—were you in Petticoat-lane?—Principally opposite the door, walking up and down, speaking to persons of my own class, that were doing all they could in the election.

49922. You had the money there to give it to them if they applied to you for it and wanted it?—Yes.

49923. Do you know how often Mr. Burgess applied to you for money?—I could not tell.

49924. Did Mr. Kernan ever tell you that he had got or given any other money for anybody else?—No; I do not think he told me; the thing was kept rather secret.

49925. I see that Mr. Kernan was conducting agent in 1859?—Yes.

49926. Mr. TANDY.—It was mentioned by some of the witnesses that you sent them to Armstrong's—do you recollect that?—We were all told to meet in Armstrong's, and if I met any of the friends I would say—"We will meet at Armstrong's," "Come up to Armstrong's," or something of that kind. Anybody would tell the same thing.

49927. Do you recollect sending up Burgess there for the purpose of getting money there?—No; for we were to meet there to get instructions from persons on the Liberal side—to meet there, and I did not know of any money there at all.

49928. Did you know that money was to be distributed at Armstrong's?—I did not.

49929. You had not heard it from any person?—No; I thought that some persons would meet there to give instructions as to what was to be done.

49930. Do you recollect being at Armstrong's that night with Burgess and the others?—Oh, yes; I cannot say who was there, but I remember being in it—a lot of us altogether.

49931. The night before the election?—I daresay it was.

49932. And do you recollect several of them being called out, one after the other?—No, I do not recollect that transaction at all.

49933. Do you recollect were you aware that night that there was a distribution of money in that house?—I was not; I thought that the parties that were there I had the money myself for. There was a kind of secrecy going on—anyone that got money was not to mention it or make it public. There was a kind of secrecy going on.

49934. You were told you say to go to the Hibernian Bank?—I was—and I was walking up the upper passage of the Hibernian Bank, when a gentleman met me there, as if he was appointed for the purpose, and handed me a roll of notes and walked on. I put them in my pocket and went away.

49935. Was he one of the persons connected with the bank, do you think?—I think he was.

49936. One of the clerks or officials?—I think he was.

49937. Would you know his name?—I thought he was O'Brien Butler, but I am not certain.

49938. Do you think so still?—If I could tax my memory I think he was.

49939. Is he in the bank still?—No, he is not; he is dead.

49940. I believe Mr. Armstrong is dead also?—He is.

49941. I believe Mr. Armstrong was connected with you?—He was my son-in-law.

49942. Did you ever understand that he had got any money for division?—I do not think he would have got it; I think he would have been telling me, being one of the family.

49943. Did you ever hear from him that he had?—I never heard from him that he had, and I do not believe that he got it.

49944. Mr. MORRIS.—You have always been on the Liberal side, I suppose?—Indeed I have.

49945. And you do not like the freemen, I suppose?—Well, I do not. I think they are a nuisance.

49946. I think you accounted for about £1,200?—Something near £1,200.

49947. Mr. LAW.—Are you certain, Mr. Dillon, that you had nothing to do with the election of 1857—that is, two years before this last one that we were talking of—I mean the time when Mr. Brady and Mr. Reynolds were the candidates on the Liberal side?—I do not know that I had anything to do with that.

49948. Was there a son of yours who took any interest in that election?—I think my son, sir, took an interest in the election that you have been examining me about. I think that is the one he had an interest in.

49949. That is the election of 1859?—Yes.

49950. Brady and M'Carthy's election?—Yes; I think it was.

49951. You do not think he had anything to do with the previous election of 1857?—I do not think he had; his habits did not run that way. We were intimate with Kernan about that time.

49952. Intimate with whom?—Intimate with Mr. Kernan.

49953. Mr. Kernan appears to be connected with both elections?—I do not know.

49954. Is the son you speak of alive?—No, sir; he is dead in America a few months.

49955. Did you ever take any active part in any election but that one of 1859 that you have been telling us about?—I took an active part in inducing anyone to vote on the Liberal side.

49956. Did you ever distribute any money, or assist in distributing any money to the freemen except at the election of 1859?—I never paid any money.

49957. Except then?—Except then.

49958. Were you aware of any money being paid in 1857?—No. I could not say I do. I do not remember that election at all.

Patrick Nolan sworn and examined. Patrick Nolan.

49959. Mr. LAW.—Did you take any part in the last election, in 1868?—Well, sir, I take part at every election.

49960. Did you take any part in it beyond voting or using your interest?—Oh, yes, sir; I am active at every election.

49961. Were you engaged professionally at the last election?—No, I am not in a professional way. I am a business man, but I take an active part in all these elections; but I had nothing to do with the freemen at the late elections.

49962. Had you anything to do with them in 1865?—No, sir.

49963. That was when Mr. Pim stood?—No, I had not, sir.

49964. What is your business?—Well, I have been in the grocery business, and I have retired from it.

49965. Can you give us any information as to the matters we are inquiring about here, as regards the election of 1868 or that of 1865?—There was one case in 1865 that I had something to do with.

49966. A freeman?—I had to do with one or two freemen.

49967. Just tell us what the circumstances were?—They were recommended to me by a gentleman, and

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I put them in the way, I think I gave them cards, and they got paid; one of them got paid, at all events.

49968. Do you mean canvassing cards?—Some sort of canvassing cards.

49969. You understood they were paid by Mr. Watson afterwards?—They were engaged as canvassers, and they got paid afterwards; one of them got paid, and the other, I think, did not.

49970. What was the name of the man that was paid?—They were father and son; the fact of it is, I forget his name; the old man is dead since.

49971. Can you give us the name of the gentleman who recommended them to you?—It was Dr. Murney sent them to me, I think.

49972. Had you cards of this kind for distribution, or did you get them from Connell?—No; I saw the son in the morning, and I got a person to go with him, and he went down and voted.

49973. And how do you know that he got a card—you said that you got a card for him?—I think I gave him a card myself; indeed, I forget the particulars of that; I was otherwise engaged; I was engaged in the ward.

49974. Were you inspector, or what were you doing?—Well, I was everything in fact; I used to take an active part; I knew all the voters in my own ward—all that sort of thing.

49975. You were not up here at Green-street at the court-house with the freemen?—No, I was not, sir.

49976. Is it your recollection that those two people for whom you got cards were both freemen?—They were, sir.

49977. And was it on the day of voting you got the cards for them?—Oh, I think so; of course they were asking me a day or two previously.

49978. And was the substance of what they said to you, that they wanted something for their vote?—Well, not exactly.

49979. Not so naked as that?—No; they were respectable people.

49980. And what was the meaning of your getting the cards for them?—Oh, they said they were quite indifferent for whom they would vote for, so as they got some recompense.

49981. Did you understand that they wanted to make terms for their vote?—Well, they did not make exact terms either.

49982. Did they tell you that they would be willing to vote if you got them something?—Yes; I don't mean precise terms.

49983. Was it on the strength of their telling you that that they went and voted?—I should think so.

49984. And do you say after they voted and were brought back, you gave them the cards?—Oh, no, this gentleman called on me frequently afterwards in a joking way.

49985. Can you tell us his name?—Well, I do not know; I could not tell you his name at this moment.

49986. Where did he live?—The North-strand—the north side of the city; but there are hundreds of people I know, and I do not know where they lived.

49987. Who was it recommended him to you?—Dr. Murney.

49988. Is Dr. Murney living?—He lives in Rutland-square.

49989. Do you remember what class of people were sent to you?—Respectable people.

49990. And you understood that either one or the other, father or son, did get something?—Yes, sir.

49991. Now, going back to 1859, the preceding election, that is the time when Mr. Vance and Sir Edward Grogan were up on the one side, and Mr. Brady and Mr. M'Carthy on the other—did you take any part at that election?—At the Mountjoy ward where I live.

49992. Did you take any part in the election so far as the freemen were concerned?—No, sir.

49993. Not at all?—Not at all.

49994. Did you canvass any freemen before the election came on?—I may say that I had no connexion at all with the freemen; I declined to have anything to do with the freemen in 1859; they were calling on me, and bothering me, a good many of them, and I was afraid of them.

49995. You say they did call on you?—A good many of them.

49996. And why did they call on you?—I had a good deal to do with them in the election of 1857.

49997. And that was the reason they were so anxious to see you in 1859?—Yes.

49998. What had you to say to them in 1857?—I take a very active part in all those elections as a volunteer, and I was down at Green-street, and there was a certain house taken, or rooms, with some clerks in it.

49999. And where was this house taken?—At the end of the street.

50000. Is it in Halston-street in which the court-house stands?—At the end of it towards the quays; it is a very obscure kind of street.

50001. Do you mean down towards the market or up in the other direction towards Bolton-street?—I think it is the junction of Green-street.

50002. In what direction?—Towards the quays; there is a sort of laneway.

50003. There was a room there?—There was a room there.

50004. Was it a tally-room?—A tally-room.

50005. A regular tally-room?—Yes, with desks and clerks, and cards.

50006. Voting cards?—Yes, sir, and lists.

50007. The regular paraphernalia of a tally-room?—Yes.

50008. Who was in charge of that tally-room?—Well, I do not know.

50009. You saw there somebody, of course, that you knew?—Oh, there were three or four people there employed by the Liberal party, but I cannot bear in mind now who they were.

50010. Do you remember the names of any of them?—Not of those people.

50011. Do you remember the name of anybody that you saw there—I do not mean of the freemen themselves, but of others?—Oh, I saw a son of Mr. Dillon's who has been in America since that.

50012. Is that the young man that he speaks of as having died lately?—Yes.

50013. Did he appear to have been in any authority there?—He was active the same as I was myself.

50014. Taking some part of the management on himself?—No; he had no management exactly in this tally-room; he had no management there, but he was going about the street; in fact he had a whole lot of freemen in tow, and he was waiting to get the money to pay them.

50015. Had you any money committed to you at that election for the purpose?—I had my own money.

50016. Did you give money to him for distribution?—No, I did not.

50017. I suppose you disposed of any you had yourself?—I did.

50018. Can you tell us how much you disbursed yourself at that election?—I disbursed directly to the freemen about £70.

50019. Was that divided in equal sums—was there a fixed price?—Unequal.

50020. According as you made terms with them?—Yes.

50021. What would be the average payment that year?—I think about 30*s.* or £1 was the lowest. £3 10*s.* was the highest I paid; I was always fond of economizing.

50022. That would be £2 10*s.* on the average?—That would be about the average. There is a memorandum that I kept, that I have got, and that would give you the names of some of those freemen.

50023. You have that memorandum?—I happen to have that memorandum.

50024. Of the names?—Of the names of some of them.

50025. Was there a Mr. Ward engaged at that time?—Ward recommended some parties to me by card.

50026. By card?—Yes.

50027. Then I gather that the entire amount you disbursed yourself was about £70?—I disbursed about £75, but the freemen got about £70 of it I should say, and the £5 went for contingencies, small sums, and various other things.

50028. Did you see any other sums of money disbursed besides what you had?—In the course of the day, after I laid out all the money I had I saw money with Mr. Dillon soon afterwards—a large sum of money in notes.

50029. In the first place I must ask you what was the young man's Christian name?—I forget it; I knew the young man very well, but I forget his name indeed.

50030. Was it Thomas?—No, it was not Thomas; he has another son, Thomas; but I saw his death in the paper lately; I knew the young man very well.

50031. Did he inform you what sum he had for distribution?—No, he did not; I saw a large bundle of notes with him.

50032. I suppose you could not give us any idea of what the amount was?—Well, I could not; it was very large, that size perhaps.

50033. Did you see money with anybody else?—No, sir.

50034. This man Ward that you spoke of, who was handing tickets to voters, I suppose he had no money to distribute?—I should say not.

50035. He merely certified?—He was an active fellow at the elections, and he merely certified that such a man voted.

50036. And did you act upon his certificate?—I did, sir; here are the original certificate cards (*handing in a bundle of cards*).

50037. Are those Ward's cards?—Some of them are Ward's, and there are cards belonging to other people.

50038. I see one of them is "To freeman Joseph Hassett, 1,160"—again, "To Mr. Nowlan, Great Britain-street"; 10, North King-street is, I suppose, Hassett's address?—No, sir, that is Ward's address.

50039. Can you give us a list of the people you paid?—There is a partial list of the men I paid myself, and I think the bulk of those were people calling at my house before the election.

50040. Do you remember did you pay Hassett?—Well, I should rather say not; I think from not seeing his name on the other card that he is not paid.

50041. I find on a card, "Joseph Stanley, cabinet-maker, Summer-hill, for not voting for the Conservatives, £1"?—Yes.

50042. "Edward Coulter, 12, Off-lane, voted, £2"; "William Greer, 84, Marlborough-street, voted, £2"; "£1 5*s.* to John Larkin," "James Ellis," "C. White, £1." I suppose that mark represents £1?—Yes.

50043. "C. White"—no mark on that of what the amount is?—It may appear in the list.

50044. This is the list you spoke of (*list produced*)?—It is a rough list made out.

50045. When was the list made out?—At the time.

50046. I see the entire amount here added up is £55 15*s.* Just look at that yourself and see (*handing list to witness*)?—Yes, that appears to be correct, as far as it goes, but there were other parties about the court—parties that were brought up to me on the spot.

50047. On the spot?—And then there was a number of volunteers active on the Liberal side, who knew who I was, and one of those might come up and say, "This man voted."

50048. You say positively that you did pay each of those persons mentioned on that list the sum put opposite to his name?—Oh, decidedly, sir, that is, I did not know those men personally, but there were generally parties about that brought them up, and polled them, and then brought them back, and I generally handed the money to the parties, or to the men that brought them up.

50049. Did you pay those several sums of money to, or for the several parties mentioned in the list?—Yes, sir.

50050. Did you understand that the freemen there did get this money for their vote?—Oh, yes, sir.

50051. Who was the person that acted in carrying the money?—Well, there was a very old man of the name of Cogan there that I knew, and he was there, and he was not a voter himself, and he used to go up with these men and see them polled.

50052. And when they were polled, did he bring them back?—He brought them back then.

50053. And would you then pay themselves or give it to Cogan for them?—I generally gave it to this man, and there was a gateway, and he used to bring them inside, and give it to them.

50054. As far as you saw, each of them received what money you gave for them?—Yes.

50055. About how much money did you distribute in that way here, in the neighbourhood of the court-house?—Well, the bulk of it was distributed in the neighbourhood of the court-house.

50056. Was any part of that £55 distributed here?—There was £10 left at my house for two people that I see at the top of this list, and they got it from a party in the shop.

50057. You say the entire amount you paid away to freemen directly or indirectly, would be about £70?—Yes.

50058. That includes, I presume, the £55 mentioned there?—Yes.

50059. Are those sums paid at your house here too?—Those moneys were generally paid here at the court-house to the freemen, or to parties for them. I see a suggestion here as to the persons through whom the money was given. In making up the money after the election, I knew the moneys I had. I paid away all the ready money I had about the place in the morning; for two or three hours there was no money, and they were in droves about us looking for money—those freemen were.

50060. But besides what you paid at your own house to parties in the list here, in addition to those whose names appear on that list—did you pay away to other people who are not mentioned here the difference between the £55 and the £70?—Yes.

50061. About £15?—Yes.

50062. Was that money which you so disbursed of your own funds repaid to you?—It was, sir.

50063. Who repaid you?—It was repaid by a young man in my own house about twelve months afterwards.

50064. By a young man in your own house; do you mean that a person came in and paid you?—Yes, sir; came in and paid me.

50065. Had you furnished an account to anybody?—Oh, I should say so.

50066. Of course you recollect that you furnished your account to somebody as showing that you had a claim for repayment?—Yes, sir; decidedly.

50067. To whom did you furnish it?—Well, I furnished it, through Messrs. Kernan and Tracy's office; I rather think it was through their office I furnished the account.

50068. They were the conducting agents?—They were the conducting agents for Brady and Reynolds.

50069. Is it your impression that you furnished them with an account of what you disbursed on their behalf, and that then you were ultimately repaid?—That was so, sir.

50070. Did you understand from Mr. Dillon, where he got the money that he had?—Well, I did not, but I presume that the money was got through the same channel.

50071. It came from those conducting the election?—From those conducting the election, decidedly.

50072. Can you give us the name of anybody else who was acting in that way, whom you know of, or heard of as having any sum of money on that occasion for distribution among the freemen?—No, I cannot;

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Patrick Nolan.

and how I got mixed up with it was that I was a volunteer in my own ward, and I was canvassing the freemen about, and I suggested that it should be persons in similar positions all over the city, and whenever I came across any person connected in a leading position with the Liberal party, I snggested that—that there should be a person like myself in each ward to deal with the freemen in each ward ; and I was canvassing the freemen in my own ward, and took down their names.

50073. You were doing that in your own ward—the Mountjoy ward ?—Yes.

50074. Did you come to anything like an understanding; I do not mean a definite agreement as to terms exactly, but did you come to an understanding with the several people mentioned in the list ?—No ; they were not in the Mountjoy ward at all.

50075. In the course of your canvass in the Mountjoy ward, did you come to terms with the freemen in that ward ?—There was one freeman living in my own neighbourhood in a very miserable hovel in a yard, and he seemed to be in a state of great destitution, he and his family ; in fact they had neither bed, nor clothes, nor food ; and he said he would vote and all that, and I got his clothes out of the pawn office.

50076. Who was he ?—He was a man of the name of Lynch.

50077. Is he living ?—He is, sir ; I met him the other day.

50078. Is he on your list ?—No ; I do not think he is here. His name is here as Lynch ; I spent some money for him.

50079. Is his name given there as one of those bribed ?—No, sir ; he did not vote for us afterwards.

50080. Was he kept from voting ? Was he going to vote against you ?—I understood that he should have voted for us ; but at all events, he did not vote for us ; he voted for Mr. Vance afterwards.

50081. Had you anything to do with the election of 1852 ?—I had, sir ; I had the management of the Mountjoy ward at the time.

50082. Had you anything to do with the freemen ?—I had nothing to do with the freemen.

50083. Had you anything to do with the freemen in 1847, when Mr. Reynolds was a candidate also ?—Well, I forget.

50084. Can you give us any information on the subject of our inquiry as to whether there was any dealing with the freemen at that time ?—No, I rather think not ; I could not give you any information.

50085. Mr. TANDY.—You say that in the first instance in 1857 you expended some £70 of your own money ?—Of my own money—yes.

50086. Was that in consequence of any previous arrangement you had with any of the Liberal party that you should advance that ?—Well, in fact I suggested it myself ; I went to the committee-rooms, and I suggested it, and at first somebody gave me a rebuff for even suggesting it ; at that time they did not know me ; after a little they seemed to know me, and entered into my views.

50087. Do you recollect any person to whom you made that suggestion, and who concurred in it ?—The first time I made the suggestion I was rebuffed.

50088. I do not mean the time you were rebuffed, but subsequently, when they rather agreed with you ?—I think subsequently in the committee, when some of those gentlemen spoke to me ; they said that they did not know me, and all that sort of thing, but we discussed the matter then, and I said it was quite futile—"You will expend two or three thousand pounds, and another thousand will do it among the freemen.

50089. Do you remember the name of those who were present when you made the suggestion ?—I cannot recollect particularly, but I think Mr. Kernan was there.

50090. Do you recollect any other person to whom you made the suggestion ?—Oh, it is a long time ago.

50091. I know it is, but I suppose you knew the parties well ?—Well, I knew a good many of them, no doubt.

50092. Do you recollect any other person beside Mr. Kernan ?—I know Mr. Kernan was not present at the first interview, but subsequently I saw him there at the committee-room in Dame-street.

50093. Do you recollect any person except Mr. Kernan, who was aware of the mode in which you intended to operate ?—Oh, I should say not.

50094. No person but Mr. Kernan ?—I should say not. I do not know that Mr. Kernan even knew it.

50095. Had you any guarantee or anything that you would be repaid what you advanced ?—None whatever.

50096. Do you know of any other person who made a similar suggestion ?—Well, I cannot say, but I made the suggestion to a lot of gentlemen who were there, and they inquired how the thing could be done, and I said, "In every ward you will get a respectable man with his own money, and if you make the suggestion to him, and have somebody appointed for the purpose of carrying it out."

50097. Do you know any person that advanced money like yourself ?—No ; I saw no money whatever.

50098. I am not asking you if you saw money, but do you know of any person who advanced money in the same way as you ?—No, none whatever. Oh, yes, I heard of parties advancing.

50099. Whom did you hear of ?—Oh, I heard of a friend of my own on the other side of the water advancing money.

50100. Who is he ?—He is dead some years ago, and he was ultimately repaid it.

50101. But he had a name ?—Mr. Keating.

50102. Where did he live ?—In Brunswick-street.

50103. You heard that he had advanced money ?—He had advanced money to some freemen that he knew in the neighbourhood.

50104. And you heard that he was repaid ?—I heard that he was repaid.

50105. I presume by the agents, Messrs. Kernan and Tracy ?—I should say so.

50106. Did you ever hear of any other person advancing money ?—None other.

50107. Did you ever hear how much money Mr. Keating advanced ?—Oh, small sums, £10 or £12.

50108. Not more than that ?—I should say not.

50109. You say that an old man named Cogan used to bring the parties to vote, and after they voted he used to bring them back to you to obtain their reward ?—Yes, sir.

50110. Is he dead ?—He is dead ; he was an old man at that time.

50111. Do you recollect any other person who acted in a similar capacity ?—Oh, there were several.

50112. Do you recollect the name of any ?—No, sir.

50113. Not the name of a single one ?—No, sir, there was a crowd of them volunteering for the purpose.

50114. Do you recollect any other person who acted in the payment of money upon that day of polling, except yourself ?—Well, Dillon's son.

50115. Except Mr. Dillon's son ?—No, certainly not.

50116. You say that there were three persons whom you pointed out as being at the head of your list, to whom a sum of £10 was paid ?—Yes, sir.

50117. And that that £10 was left at your house by a young man ?—Oh, no, it was left by myself for them.

50118. Was it by yourself ?—By myself.

50119. Was that £10 your own money ?—My own money.

50120. You say you were repaid by a young man ?—By a person in my own shop ; in fact, it was a young lady, a cousin of my own, and she got the money to pay these people, and there was a man named Smith who went to see they voted.

50121. The £10 was left with a young lady in your shop ?—Yes.

50122. By you ?—By me, for the three men who were to receive it.

Patrick Nolan.

50123. And Smith went down to see they voted?—And Smith went down to see they voted, and he assured me, and so the money was paid.

50124. Who was Smith?—Smith was a painter.

50125. Mr. MORRIS.—Is he alive?—He is.

50126. Mr. LAW.—What was his other name?—Peter Smith; he is to be had.

50127. Did he see any other person vote on that day except those three persons?—I do not know; I cannot recollect, he might have.

50128. You say you were repaid your advances by a young man?—Yes, sir.

50129. Did you know who he was?—I did.

50130. Who was he?—A son of Mr. Kernan's; I was not acquainted with him.

50131. What is his Christian name?—Well, I do not know, sir; he has, I believe, two or three sons.

50132. Mr. MORRIS.—In point of fact, as I understand, you suggested this kind of thing to go on in every ward—did you not?—Yes, sir.

50133. Whom did you suggest that to—was Mr. Kernan present?—No, he was not; there was a crowd of gentlemen present.

50134. Can you tell me the name of one?—Now, I cannot charge my memory with the name of one in particular.

50135. Was it at a meeting of the Liberal party?—Oh, it was in the earlier stages of the canvassing, and the whole place was full of people; there was an inner room and an outside one, and all that sort of thing.

50136. I suppose you have a particular dislike to the freemen?—A particular dislike do you say?

50137. Yes?—None whatever, sir; I have my own notions, of course, regarding them generally; I was threatened with prosecution by an attorney on account of this man Lynch, and that is the reason I had nothing to do with them at the subsequent election.

50138. Mr. TANDY.—Are you quite certain, Mr. Nowlan, that you had nothing to do with the distribution in 1859?—I am quite certain I had not.

50139. Do you know any other person of the name of Nolan that you have reason to believe had anything to do with it?—No, I cannot say; the fact of it is, I declined to have anything to do with it in 1859, and I had charge of the ward, that is, just the householders.

50140. The reason that I ask you that is, that according to the evidence of Connell, as I took it down, he said that Dillon and he acted in the arrangements with regard to paying the money, and that the persons who supplied the money were Donnelly, Dillon, and Nolan?—He referred to me; Connell was mixed up in the election of 1857, and he may have confounded me with the 1859 one, but I was not in it.

50141. Mr. LAW.—And Dillon was the young man?—Dillon was the young man; and I saw him after the election was lost, and I called over to him, and he said he wanted to go to the committee-rooms and refund the money, and he had a large bundle of notes, and I went as far as Carlisle-bridge, and I parted with him there; because I had been spending my own money, and I did not like to mix myself up with the matter further.

50142. Do you recollect did Connell spend money at that time?—Connell had no money at that election, but at the subsequent election Connell was very anxious to have the distribution of money; I know that, for he wanted an introduction from me to the parties.

50143. When was it that you made the arrangement with Mr. Ward about those tickets that he was to give?—I suppose Ward understood that I was giving money, and I happened to know Ward, and he commenced to send me those cards, and I acted on them as far as I could; in fact, there were so many of them in the long run, the applications were so numerous, that I could not deal with them.

50144. Were those all the cards that you received from Ward—those that you have produced?—Those were all the cards I found; in fact, I gave up business a couple of years ago, and I came across these documents and I was going to destroy them; and then when they talked of this Commission, I said they might turn up.

50145. Are you aware whether Ward sent cards in like manner to any other person?—Oh, I do not know.

50146. Cards to be honoured by any other person?—I am not aware just then. I do not know whether he gave cards to Dillon or not. I know I saw Dillon there, but Dillon did not get the money until it was rather late.

50147. I thought I understood you to say that other parties besides Ward sent persons to you?—I see on that list the name of Mr. Keon, the pawnbroker, and he had been sending parties to me; and there are one or two other names there of persons who recommended freemen to me for voting, and in that way I handed them over the money.

Christopher Ward sworn and examined.

Christopher Ward.

50148. Mr. LAW.—Were you engaged in the election of 1857?—I was, sir.

50149. Were you operating on the freemen in any way?—Well, I was told to catch as many freemen as I could.

50150. Who told you that?—Some member of the committee, I think.

50151. Tell us who he was?—I really could not tell you; I know Mr. Nolan told me for one.

50152. Was that before the day of polling?—It was; Mr. Nolan called up to my place a night or two before the election, himself and Mr. Burke, the auctioneer, and told me to catch any freemen I could, and to send them down to him, and he would pay them.

50153. Where were the committee-rooms?—In North King-street, my house.

50154. And they asked you if you should find any stray freemen to send them down to them, and they would pay them?—Yes.

50155. I suppose you were to see them polled?—No; I had charge of the Inns-quay ward at that election, and I could not see them polled—only to send them to them and they would see them polled.

50156. I suppose you did send some people to them?—I did.

50157. We have here a few of your certificates—there are four documents signed by you (*handed to witness*)?—That is my handwriting.

50158. Are those all yours?—Those are mine.

50159. Did you get those freemen to agree to your terms?—I did not make any terms. Mr. Hassett was the only one that said that if he was pleased with the money that he got he would vote for the Liberal party, and I of course did not know what money he would get, and I sent him to Mr. Nolan.

50160. Did you canvass them?—Oh no, they came to me; they came to the committee-room.

50161. I suppose it got abroad that you had something to say to it?—They saw the placards up.

50162. That is at the committee-room?—Yes, sir.

50163. Did Hassett tell you that he would vote if he got enough?—He did.

50164. Did he tell you what would be enough?—No, I cannot bring that to my memory. I remember him saying that if he got more than he would get at the other side he would.

50165. Do you know whether he did vote for you at that election or not?—He did not.

50166. Did he vote the other way?—He did, sir.

50167. Who were the other people that were mentioned there?—James Ellis.

50168. Had you ever any dealings with him more

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Christopher Ward.

than sending him down?—No, I don't know him personally more than being numbered on the list.

50169. That is the number on the roll?—On the roll.

50170. As to those other people, do you know anything further about them than that you gave them those tickets to go down and see Mr. Nolan?—That is all I know about it.

50271. Did you give any tickets to people to go down and see Mr. Burke?—No, sir.

50172. You sent them all to Mr. Nolan?—Yes, sir.

Patrick Nolan.

Patrick Nolan further examined.

50173. Mr. LAW.—Is that card your writing (*handing card to witness*)?—That is my writing, sir.

50174. It is?—It is; and this money was handed to a man named John Larkin to pay.

50175. Was that note made by you at the time?—That is a memorandum taken by me at the time to account for how the money was paid away.

Christopher Ward.

Christopher Ward further examined.

50176. Mr. LAW.—Ward, had you anything to do with the giving of money yourself?—No, sir.

50177. You were not up here on the day of the election in 1857?—No, sir, I was at the polling-booth of the Inns-quay ward.

50178. Did you give more dockets than those four that you have there?—Oh, I think I did.

50179. How many do you think you gave?—Oh, I could not tell you, sir; I know that every freeman that came to me I gave him a docket to somebody.

50180. Did you give him a docket to take to Mr. Burke?—No, not to Mr. Burke.

50181. To whom did you send them besides Mr. Nolan?—I heard in the course of the day that Mr. Peter Keon, the pawnbroker, was paying money at 3, North King-street.

50182. At 3, North King-street?—Yes, sir; there was a committee-room there; I heard it mentioned in the course of the day, and I did not know it till the course of the day.

50183. And as soon as you heard that you sent people up there?—Yes; we knew Mr. Nolan.

50184. That was the day of the election?—Yes.

50185. Had you been engaged in the elections previous?—The freemen knew me, and they came to me to know would they get anything, and I sent them down to Mr. Keon.

50186. Did you hear that the Conservatives were not paying more at that time?—I heard that they were not.

50187. Had they paid any money in 1852, or the elections before that?—Oh, I was acting at the election of 1852, and I heard that they were paying money every year on the Conservative side.

50188. At all events, did many freemen come to you to the booth and get dockets to go up to Mr. Keon?—They did.

50189. About how many?—Well, I was tormented with them the whole day; I could not tell how many.

50190. Did you give a written docket like that?—I did, sir.

50191. To everyone?—Yes, and sent messengers down with them.

50192. Whom did you send?—The messengers that were attending at the election.

50193. Do you recollect the names now?—I could not.

50194. Had you got any directions from anybody to do this except Mr. Nolan and Mr. Burke?—Except Mr. Nolan.

50195. They were members of the committee that met in your house?—No, sir; the members of the committee that met in my house did not give me any directions at all, I think. I think the members of the committee that met in my house said they would not give money, a few days before the election.

50196. How did you come to mention Nowlan and Burke?—They came up to the committee-room a night or two before, and Mr. Nolan told me if there were any straggling freemen he would pay them out of his own pocket sooner than lose the election.

50197. You say you were acting at the election of 1852?—Only acting on the day of the polling.

50198. What were you doing?—I was poll-clerk.

50199. Had you anything to do with the freemen then?—Nothing.

50200. Was the committee-room in your house at that time?—No, sir.

50201. Did you see any bribery in 1852?—No; I only heard of it.

50202. Only in rumours?—That is all, sir.

50203. Did you hear of anybody on the Liberal side that was paying money at that time—in 1852?—Well, the only candidate I think was John Reynolds, and I think he had not money.

50204. It might have been subscribed?—I did not hear of it.

50205. Did you make inquiries about it?—I did not.

50206. Do you know anything about the election of 1847?—No.

50207. When Mr. Reynolds got in eventually on petition?—Oh, I remember acting for him.

50208. Was there any bribery going at that time?—Oh, I could not tell you, sir; I was in the booths all day.

50209. Are you a freeman yourself?—No, sir.

50210. Can you give us any idea of the number of freemen to whom you gave tickets in 1857, and whom you sent to Mr. Keon?—I could not; I kept no memorandum of it.

50211. Did Mr. Keon ever speak to you about the number of men you sent to him?—No, I never spoke to Mr. Keon about it till one day last week, and I told him that I thought I would be brought up here and that I would have to tell about him; "I don't care," said he.

50212. Mr. MORRIS.—I suppose you are a good Liberal?—I am a Liberal. I do not know whether I am good or not.

50213. Mr. TANDY.—Did any other person give dockets similar to those in 1857?—I do not know of anyone out of our committee-room.

50214. Did you ever hear of any other person?—I did not.

50215. Mr. *Patrick Nolan* here said he wished to make a correction of his evidence.

50216. Mr. LAW.—If you please?—Mr. *Patrick Nolan*.—The locality that I was asked about first I have since learned is Petticoat-lane; that is, the place where this sort of a house was—it was only a sort of a house—it was little better than a stable. I also said something about being out of business two years, and keeping those papers apprehending the commission. I was not quite correct in that. It was last September twelve months I got out of business, and the papers were all taken to my new residence, and subsequently the papers turned up in a drawer. I was going to destroy them once or twice, and I thought probably it was as well to keep them. I wish to be correct in that respect, because otherwise what I said would appear inconsistent.

Thomas Pim, junior, esq., affirms, and is examined.

50217. Mr. LAW.—You were not, I believe, actively engaged in the election of 1865. Did you take any part in it beyond the ultimate payment of the election expenses?—I took no part whatever in it, except to canvass three or four persons before the day of polling.

50218. Were you aware of any dealings with the freemen before that election?—I was not.

50219. You acted, I believe, in paying money ultimately for the expenses of the election?—I did.

50220. In paying these expenses, did you act for your father?—I did. The account was not settled for eight months after the election. Money was paid on account of it, but it was never ultimately settled until eight or nine months after the election. My father wrote to me from London to say that there was no use in holding it over, that he did not care to see it, and that I might settle it.

50221. I presume it was after that direction from your father that you got this account we have here furnished, it is marked with the date of the 5th April, 1866?—Yes, that was nine months after the election.

50222. We want to ask you about one or two items in this account, under the head of "special expenses paid with the approbation of Thomas Pim, junior;" then follow payments to five gentlemen, Mr. M'Lean, Mr. Clay, Mr. J. J. Fitzpatrick, Mr. Moran, and Mr. F. Fitzpatrick; Mr. Eustace is also mentioned. All these appear to have received various sums, Mr. M'Lean received the large sum of £92 18*s.* 9*d.*, the others did not receive such large sums. Can you give us any explanation as to what they were for?—The expression, "with my approbation," merely meant that I approved of having these sums charged to my father. I have not the least idea of how they were expended. I was told that they were paid, and I then consented to have them charged in the account.

50223. Before you gave the authority to have them charged to the account, the money was actually paid?—Yes, it was after the election.

50224. They are broken sums apparently in liquidation of some advances made for the purposes of the election?—Yes, I heard that some of them had spent small sums for car-hire out of their own pocket.

50225. Ninety-two pounds odd to Mr. M'Lean is a very large sum?—It is. I have no idea how it was spent.

50226. One man got £21? Was that a fee for his personal exertions?—I don't know. I was told that these sums were paid. I consented to add them to the account.

50227. Were you furnished with any accounts showing how this account was made out?—No, I was not. There is an item of £100 down here. I believe I know something about that. I recollect when I was in London, about a couple of months after Parliament met, my father told me he wished to give a subscription of £100 to the Liberal Registration Society, although not asked for, and he told me to put it down to the election expense. I put it down, "J. P.," with my father's consent. It was not paid until after some time, and it lay in our cashier's hand as £100 paid. My father wished to have everything in the election expenses, and to have that £100 added to the account.

50228. You remember the circumstance that you were asked by your father to pay that £100 to the Liberal Registration Society?—I recollect it perfectly well.

50229. You believe that is the £100 which is put down here in the account?—I do.

50230. Do you see another item with your initials in the account?—Yes, £20.

50231. What was that paid for?—I can't think what that is. I think it is money spent for out-voters who came to us after Messrs. Molloy and Watson had furnished the account. We consented to pay it; we thought it was a fair claim, and we paid it. I am sure there was nothing wrong in it.

50232. You think that these two sums were paid by yourself?—Yes.

50233. And that they were added to the accounts to make them complete?—Yes. I am sure that they were paid by ourselves, and I am perfectly satisfied that they were not spent improperly.

50234. Is it your recollection that those gentlemen whose names are mentioned here—Mr. M'Lean, Mr. Moran, and the others—were paid some gratuity by your father for their exertions?—I am sure that some of them did get something for their exertions. I can't recollect the occasion on which they were paid. I did not hear of these sums until nine months after the election.

50235. You say you did not take any active part in the matter either before the election, or on the day of the election?—I did not in that election; but I did in the election of 1868.

50236. Can you give us any information about the election of 1868; had you any dealings with the freemen at that election?—I canvassed some of the freemen.

50237. Can you tell us the names of any that you canvassed?—I cannot. I was in the Liberties, and saw several of them.

50238. Did you make a house to house canvass?—Yes. I went from house to house to a few of them who had an authority with others.

50239. Was it proposed by any freemen, or by those who represented them, that they would vote for your father on terms?—Only in one case that I came across. The wife of one freeman gave us a gentle hint. The others were very strong on the Church question, and said that my father tried to take away the franchise from the freemen.

50240. The change in their views was attributable to these two questions?—Yes. Many respectable freemen did not vote for him at the last election, on account of the Church question.

50241. I suppose it was partly on account of the Church question, and partly because your father had not pleased them in his parliamentary course about the freemen, that they voted against him at the last election?—Exactly.

50242. You say there was one case in which a hint was given to you about terms, can you tell us who the lady was that gave you the hint?—I have not the least idea.

50243. Do you know her name?—I do not.

50244. Mr. TANDY.—About the £100 which your father told you to give to the Liberal Registration Society, do you feel certain yourself that is a true account with respect to that item?—It is, to the best of my belief. I tried to find my father this morning to see if I could corroborate what I state about it; but he was at the other side of the city.

50245. Was the £100 paid before the election?—It was paid long after the election. It was after the meeting of Parliament.

50246. It was your father, you say, that told you to have it charged to his account?—Yes, he told me when in London to have it charged to the account.

50247. It lay in the cashier's hand?—Yes, it was paid twelve months after the election.

50248. It was a curious thing to put it in the election expense account?—The account was not furnished until April. The conversation with my father in London was in February.

50249. Mr. LAW.—Had Mr. Pim subscribed so largely as that to the Liberal Registration funds previously?—No; he gave no subscription previously, I think.

50250. Has he subscribed a similar amount since?—He has subscribed. Mr. Molloy can say how much.

50251. Mr. MORRIS.—At the last election, among the humbler as well as the higher classes of freemen, I suppose there was a *bonâ fide* political feeling?—There was.

50252. An honest *bonâ fide* political feeling?—Yes. I had a good deal of argument with some of them about it.

THIRTY-FIFTH DAY.

January 8.

John Flint.

John Flint sworn and examined.

50253. Mr. LAW.—Did you take any part in the election of 1868?—None whatever.

50254. Did you vote; I suppose you did?—I did vote.

50255. You did not vote for Mr. Pim at the last election, I know—is not that so?—I didn't.

50256. I believe you had exerted yourself very much at the election of 1865?—I did.

50257. You voted for Mr. Pim at the election of 1865, I believe?—I did.

50258. You were some way connected with him, I believe, in business, in 1865, at the mill?—Yes. The freemen's list is the only one left me. (*List handed in.*)

50259. The freemen's list of 1865?—Yes.

50260. I see you have marked on it certain names in red ink, what is the meaning of that?—That was checking the cards I issued.

50261. These cards denote the cards you issued?—Yes, everyone who received cards from me.

50262. You recollect the arrangement that was made for the issuing of these cards, did you arrange the issuing of them with anyone?—I believe the cards were handed to me by Messrs. Molloy and Watson.

50263. You exerted yourself a good deal at that election for Mr. Pim?—I did indeed.

50264. Do you remember going on any occasion to Chamber-street, to Mr. Jones's house?—I do.

50265. Did you see Mr. Eustace there?—I did.

50266. I believe you found a number of freemen sitting in a room there, or were they brought up by you?—They were all there when I went up.

50267. Do you know did they come there according to notice?—They did; we sent for them to meet me there.

50268. Do you remember how many days before the election this meeting was?—I don't remember.

50269. Do you remember was it a week or less?—It may have been a week.

50270. Did you make any arrangement with these people that they should use their influence for Mr. Pim, and be employed as canvassers?—Yes, as canvassers.

50271. At a certain rate a day?—I consulted the conducting agent as to what they should get, and they agreed to it.

50272. What was that?—Some of them were to get ten shillings a day.

50273. The parties who came to you?—Yes.

50274. Was John Faithful Warren, for instance, one of them?—He was.

50275. Did they not require to have the payment fixed at a pound a day?—Some of them wanted that.

50276. Did you agree to give it?—I did not.

50277. You engaged them for a certain number of days, and left the payment over to what might be determined on?—Yes.

50278. You did not, I believe, issue all the cards on that day in Jones's house—you ultimately issued them elsewhere?—It took a week to do so, up to the day of the election.

50279. You have marked on the freemen's list for that year the names of all to whom you gave cards?—I have.

50280. No matter what time you gave them, whether you gave the cards the first or the last day?—I had not time to mark them when I gave the cards. I did not give cards to anyone not marked on the list.

50281. About how many freemen did you give cards to on the day of the election?—I don't think I gave any.

50282. Not one?—Not one.

50283. How many cards did you give the day before the election?—I can't say.

50284. You were distributing them on the day before the election, that would be the 14th July?—It was so close to the election I don't know. I know we had a meeting that night, and I begged of them to meet in the morning. I don't think I issued a card on that day.

50285. After the election I believe you came to Jones's house again, and marked the number of days they were engaged on the cards?—I checked them with the book, and marked on the cards the number of days they were entitled to.

50286. We find a number of cards signed by you, and on all of them is marked the number of days, also signed by you—was that all done in one day?—I can't say. I think it was done during the week. I took great care to check them.

50287. Was that the week after the election?—It was the week before the election.

50288. You first issued the cards in blank with the names of the canvassers and your own name on them—that was done before the election?—Yes.

50289. What is in red ink appears to have been put in after the election?—Yes.

50290. Do you recollect whether it was done in one day or not?—I can't recollect.

50291. Was it done in Jones's house?—Some of it was.

50292. On the day of the election were you up here in Green-street?—I was. On the day of the poll I did not spend two hours here.

50293. Were you, on that day, in the committee-rooms in this street?—I was in no committee-rooms at all.

50294. We find that there were committee-rooms over the way in Halston-street, in which Mr. M'Lean and Mr. Phillips were?—I don't know them at all. I was not in the committee-rooms at all.

50295. I suppose you knew there were rooms here in which Mr. Phillips and Mr. M'Lean were?—I did not.

50296. Did you hear of them?—I did not.

50297. About how many people are there on this list to whom you issued cards?—About sixty or seventy I think.

50298. They were all paid, I presume?—They were.

50299. Did anyone complain to you that they were not paid?—No one complained to me that they were not paid.

50300. I believe there was some dissatisfaction as to the amount paid to them?—There was.

50301. Did you ever complain yourself that they were not paid enough?—I did not. I thought they were paid very well.

50302. Did you never express any opinion to the effect that they were not sufficiently paid?—I did not.

50303. Did you give the cards to anyone, or were cards issued to anyone, with your knowledge to canvass with, that were not paid?—I don't know. No one came to me to say that he was not paid.

50304. Did you ever make it a ground of objection to Mr. Pim's candidature in 1868 that these people who worked so hard in 1865 were not properly paid?—I did, and I thought so then.

50305. Why did you change your mind about the payment? I thought you said you thought they were well paid?—I thought so.

50306. When did you change your mind?—I don't know indeed.

50307. Did you think that they were well paid in 1865?—I did.

50308. Do you now think that they were well paid?—I do.

50309. Did you think so in 1865?—It is 1865 I am talking of.

50310. 1865 was the occasion on which they were employed. Did you think then that when they were paid 10*s.* a day that was enough?—Certainly. Afterwards a number of them came to me who were not employed by me and complained that they were not paid. They had to summon some people before the Lord Mayor's court.

50311. You did not object to the rate of payment?—They were not my people at all.

50312. Your people were all paid?—So far as I knew.

50313. You did not object to the payment they received?—I did not.

50314. You found that a number of people who got

cards were not paid?—I heard from Mr. Eustace that he was summoned before the Lord Mayor, and that is the reason why, in my pamphlet, I objected.

50315. Were you aware of the number of people employed?—I was, of all I employed.

50316. Was not the object you all had in view to get the freemen to vote for Mr. Pim by employing them in this most lucrative way?—Yes; they would not vote if they were not employed.

50317. Who was it suggested that mode of conciliating the freemen?—Immediately I cannot think.

50318. You concurred in it yourself?—It did not originate with me. I submitted it to the people in the committee-rooms. They told me that there must be some mode.

50319. Who told you that?—The freemen.

50320. They let you know that there should be some way of gratifying them before the election?—Yes, and I adopted that means of speaking to the conducting agents.

50321. You told them that something of this kind might be necessary. Did you speak to Mr. Eustace of it?—He was quite aware of it.

50322. Were you aware that the issue of these cards went on very briskly on the day of polling up to the moment of the closing of the poll at five o'clock?—I don't know. There was a house in Meath-street, and there was a man employed there. I forget his name. He had a lot of cards. I was surprised to see him with them.

50323. Was that Connell?—I think so. What he did with them I know not.

50324. Were all the cards intrusted to you?—They were not.

50325. I believe that was the number of cards—I mean the cards that Connell had—which were not ultimately paid?—Yes, I believe so.

50326. You say you were very much surprised to see him with the cards?—I was.

50327. The evidence shows that it was a number of cards he disposed of that were refused payment?—I believe it. I would not take it on myself to say.

50328. Were you aware of any dealings with the freemen at the election in 1868?—I didn't know anything of them in 1868.

50329. Did you take any part in the election of 1859?—I had no vote then.

50330. Did you take any part in that election?—Not the least.

50331. Did you take part in the election before that?—No.

50332. You can give us no information with regard to the freemen before the election of 1865?—I cannot.

50333. The truth is, I believe, that the freemen were not satisfied with Mr. Pim in consequence of what occurred in respect to their body in Parliament, in 1868?—Yes.

50334. The Church question, I believe, was another cause of dissatisfaction with him?—Yes.

50335. And I believe you called their attention to the matter in a pamphlet which you published on the subject?—I did; I have a copy here, which I can give you. (*Copy of pamphlet handed in.*)

50336. These are some of your cards which I spoke of?—I suppose they are.

50337. They were first written in blank, and afterwards countersigned in red ink, denoting the number of days?—Yes.

50338. Look at that uppermost card with the words on it, "special consideration." What was the meaning of that?—(*Looks at card.*) That was a man who exerted himself particularly much. You will find some corresponding to that.

50339. The man who had no observation of that kind before his name would receive ten shillings a day—you would mention specially the man that would get £1 a day?—I don't know. I called the attention of Messrs. Molloy and Watson to that man particularly.

50340. Mr. TANDY.—There were, I believe, two descriptions of canvassing cards—one larger than the other?—I forget that; it might be that the large ones ran out.

50341. Did you issue some of both kinds?—I didn't, unless when the large cards failed.

50342. Did you then issue some of the small cards?—Very few.

50343. Those that you did issue were for the purposes of the election?—Precisely.

50344. What was the general impression among the freemen as to the value of these cards—how much money value did they place on the cards?—They thought that the number of days I marked on the cards they would be paid for.

50345. If, suppose, a freeman with very considerable influence among his fellows, came two days before the day of polling, and you thought that the influence he could bear on his fellows would be of more considerable value than two days' canvass—would you make a special bargain with that person?—I would not. They were distinctly told that there would be nothing given in the shape of bribery.

50346. Do you mean to say that you put down on his card the exact number of days during which he was to be employed as a canvasser?—Yes, in every case.

50347. You did not put in any instance, as a reward of superior merit, a larger number of days than he was actually employed as a canvasser?—No.

50348. Did you give cards to any persons that were not freemen?—I did not.

50349. You gave cards to none others but freemen?—No.

50350. There was no limit given to you as to the number of cards to be issued?—Anyone that agreed to vote for Mr. Pim I gave a card, and employed him as a canvasser.

50351. What I mean to ask you is, was there any restriction placed as to the number of persons you were to employ?—I was to employ any number of freemen that would vote for Mr. Pim.

50352. If 500 offered to vote for Mr. Pim, you were authorized to issue 500 cards?—I was.

50353. Mr. LAW.—I presume you were not to give cards to freemen who would not promise to vote for Mr. Pim?—Certainly not.

50354. Mr. MORRIS.—Some of them got £1 a day?—I don't know what they got.

50355. I know they did. Can you tell how many of them gave an honest day's work for even ten shillings a day—how many of your lot did so?—I really took a great deal of trouble to see that they acted honestly.

50356. The best test of that is their doing a day's work—did they do an honest day's work?—I think they did.

50357. Did they earn ten shillings a day?—I don't know.

50358. Mr. LAW.—I suppose the best day's work was their voting on the day of the election?—I can't tell.

50359. That was the most valuable consideration?—Yes.

50360. Mr. TANDY.—Did they make returns of the number of persons they canvassed?—They did. They gave me a list of each person they canvassed every night.

50361. Do you know what became of these lists?—I believe they all went to the conducting agents. They were valueless to me, as I had to return to my work at the mill.

50362. Mr. LAW.—These lists that you got, were they written by the canvassers themselves, or were they printed lists?—They were written lists.

50363. Mr. TANDY.—These persons whom the canvassers said they canvassed every day, and who said they would promise to vote for Mr. Pim, did you give them cards too?—I might have done so if I found their names on the freemen's list.

THIRTY-FIFTH DAY.
January 8.
William Jones.

William Jones sworn and examined.

50364. Mr. LAW.—Do you live in Chamber-street?—I do.

50365. I suppose you have lived there for a good many years?—I am living there these twenty-two years.

50366. Are you a freeman yourself?—I am.

50367. You voted at the last election?—I did.

50368. For Guinness and Plunket I believe?—I did.

50369. Did you vote at the election for 1865?—I did.

50370. For whom did you vote at that election?—For Guinness and Pim.

50371. You split your vote on that occasion?—I did.

50372. Do you know Richard Eustace?—I do well.

50373. Do you remember seeing him before the election of 1865 trying to secure any votes for Mr. Pim?—Yes, he and Mr. Flint came to me.

50374. I believe they were both in Mr. Pim's employment at that time?—They were.

50375. Do you remember first telling Eustace that you could not vote for Mr. Pim?—I do.

50376. Afterwards I believe you thought that Mr. Pim was a very good employer, and you stated you would be willing to listen to him?—I told him the two reasons I did not wish to vote for Mr. Pim. Mr. Eustace said he would go to Mr. Pim or his agent, and have word for me the next day.

50377. What are the two reasons you would not vote for Mr. Pim?—Mr. Pim said he would never vote for the abolition of the Established Church so long as it was not made a Cabinet question, and that he would never vote for the abolition of the freemen—that he was in favour of extending and not limiting the franchise of the freemen. I then consented to vote for him.

50378. Do you remember Eustace coming to your house some evenings afterwards, and finding a number of freemen in your parlour?—Flint and Eustace took the room for a committee-room.

50379. I believe an arrangement was made in your house by one or other of them, with a number of the freemen, by which they were to vote for Mr. Pim, and be made canvassers?—It did not matter who they were, whether householders or freemen, anyone who supported Mr. Pim was welcome there.

50380. Were you present at an arrangement made to vote for Mr. Pim, by the freemen?—Yes, several times.

50381. Did they arrange that they were to be appointed canvassers?—Mr. Flint promised that they should be employed and paid ten shillings a day?

50382. Was there any mention of £1 a day?—Never.

50383. Only ten shillings a day?—Yes.

50384. I suppose it was Flint issued the cards to these people?—Yes. Mr. Sullivan was appointed chairman, and Mr. Flint was appointed secretary.

50385. Who is Mr. Sullivan?—He is in Mr. Pim's employment.

50386. Did he come to the committee-room in your house, and act as chairman there?—Yes, in the evening after business.

50387. Did Mr. Eustace and Mr. Flint come there also?—Yes, and many others.

50388. How many cards were issued?—I can't say. As long as anyone came up for them they were given. I knew Mr. Flint to be run out of the cards and to go and get others.

50389. When did the issuing of the cards stop?—Not until the day before the polling.

50390. Were there any cards issued on the day of polling in your house?—No, Mr. Flint came up before eight o'clock on the morning of the day of polling, and he took away all the papers that were there.

50391. Had any tickets been issued on the day before the election?—There were.

50392. That was the day after the nomination?—Yes.

50393. Do you know a man named John Faithful Warren?—I do.

50394. Was he one of the party that was in your house?—Yes, he was back and forward there.

50395. Warren stated here that he distinctly understood that he was to get £1 a day?—If he did I am not aware of it.

50396. Did you get a card yourself?—Not one.

50397. Do you remember taking any part in the election of 1859?—I do.

50398. What part did you take in that election?—I voted for the Conservative candidates. I took no part in the management of it beyond that.

50399. Did you hear at that election or about that time of any money going among the freemen in any way?—I am a long time a freeman. I know this much that the men would be told that, after they voted, if they would go and act as personation agents, they would get from £1 to £2.

50400. That was a common thing I believe?—Yes, quite common.

50401. How long are you a freeman?—I am a freeman since '35.

50402. Long before the abolition of the old corporation?—Yes.

50403. Was it always the custom to pay the freemen for their services, after voting the right way?—I was paid once, I know, for being personation agent or messenger.

50404. I suppose employment in some way were very liberally given among the freemen at every election?—They were.

50405. Would there not be a good deal of dissatisfaction if they were not employed? Was it not always expected by them that they would be employed?—The candidates on both sides would have a good many canvassers out, and have everything arranged on the day of election.

50406. Do you remember, before the abolition of the old corporation, did you ever hear of little letters or notes being left for freemen, which were subsequently cashed on Eden-quay?—Not to my knowledge.

50407. There was one witness yesterday, Mr. Eustace, mentioned a man named Hunt as one of the most active agents among the freemen in the old times? Yes. I heard of him, but I was not acquainted with him.

50408. I suppose you knew a good deal about Ross-lane society?—I was a member of it. They met in my house. The society was, in fact, formed in my house; they moved afterwards to Ross-lane.

50409. How many years did the society exist?—It existed for two years.

50410. I believe the peculiarity about the society was, that it never lasted very long?—It is in existence still. It is now turned into a loan fund society, for which I am treasurer for the last ten years.

50411. Did you not always find that the numbers of its members swelled very much at the time of the election?—I can't say. A great number would attend.

50412. It was stated by witnesses who were examined before a Parliamentary committee, that at the election for 1857 there were 200 members, though they were very few indeed before it—is that not so?—It is.

50413. And that the society became very sleepy after the election?—After the petition was heard in '57, there were a great deal of respectable men, not members of the society, subscribed to the funds; and they then withdrew.

50414. They were annoyed, I believe, at something that happened—some indiscretion of Lilly's—and they would not subscribe any longer—is not that so?—Yes.

50415. Had not the funds of the society—wherever they came from—been used generally for election purposes, when an election came on?—Never to my knowledge.

50416. It was sworn in 1857 that payments were made to every member of the society to attend on the nomination day and take part in the election?—That is usually done.

50417. Was it not a society partly political for the purpose of promoting the interests of the Conservatives at the election?—It was.

50418. Was it not a society formed to use its organization as a friendly society for political purposes when an election came on?—Yes.

50419. I believe a man named Benson was the secretary in 1857?—Yes.

50420. Is he still alive?—He is dead.

50421. You say the society is still in existence?—Yes, but there are not more than fifty members in it.

50422. The freemen were always told, you say, that at the election they would be personation agents or canvassers, and if they came after the election, they would be paid a certain sum?—Yes, if they required to be canvassers, they would be employed as canvassers.

50423. How many of the working classes of the freemen would be employed in that way?—A couple of hundred, I suppose.

50424. Would they not be very much dissatisfied if they were not employed?—I believe they would.

50425. It was treated as a very natural and proper thing that they should be employed?—That is the case.

50426. Was there ever a time, in your recollection, when what is called "head money," was paid to a number of freemen after an election?—I never heard of it.

50427. What you describe as payment to the freemen for services, which were sometimes substantial, and sometimes nominal, varied from £1 to £2?—Yes.

50428. Did you ever know it to be more than £2?—Never.

50429. How long did that system of payment go on—when did it come to a stop?—It came to a stop when the franchise was enlarged.

50430. I suppose, when the corporation was reformed?—Yes.

50431. Did it continue afterwards?—Not to my knowledge.

50432. I see by the evidence of all the witnesses examined in 1857, that they all speak of dissatisfaction on the part of the freemen, because they did not get money after the election of 1852—I would assume from that that 1852 was the first time they were not gratified in this way—would that be your recollection?—It is most likely.

50433. The abolition of the corporation would have no effect on the freemen, because they were a continuing body—do you recollect whether in 1852 there was some dissatisfaction among the freemen because these small gratuities had stopped?—I can't answer that. I can't tell as a general body.

50434. Do you know whether Ross-lane society was got up at that time in consequence of the dissatisfaction of the freemen?—I believe it was.

50435. That is exactly what is stated by the party, that they were so dissatisfied with the result of the change of system in 1852, that after the election they got up the society to protect their own interests—did you take any part in the election of 1857 further than voting?—I did as a member of Ross-lane. I was summoned over to London, but I was not examined.

50436. Were you at the meeting they made so much talk about at the time, when Lilly made a speech asking would they depend on him, and would they make him a promise?—I was, and when the meeting was over, he was called to account for it. The parties that had the management of the society were very much displeased with him.

50437. They thought probably that whatever he said, might be said in a much quieter way than at a public meeting?—Very likely.

50438. Did you take any part in the election of 1859?—I don't recollect taking any part except voting.

50439. There were no committee-rooms in your house at that election?—No; there were no committee-rooms in my house at any election, except 1857 and 1865.

50440. Did you ever hear that in 1859 there was bribery or money going among the freemen?—Not to my knowledge.

50441. On either side—either on the part of the Liberals or the Conservatives?—I didn't hear of it.

50442. We heard it stated here that there was?—If I heard it, I don't recollect it.

50443. Did you hear that there was any money paid to freemen on behalf of the Conservative side?—I might have heard it.

50444. Did you hear it?—I did.

50445. From whom did you hear it, do you recollect?—I have not the slightest idea.

50446. Did you hear the name of anyone in connexion with it?—I have no recollection of 1859 election at all.

50447. Can you give us the names of any of the old men among the freemen who are likely to know whether money was paid in 1859?—I couldn't really. If I could I would.

50448. Is there any society meets at your house?—Not now.

50449. Is there any lodge, or anything of that kind, that meets there?—None at all.

50450. Is there, do you know, a society in Dublin, called the Williamite Society?—There is.

50451. Are the members of it Orangemen?—They are not. I am a member of it. It is a burial fund society, and for no other purpose.

50452. There are no secrets, or anything of that sort?—No.

50453. It is, I suppose, confined to Protestant freemen?—It is not, it is open to any Protestant.

50454. It is confined to Protestants?—It is.

50455. It is a friendly society?—Yes.

50456. Who is the secretary of it?—William Clarke.

50457. Of Ship-street?—Of 20, Ship-street.

50458. Are you acquainted with a man named Hammond?—No. I don't know him.

50459. I gather from you that you did hear a statement about 1859 that there was some money paid on behalf of the Conservatives; but that you cannot give the names of anyone in connexion with it?—I heard it as a rumour.

50460. Did you hear a rumour that there was money paid on behalf of the Liberals in the same way?—Not to my knowledge.

50461. Did you see the papers this morning, a statement with respect to the large sums of money that were distributed among the freemen in 1859?—Your summons came to me at half-past ten to be here at eleven; and I had not time to read the papers.

50462. Mr. Dillon told us yesterday that he himself had practically the distribution among the freemen in 1859 of as much as £1,200—that is a large sum?—It is.

50463. Did you ever hear of anything like that?—Never.

50464. The Ross-lane funds never amounted to that?—No.

50465. Do you know anything about the election of 1868?—Nothing, except going to vote and coming home.

50466. Were there any committee-rooms in your house that year?—No.

50467. Did you hear any talk of money going on either side at that election?—No.

50468. I believe you did not vote for Mr. Pim at the last election?—I did not. Mr. Fry and Mr. Eustace came up to me, and I gave them my reasons for not supporting Mr. Pim the last time.

THIRTY-FIFTH DAY.

January 8.

William Jones.

50469. The two reasons you have already given, I suppose, upset him?—Just so.

50470. Do you know anything of Mr. Foster we have heard so much about?—No—I never heard of him until this inquiry.

50471. Mr. TANDY.—When your rooms were taken in 1865 as committee-rooms, were they used for any other purpose except the issuing of the cards?—No.

50472. What exactly was it that Flint used say to the freemen; what was the agreement he made with them?—He said that he was authorized to tell them that they would get ten shillings a day if they supported Mr. Pim.

50473. And be employed as canvassers?—Yes. He said that in the presence of Mr. Eustace and myself.

50474. You say the cards were issued in your house the day before the polling?—I believe they were; that is my impression.

50475. Do you recollect by whom they were issued?—By Mr. Flint. No one else gave the cards. I have one here, with Mr. Flint's signature to it. (*Card handed in.*)

50476. How did you get this card?—The man whose name is on it never came for it. It was left at my house for him.

50477. Mr. LAW.—It was never paid on?—No. A great many others were left there also.

50478. The money was never got for it?—Never. There were small cards given also to the men who worked, and were employed.

50479. I believe there was some dissatisfaction after the election?—Yes; there was a great deal of dissatisfaction a few days after the election. The men said they could not get the money which they were promised. I sent them to Mr. Eustace. He came with me to Ringsend, and by a good deal to do, he got them to go to see that they got paid. They did not get half what they were promised, nor a third part.

50480. Did Flint come back to your house in a day or two after, and write on the cards the number of days the men were to be paid for?—Not to my house. He came to Eustace's house.

50481. Is it your recollection that, besides these cards that were ultimately honoured and paid, there were a number of cards that were not paid?—A great many.

50482. We know the number of cards that were paid, for we have them here, do you recollect how many came under your observation?—Not less than a couple of hundred, I suppose.

50483. That were distributed by Flint in your place?—Yes.

50484. Might we take it that the number of people with pay cards, short of the couple of hundred, would represent the number that were never paid?—Just so.

50485. I believe what you allude to when you state that there was a good deal of dissatisfaction among the people who got these cards, is that these people who were not paid were dissatisfied?—Yes; very much.

50486. That did not, I suppose, assist Mr. Pim's candidature in 1868?—I did not hear that question raised in 1868.

50487. Mr. Flint alludes in his pamphlet to this subject?—He sent me about thirty copies of it.

50488. Mr. TANDY.—You are, I suppose, pretty well acquainted with a large number of the humbler classes of the freemen?—Yes, in my neighbourhood.

50489. You have explained the reasons which induced you not to vote for Mr. Pim in 1868?—Yes.

50490. Do you believe that the same reasons operated with a large number of the humbler classes of the freemen?—I do.

Joseph Edward Kenny.

Joseph Edward Kenny sworn and examined.

50491. Mr. LAW.—Did you vote at the election in 1865?—I did.

50492. Do you remember at what hour of the day it was that you voted?—It was about eleven o'clock.

50493. Were you engaged in any way at that election?—I was engaged in bringing up persons to a place in Lower Gloucester-street, called, I think, the Carpenters' Asylum.

50494. You were bringing up rated occupiers, were they?—Yes, voters that were living in that ward.

50495. Were they freemen?—No.

50496. Are you a freeman yourself?—I am.

50497. You say you voted about eleven o'clock in the day?—Yes, I can't recollect exactly what time it was—it was about eleven or twelve.

50498. Had anyone come for you and asked you to vote?—No; my mind was made up how I would vote.

50499. Did anyone canvass you?—Yes, I was canvassed.

50500. Who canvassed you?—I don't know. I was out when they called, but I left word to say that in case anyone would call, I would vote for Pim. I always voted for him.

59501. Whom did you vote for at the last election?—I voted for Pim and Corrigan.

59502. Do you know Connell?—I do.

59503. Do you remember seeing him on the day of the election?—I don't recollect seeing him.

59504. Do you remember his giving you a canvassing card?—Not that I recollect.

59505. Do you remember his giving you any card?—He may have, during the election.

59506. How long were you engaged canvassing before the election?—I was engaged about ten days. I attended the committee-rooms in Suffolk-street.

50507. Do you remember who was in charge of these committee-rooms?—Mr. Dwyer, he is now a solicitor.

50508. Do you recollect on any occasion, whether on the day of election or on any other day, getting a card from Connell?—I never recollect getting a card from him. I suppose I had a card showing that I was canvassing in the ward. I don't know whether Connell gave it to me or not.

50509. Were you paid for your services as canvasser?—Yes, I was paid £3 10s.

50510. You say you were canvassing for ten days before the election?—Yes.

50511. Mr. Pim was not a candidate for ten days before the election, and canvassing cards were not issued until about five days before the election?—I don't know. I was at the time a medical student, and it was vacation. I said I would apply to Messrs. Molloy and Watson.

50512. By whom were you appointed canvasser?—I was appointed by Mr. Molloy, I think.

50513. Were you appointed in Suffolk-street?—Yes, I think it was in Suffolk-street.

50514. From whomsoever you got the canvassing card, you got it in Suffolk-street?—Yes, I think so.

50515. Did you see Connell there?—I saw him there several times.

50516. Were you speaking to him on the day of polling?—I have no recollection of seeing him on that day.

50517. What did you say when you got the canvassing card?—My brother was connected with the Registration Society as a clerk. He had vacation at the same time that I had.

50518. What Registration Society?—The Liberal Registration office. He said that I should go and ask to be employed as I was doing nothing. I thought I might as well be doing that as anything else.

Joseph Edward Kenny.

50519. Did you say that you were connected with the Registration Society?—No; my brother was an assistant there.

50520. Was he appointed a canvasser also?—Yes.

50521. Did he get a canvassing card too?—He had a card, no doubt.

50522. Is your brother not a voter?—He is not.

50523. Are any other members of your family voters?—My young brother was appointed a canvasser by Campbell.

50524. Is any other member of your family a voter but yourself?—My father was a voter.

50525. Was he a freeman?—He was; he did not vote as a freeman; he voted as a rated occupier.

50526. Is there any other member of your family a voter but yourself and your father?—No.

50527. Your father and yourself were the only voters in your family at the time?—The only voters.

50528. You voted, I believe, at the last election for Pim and Corrigan?—I did.

50529. At the election in 1865 when you asked for the appointment as canvasser, did you intimate in any way to Mr. Molloy that you would vote for Mr. Pim if you were appointed?—Not at all; my mind was made up long before it.

50530. Your appointment as canvasser had nothing to do with your vote?—Not at all. If Mr. Pim was my greatest enemy I would have voted for him. It was quite *bona fide* on my part. No matter who the Liberal candidate was I would have voted for him.

50531. Mr. TANDY.—Were you very active in your canvass in 1865?—I think I was very active. I canvassed for three or four hours every day.

50532. What time of the day would you canvass?—I began about twelve o'clock.

50533. How long did you canvass?—I canvassed until four or five in the evening; it was sometimes later than that.

50534. Mr. LAW.—Is this your canvassing book that has been handed to us?—Yes. It is the only thing I have. It is by the merest accident I found it.

50535. Mr. TANDY.—I see here some entries with the observation of "doubtful" opposite to some names?—Some of these were men who were not in when I called on them. As I did not know how they would vote I put them down as doubtful. I remember a man named Jesson who is, I believe, dead, was one of these. I recollect seeing him at the time, and I fancy I saw his death in the papers since. It fixed itself in my memory that he intimated very clearly to me that he would vote if he were treated well; he said he was treated badly the last time.

50536. That was at the election in 1859?—Yes.

Peter M'Kenna.

Peter M'Kenna sworn and examined.

50537. Mr. LAW.—Are you a freeman?—I am.

50538. How long have you been a freeman?—In August, 1868.

50539. You were admitted in August, 1868?—Yes.

50540. You were in time to vote at the last election?—Yes.

50541. How were you admitted, by what title?—By marriage.

50542. Were you admitted by the Liberal or the Conservative office?—By the Liberal office.

50543. Where did you go to get your beseech filled up?—It was in the City Hall.

50544. Did the Liberal office pay for your admission?—No, I paid myself.

50545. Do you remember seeing Connell on the day of the election?—No.

50546. Do you not remember having any conversation with him on that day?—I did not see him at all on that day.

50547. What hour of the day did you vote yourself?—I voted at eight o'clock in the morning, or a little after it.

50548. After you voted did you remain here, or did you go home?—I went home.

50549. Were you brought here again through the day?—I was not.

50550. How long were you here after voting, before you went away?—I just only came here in a cab, and voted, and then went home in a cab again.

50551. Had anyone come with you to vote?—A young man came with me.

50552. Was he a canvasser?—I suppose he was.

50553. Who was he, do you know?—I don't know.

50554. Where did the young man find you?—He found me in 79, Dame-street.

50555. Where Alderman Manning was?—Yes.

50556. The young man brought you in a cab and polled you for the Conservative candidates?—Yes.

50557. Do you know who was that persuasive young man?—I don't know.

50558. What did he say to you—had he canvassed you previously?—Yes.

50559. Several times?—He had.

50560. Where did you live at the time he canvassed you?—In Dame-lane.

50561. Had you seen the young man before he canvassed you?—He was in my place asking would I vote for Guinness and Plunket.

50562. Had you been canvassed on behalf of the Liberal candidates previously?—I was not.

50563. I suppose they thought that, as you were admitted through them, you would vote for them?—I suppose so.

50564. As a matter of fact, no one on behalf of the Liberals came to you?—No.

50565. How often did anyone on behalf of the Conservative candidates call on you?—I don't know any of their names.

50566. Had you been only in one room in Dame-street?—Only one.

50567. When first were you there?—On the evening before the election I was brought in there.

50568. Whom did you see when you were brought in to 79, Dame-street, on the evening before the election?—I saw Alderman Manning.

50569. Were you brought in there by anyone of the canvassers that canvassed you?—I was.

50570. Did you sign any paper there?—I did.

50571. To work for nothing?—Yes.

50572. Did they tell you what work you were to do?—They told me to canvass and to make myself useful on the day of the election.

50573. You had not been asked to do this honorary service until the night before the election?—No.

50574. What did you do on the day of the election?—I didn't do anything except vote.

50575. When you were offered this document to sign, do you mean that you made up your mind to work for nothing?—I was expecting something after it would be all over, and that I would be paid for it.

50576. Who was it suggested to you to ask for this employment? — Mr. Samuel Warren, of Dame-street.

50577. Did you apply to him about it?—I applied to him, and he gave me a letter to one of the agents in 47, Dame-street.

50578. To whom was the letter addressed, do you remember?—I think it was to Mr. Julian.

50579. Proposing you for an appointment?—Yes.

50580. Had Mr. Warren canvassed you previous to that?—He had. Mr. Warren, junior, asked me would I vote for him.

50581. Had you any business connexion with Mr. Warren?—I had not.

50582. How did he find you out?—I live at the rere of his establishment in Dame-street.

THIRTY-FIFTH DAY. January 8.

Peter M'Kenna.

50583. Young Mr. Warren found you out there?—Yes, he came to canvass me.

50584. Was he one of those who had asked you for your vote before the election?—He was one of them.

50585. Tell us the names of the others who had asked you for your vote before the election?—I don't know any of the rest.

50586. Were the others in Mr. Warren's employment, do you think?—I think not.

50587. Was it young Mr. Warren that brought you to 79, Dame-street, the night before the election?—It was not; it was Alderman Manning sent a man for me.

50588. A messenger came from 79, Dame-street, to bring you over to Alderman Manning?—Yes.

50589. When young Mr. Warren asked you for your vote, how long was that before the election?—It was about a week before the election.

50590. Was he the first of the series of persons that asked you for your vote?—I think so.

50591. When he asked you for your vote, what did you tell him—did you tell him you would vote for the Conservative candidates?—It is very likely I would tell him something like that.

50592. Did you give him a decided answer—did you say that you were determined to vote for the Conservative candidates, or did you tell him that you had not made up your mind?—I told him I had not made up my mind, I think.

50593. Did you intimate to him and the other gentlemen that canvassed you, that you would vote for the Conservatives if you were considered in some way or other?—I did not.

50594. What did you mean by telling them that you had not made up your mind?—At that time I thought I would get into the brewery as a clerk, and that was the reason I voted for Guinness and Plunket.

50595. Did you intimate to Mr. Warren, when he canvassed you, that you wished to get into the brewery?—I did, to his son.

50596. And what did he say?—He said he would look after it afterwards, I think.

50597. That is after the election?—Yes.

50598. Was it ever intimated or understood between you and Mr. Warren that, if you voted for the Conservatives, he would do what he could to get you into the brewery?—I think he understood it.

50599. What put it into your head to apply for this employment—who was it suggested it to you?—Myself suggested it.

50600. Had you heard that people were applying for employment in that way?—I had not; I thought they would have a vacancy in the brewery.

50601. I am not referring to the brewery now—you told us that the night before the election you were sent for to go over to 79, Dame-street, that you went over, and signed one of these papers?—Yes.

50602. Who suggested that you should apply for leave to sign it?—Alderman Manning.

50603. Had you told Mr. Warren or the other canvassers at the time, that you had at last made up your mind to vote for the Conservatives?—I intended to vote for them all the time.

50604. When did you change your mind about politics—you were admitted a freeman in the summer by or through the Liberals?—I was.

50605. What induced you to change your mind?—To get into the brewery.

50606. Was that all?—That was all.

50607. Did you intimate to Mr. Warren that you were admitted by the Liberals, or through the Liberal office?—I did not.

50608. Did you ever tell him that you were a Liberal in polities?—I did not.

50609. Did you tell him that you were likely to vote for the Conservatives if you got into the brewery?—I did.

50610. Were you canvassed more than once?—I was—by the other canvassers.

50611. What did the others come for a second time?—I don't know.

50612. You could not have given them a decided answer at first, or they would not have come again?—I don't know.

50613. Did you tell Mr. Warren on the first occasion, when you said you were likely to vote for the Conservatives, that you wanted to get into the brewery?—I dare say I did.

50614. Do you think you did?—I think I did.

50615. Did he intimate to you that he would do what he could to get you into the brewery when the election was over?—He did.

50616. Did either of the other canvassers say to you what they would do for you?—I didn't ask them to do anything for me.

50617. Did you speak to them about getting you employment on the election?—I did, when I signed the paper.

50618. Did you speak to Alderman Manning about getting you employment?—I did not.

50619. Whom did you ask about it?—I asked Mr. Warren, and he gave me a letter to Mr. Julian.

50620. Had they your name down to send for you after that?—I suppose they had.

50621. If they required you?—Yes.

50622. Have you any relative a freeman?—I have not.

50623. What took place when you went over to sign the paper?—He asked me was I willing to sign it.

50624. Who asked you?—Alderman Manning.

50625. What did you tell him?—I told him I was.

50626. Did you read the paper before you signed it?—I did not.

50627. Did Alderman Manning tell you what the paper was?—He did.

50628. Did he say it was that you should work for the Conservatives on the day of the election, and act gratuitously?—Yes.

50629. Did you say anything about whether you would like to get paid or not?—I did not.

50630. Did you think you would be paid?—I thought so, but I was disappointed.

50631. Was it because you had expectations that you would be eventually paid, that you signed the paper?—I did not mind whether I was paid or not, so that I got into the brewery.

50632. Was getting into the brewery the great object of your ambition at the time?—It was.

50633. What is your trade?—I have no trade, I am only a clerk.

50634. Did you apply to get into the brewery?—I did.

50635. Did you ever get any answer to your application?—It was to Mr. Bradburne I applied.

50636. Did he ever give you any answer to your application?—He did.

50637. When did you apply to him?—I applied after the election.

50638. Did you write him a letter, or did you speak to him about it?—It was by letter I applied.

50639. To whom was the letter addressed?—To Mr. Bradburne.

50640. Or was it to Sir Arthur Guinness you applied?—To Mr. Bradburne.

50641. I suppose you told him the claim you thought you had on him—that you had voted for Sir Arthur?—Yes.

50642. Did you tell him that you had voted for Sir Arthur, although you were admitted to the franchise as a Liberal?—I did.

50643. You asked him to do something for you?—Yes.

50644. Did you get any answer?—I did.

50645. Have you the answer you got?—I have not.

50646. What became of it?—It is either torn up or lost.

50647. When did you destroy it?—About a year ago after getting it.

50648. You had not it within a month?—No, nor within six months.

50649. What was the answer?—He told me that he had eighteen or twenty young men on the books that were put on in the old man's time.

50650. That was Sir Benjamin Guinness's time?—Yes.

50651. And that he could not put you on now?—Yes.

50652. That the list was full?—Yes.

50653. Do you not recollect seeing Connell on the day of the election?—I did not see him for I was not in his office.

50654. Do you not recollect seeing him at all on the day of the election?—I don't.

50655. Do you recollect, did you notice anything queer going on here on the day of polling when you came up to vote?—I didn't stop here. I only voted, and got into the cab and went home again.

50656. Did I understand you to say that you had no vote in the election of 1865?—I had a vote as a householder.

50657. Did you vote as a householder at that election?—I did.

50658. For whom did you vote?—I voted for Mr. Pim.

50659. Did Connell ever complain how you escaped out of his hands at the last election?—He did not.

50660. Did he not say that you made off from him?—I didn't see him at all.

50661. After the election did he say a word to you about not voting for Mr. Pim at the last election?—He did not.

50662. Do you remember seeing Connell the day before the election?—I do not; nor after it, to my knowledge.

50663. Do you recollect, did you see him the morning of the day you were in the office signing the paper?—I did not see him at all.

50664. Did you see him a few days before that, do you recollect?—I did not.

50665. Connell spoke in his evidence before us to a conversation he had with you—I thought it was on the day of the election. He stated that he found you were likely to make off, and that he talked to you about it—do you recollect that?—I don't.

50666. Will you swear that you were not speaking to him about the way you would vote within three days of the election?—I don't remember it.

50667. You know Connell?—I do.

50668. Do you recollect, did you see him within a week of the election?—I might have, passing by through Dame-street.

50669. You know you were admitted to the franchise a month or two previously through his assistance, and he was at the time of the election looking after you—do you remember seeing him within a week before the election?—I do not. I don't remember him at all, to my knowledge.

50670. Did you hear anything about tickets going that morning?—Not a ha'porth.

50671. When did you first hear of money going at the last election?—I think it was at the trial in the Court I heard it.

50672. Was that the first time you heard of it?—Yes.

50673. You believed that you would get paid, notwithstanding the form of this paper you signed?—I did.

50674. Did you ever ask Mr. Bradburne for anything?—I did.

50675. I do not now speak of asking him for employment; but did you tell him how you worked and canvassed, and did you ask him for something for it?—I did.

50676. Was that another letter in addition to the one asking for a place in the brewery?—Yes; it was after that.

50677. What did he say to that?—I went up to him in the brewery, and he gave me £2.

50678. When did you go to him?—It was in August—eight or nine months after the election.

50679. Had you written to him for assistance?—That was afterwards.

50680. You first wrote to him after the election, asking to be put on the list as a clerk?—Yes.

50681. And he said there were too many on the list, or something like that?—Yes.

50682. Was it after that that you asked for money?—It was after that.

50683. How long after was it, do you recollect?—It might be six months after.

50684. Did he give you a written answer to that application?—I don't know whether he did or not.

50685. When you wrote to him, did you take the letter up yourself, or did you send it by post?—I went up to him.

50686. What ground did you put forward for asking for this money?—I told him that I was going to America.

50687. Why did you ask him for money to go to America; what claim did you put forward for asking Mr. Bradburne, or Sir Arthur Guinness for money?—That is the claim I put forward.

50688. That you were going to America?—Yes; I thought that he should help me.

50689. Why did you think so—every one that is going to America does not look to Sir Arthur Guinness for help. I suppose it was in consequence of having voted for him; tell me what claim did you put forward?—In consequence of voting for him.

50690. Did you tell him that anyone had promised you money for voting for Sir Arthur?—No.

50691. When you saw Mr. Bradburne at the brewery; do you state that he gave you money?—I do.

50692. Two pounds?—Yes.

50693. Did you give him a receipt for it?—No.

50694. What remark did Mr. Bradburne make when he was giving the money to you?—Nothing at all, to my knowledge.

50695. Did you tell him that you were going to America?—I did.

50696. When did you say you were going to America?—I did not say what time.

50697. Did you tell him that you had any funds of your own to take you to America?—I didn't.

50698. Did you tell him that you only wanted him to subscribe?—That was all.

50699. Did you ask anyone else to subscribe?—I did not.

50700. Did you intend to go to America?—I did.

50701. Are you a married man?—Yes.

50702. Were you going to move your wife and family to America with you?—I was not.

50703. You got no money from anyone else?—No.

50704. Did you ever see Mr. Bradburne after he gave you the £2?—No; only here.

50705. After he gave you the £2 to go to America, did you ever see him afterwards?—Only here in court.

50706. Was he speaking to you?—No.

50707. Did he see you?—I know him very well.

50708. Did he see you in court?—I suppose he did.

50709. Was anyone present when Mr. Bradburne gave you the £2?—I don't know. I think not.

50710. Where did he give you the £2?—Up in the brewery.

50711. Where in the brewery?—In the office.

50712. Was it in Mr. Bradburne's office?—It was in the office, I don't know whether it was Mr. Bradburne's office or not.

50713. Where was he when you went in?—He was sitting at a table.

50714. Were there any clerks there with him?—No.

50715. Who brought you into the office to him?—I asked for him.

50716. Did any of the clerks or anyone else show you to the office where he was sitting?—The gateman at the door showed me where to go.

50717. Was he a big, heavy man?—He was a tall man.

50718. Do you know was it Mr. Herbert Moore, the gateman?—I suppose that is the man.

50719. Did you see him here examined any day?—I did not.

50720. Do you know the man I speak of?—I know him; he is the gateman at the brewery.

THIRTY-FIFTH DAY.

January 8.

Peter M'Kenna.

50721. Did he bring you to where Mr. Bradburne was?—Yes.

50722. Did you tell him what you wanted with Mr. Bradburne?—I did not.

50723. You must have given some reason for wanting to see Mr. Bradburne—what did you say you wanted with him?—I told him that I wanted to speak to him.

50724. I suspect that many people went to see Mr. Bradburne—did the gateman show you in immediately to see Mr. Bradburne?—He did.

50725. Without asking you any questions?—I dare say he did ask some question, but I did not tell him anything.

50726. When you went into the office, did Mr. Bradburne ask you to sit down?—He didn't.

50727. How long were you there with him?—Ten minutes; it was hardly ten minutes.

50728. What were you talking about all the time?—I told him that he didn't answer my letter.

50729. Did he admit that he was wrong in not answering it?—No.

50730. What did he say?—I don't know what he said.

50731. Did he tell you that he would not give you any money?—He did not.

50732. How did you settle on the amount—did you ask him for any particular sum?—No; I asked him to give me some money to go to America.

50733. Do you know whether he had the letter you wrote to him before him at the time?—I don't.

50734. Where did he take the money out of that he gave you?—He took it out of a desk or some place; I did not much mind where he took it out of.

50735. You minded how much he gave you?—I did.

50736. Will you swear that Connell did not, within a week before the election, speak to you about your vote?—I will swear that he did not, that I am aware or know of, in any shape or form.

50737. Did you ever tell him who got you admitted in August; that you were going to vote the other way?—No; I paid for my admission, and I was at liberty to vote as I pleased.

50738. Did you ever tell Connell or anyone else that you were going to vote for the Conservatives?—I did not.

50739. Did your wife know that you were going to vote for the Conservatives?—I suppose she did.

50740. It was through her you were admitted as a freeman?—Yes.

50741. Mr. TANDY.—Did you know William Booth or a man named Jesson?—I didn't

50742. Was it not in your first conversation with Mr. Warren that you told him you would like to get into the brewery?—It was in either the first or second.

50743. Which was it the first or second?—I can't say which; I think it was the first; it was either the first or second.

50744. He told you he would see about it after the election was over?—Yes.

50745. Did you speak to him on the subject of the brewery more than once?—I don't know; I think not.

50746. After Mr. Warren told you he would see about it after the election, did you tell him that you would vote for the Conservatives?—I did.

50747. You first told him that you had not made up your mind?—I intended all through to vote for them.

50748. Did you not say the first time that you had not made up your mind?—I dare say I did.

50749. Is it a fact that you did say so?—I don't know.

50750. Did you not swear a moment ago that you did say that you had not made up your mind?—If I did, it is all right.

50751. You told him that you had not made up your mind in the first conversation with him?—It was the first or second conversation.

50752. Was it before the conversation about the brewery that you told him you had not made up your mind?—I don't know.

50753. Was it?—I don't know whether he asked me once or twice to vote.

50754. Did you see him once or twice?—I can't say which.

50755. To the best of your recollection or belief, which was it the first or second time that you told him you had not made up your mind?—It is very likely it was the second time.

50756. Did you the first time tell him that you had not made up your mind before there was any conversation about the brewery?—I think I told him I would vote for him.

50757. Did you tell him the first time that you had not made up your mind?—I don't know.

50758. Did not you swear that you did—is it a fact that you did?—It is a fact.

50759. Did you tell him that you had not made up your mind?—I did.

50760. Was that before any conversation about the brewery?—I think not.

50761. Do you think that you had a conversation about the brewery—did he tell you that he would look after the brewery for you, before you told him that you had not made up your mind?—I don't think I told him that I had made up my mind at all when he came in. I intended to vote for them all through.

50762. Did you swear to the Chief Commissioner that you told Mr. Warren that you had not your mind made up to vote, or as to how you would vote?—I don't know.

50763. I have it written down as your answer?—It is right, I suppose, if you have.

50764. Did you tell Mr. Warren that you had not your mind made up?—I dare say I did.

50765. When did you tell him that—was it the first or second time?—It was the first or second time.

50766. Do you remember saying it at any time to him?—I don't think I did.

50767. Though you swore ten minutes ago that you did?—It was the first or second time I told him?

50768. Did you on either occasion tell him?—I might.

50769. Did you?—I dare say I did.

50770. Do you believe you did?—I did, I suppose.

50771. Did you tell him that before or after the conversation about the brewery?—I think it was after.

50772. Which was it before or after?—After.

50773. Do you believe it was after?—I think so.

50774. It was after he promised to look after the brewery for you, that you told him you had not made up your mind?—I don't mean to swear that.

50775. That is what you are after swearing—is that true or not?—It is not true.

50776. Which is the truth?—The first time Mr. Warren came to me I promised to vote for him.

50777. You told him you had not made up your mind?—No. I told him I would vote for him. I promised to vote for him.

50778. Alderman Manning, you say, sent a messenger for you?—Yes.

50779. What did he say he wanted you for?—To canvass, or to do things about the office the next day.

50780. Was that the first thing he said to you?—He asked me was I willing to work next day.

50781. Was that the first thing he said?—Yes.

50782. Were you willing to work the next day?—Yes, gratis.

50783. That was the first thing he said to you?—Yes.

50784. He then asked you to sign one of these gratuitous papers?—Yes.

50785. Had you any conversation with him about the brewery?—Not a ha'porth.

50786. Not a word?—Not a word.

50787. Did you tell him what Mr. Warren said?—No, I think not.

50788. Will you swear you did not?—I do not.

50789. Had you any conversation at all with Alderman Manning about the brewery?—I had not.

50790. Did you ever see or know Alderman Manning before the night you say he sent for you?—No.

50791. Did you ever speak to him before?—I didn't.

50792. Do you mean to say that he sent a special messenger for you, and then asked you would you work gratis, although you had never spoken to him before—is that your account of what occurred?—He asked me did I know him, I told him I did. He then asked me would I work gratuitously the next day.

50793. Did he ask you how you would vote?—He didn't.

50794. Is that all he asked you?—Yes.

50795. What were you employed at the next day?—I was doing nothing at all.

50796. That is what Alderman Manning asked you to do gratis?—I was in the office next day, I wasn't asked to do anything.

50797. Did Alderman Manning tell you what you were to do?—He did.

50798. What did he tell you you were to do?—To be there about the committee-rooms making myself useful. I went to the committee-rooms, and I was back and forward there.

50799. How long were you in the committee-rooms the next day?—I was out and in.

50800. What were you doing?—Nothing at all.

50801. Did you canvass anyone?—I was not asked to canvass anyone.

50802. Mr. MORRIS.—You say you were made a freeman through your wife?—Yes.

50803. And you were made a freeman by the Liberals?—Yes.

50804. And you voted for the Conservatives?—Yes, I did.

Mr. *William Gibson*, solicitor, sworn and examined.

50805. Mr. LAW.—You took no part in the election of 1868?—No professional part.

50806. You were conducting agent for Mr. Vance in 1865?—I was.

50807. In connexion with Mr. Sutton, who was engaged for Sir A. Guinness?—Yes.

50808. Who was assisting you?—A great many. When I got your secretary's letter I looked for papers, and I found that I had no accounts; I went to Mr. Vance and he had the accounts and the names, and if they are handed to me I can tell you the names of the assistants in a minute. Mr. Barker was the expense agent.

50809. Mr. Henry Oliver Barker?—Yes; his brother, Mr. R. Barker was also employed. Mr. Goodman exclusively had charge of the out-voters; and I adopted what was the habit at previous elections, of having a gentleman in every ward to conduct that ward.

50810. Their names are here?—They are. There were professional gentlemen to take charge of each ward.

50811. Who assisted you in the central office in Westmoreland-street?—Mr. Goodman was there a good deal; he had the out-door department altogether. Mr. R. Hyndman, solicitor, and Mr. Atkinson, assisted by a number of people connected with the Registration Society. I do not recollect that there was any other professional staff. There was Mr. Bayley in charge of one ward, and Mr. Aquilla M'Mahon of another. All the names are here in this account. I never saw this paper until after I was written to by the secretary to produce the accounts.

50812. What is that?—This purports to be the "Expense agent's account of receipts and disbursements in the election of 1865"; and I believe it is a copy of what was sent to the sheriff. I got it from Mr. Vance; I did not know of its existence.

50813. I presume it is a copy of the account lodged with the sheriff, which copy was sent to Mr. Vance?—It is the copy or the original. It is entitled "Expense agent's account." I presume a copy of it was sent to the sheriff, and that this is Mr. Vance's copy.

50814. There was a copy, I suppose, sent to Mr. Guinness also?—Yes. It purports to be an account of the expenses of both.

50815. You only got this the other day?—I only got it this morning.

50816. I understand you did not get any vouchers along with it?—No. Mr. Vance says he never saw vouchers. I was under the impression that these things were always sent into the sheriff.

50817. So they are; but after six months the sheriff hands them back to the parties if they are asked for?—Mr. Vance says he never saw them.

50818. Do you remember any others who were assisting you?—Mr. Dix was another agent; Mr. Carolan was an agent; and Mr. Walshe of Mount-street.

50819. Does the list state where they were agents for?—No, but I think I could tell that; they were all in their immediate wards.

50820. We may take it that the principal management devolved upon yourself, Mr. Goodman, and Mr. Atkinson?—The principal management devolved upon me with them.

50821. Mr. Goodman says he had charge of the out-voting correspondence?—I think he did nothing else. We had a difficulty about the out-voters. I forbade any money to be paid. We made an arrangement with the railway companies to give tickets, and Mr. Goodman had an infinity of correspondence.

50822. I do not assume that you sent tickets to any who were not going to vote for you?—We avoided pledging the people for whom they would vote; but I am free to admit, that we did not send tickets to anybody who would not vote for us.

50823. You drew up the circular in accordance with the precedent in *Cooper* v. *Slade*?—No, we settled a circular which we thought was within the law, but we were aware of the decision in the House of Lords. Dr. Guinness Beatty was there that year too, one of the expense agents; Mr. Bastable, and Mr. W. Moore, who resides in Belfast.

50824. While Mr. Goodman was looking after the outvoting department, and superintending matters generally, Mr. Atkinson had special charge of the freemen?—I do not think so. Mr. Atkinson was the general manager of everything.

50825. Connected with the office?—And with everything; the wards and everything.

50826. He says himself that he did look specially after the freemen?—Perhaps so.

50827. Do you remember before the day of election any discussion as to the expediency of making some arrangement with the freemen?—I do not.

50828. Were you present at any conversation on the subject?—No; further than this, that numbers called to say that they were bribing immensely in Pim's party, and several of them brought in cards. I sent in some to the secretary, signed by Flint and others, saying "here we are offered so much." They are the cards I heard spoken of here.

50829. I suppose those who got the cards were trying a little bit of auction?—Some were. I had no doubt they brought them to show me that employment had been tendered to them on the other side, and taking credit to themselves for not accepting it.

50830. But they took the tickets?—I am quite sure some of them did not.

50831. You did mention the matter?—I did.

50832. To whom?—I have no idea; probably to Mr. Thomas Vance. Every one knew it; there was no secret about it.

50833. Who was the person whose attention you called to the proceeding on Pim's side; was it Mr.

THIRTY-FIFTH DAY.

January 8.

Mr. William Gibson.

Thomas Vance?—I do not recollect that I called the attention of anyone in particular. We discussed it openly. Mr. Vance may have been present at the time. Major Bramston Smith was chairman of committee, and I dare say he was present.

50834. Do you recollect being present at any conversation as to the necessity of doing something to counteract these proceedings you talk of?—No; because Mr. Vance always stated in the most positive terms that he would not give a shilling beyond the legitimate expenses.

50835. Did Mr. Thomas Vance always say that?—Always. Mr. Tom Vance said it would be ridiculous to do so and that he would not be a party to it. On the day of election I felt that the game was up, and that we could not succeed except the system adopted by Mr. Pim was counteracted, and I said so publicly. A message came to the office, I do not know whether it was through Mr. Barker or some one else, that Mr. Vance would not give a shilling; and then late in the day the game, in fact, was given up.

50836. We had it detailed by Mr. Atkinson, very candidly, I must say, and very minutely, that on the day before the polling the matter was discussed; and as I gathered from him that Mr. Tom Vance stated that he would not see his brother lose the election for £1,000; not saying that he would give it, but it was one of those statements which might be interpreted to mean that. He stated also, as you may have seen by the papers, that whilst the impression was growing in his mind that something should be done, Mr. Foster came down in the evening; that Mr. Foster, seemed to know all about it, and that he, Mr. Foster and Mr. Herbert Purcell, locked themselves up all night up stairs?—I have not the slightest recollection of it, and until I saw Mr. Foster's name in this account as an agent, I would not have believed that he was engaged in the election. His name is down here for £10, and it is plain that he was engaged as an out agent; but I have no recollection of his having been there at all. He was never previously engaged by me at any Dublin election.

50837. Mr. MORRIS.—Mr. Atkinson only says he "thinks" that Mr. Gibson was there.

50838. Mr. LAW.—He is not certain, he thinks you were there?—I knew nothing about it.

50839. He mentioned Mr. Thomas Vance as having made that statement?—I never heard Mr. Tom Vance state it; quite the contrary.

50840. Were you present at any conversation at which monetary arrangements with the freemen were alluded to?—No; pending the election.

50841. Did you see Mr. Foster during the election?—I would have said yesterday that I did not see him at all during the election; but having read it in this book I think it likely he may have been there on the day of the election (there was an enormous crowd of people); but I certainly had no conversation with him. Nothing is impressed on my mind of his having been there at all.

50842. Do you remember that something did occur on the day of election?—Yes; at two or three o'clock the first thing that struck me was that some of the men employed in the office—the man on the door—went away.

50843. Who is he?—I do not recollect his name.

50844. He was one of the registration people?—No; I think he was employed as a door-keeper, to prevent the mob getting up. We had three or four people in the hall—it was quite necessary to have them there—and we saw that several of the men employed as poll-clerks and personation agents had gone away and voted against us. I saw then that there were serious influences at work, but I knew of nothing wrong, except the gross employment by Mr. Pim previous to the day of election.

50845. Do you remember anything occurring that required Campbell to stand at the door and keep the people from making a row?—No.

50846. You did not know anything about the distribution of envelopes?—I never heard of it until the trial of the petition before Judge Keogh.

50847. I do not think it was mentioned before Judge Keogh?—Well, then, I heard it at this inquiry.

50848. You heard of bribery?—I heard of bribery, but I do not know how it was done. After the election, in the evening, either Atkinson or somebody else, came up to me, and said, "There are a parcel of men in a public-house"—Powell's, I suppose—"who are in a most excited state." He said they had been promised money, and that they threatened to go and pull down Mr. Vance's house if they did not get the money. I fairly and candidly avow that the election being over, I advised that they should be paid whatever was promised them, in order that there should be no row, and feeling that it would be indiscreet and injudicious to have Mr. Vance's name brought forward in the matter in that way. I believe that was communicated to Mr. Vance, but he refused to pay. I think it was communicated a second time to him, that the amount was not a great deal, that there ought to be no noise about it, and that it should be settled, but he still refused. Then I understood it was paid by some of his friends, and he has told me that after some time he repaid them.

50849. Do you know who first advanced the money?—I have no idea. I think Mr. Tom Vance told me he advanced the money; but I thought it was somebody else. His brother told me he remitted the money afterwards to Mr. Thomas Vance.

50850. There was a man named Smallman who has been mentioned?—I never heard of him until I saw his name in the paper.

50851. Mr. William Falls was mentioned as the person that advanced the money?—I do not know him. I saw him, and I thought he was a Vance; but I understand he was a cousin of Mr. Vance; but I never had any communication with him.

50852. Was he not in the committee-rooms as one of the friends?—I do not think he was; it is quite possible he was there as a relative. I thought the money to pay the men in Powell's was advanced by Mr. Tom Vance.

50853. I think Mr. Atkinson stated that the first advance of the money was made by Mr. Falls?—I read in the papers that he said he was paid by me, or by a clerk of mine.

50854. No, he did not say that; but my impression is that he thought the money was given to him in your office in Frederick-street?—No; most emphatically not.

50855. Mr. Atkinson says he got the money—£60 or £90—from Mr. Falls in your office?—Not in my presence.

50856. He did not say that?—I thought I read in the papers that he said he got the money from a clerk of mine. I had no clerk that would take that side in politics at all.

50857. He says he got the money from Mr. Falls, and I think he said it was in your office in Frederick-street?—No, because the money was not got until late, and there was an enormous difficulty in getting it at all.

50858. Did you ever hear what amount of money was spent on that?—I believe the only money ever paid that is not in this account was that £90.

50859. Did you hear what the amount of it was at the time or afterwards?—I should have said less than £90.

50860. Mr. Atkinson said from £60 to £90?—I thought he said £90. My opinion of Atkinson is that he would not state what was not true. I think the report was that there were thirty or forty men at Powell's, but I do not think the sum they were to get was mentioned.

50861. Did you ever hear of any other money having been paid, or contracted to be paid, to the freemen in 1865, except that money?—I do not know anything about the freemen. I suppose these men at Powell's were freemen.

50862. Did you ever hear of any other money except that £90?—I never heard of any money, nor do

I believe that any money was paid connected with the election except what is mentioned in the account, save that sum of £90, or whatever it may be, and one other sum, which I should say was about £60 or £70.

50863. That came from Mr. Vance himself?—Some weeks after the election applications were made to me for expenses connected with the election—a whole lot applied.

50864. Do you mean travelling expenses?—No; but employing people. Gentlemen connected with the wards were considered to be responsible for having employed extra people, and there were complaints about it, and they were summoned before the Lord Mayor. They said it was a hardship that they should be called on to loose time as well as money, and that it was unfair. I applied to Mr. Vance, and got from him, after considerable delay and pressure (more than I thought he should have required), £70 or £80.

50865. To reimburse the ward agents?—Yes; for extra expenses. It was unquestionably under £100, and I believe not a shilling more, except what is in this account, was ever expended on the part of Messrs. Grogan and Vance.

50866. Did you understand at the time whether any portion of that £80 or £100 that was so disbursed had been given to freemen?—I do not know what became of it, nor have I an idea of how it was spent.

50867. When Mr. Vance agreed to pay £80 or £100, to whom did you give it?—To Mr. Manning, of Grafton-street.

50868. Alderman Manning?—Yes.

50869. To pay the parties?—To pay himself principally.

50870. Did you understand from him who the ward agents were who wanted to be reimbursed?—He did not give me any account, nor did I ask him. I think he produced a summons, and said, "There are a great many of these tormenting me."

50871. He gave you a statement?—He stated how much the money was—the gross sum—but he never gave me a detailed account.

50872. He did lay a statement before you?—No; certainly not. I wrote, I think, eight or ten letters to Mr. Vance before I could get the money from him.

50873. Alderman Manning did give you the gross sum?—He did.

50874. You did not pay any money to anybody else?—No; the only sum I ever paid to anybody was that sum. All were paid through Mr. Barker, and the name of everyone who was paid is in that account.

50875. Did you ever hear that any portion of the £80 or £100 had been devoted to buying freemen?—Never. Quite possible it may. I do not think that Alderman Manning had much to do with the freemen. I think he was in the South City ward. I believe he was head man there and I think the Royal Exchange ward. I do not think he had anything to do with the freemen.

50876. Very considerable preparations were made for freemen; envelopes to the number of 300 were prepared?—Mr. Atkinson says that only 50 or 60 were distributed.

50877. Ninety pounds would not go far amongst fifty or sixty persons at £3 a head?—I never heard what was to be paid before or since, but I heard there were thirty or forty who would pull down Mr. Vance's house if they were not paid. It was mentioned in a very excited way; and to prevent any public demonstration of that sort I did advise that the money should be paid.

50878. You were acting at the preceding election?—I was acting for both candidates at the elections of '52, '57, and '59.

50879. Do you know anything about the election of 1859?—There never was any bribery that I ever heard or believe, or any employment that could by any possibility be said to be illegal at the elections of '52, '57, or '59.

50880. You were looked on as rather shabby, I believe?—We were accused of being quite shabby. There was a good deal of dissatisfaction amongst the freemen with regard to pressing for employment, but I must say that it was quite as great upon the part of other electors as from the freemen. It was perfectly melancholy to see the class of men who used to press and annoy for employment, and incredible to those not accustomed to such matters; men who ought to be ashamed of it.

50881. People are not very squeamish at election times. You were pestered, no doubt, and in your evidence on the petition you state it plaintively enough?—No doubt, we were worried.

50882. Is it not the fact that prior to 1852—and so Major Smith stated—there had always been some gratification amongst freemen?—I heard so.

50883. Are you aware that it existed in 1852?—Not a single shilling in 1852.

50884. Did you hear of any bribery on the other side?—No, not a shilling. Alderman Reynolds was the only candidate at the other side, and I do not think he would bribe.

50885. In 1857 were you bribing?—I believe we were accused of it in 1857.

50886. Lilly was near ruining you all?—I think Lilly would have taken money if he got it, but I do not think he got it. I am not conscious that a shilling was illegally or improperly spent on the second election. Mr. Grogan, Mr. Vance, Mr. Cusack, and myself swore that in bribery there was not a shilling expended.

50887. What I asked had reference to bribery on the other side. Did you hear of any bribery by the Liberal side in 1857?—No.

50888. Did you hear of any bribery in 1859 by the Liberals?—I did, but I was slow to believe it. I never heard that anything like what was mentioned here yesterday was spent in 1859. We had no idea of it.

50889. They did poll a considerable number of freemen in 1859?—No doubt; but the influence of Mr. Brady was considerable.

50890. Not amongst the freemen?—It was, amongst a great many freemen. There are a great many freemen connected with Government. We always considered that there were 300 Radical freemen in Dublin.

50891. When did they get admitted?—From time to time. But the Mr. Bradys themselves are freemen. There are three of the Collis's freemen. I was made a freeman myself by O'Connell, and I never paid anything. He began by admitting freemen for nothing—he was letting in every one.

50892. As regards religion being the test of politics, it would be impossible for the Catholics to be largely admitted freemen?—No; not by service.

50893. There are very few Protestant freemen would take a Catholic apprentice?—If you poll the freemen to-morrow, 300 would vote for the Radical candidate.

50894. Having regard to the large number of freemen who did vote for the Liberals in 1859, do you doubt the statements made about the amount of money spent amongst them?—I think about 800 voted for Mr. Pim.

50895. I am talking of 1859—your third election. You were at four elections?—I was at four elections—how many voted in 1859?

50896. I cannot tell how many freemen. The gross poll is:—For Vance, 3,711; for Brady, 3,465?—My impression is that Mr. Brady would not have had over 300 freemen to vote for him, if there was no indirect influence.

50897. We did get this morning, from one witness, a list containing the names of persons, 156, to whom he gave money indirectly through others in 1859?—I heard there was bribery in 1859.

50898. Did you hear it soon after the election?—Probably at the time, but I did not believe it was to anything but a limited extent. I had a doubt that it existed at all. You hear all sorts of reports at election times.

50899. You heard at the time that there had been bribery?—I did.

50900. Did you hear it from any particular source?—No; every one would come in and say, "They are bribing like fun on the other side." I make it a rule to believe very little that I hear at elections.

50901. Did you hear of bribery at the last election?

THIRTY-FIFTH DAY.

January 8.

Mr. William Gibson.

I heard of lavish expenditure of money. I never heard there was any bribery until the trial of the petition. I never heard of 76, Capel-street until the trial of the petition.

50902. Did you know Mr. Foster?—A little—very little. I saw him at the county election, and I knew him just to speak to him, but nothing more than saluting him.

50903. I believe he was better known at the county elections?—He was. He never had anything to do with my three first elections, and I would say, up to the other day, until I saw his name in the booth that he had nothing, or very little, to do with the last.

50904. Mr. TANDY.—He was actively engaged before the election?—For one night.

50905. Mr. LAW.—He did a good deal that night?—Not to my knowledge.

50906. No; he was not recognised?—He was not recognised.

50907. He got up these 300 envelopes?—I thought I heard only 30 or 40 were distributed.

50908. Thirty or forty were distributed, but the preparations made were most ample?—I thought it was Campbell did all that. My recollection is that the word that came down was that there were men in the house, and that they were brought there by Campbell.

50909. They were kept in good humour with refreshments?—I never heard Mr. Foster's name until now connected with the Powell business.

50910. I suppose you never saw the vouchers for that account?—No; I usually sat by at all the payments for the three previous elections; but I had the conduct of the county election in 1865 with Mr. Parkinson, and I went away the very instant the city election was over, and all the payments were made whilst I was away.

50911. Who was the expense agent in 1859?—Mr. Cusack was for the second election; for the third, Mr. Price, now the Governor of Kilmainham Prison.

50912. He was one of the honorary secretaries at the time?—He was. Mr. Barker was expense agent in 1865.

50913. You had three expense agents?—Mr. Barker's brother was employed as agent or assistant. Henry Oliver Barker was expense agent for both candidates. This account contains the credits for both candidates, and the payments are all joined together. It is a joint account. I have no doubt it is an accurate account.

50914. Mr. TANDY.—You had considerable experience in the elections of 1852, 1857, 1859 and 1865; could you form an estimate of the number of the poorer class of freemen whom you considered accessible?—That was a subject we considered often, especially in 1852, and I always heard that the men who might be won by bribery amounted to about two hundred. My impression is that that estimate is pretty accurate, for the freemen were generally very steady, with strong political principles. We conducted these great elections at which we did not give money by political meetings in the Liberty, at which very strong speeches were made by men well-known to the freemen. We used to go to the Liberties and hold meetings. We were not giving money, and we gave meetings instead. There were not more than 200 would vote against us for money, and 400 or 500 would vote for us, but would like to get money. That is about a fair estimate of it.

50915. About 200 could be bought over by either side?—Very likely.

50916. And 500 altogether would like to get money?—Yes, and would expect it. I speak of the employment people. I think a very large proportion of the electors, both bond and free, would like to get employment.

50917. Mr. MORRIS.—You never heard of the device of the gratuitous service paper before?—I happened to be here in court when it was mentioned before Judge Keogh.

50918. Mr. LAW.—Did you ever hear that it was practised before?—No.

50919. You never had anything of that sort in 1865?—No.

50920. One witness said he tendered his services gratuitously, but expected to be paid?—I do not remember any one telling me of that. I know that a number of gentlemen gave their services gratuitously on the day of election, to give us some help; amongst others, Mr. Williamson, Mr. White, Mr. Parkinson, and Mr. Watson, and a number of other respectable professional men. I offered to pay them, and they refused.

50921. Did Mr. Alma assist you in 1865?—I am sure he did. I think he did on the day of election. He was very much engaged in the county, and I may be mixing up both elections; but Mr. Williamson, Mr. White, Mr. Parkinson, and Mr. Watson did take part in the election, and were very active indeed; but they only gave us one day.

50922. The day of the polling?—Yes; they were at the polling, all except Mr. Watson.

50923. Who is Mr. Watson?—He is a solicitor in Carlow—a good strong Conservative. He is a relative of Mr. Brewster. He acted at every election, and never got a shilling.

50924. Mr. TANDY.—In your opinion, the day was won in 1865 by the canvassing cards?—I think it was very likely.

50925. Mr. LAW.—They were much more effective than the gratuitous service papers?—We were stingey in employment, for we did not give anything beyond the mere legal fee. I never sanctioned anything but real employment. The statutable fees did not give a fee to personation agents, and I fixed it myself at £1 for the day. I see that several of the witnesses state that they got £1 for their votes. That must be the money I speak of; but I never appointed any of them except to be of use in detecting personations.

50926. Mr. TANDY.—In giving employment in 1865 would you in preference select voters?—I would, if they were at all competent.

50927. Did you consider in 1865 that giving employment was the means of securing votes?—I doubted it very much. To some extent it would have an influence, but the sum (13*s.* 10*d.*) was so small.

50928. Mr. LAW.—They like to be employed whatever they get?—Some of them ran away from us afterwards; but they do like to be employed at elections; beyond the trifle that is given, everyone likes to be employed.

50929. I dare say if they got nothing they would ask to be employed?—At all events they would not like anyone to be employed but themselves.

50930. Mr. TANDY.—You think the vast majority in 1865 would have polled for you in any case?—I do. Several said to me, "if you don't give me so and so I will not vote." I never yielded to that; but I found afterwards that the great majority of them, nearly all voted for us.

50931. They wanted to get it if they could?—In 1865 I was pressed greatly by a man to give him employment, and I refused; after the election he said to me, "you treated me badly, but I voted for you, and I brought up several voters," because, according to their own story, every one you would employ would bring up hundreds of voters. To test him I said, "bring me a list of those you brought up." He said, "I will bring it to-morrow, and I hope you will pay me." He brought me the list, and the first name on it was the late Master of the Rolls. There were nine or ten names like that. I said to him, "go away, and don't come to me any more," A great many men would vote without any employment, but they would like to get it.

50932. Mr. MORRIS.—In a fairly contested election what would be the number of canvassers that would get 13*s.* 10*d.*?—The 13*s.* 10*d.* had reference to the poll clerks and tally clerks.

50933. Mr. TANDY.—But about the number of canvassers?—My opinion is that there should be none.

50934. But there always are some?—I had none in my three first elections. I believe a great many people think they are insulted by a common paid canvasser seeking their vote. Others who want to get

employed say, "This ward is not half canvassed." At my first three elections I had no paid canvassers. Mr. Pim very much originated that system in 1865. I had no paid canvassers prior to that, except very few.

50935. You think the system of paid canvassers originated in 1865?—I do. I do not remember that we had any paid canvassers. There may have been a few.

50936. Have you ever turned over in your mind about how many of the poorer class of freemen would not be able to register either as £4 occupiers or lodgers?—I have no idea. A great many I suppose. A great many of the sons of respectable citizens who are freemen would be disfranchised.

50937. Mr. MORRIS.—Merchants and others residing out of town?—Yes; and attorneys having offices, but residing out of Dublin.

50938. Mr. LAW.—We are told that Mr. Barker is not at home?—I never saw him since the petition. I inquire always for him. I understand he is very unwell in Edinburgh. There is no doubt whatever about it. I have not seen him since he was ill. I believe he is a perfect invalid, I am sorry to say.

Luke Doyle sworn and examined.

Luke Doyle.

50939. Mr. LAW.—Did you take any part in the election of 1868, further than voting; had you anything to do with the arrangements?—Not at the last election at all, only voting.

50940. Are you a freeman yourself?—No; I could be a freeman by right of marriage; but I never took it out.

50941. Did you take any part in the election of 1865, more than voting?—No.

50942. Do you remember the 1859 election?—Yes.

50943. When Brady and M'Carthy were the Liberal candidates?—Yes.

50944. Did you take an active part in that election?—I did.

50945. Had you anything to do with looking after the freemen?—I had.

50946. What did you do—was any money committed to you?—There was.

50947. Was that the night before the election?—The night before; Sunday night.

50948. Did you get any money at Armstrong's?—I did.

50949. I believe a number of you met there, and ultimately each gentleman present got a sum of money into his hands on leaving the house?—So I understand.

50950. How much did you get?—Two hundred pounds.

50951. Do you know who gave it to you?—I could not say.

50952. Was your name called?—My recollection is that I was handed the money by a strange party.

50953. In the room?—Yes.

50954. Were other persons there at the time?—Yes, there were other parties there.

50955. Was Mr. Donnelly there?—I did not know him.

50956. Was Mr. Dillon there?—Mr. Dillon was there, and Mr. Armstrong, his son-in-law.

50957. Did you go away when you got the money?—Yes, and brought the money with me.

50958. Where were you stationed next day?—In Britain-street, a public house belonging to a man named Murran, at one of the corners near Jervis-street or Stafford-street.

50959. Is that same publican there still?—No.

50960. Is the house still a public house?—It is.

50961. Was there anyone there with you?—Yes, I had a couple of parties assisting me, Mr. M'Bride, Mr. Nevin, of Cork-street, he is living there still.

50962. Had they money?—I had the money.

50963. How did you communicate with the freemen?—A strange gentleman with Mr. Dillon were with me on the day previous to getting the money, and asked me to secure the freemen, the limit being from £2 to £3. I went to the Liberties on the Saturday, and made a canvass. I opened Nevin's public house to give them drink, in order that I might have communication with them.

50964. Had you dealings with many of them in that house?—We brought them there, and gave them drink, and secured their services to go and look after others.

50965. When the word went out, had you a sort of levee?—Yes.

50966. Did you take down the names of the persons you were dealing with?—No.

50967. Had you known them before?—No, we had a list of freemen.

50968. Did you mark those men that were secured?—I looked at the list when each man came in.

50969. When you found that he was willing to treat, did you make a mark opposite his name?—I did not keep any list. The list was there, and I used it for the purpose of ascertaing if the party was a freeman, and then we sent him to vote. Either Nevin or M'Bride would be with them, and either of them would come to me to inform me that the man voted.

50970. On the Saturday when you went to the Liberties, and that Nevin's house was opened for drink, did you mark the names of those freemen with whom you succeeded?—No.

50971. Did anybody mark them?—I am not aware.

50972. Did you tell the freemen on the Saturday where they would find you on the day of the polling?—I was at Nevin's in the morning very early.

50973. Did you know the house in which you would be on the Monday, the day of polling?—No, that was an after consideration.

50974. When were these people taken to Nevin's?—Monday, the day of polling. It was just a private tap-room.

50975. How did the freemen know where to find you?—We met them in the morning, and the cars were sent on with them.

50976. The arrangement was that they were to go to Nevin's; cars were brought, and they were driven away, and whoever had charge of them, brought them up to you?—Yes.

50977. Did you distribute £200?—More. I got a second supply of money.

50978. About what time?—It was very little; my money ran out about two o'clock.

50979. What did you pay them?—£3 was the average; some less, but I was limited to £3.

50980. I suppose the £200 would represent about seventy people?—About sixty or seventy. I was under some expense for drink, &c., that I had to pay.

50981. From whom did you get the second supply?—It was sent to me from Mr. Dillon.

50982. How much?—About £20. I returned some of it.

50983. You did not deal with many more?—It became too late.

50984. How many freemen did you deal with altogether?—My impression is that it was about sixty altogether.

50985. The whole day?—Yes; we could have done twice that if we had the money. They wanted £5. They were getting £5 at the other side, and they told us so, and when they did not get it from us they went away and did not come back.

50986. Could you give us the names of any freemen who said so?—No.

50987. Did they mention anyone that was trying to run up the price at the other side?—They did not mention any names; but that they could do better.

50988. They wanted more and they refused your £3?—Oh, yes; they said that £5 were going, and that they would not vote under it.

THIRTY-FIFTH DAY.
January 8.
Luke Doyle.

50989. Did you give £5 to anybody?—No; my limit was £3. My impression is that I only paid £3.

50990. The freemen you dealt with would be about sixty in number?—That is my impression.

50991. Did you act similarly in 1867?—I never acted before or since, and never will again. I got enough of it.

50992. Did you hear of any bribery in 1857?—My impression is that there was always bribery, I was reared about the Liberties, and the freemen never voted without it at any election.

50993. I suppose you mean without getting money?—Yes.

50994. But would not the great body of them vote even if they did not get it; it is usual, but they were not made to vote different?—I cannot say. They look to it as a matter of right.

50995. You say you were brought up about the Liberties; can you say whether it was a usual thing for the freemen to get money?—It was. I recollect in my father's house we often influenced the freemen to vote on the Liberal side, and even Conservative freemen to vote for the Liberal side, and I am aware that they got the money on the Liberal side.

50996. They were bought over?—They got more, probably than at the other side.

50997. You can give us no information about the last election?—I had nothing to do with it.

50998. You mentioned that Mr. Dillon and a stranger called upon you; who was he?—I do not know, I think he was a south of Ireland gentleman, by his accent.

Mr. Charles Kernan.

Mr. *Charles Kernan*, solicitor, sworn and examined.

50999. Mr. LAW.—We understand that you in the years 1857 and 1859, conducted the elections for the Liberals in the city of Dublin?—Yes.

51000. Was it considered by those who were acting for the Liberal candidates that it would be well to secure by money a certain number of the votes of Liberal freemen?—Yes, that the election was hopeless for the Liberals unless they were prepared to bribe extensively.

51001. Do you know as a matter of fact whether it was determined that these operations should be carried on?—I do not know that I consulted anyone about it.

51002. Did you resolve that it was necessary that it should be done?—Absolutely necessary, or futile to enter into the contest without it.

51003. Tell us the agency by means of which this was carried on. Mr. Dillon said last evening that he distributed nearly £1,200—first he received £1,000, and next day another thousand, of which about £200 were dispensed. Was it from you Mr. Dillon heard a sum of money would be placed in his hands?—Yes, I made the arrangement with Mr. Dillon.

51004. He says that he was handed the first £1,000 in the Hibernian Bank. Is that your recollection?—I cannot recollect how he got it, but it was upon my authority he got it.

51005. Do you recollect that he got a second thousand, upon the day of polling?—I do recollect about three o'clock someone coming and saying the first thousand was gone; that heaps of freemen were hanging about, and I was told that the election could be turned. I heard that between two and three hundred were unpolled, and I directed that the money should be given to Mr. Dillon.

51006. That was the second supply?—Yes.

51007. That was given after three o'clock on the following day?—Yes.

51008. Are you aware whether, besides these two sums of £1,000 each, any other money was advanced or paid to anybody else for a similar purpose?—No; I was not aware of it. I think after the election somebody came to me and said I should see them all right, as they had paid money; there was Mr. Nolan, of Britain-street. I forgot it till he mentioned it a week ago in court, but I recollect his coming to me, though I do not remember the amount.

51009. It was £70, and he was ultimately reimbursed by you or by your authority?—I have no recollection of the amount.

51010. Was anybody else but Mr. Nolan paid money?—There may have been other small sums, but I have not any recollection of it. The impression upon my mind is that they were small sums. One man said he got a man to vote, and I had no reason to doubt him, so I settled it.

51011. I suppose Mr. Dillon handed you the residue of the second thousand, having spent about £1,200?—Yes.

51012. Then there were the £70 paid to Mr. Nolan?—Yes.

51013. Was there a sum of £100, £200, or perhaps £50, given in any other quarter?—No; about £25.

51014. Then a sum of £1,300 would cover all the amount given—the £1,200 and the £70 to Mr. Nolan?—A good deal of money went, not only in paying freemen, but amongst men who thought they were entitled to something of their own; but I never got any return of it.

51015. Some of it would be distributed by other hands?—I have been told so, but I do not know whose the hands were. I never knew that the gentleman who was examined upon the table to-day had anything to do with it.

51016. You intrusted to Mr. Dillon the carrying on of the operations as he thought best?—The fact was, as I recollect, I had only two or three days to prepare for the election.

51017. And is it your belief that there was not any other fund but that?—I am positive whoever distributed the money in that way, it was all done through me.

51018. And that a sum of £1,300 would cover the entire amount?—Yes.

51019. Was there any such operation in 1857?—Yes.

51020. And was that done under your direction?—Yes.

51021. Mr. Dillon said he did not act then?—No; James Dillon, his son, did. He (James Dillon), went afterwards to America, and his father, within the last month, told me he was dead.

51022. Was it to James Dillon you committed the money in 1857?—Yes; I was examining last night whether I had any memorandum of the matter, but it was not likely that I would have made it about such a matter. I have no recollection of any.

51023. In this case you dealt with James Dillon personally?—Yes.

51024. Give us an idea, now, of how much money was distributed through James Dillon?—I don't think it was so much. I don't think it was £1000.

51025. About how much, then?—About £700 or £800, I think. It is a floating recollection I have—I have no data for it at all.

51026. But you think it might amount to £700 or £800?—I think it was, and from the number that voted.

51027. Have you got any return or other papers of the number of freemen polled on either of these elections for the different candidates?—You will find, in the printed list, the number in '57. I did not bring it with me, but I found it last evening.

51028. We have only the gross poll here?—You will see that the numbers of the freemen that voted are these—1,900 for Vance.

51029. Of the freemen who voted there were, for Grogan and Vance, 1,900, and for Reynolds 348?—Yes, that is it. I have, in '59, amongst the papers I found, a tot of the different booths, and everything that was then taken before the Sheriff. I could bring them.

51030. I suppose what is stated here in the brief used in the petition against Mr. Vance is accurate?—It is.

51031. These figures of 348 for Reynolds and Brady are accurate?—I am sure they are.

51032. Will you say that all these 348 freemen got money?—Oh, no; because as Mr. Gibson has already told you there are a great number of Liberal freemen that vote without money.

51033. Mr. MORRIS.—Would you say that there are as many Liberal freemen as he said?—I was always under the impression that there were about 200 Liberal freemen—Liberal Protestants and some few Catholics—men who got their freedom by servitude to Potestant masters.

51034. Mr. LAW.—If in 1857 there were £800 spent, by deducting 200 from these 348, it would only leave 148 to get the money—and that would not make up the £800 at £3 a head?—I think I can explain it in this way, that all the Liberal freemen did not vote, for neither Reynolds nor Brady were popular with many of the upper classes of Liberal freemen. Among the mercantile freemen they were not.

51035. Among the Liberal part of the freemen there are not many bribable?—Certainly. I don't suppose there are more than thirty or forty poor Liberal freemen. There was a great number of respectable Liberal Protestants that did not like either Reynolds or Brady.

51036. We have here about the amount of votes—348—that were given for Reynolds and Brady having regard now to what you know of the constituency, how many of these would you say were paid for?—I would say nearly 300.

51037. And about forty-eight of the number are among the class of people who would not take money?—Yes.

51038. Did you hear in 1857 what was the amount for a freeman?—£3 was considered the full thing. I was always under the impression they would vote cheaper for the Conservatives than for us.

51039. Of course. Mr. Jones says the regular price in his time was £2?—If we did not go beyond that we would have no chance.

51040. In 1857 you have got the numbers voting—of course we can get it from the list—can you tell us anything about 1859?—In 1859 I can give you the documents I took down from the sheriff.

51041. Showing the numbers voting for you?—Yes.

51042. There was a larger number then?—There was a larger sum expended.

51043. £1300, I think?—I forget indeed what the figure was.

51044. Did you have anything to do with the election of 1852?—No, not as a conducting agent. I dare say I was acting in some other way, perhaps. I had in 1837.

51045. Are you under the impression there was any bribery in 1852 at all?—Well, I declare I do not know. I had nothing to do with that election at all.

51046. Had you anything to do with the election of 1847?—No; I had in 1837, and 1840.

51047. Was there bribery at either of these elections?—It was said so. I recollect in 1837 they said it was Mr. Butler who was in the Registry Office, was the man who bribed the freemen at that time. It was said he had a dark room in Henrietta-street where they used to be brought up.

51048. I suppose these rumours appeared to be general all along. Do you know yourself anything about it, from any authentic source?—No; I do not.

51049. I suppose you can only speak of the two elections of 1857 and 1859?—That is all.

51050. You know nothing of the 1865 or 1868 elections?—No.

51051. Did you hear of any bribery at the last election?—No, I did not. I was not in the way at all of hearing of it.

51052. Mr. TANDY.—You say that there were between £700 and £800 spent on the election of 1857?—That is my recollection.

51053. Now, according to your recollection, would the sum approach nearer to £700 or £800?—My recollection is that I do not think it exceeded £800. I think it was between £700 and £800.

51054. The reason I ask is that the £800 would not be sufficient to bribe 300 persons at £3 per man?—A good many voted—of the Liberal freemen—without it.

51055. Can you safely say that all the money that was expended at that election—the money you have mentioned—was expended on freemen?—Well, that is what I understood. I never got any return; I never asked for it. I have no doubt it did not all reach the hands of the freemen.

51056. Would you say, was it specially intended for the freemen?—Oh, certainly.

51057. And not for any other class of voters?—Certainly.

51058. And you do not believe any of that got into other hands?—Oh, there might; some of it might have got into the hands of other poor voters—shoemakers, or carpenters—it's likely they may have got at some of it.

51059. But it was intended for the freemen, you told me?—Yes.

51060. But you think that portions of it may have been stopped *in transitu* before it reached any voter?—Yes.

51061. And that other portions may have gone into the pockets of men who were not freemen?—I have no doubt some other men got some of it.

51062. Mr. LAW.—Do you know whereabouts it was that James Dillon was established at that election?—I saw by Connell's evidence that he said it was some place in Petticoat-lane; and that reminds me, on the day of the election, I did hear it was there he was.

51063. Petticoat-lane is quite close to here—is it not?—It is, just as you go down towards the quay.

51064. Do you remember on the day of the 1859 election, when the second supply of money was given to Mr. Dillon, on the complaint being made, do you remember Connell coming up and making a similar complaint?—I do not; I have no recollection of Connell being concerned in that till I saw his evidence here the other day. I may have known it at the time, but it escaped my memory.

51065. Had you any assistants at the time—of course you had?—I had several.

51066. Mr. TANDY.—If I do not mistake, Connell mentioned Mr. Coffey. He was the expense agent, and he knew nothing at all about it. In fact, I don't think that anyone knew about it but myself and Mr. Dillon. On both occasions I had no check, as I had great confidence in Mr. Dillon. I knew he knew all about these freemen from the business he is in. They are, for the greater part, chairmakers, cabinetmakers, and men of that class.

51067. Connell's statement was a very specific one, and I wished to call your attention to it. He said that in the middle of the day the money ran short, and there were a great many freemen to be dealt with; that he went down to the committee-room and made a communication to a gentleman who he thought was the conducting agent; and that shortly after he got a message to go up to Sackville-street, and he would meet a gentleman there. He went up and met a gentleman, who asked him would he have a pair of gloves, and then he says that this gentleman put some money into his hands, which he applied?—It's possible Connell may have come to College-street, where the committee-room was.

51068. Have you any recollection of any circumstance connected with a strange gentleman appearing in Sackville-street?—No, I never heard it before.

THIRTY-FIFTH DAY.

January 8.

Mr. Robert Saunderson.

Mr. *Robert Saunderson* sworn and examined.

51069. Mr. LAW.—I believe you were in Dublin about the time of the last election?—Yes.

51070. Where do you reside—where is your house?—Edenderry, in the King's county.

51071. Do you know Mr. Henry Foster?—Yes.

51072. Have you known him any length of time?—About a week before the election.

51073. That was the first time you knew him?—That was the first time I knew him.

51074. How did you come to know him then?—I knew his sister in Galway.

51075. That is, Mrs. Irwin, I suppose?—She is one of them, but he has another.

51076. Did you apply to Mr. Foster, or he to you?—I applied to Mr. Foster.

51077. I suppose you heard there was some work going?—Yes, I knew a great deal of medical students had been employed.

51078. You are a medical student?—Yes.

51079. And you asked to get you something to do?—Yes.

51080. Did you apply to him before the election?—Yes, about a week before it.

51081. The election, you know, was on the 18th of November—so it was about the 10th, I suppose, you applied?—Yes, about that.

51082. Did he put you in the way of getting employment?—He gave me a letter of introduction to bring over to Dame-street, to Mr. Crosthwaite.

51083. That is, 24, Dame-street?—As well as I remember, it was.

51084. Where there are a number of offices—the Conservative registration office?—Yes, that's the place.

51085. He gave you a letter addressed to Davenport Crosthwaite?—Yes.

51086. Which, I presume, you brought?—Yes.

51087. Did he receive you at once?—Yes.

51088. What were you engaged by him to do?—To copy out lists of telegrams to be sent to voters.

51089. Lists of telegrams?—Yes, as well as I recollect.

51090. Was there anybody else there but Mr. Crosthwaithe?—I went with my cousin.

51091. That is Mr. Smith?—Yes.

51092. Did Mr. Crosthwaite give you both employment at the same time?—Yes, both together.

51093. And you both went over to Dame-street to Mr. Crosthwaite?—Yes.

51094. Did you see anybody else there acting except Mr. Crosthwaite?—Yes, Mr. Alma.

51095. You saw him often there—I suppose he used to go in and out every day?—Yes.

51096. Used he speak to you at all?—He used to bid good morrow.

51097 I mean he used to be there for an hour or so every day?—Yes, he used.

51098. How used you see him?—We were all in the same room.

51099. Did you remain there till the day of the election?—I think I was there two days before the election and two or three days after the election.

51100. But you were there a couple of days before the election, at all events?—Yes.

51101. Do you recollect getting directions to go to Dr. Hall's house?—Yes.

51102. Who told you to go there?—I think it was written on a slip of paper by Mr. Foster and brought to me by his nephew.

51103. Who is that?—He is a son of Mrs. Irwin's.

51104. Is he a medical student?—I think he is attending medicine in Galway.

51105. Do you know where young Irwin is now?—I had a letter from him a short time ago, and he was then in Galway.

51106. He is a medical student?—He is.

51107. Had he been in Dublin then?—He had.

51108. He brought you this note, and a similar one, I suppose, for Mr. Smith, directing you to go over to Hall's house?—Yes, he brought it to us to go there, and we went down there on that evening before the election.

51109. On the evening before the election?—I think it was the evening before we got the intimation to go there.

51110. And you went over?—Yes.

51111. Did you see Mr. Foster there?—Yes.

51112. Was there intimation given to you then as to what you were to do?—Yes.

51113. Was it Mr. Foster or Dr. Hall gave you the intimation?—Dr. Hall.

51114. Just tell what he told you?—He told us we were to go over to the Bilton Hotel to breakfast next morning, and then to go to Green-street; and he gave us tickets.

51115. Did you go to breakfast next morning?—We did.

51116. Did you find Mr. Alma there and other persons?—Yes; I knew one of the other persons.

51117. Who was he?—Mr. Vesey.

51118. Mr. Foster was there?—Yes; he was there.

51119. Eventually you came to Green-street?—Yes.

51120. And were set to work. Did Dr. Hall give you any tickets?—He gave me two.

51121. And I suppose he gave some to Mr. Smith?—I believe he did. I saw a number of tickets.

51122. What time did he give you these tickets?—About half-past eight in the morning. It may have been eight.

51123. Had you seen Dr. Hall speaking to anybody?—I saw him speaking to these young men with me. There were seven of us. That is the party in the morning.

51124. Did you see Mr. Alma?—Yes; he was about all day.

51125. Had you any conversation with him?—Just once or twice.

51126. Did you consult him?—No; I did not.

51127. Had he any tickets?—I think not.

51128. Were you in this instance taking directions from Dr. Hall?—I understood he was to direct me to the voters I was to give the tickets to.

51129. To point them out to you?—Yes.

51130. Do you know the appearance of Campbell?—From the description I got of him since, I think I saw him that day.

51131. Were you taking instructions from him?—No; I never spoke to him.

51132. Did you dispose of the two tickets you got?—No; neither of them.

51133. What did you do with them?—I was in Green-street about two hours. I was getting tired; I did not get any "indication," and I asked Dr. Hall might I go up town, and he said I might. I asked what I would do with the tickets, and he said to keep them. I came back about four o'clock and asked would I give up the tickets, and he said not, but to give them to another gentleman.

51134. Who was that?—I think a Mr. Wall. He was at breakfast in the Bilton Hotel; and I gave them to him.

51135. Then you did not dispose of your tickets at all the whole day?—No. I then left Green-street after that, about half an hour.

51136. Did you look at the tickets?—I looked at one of them.

51137. What was it?—It was a Midland Railway ticket; second class, I think, a blue ticket; and Midland Railway was printed on it. I merely glanced at it and put it into my pocket.

51138. What station was it for?—I did not remark.

51139. Did you leave Green-street alone at that time?—No; we both went together.

51140. You and Smith?—Yes.

51141. Did Smith carry away his tickets?—I think he had given his tickets away at that time.

51142. To voters?—Yes; I did not know what they were at the time.

51143. When you came back it was about four o'clock?—Yes.

51144. Did Smith remain after that?—We stayed there about a few minutes, just looking on, and then went home to our lodgings.

51145. Do you mean that Smith did not get a fresh supply of tickets?—No; he did not.

51146. Were you lodging together?—We were.

51147. Where were you lodging?—In Middle Mountjoy-street.

51148. That was not far from Mr. Foster's residence?—No; just around the corner.

51149. I suppose you knew Mr. Foster pretty well?—I never met him but three times in my life.

51150. Were you in his house some time previous to the election?—I may have been in his house three or four times.

51151. Did you ever see Dr. Hall there?— did. I saw him in the drawing-room with Mr. Foster's sister one evening.

51152. Were you paid for your services?—Yes?—I got £5, and I think Smith got the same.

51153. A five-pound note?—Yes.

51154. A Bank of Ireland note?—Yes; I think it was.

51155. Where were you paid?—In Mr. Foster's house.

51156. Who paid you?—Miss Foster; Mr. Foster handed it to her.

51157. You said you were there a few days after the election?—Yes.

51158. Were you with Mr. Crosthwaith?—Yes.

51159. Did you go to the county election for him?—No, I did not.

51160. When you went back to Mr. Crosthwaith's office after the election, what were you doing there?—Something of the same kind of work. He got in a list to see the people who voted, and we were looking out their names.

51161. Were you there when people came in to be paid their expenses?—I did not see anyone there except Mr. Alma. There were a couple of other gentlemen, who, I think, were living in the house at the time.

51162. Did you know any of them by sight?—I did not.

51163. Was Mr. Gerrard there?—I heard the name, but I do not know him.

51164. I suppose you were paid for that too?—Yes, I got a £1 a day. I got £5, and £1 a day afterwards.

51165. That is you were paid for one day's work £5, and £1 a day for five days after?—Yes; we were very busy, we were there the whole day in Dame-street.

51166. Are you perfectly certain that you did not give away any ticket?—I am, perfectly.

51167. When you went away in the afternoon, did you give your tickets to Wall?—I am not sure whether his name is Wall, but I think it is. I would know his appearance if I saw him.

51168. What sort of looking man was he?—A large sized gentleman with black whiskers and moustachios.

51169. Did you know he was a student?—I knew he was in Trinity College.

51170. Were you one of those gentlemen who wore the glass?—No, I did not.

51171. Did Mr. Smith?—No, he does not.

51172. Mr. TANDY.—You were three times you say in Mr. Foster's house?—I saw him three times. I think I was more frequently in the house.

51173. Did you see him frequently after the election?—No; I think once or twice. I don't think I saw him in his own house after that.

51174. In going to his house before the election, did you ever see anyone in his company?—I only saw him once before the election—on the evening of the election, and once or twice since.

51175. On these occasions did you see anyone in his company?—No, I did not; except his sister and Dr. Hall.

51176. These are the only persons?—The only persons; but I believe a great many used to call in there.

51177. Had you any conversation with either Miss Foster or Mr. Foster about these tickets?—I never alluded to the subject.

51178. Did Mr. Foster, before the election allude to the tickets, except on the one occasion?—He did not.

51179. For the five days you were in Mr. Crosthwaite's office you had good oportunities of speaking to him?—Oh, yes; but he used to be very busy reading letters.

51180. There was no disguise, I presume, about your names?—Not the slightest.

51181. Do you know was Smith called there by his name?—Yes; and we signed receipts for the money we got.

51182. In your own names?—Yes.

51183. Do you recollect whether Mr. Crosthwaite ever called you by your own name while there—he knew your name perfectly?—Well, I think he did.

51184. Do you recollect whether Mr. Alma called you by your name?—I am almost sure he did not.

51185. Was Mr. Alma present when you gave the receipts for the money?—He was not.

51186. Mr. MORRIS.—Did you see Mrs. Irwin or young Irwin at Mr. Foster's house about this time?—Mrs. Irwin was not there, but Mr. Irwin was stopping there.

51187. Where is he now?—I don't know where he is now, but he was in Galway about two months ago.

51188. Do you think he is in Galway now?—I think he is.

51189. Do you remember seeing Mr. Alma for a while that day?—What day was that.

51190. The day of the election?—Oh, yes, perfectly well.

51191. Will you undertake to say he had no tickets at all?—I will undertake to say, to the best of my belief, he had not.

51192. When you went to Dr. Hall's had you any conversation with him about what you were engaged for?—I did not know the Doctor.

51193. Had you ever any conversation with Dr. Hall about the money?—I never met him afterwards to speak to him. I saw him in the street.

51194. Mr. LAW.—Do you know where young Irwin was about the time of the election?—He was out at Kingstown on the day of the election he told me.

51195. Did he tell you what he was doing there?—No, he did not.

51196. Did you see him on the day of the city election?—I saw him that night in the house.

51197. I suppose you were spending the evening there?—I just called in.

51198. The election was over about half-past five, and I suppose Dr. Hall and Mr. Foster came up to the house?—Yes.

51199. That was the time you saw Dr. Hall in the drawing-room?—Yes.

51200. Do you remember whether young Irwin was there then?—No, he came in later.

51201. You spent the evening there?—Yes.

51202. Dr. Hall and Mr. Foster went away?—Yes.

51203. And you remained there?—I did.

51204. Young Irwin came in about what hour?—I could not say.

51205. Was he in for dinner?—I was not there.

51206. Did you not remain?—I went up about six in the evening, and then I went away, and I came back again, and I did not see Irwin, at least I don't remember seeing him there. He might have been there.

51207. Was he there when you came back?—He was.

51208. Did he tell you what he was doing?—He said he was in Kingstown that day.

THIRTY-FIFTH DAY.
January 8.
Mr. Robert Saunderson.

51209. Working for the county election?—I think he said something about it.

51210. Did he say there was anybody with him?—He did not say.

51211. What aged man is he? About your own age, I suppose?—I don't think he is. He is not more than nineteen years.

51212. Was he in the habit of staying in his uncle's house when he came to town?—He used to go see his grandmother, but he was there since.

51213. But he was in the habit of going there when coming to town?—Yes.

51214. Is he a medical student in Dublin?—No, in Galway.

51215. Has he a brother?—No, he has not.

51216. There was no one else stopping there?—No one else.

51217. Do I understand that Smith is not in town?—He is not in town, but in the country. I think he will be up on Monday. He could not have got the summons so early as I did, for he lives some distance from the post-office.

51218. Where does he live?—In Carbrey, Collinstown, county Kildare.

51219. What height is he?—About my size.

51220. Mr. MORRIS.—I suppose you read all this in the papers?—Yes, I saw an account of it in the papers.

51221. Did you hear about Marcus's office?—I heard of it about the time of the petition.

51222. You never heard it before?—Never.

51223. Mr. LAW.—Were you told on the day of the election, when you got the tickets, to tell the people where to go to?—Yes, I was told to send them to 76, Capel-street. I never heard of the house before.

51224. Mr. TANDY.—Where was it Irwin told you that he was at Kingstown that evening?—He said he was very tired going about from Kingstown to Kilmainham, but I know he told me he was there.

51225. Did he ask what you had been doing?—Yes.

51226. And I suppose you told him?—I told him.

51227. Was Miss Foster present?—She was not.

51228. Only the two of you?—Smith was present, at least I think so. I think he was going down town.

51229. You mean altogether?—Yes, we were going away.

51230. When you were with Smith did you make a long stay in Foster's house that evening?—About a couple of hours. It was rather late when we went in.

51231. Did he dine there?—I don't know.

51232. Did he tell you he dined in Kingstown?—He did not. He merely mentioned he was out there.

51233. Was that in answer to a question put by you?—Yes, I think I asked where he was and he said he was out at Kingstown.

51234. Who was it told you to go back to Mr. Crosthwaite's after the election?—Mr. Foster. That evening of the election he came down as far as the door with me, and asked did I give any tickets, and I said not. He asked me what did I do with them, and I said I gave them to another gentlemen; and he told me to go in to Mr. Crosthwaite next morning as we might be wanted.

51235. And you told the same thing to Smith?—He was present.

51236. Mr. LAW.—When you went back in the evening did you see any railway tickets with Mr. Foster?—I did not, I never saw them with him. I never saw any but what I had myself.

51237. I suppose the other tickets that Smith had were the same colour as yours?—Oh, they were; I saw them.

51238. Had you been frequently in Mr. Foster's house—you said two or three times?—I was there occasionally, and since the election when Mr. Foster was gone.

51239. I suppose your intimacy with him was through young Irwin?—It was through Miss Foster. She introduced me to her brother.

51240. Did you ever meet anybody in the house after that?—I met a couple of strange ladies. I may have met a gentleman—I don't know—at Mrs. Foster's funeral I saw several.

51241. Mr. MORRIS.—Had you any letter from Miss Foster?—No, I had not, except that letter of introduction.

George Manning.

George Manning sworn and examined.

51242. Mr. LAW.—Where do you live?—At No. 20, Hawkins-street, Dublin.

51243. Were you engaged in any way at the last election, or were you employed in connexion with it?—Yes, I was.

51244. To whom connected with the election were you first introduced?—To Mr. Erson, of Henry-street.

51245. By whom?—By Mr. Meredith.

51246. What Mr. Meredith is that?—He was a student in Trinity College.

51247. Did Mr. Erson give you any employment, or did he introduce you to anybody else?—I think he introduced me to Mr. Speedy. He brought me up to him.

51248. Did Mr. Speedy give you directions as to what you were to do?—I saw him about eight o'clock in the evening, and he took down my name and address.

51249. How long was this before the election?—I think it was the evening before the election.

51250. Is it your recollection that it was on that evening?—To the best of my knowledge it was.

51251. Then you swear that this introduction to Mr. Erson, and the introduction by Mr. Erson to Mr. Speedy was on the evening before the election?—I think so.

51252. What did Mr. Speedy tell you to do?—He took my name and address, and told me to come back at eight o'clock the next morning to a place in Sackville-street.

51253. I suppose you did come back there on the day of the election?—Yes.

51254. What were you engaged doing that day?—I think I was introduced to a man of the name of White, a solicitor.

51255. Is that Mr. Fell White?—I don't know.

51256. Does he wear a beard?—I should say so.

51257. If you live in Dublin you must have seen Mr. Fell White?—I live in Dublin.

51258. Have you seen the gentleman since?—I never saw him since. I was introduced to him on an outside car, and I drove away with him.

21259. Where from?—I drove from Dame-street to Abbey-street on an outside car.

51260. I thought you said that you were at Cherry and Shield's in Sackville-street?—It is in Dame-street.

51261. At the time we speak of it was in Sackville-street. If Mr. Erson gave you directions perhaps it was to go to the top of Sackville-street. Do you remember Cherry and Shields's being mentioned at the time?—It has been mentioned.

51262. Was it mentioned to you. Where was it you were directed on the evening before to go the next day?—To go to a place in Sackville-street. It was the Queen's Arms Hotel. I never knew it by any other name before.

51263. Is that where you were directed to go?—Yes.

51264. Did you go there that morning?—I went there.

51265. Was it there you saw Mr. White?—Yes, I saw him there.

51266. You know that that is not Dame-street?—I made a mistake.

51267. Did you drive on the car with him to Abbey-street?—Yes.

51268. Did you remain in Abbey-street?—I did for some hours.

51269. What were you doing there?—I had a large sheet of paper with a lot of voters names on it.

51270. Were the names of the voters written with a pen or printed?—It was a printed list; a thing called a street list.

51271. A list for what street?—Of the different streets about Dublin.

51272. Was it of the whole constituency, for a single sheet would not contain all the names?—There were several sheets. There were a number of people in the room with sheets. I had a certain number of sheets.

51273. You said you were put to a sheet of paper. Tell us in your own language what you were about?—I was at a sheet of paper with a list of names of voters on it, and when a person came into the room and said he had not received a ticket, I would run my finger on the list and look for his name if it was there, and if it was, I would fill up a ticket for him, and show him where to vote.

51274. What house was this in?—I am sure I don't know.

51275. Where was it?—I don't know the number.

51276. What house was it next door to?—It was next door to a wine merchant's.

51277. There are several wine merchants in Abbey-street. On what side of the street was it from Sackville street?—On the right hand side.

51278. Coming up in this way from Sackville-street?—Yes.

51279. Was it a committee-room?—I don't know whether it was or not.

51280. Did you learn from anything about the door?—I did not.

51281. Do you know any house it was near?—Near a wine merchant's.

51282. What wine merchant?—Mr. Tabiteau.

51283. Did you remain writing at the cards all day?—For some hours.

51284. What time did you leave?—I could not say decidedly what hour it was.

51285. Say within an hour of it. Did you leave before four o'clock?—I did, before two.

51286. Did you leave before one?—I may have left for some time and come back again.

51287. Was it about half-past one or two that you finally quit it?—I finally quit it about four o'clock.

51288. Where did you go then? Did you go home?—I did not; I came back to Sackville-street.

51289. Did you find anybody there that you knew?—I did not see anyone there I think.

51290. Were you set to work there?—Mr. Erson told me to remain, that he had a bundle of papers to send to Dame-street.

51291. Was that in Sackville-street he said that?—Yes.

51292. Did you remain?—I did.

51293. Did you get the bundle of paper?—I did.

51294. Where did you go with it?—To Dame-street.

51295. Was it directed to Mr. Sutton or Mr. Julian, at the central committee-rooms?—I gave it to Mr. Sutton.

51296. Had you anything else to do that day?—Yes, Mr. Sutton gave me some papers to bring back to Sackville-street.

51297. What papers were they? Were they letters?—They were in a large envelope.

51298. Was it only one envelope you brought back?—Yes; it was a very large one.

51299. Who was that directed to?—I could not say the name; I forget it.

51300. Did you ever see?—No, never. It was put into my pocket for me.

51301. Who put it into your pocket?—Some man in Dame-street; a clerk, I think.

51302. Was it in Mr. Sutton's presence?—Yes.

51303. Were you told what was in the envelope?—Decidedly not.

51304. How do you mean to say it was put into your pocket?—The man opened my pocket, and it was dropped into it. I opened my coat first, and then closed it and came away.

51305. Were you told to be very careful about it?—I was, decidedly.

51306. Were you told not to put it into anyone's hand, and it was to be kept out of sight until you left it in Sackville-street?—Yes.

51307. How did you dispose of it?—I brought it down and left it in the committee-rooms.

51308. Did you leave it with any person?—Not in particular; I put it on the table.

51309. Did you see anybody you knew there when you put it on the table, because you were told to be very careful of it?—To the best of my knowledge Mr. Erson was in the room.

51310. Did you practically deliver it to him?—I did not practically.

51311. Could you tell to whom it was to be given?—No; I was told to be very careful of it.

51312. Mr. TANDY.—And not to give it to anybody in particular?—Yes; not to let it be snapped out of my hand.

51313. Was that the reason of the peculiar operation of the man putting it in your pocket?—I don't know his reason.

51314. Mr. LAW.—Did they offer to sew it up in your pocket or in the lining of your coat?—Somebody in the room proposed to rip up the lining of my coat, but I think that was said for a bit of fun.

51315. To sew it up or put a pin in it. Would a pin have done?—Yes. I think that was said for fun.

51316. Were you waiting while Mr. Sutton was making up the parcel?—I was waiting in the room.

51317. Was it Mr. Sutton that told you to be very careful of it, or was it the man who put it in your pocket?—I am not quite sure. Someone said it, but it is a year ago, and I don't remember.

51318. I suppose you carried it into the room in Cherry and Shields's?—Yes.

51319. Had you another message to bring back then?—No. I think that was all.

51320. Were you at work that day at all?—The city election was over that day.

51321. Were you at work at the county election?—I was.

51322. What were you doing on the day of the county election?—I was out at Kingstown that day.

51323. What were you doing?—Doing nothing very particular, but dodging or walking about, amusing myself.

51324. Were you employed?—I was employed.

51325. Were you paid?—No. I went on as a vounteer.

51326. Were you paid for the business in the city?—Decidedly I was.

51327. How much were you paid?—A guinea.

51328. Who paid you?—Mr. Meredith.

51329. How soon after the election?—About ten days after it.

51330. What were you supposed to be employed at?—Poll-clerk or checker. I don't know the name.

51331. Were you told by Mr. Sutton, when you were getting the letter, what it was about?—No; I was not.

51332. What was it?—I think it was the returns of the state of the poll at that time.

51333. You said you were to be very careful of it?—Yes.

51334. Do you think they were making fun when they told you to be very careful of it?—I think not.

51335. Did you see any railway tickets that day?—I saw a bundle of railway tickets.

51336. Where?—At Green-street or Halston-street.

51337. With whom?—With some of the medical students.

51338. Who?—I don't know who he was. I never saw him since. I knew him to be a medical student by his look.

THIRTY-FIFTH DAY.

January 8.

George Manning.

51339. How had he them?—In his hand, open. They were blue tickets, and I took them to be railway tickets.

51340. About what hour of the day was this? Was it the middle of the day, the morning, or evening?—About the middle of the day.

51341. What had you been up at Green-street or Halston-street to do? Was it to see any friend?—I was going about over all the town during the day, and as I thought there would be fun here I walked up.

51342. Did you know the gentleman who had the tickets?—I did not.

51343. About what age was he?—He was about twenty-four or twenty-five years of age.

51344. Had he dark or fair hair?—Dark hair.

51345. Did he wear a beard?—I think he had a beard.

51346. You have not been attending here until the last day or so. Did you see the several gentlemen who had tickets on the day of the election—not referring to Mr. Saunderson?—I know him.

51347. Did you ever see the gentleman since who had the bundle of tickets?—I never saw him since.

51348. Are you a medical student?—I am.

51349. Were you at the time of the election?—I was.

51350. Do you know the appearance of Dr. Hall?—I do not; but I think from the description I have heard of him I met him on the day of the election, or after it, when we were going to get paid.

51351. Was that the same person?—I think from his description that I read in the papers I came across him when we were going to get paid. I think he told me he was a student from Baggot-street hospital, and I said I was in Richmond hospital. He asked how much I expected to get paid, and I said a guinea. I think he said he was an inspector of a booth at the election.

51352. Do you think Dr. Hall was the man whom you saw with the tickets?—No. I never saw that man since.

51353. Was he as tall as yourself?—He was taller—about the height of Mr. Saunderson.

51354. Did you ever speak to Mr. Saunderson about this gentleman?—Never.

51355. You say you saw him with a bundle in his hand. Were there many tickets?—Yes; but they were in a small space.

51356. Were there as many as in this bundle (*produced*)?—The bundle was as large, but I don't think there were as many tickets.

51357. Was it tied?—No, it was loose.

51358. Did you see him speaking to anyone at the time?—Yes, some person was standing beside him just as I passed. He seemed to be another student.

51359. Did you see any person that you knew speaking to him?—I did not see a person in Green-street that day that I knew. That is the reason I left it. When I went I thought I might see someone I knew.

51360. Whereabouts was the young man who had the tickets?—At the corner of the street.

51361. Did you come from Sackville-street?—From Abbey-street, and I walked to Green-street.

51362. Then you crossed over by Little Britain-street, and by the end of the court-house. Was it before you came to the court-house door that you saw the young men?—Yes, before I came up.

51363. Between the court-house door and the direction of the quay?—Yes.

51364. Were they at the corner of Green-street or Halston-street?—At the corner of Green-street, I think.

51365. If you had gone up the street at which he was at the corner, would the court-house be to your right or left?—To the best of my recollection it was on the right.

51366. Then he was at the corner of Halston-street?—Yes, it must have been.

51367. You think you saw this young man at the corner of Halston-street where it meets Britain-street?—Yes, and another young man with him.

51368. Was Mr. Saunderson or Smith there?—No.

51369. Did you see any of the freemen speaking to them?—I did not.

51370. Were there any but the two at the corner?—Only the two.

51371. Did you see any other gentlemen with tickets that day?—No, I did not. That was the only time I saw tickets.

51372. Did you see any of the freemen with a ticket?—I did not see a man that I could swear to be a freeman.

51373. Did you see anybody with a ticket in his hand—some of the freemen—as if it had been given to him?—No, I did not.

51374. You described the gentleman with the tickets in his hand. Did he keep them in his hand all the time, or did it appear as if he had taken his hand out of his pocket for a moment?—I think it was just at the moment I came up that he took the tickets out of his pocket.

51375. Did you think he was keeping them out in his hand?—No.

51376. Did you hear anything said by either of the gentlemen?—When I was coming up one of them said, "Here is a Richmond man coming down." I looked round at them, and passed on. I did not mind them.

51377. Mr. TANDY.—Had you an opportunity of seeing that the tickets were railway tickets?—I could swear they were.

51378. Had you an opportunity of seeing what was on them?—No, it was by the look of them. I thought they were second class tickets as they were blue.

51379. When did Mr. Erson say that you were to take the tickets from Sackville-street to Dame-street?—Between two and three o'clock.

51380. Was it in Abbey-street he told you that?—No, in Sackville-street.

51381. Did you go from Sackville-street?—Yes, from Sackville-street to Dame-street, and from that back to Sackville-street.

51382. You said you were engaged for some hours in the morning in Abbey-street?—Yes.

51383. And you left about two o'clock?—Yes.

51384. After you had done what you were required to do?—Yes.

51385. When you left Abbey-street where did you go?—I walked about town.

51386. That was about the time you came to Green-street?—Yes, I walked toward Green-street.

51387. After you had had a walk, where did you go?—I think I walked about the town, and then went back to Sackville-street.

51388. When you got back you saw Mr. Erson, and he told you he would require you to bring a package to Dame-street?—To the best of my knowledge it was there.

51389. Were there many present when he told that?—No, I think there were a couple of people.

51390. About what hour was it when you saw Mr. Erson, and he told you that?—I could not swear to the hour.

51391. Was it three o'clock, or between three and four?—It might be either of them.

51392. Which is most likely?—Between three and four.

51393. When he told you that did he give you the package, or had you to wait until it was prepared?—I think I waited a little time. They were preparing it when I was in the room.

51394. Mr. MORRIS.—What kind of tickets did you distribute in Abbey-street? Were they voters' plain cards?—Plain voters' cards.

51395. Putting numbers on them?—Yes, the numbers and the names.

John Smith sworn and examined.

John Smith.

51396. Mr. LAW.—Where is your father, Jacob Smith?—He has been away, sir, these seven weeks. He signed a composition bill for the amount of £100, and judgment was marked against him, and he was obliged to leave the country.

51397. Do you happen to know where he is at present?—I believe he is somewhere in England.

51398. When did you hear from him last?—Yes.

51399. Where was the letter addressed from him?—I do not wish to state it in public court, but I will give the address to the secretary. I will go for the letter. (*Witness left court for a short time, and returned with the letter to which he referred.*)

51400. Have you answered the letter yourself?—I have. (*Hands in the address to which he sent the letter in reply.*) I will communicate with the secretary, when I believe my father will be over here.

George Young further examined.

George Young.

51401. Mr. LAW.—I believe you wish to make some statement in respect of the evidence you have already given?—I do, sir. I merely wish to convey by what I before stated that I impressed on Mrs. Foster the necessity of Mr. Foster's return to town, and to make some endeavour to have his case set right at the Treasury. I should not have used the word "appeal" as it is reported in some of the newspapers.

51402. I believe Mr. Day's name was introduced?—Yes.

51403. You are afraid, I presume, that you conveyed to us that Mr. Day advised you to suggest to Mrs. Foster that Mr. Foster should appeal to the Treasury from some supposed order of the head of his office?—Precisely. That is not what I wished to state.

51404. What was it that you wished to convey?—That my object in calling was to suggest to Mrs. Foster that she should write to Mr. Foster and impress on him the necessity of returning to town; or, if he was not able to do so, in case of any action being taken in his absence, that he should endeavour to have his case stated to the Treasury.

(Adjourned.)

THIRTY-SIXTH DAY.

MONDAY, JANUARY 10, 1870.

John Vance, esq., M.P., sworn and examined.

John Vance, esq., M.P.

51405. Mr. LAW.—I think, Mr. Vance, your last candidature here was in 1865?—Yes.

51406. We have had furnished to us on Saturday by Mr. Gibson, a copy—at least I presume it is a copy, of the expense agent's account for that election, which I believe was a joint account for you and Mr. Guinness?—I did not examine it particularly, but I gave it into Mr. Gibson's hand. That was the account rendered me by Mr. Barker, the expense agent.

51407. I presume it was sent to you at the time as a copy, and that the original was lodged with the sheriff?—I presume so.

51408. It was sent to you in September, 1865?—Yes.

51409. A copy was sent to each member, the original being lodged with the sheriff, and this is a copy?—I presume so.

51410. It appears from the evidence that money to some extent at all events was paid to freemen voters at the election of 1865 or about that time, and we are under the impression that eventually that amount, whatever it was, was repaid by you after some time or at least it is so stated to us. Tell us about what amount that was?—The amount was £80, so far as I can recollect. It was not more than £80.

51411. It was a considerable time after the election that money was paid?—A considerable time after the election I remitted it to my brother on his stating to me that he had paid it to save my house being pulled down.

51412. Now, with the exception of that amount which came to your knowledge in that way, after the election did you hear, as connected with the election of 1865, of any other money being expended?—I did remit a small sum to Mr. Gibson after many applications from him; it may have been £50, or £60, or £70, but I cannot bring the amount to my memory now. It was about that sum as near as I can possibly say, and it was for some ward accounts after the election—a considerable time after it was over. I remitted the money from England for ward accounts. Mr. Gibson said that some people had been summoned for sums of money expended on my behalf for employment, and he thought the amount had better be paid. In the first instance I objected strongly to pay, but ultimately I was induced to pay.

51413. I think that is the money he said was handed by him to Alderman Manning?—I don't know the fact, but I sent it to him.

51414. With the exception of these two sums did you yourself pay any other sum connected with the election except what appears in the account?—Not a shilling, except the two.

51415. Which of the sums—the ward account or the other was first paid? Of course they were both paid a considerable time after the election?—They were both paid a considerable time after it, but much about the same time.

51416. Did you hear of any improper dealings with freemen at that election on either side—either on your own side or on the side of Mr. Pim?—The only thing was this that when I had an interview with Mr. Guinness previous to the election, I was accompanied by the chairman of our committee, Colonel Bramston Smith, and Mr. Guinness was very nervous on the subject of bribery. We assured him that we had never spent a shilling at any of the previous elections in the way of bribery. My expenses in 1857 and 1859—the two previous elections—were under £1,800 or about £1,800, and as to bribery we stated that there was no apprehension of anything of the kind. I should tell the Commissioners that from my inquiries on my canvass in 1865 I quite despaired of success, for the entire body of the Quakers who are great employers of labour in this city—including Mr. Pim, who formerly voted for me, reversed their votes, and I found in the hands of the freemen to an enormous extent canvassing papers on which considerable sums were paid on behalf of Mr. Pim, and as I was not disposed to cope with him in that expense, I entirely despaired of success.

51417. You found that in the course of the canvass?—Yes, in the course of my canvass.

51418. Were the cards exhibited to show that the parties were pledged to vote for Mr. Pim?—Exactly, I then merely fought the contest as a point of honour, knowing well that I could not succeed.

51419. Apart from the men to whom the money might be due on these cards, did you hear of anyone being paid?—I did not.

51420. Mr. MORRIS.—It was perfectly understood by you and all the agents what the canvassing cards meant?—Yes.

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John Vance, esq., M.P.

51421. Mr. LAW.—It is too plane?—The freemen made no secret of it.

51422. Mr. TANDY.—Nor as to the influence which the distribution of them had upon their votes?—Precisely.

51423. Mr. LAW.—We might now go to the election of 1859. So far as you are aware, at all events, can you say whether upon your side, and that of Sir Edward Grogan, your colleague, there was any money expended on freemen?—Not a shilling.

51424. Not to a freeman?—Not a shilling, except what was in the election expenses account. They were employed like other people.

51425. Did you hear in 1859, or after it, that there had been bribery on the other side?—Well, only rumours—nothing positive.

51426. I suppose you are not aware of the details that have been given to us?—I was not aware. I should tell you that we had very closely-contested elections in 1857 and 1859, and there was a great temptation to spend money, but our decision was taken, and not one penny was spent.

51427. On your own side, at all events, no money was paid in 1857 or 1859, except what appears in the election account?—I believe not a shilling more.

51428. And I suppose in that you speak almost as confidently for Sir Edward Grogan as for yourself?—Quite as confidently.

51429. Who was the expense agent in 1859?—I think it was Mr. Henry Price.

51430. For both candidates?—I think so. Mr. Ralph Cusack was the expense agent in 1857. In 1852, which was previous to the passing of the Corrupt Practices Bill, there was no expense agent.

51431. What was your first candidature here?—In 1852.

51432. At that time your only opponent was Mr. Reynolds?—Yes.

51433. Are you aware of any improper expenditure in money on that occasion?—Not a shilling.

51434. It seems to be assumed that there was none on either side?—I believe there was none on either side. There is a matter which I would like to clear up, and which has been mentioned in the evidence of other witnesses, about the making of freemen. For a great many years there were no freemen made on our behalf. Everyone had to pay his own expenses in obtaining his freedom, but the practice of making them commenced in 1858, when a considerable subscription was raised for the purpose, independently of the registry funds, and from that time it went on, but it was contrary to the former usage altogether. I believe every freeman paid for himself up to the time I have mentioned.

51435. Was that up till 1858?—Up till 1858, or thereabouts.

51436. Can you speak from recollection or belief whether there used in old times to be any head money paid to the freemen—say in the times of the old corporation after an election?—I had understood that there was no bribery whatever in 1847, but I believe that previous to that it was customary to pay the freemen. I have only repute for saying so.

51437. I see in the report of the petition presented against you in 1857, that Colonel Smith was asked about how much money used to be appropriated in former times for election purposes, and he said there had been a system of paying after an election in former times?—I heard it rumoured that such was the case.

51438. Mr. TANDY.—You believe the elections of 1852 to have been a pure election?—Yes, and 1857 also.

51439. Mr. LAW.—We do not know whether you have made any calculation as to the number of freemen who would lose the power of voting if they were disfranchised as such?—I never made such a calculation.

William C. M'Lean.

William C. M'Lean further examined.

51440. Mr. LAW.—We find in this account of Mr. Watson's—the expense agents' account of Mr. Pim's election in 1865—a sum paid to you of £92 18*s.* 9*d.*, and we want you if you can tell us what was the meaning of that payment, or what it was for?—I can tell you. On the former occasion, if I had the memoranda, I could have told you, but I find I have destroyed them all. On looking over my papers this morning, I found an old cheque book, and I find that there was a payment made to Mr. Foley of £20.

51441. What is Mr. Foley?—He keeps a hotel in Wicklow-street. We used to dine there some days after canvassing, and on the evening of the election, I brought several of the young men from the house to Mr. Foley's.

51442. To celebrate the victory, I suppose?—Yes. That £20 was one portion of the £92. Mr. Phillips had made some arrangements with a Mr. Gillis with regard to some freemen who would not accept of the cards, unless there was a personal guarantee given.

51443. Of payment?—Yes, of payment. They would not have anything to do with the cards, unless there was a personal guarantee given. To pay that I gave Mr. Phillips a cheque for £20.

51444. Well, the £92 18*s.* 9*d.* would be composed of £20 for hotel expenses, and £20 to Mr. Gillis through Mr. Phillips, and there would be £50 remaining?—There were other items paid. I gave Mr. Phillips another cheque for £35, to pay for some expenses during the election.

51445. What class of expenses?—We had a great deal of car hire.

51446. Did Mr. Phillips keep the accounts?—He did

51447. There were four of you working together?—Mr. Phillips and I were together.

51448. Did Mr. Phillips keep an account of how any expenses were incurred?—I think he did.

51449. Did you keep an account?—I kept an account of the money I gave.

51450. You advanced money to him?—I paid the money after the election was over.

51451. Was it during the time of the election that you paid the £30?—I think not, for on looking over the book I find the cheques were paid after it.

51452. We understand there was £20 for the hotel expenses, and £20 to Mr. Guinness. What was the £30 or £35 for?—We incurred considerable expenses in going about the city.

51453. Was it expenses for car hire?—No; it was not.

51454. Was it money paid to voters?—No.

51455. Did you pay any money for the voters?—Nothing but the £20.

51456. Nothing else but that?—No, we were particular about that.

51457. Was it for treating?—No; not as far as I recollect.

51458. You could not have had so much car hire? What was the £35 for?—I could not say at present.

51459. Have you any means of ascertaining and telling us?—I have not.

51460. You did not pay it away without knowing what it was for?—Some of the expenses were incurred in this way. For instance, we went to attend a meeting in the Liberties by invitation, and Mr. Keating Clay and Mr. Edwards were there, and I believe some expenses were incurred there. I don't know whether Mr. Phillips was there or not.

51461. We have no doubt that that money was very properly reimbursed to you, but could you say what class of expenses it was to defray?—There were expenses in paying for the rooms and such as that, but I cannot really call them to mind or give you the particulars; I had a bundle of papers connected with that election, but two years ago I destroyed them.

51462. Did you look over them before you destroyed them?—Yes; there were a number of vouchers for money.

51463. Thirty-five pounds is a considerable sum. We will say you paid £5 in car hire. That would leave

£30? Was it the Weavers' Hall in which you held the meeting?—No, it was not; it was a meeting called by the people in the Liberties, and we were sent for to attend it.

51464. Did you subscribe to any society?—No.

51465. Did you pay money to those who were getting up the meeting?—Yes, there were expenses in that way. There was money paid to men for going about trying to get amongst the trades.

51466. Was there money paid them in order to enable them to treat?—Never to my knowledge in that way.

51467. Did the men who were going among the trades get canvassing cards?—I don't think they did at the time I am speaking of. That was previous to the cards being issued.

51468. Were the parties whom you sent out amongst the freemen in this way before the cards were issued paid sums of money in hand?—No.

51469. Were they paid afterwards?—No; the money might have been paid for their time afterwards.

51470. You think that some part of the £30 was paid to people employed to canvass before the canvassing cards were issued?—Yes.

51471. Did you pay them the money in hand?—I think so.

51472. Did you give the money at the time you employed them and sent them to canvass?—I think so. The money was paid to Mr. Phillips. I have a recollection that there was money paid in that way. Some men might say "I cannot go and leave my work without being paid, although I am anxious to get Mr. Pim returned." He would then get some money.

51473. Do you believe that occurred?—I do.

51474. Then in point of fact the £35 was paid in that way?—The greater part might have been.

51475. Then that was the same class of expenses as Mr. Watson afterwards paid, for canvassing?—It was still the same.

51476. That was before the cards were issued?—Yes.

51477. How many persons were employed in that way?—I have no idea.

51478. What would be given to a man for his trouble? Would you give him £1?—I have no idea.

51479. Had you twenty men so employed?—There may have been.

51480. Assuming that a large part of the £35 was employed in that way, would you say it was distributed over twenty people?—It is my impression that it might have been. There may have been other expenses that I cannot call to mind.

51481. Well, allowing £5 for car hire, and £5 for other expenses, would the residue, £25, represent twenty-five canvassers?—I suppose it would; I am sorry I have not the papers.

51482. Then there are about £18 over yet. Did you receive anything for yourself?—Not a penny.

51483. What was the residue for?—I could not really form an opinion.

51484. Would they be personal expenses?—I kept an account of all my expenditure whatever it was.

51485. Did you pay out of that £18 any more canvassers?—I could not form an opinion. I give you as closely as I can the number of canvassers, and what may have been done with the money. I was very careful about it that any money I paid was used properly.

51486. Did you furnish to anybody a detailed account of these transactions?—I did not. Mr. Molloy asked me had I expended any money in the election. I said I had. I brought the amount to him. I gave no idea as to how the money was expended, but I said, "If you wish I can give particulars." He said, "If it was spent it is all right."

51487. Do you know what the next item in the expense account is, £33 5*s.* to Mr. W. K. Clay?—I do not.

51488. Do you know what £21 to J. J. Fitzpatrick was for?—I do not.

51489. What we want to get at is whether this money as paid through you to the supporters of Mr. Pim was the same class of expense as mentioned in the account given by Mr. Watson?—The reason I expended anything first was this. When I went out canvassing, I said we cannot go about without incurring expense. Mr. Perrin would not give an order for anything but upon the authority of Mr. Molloy, and he declined giving it.

51490. Mr. TANDY.—Was this £20 given to Mr. Gillis because he was obliged to pay ready money to parties when canvassing?—I understood that the parties got canvassing cards, but would not act unless they had some personal guarantee, because they said they had been deceived before.

51491. That was different from the direct payment of money. Did Mr. Gillis pay that money to parties before the election?—I cannot say whether it was after or before the election. He may have promised.

51492. Mr. LAW.—As you understood it, Gillis getting a sufficient guarantee, he promised a certain sum of money to these parties?—They were paid for their services in canvassing.

51493. Mr. TANDY.—What did he pay per head?—There were receipts given for so many days' canvassing.

51494. Representing £20?—Yes.

51495. How many men were on the list?—I don't know.

51496. About how many?—Perhaps twenty or more. It strikes me there were more.

51497. Did they get £3 a head?—I don't think they did.

51498. Mr. LAW.—Were there thirty men?—There may have been, but I don't know. I think there were not more than twenty.

51499. Were those parties with whom Gillis dealt freemen?—I believe in most cases they were. In fact so far as I understand, they were all freemen.

51500. And the parties with whom you incurred expenses in the Liberties were freemen also?—I was not in the Liberties much at that time. We went to a meeting in the locality. Some of the trades were on the other side of the city as well as in the Liberty.

Thomas Vance, esq., sworn and examined.

Thomas Vance, esq.

51501. Mr. LAW.—Do you remember the election of 1865?—I do.

51502. Do you recollect having any discussion—I do not know whom it was with, but at which Mr. Atkinson, who you remember was the assistant secretary to the Conservative Registration Society was present, a day or two before the election of 1865, as to taking means to secure the freemen?—I do not.

51503. I do not know whether you saw the evidence he gave us, as to the conversation in which he said you were one of the parties, and at which he was present. I forget this moment who the others were, but he told us that you said that you would not see your brother lose his election for £1,000?—So I might, but I have no recollection whatsoever of it.

51504. Were you acquainted with Mr. Foster at all?—No, I never saw him.

51505. Do you remember any conversation connected with that election a day or two before it came on, on the 15th of July, at which the propriety of dealing with the freemen was considered?—I do not.

51506. You have no recollection of it?—No, sir.

51507. Were you aware on the day of the election that there was any arrangement attempted with the freemen?—Not the slightest.

51508. We understand that you did advance some

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Thomas Vance, esq.

money either then or a day or two afterwards?—I was called upon by the Commissioners to produce all the books and papers I had in my possession, and I have produced my bank book, showing that I advanced £1,000 to Mr. Barker a day or two before the election, to pay my brother's sheriff's fees, which money was returned to me by Mr. Barker in two or three days afterwards.

51509. Is this your bank book (*produced*)?—It is.

51510. This is the Union Bank?—That is the bank in which I keep my model lodging-house accounts. It is not my private bank.

51511. It is not your private bank, I see?—In fact, I have no private bank here, except that and the Bank of Ireland, that have always been the bankers of the firm that I am connected with.

51512. Have you no private bank in which you keep your private account?—I have no private bank, except one for my mills in Navan.

51513. This is in your name and Mr. Scovell's, here?—Yes; I had liberty to overdraw the Union Bank but that to any amount that was in moderation.

51514. Did you draw any cheque?—I drew no cheque—good, bad, or indifferent, except that one.

51515. The 13th of July—I see here a cheque drawn for £1,000; that is the one you refer to, I presume?—It is; you see it paid back.

51516. It is drawn on the 8th, and paid back on the 13th?—Exactly.

51517. That was before the election?—That was before the election.

51518. The election was on the 15th—well, do you remember after the election—a day or two afterwards—advancing or paying any money?—No; I recollect that on the night of the election, Mr. Gibson sent over word to me that some person had promised to pay freemen either for services or for voting, or for what I do not know; and that I was perfectly aware that it was done either without my consent or my brother's, or anyone on our behalf; and that they would tear down the house if this trifle was not paid. I went to my brother and he said he would not pay one single farthing. Mr. Gibson advising that a trifle—some £50 or £60—should be paid, I paid it. This was after the election.

51519. The same evening, I understand?—The same evening.

51520. Did you draw a cheque for that?—No; I did not.

51521. Have you any means now of telling us the exact amount?—Well, I really have not—I most positively have not.

51522. Whom did you pay it to?—I paid it to Mr. Falls, a cousin of mine, who took it over, I think, to Mr. Atkinson.

51523. Mr. Atkinson seems uncertain, and he puts it between £60 and £90?—Well, I am perfectly satisfied that it did not exceed £60. My brother thought that it was £80, but my opinion is that it was £60. But, however, it is of very little difference, I think, whether it is either £60 or £80. I should be as willing to admit £80 as I should £60.

51524. Was that the only sum that you paid on that occasion?—That was the only sum, and more than that, I believe it was the only sum ever paid during the four elections which my brother contested, 1852, 1857, 1859, and 1865, either with his knowledge or mine, or anybody else's.

51525. Did you ever pay any moneys, or advance any moneys for him at any of the previous elections?—I have. I have advanced his sheriff's fees, I believe, whenever he wanted money. I having a banking account in this country, and he keeping his in England, I advanced any moneys that he ever required.

51526. Now, in the election of 1859 did you advance him moneys then?—I do not recollect that I did.

51527. Did you advance him any money in 1857 do you know?—I do not recollect. I advanced him £500 once to pay fees in the same way, or for his election purposes.

51528. Before the election?—Before the election.

51529. Did you draw at all at this time—July, 1865—upon the Bank of Ireland?—Not one farthing, sir, in any one way.

51530. In which you have your business account?—Yes; in no possible shape or way.

51531. Do you remember anything connected with the circumstance of the repayment of a sum of money; I do not exactly know the amount, by your brother to Alderman Manning?—Oh, I know nothing at all about that.

51532. It did not occur through you?—I know nothing at all about it.

William Cooper.

William Cooper sworn and examined.

51533. Mr. LAW.—I believe you were acting as assistant inspector, or assisting in the inspection of the freemen for some years?—Yes, sir, I was inspector of freemen; but I was never placed in any such capacity as that of an assistant to Mr. Campbell.

51534. You were an inspector separately?—I was a separate inspector.

51535. Are you in that office still?—I am, sir.

51536. About how many years have you been connected with this business?—I think I am four or five years. I really do not know the exact time.

51537. Were you inspector of freemen in 1865, at the election preceding the last, when Mr. Vance was a candidate?—I think I was, sir. I am not quite certain.

51538. What exactly was the nature of your duties as inspector of freemen—was it seeing that the parties claiming their freedom were entitled to it?—No, sir.

51539. Well, maintaining claims put forward by the Conservative side?—No, sir, since I entered the office I had charge of the Arran-quay property and the rated occupiers, the North City occupiers and property, and the Mountjoy rated occupiers and property; and then when our inspections were completed, I had the north side freemen to inspect—the city and suburbs; and Mr. Campbell had the south side.

51540. We are only concerned here with the freemen. You had the inspection of the northern freemen, and he of the southern; is that so?—Yes.

51541. You had all the freemen on the north side of the Liffey, and he the freemen on the south?—Yes, sir.

51542. As inspector of the freemen, what was the exact nature of your duty—was it to see that they were kept properly on the books?—To see that they were kept properly on the books, and that each and every person whom I had to look after resided at the various places, for which they were on the several lists.

51543. Now, how did you ascertain that the freemen remained resident in the city?—By calling at the residences which they gave, and which appeared on the lists.

51544. And if anybody at the hall-door told you that they were there, I suppose you were satisfied?—Yes, sir, but I inquired very minutely to know did they actually reside there.

51545. You had the north side, you say?—Yes, sir.

51546. For example, we find a gentleman, a Dr. Murray——?—Yes, sir.

51547. Who is entered as living on the north side of Dublin?—In my time he always lived at Summerhill.

51548. Are you not aware that he was not living there at all?—In Summer-hill?

51549. Yes?—No, sir, he always lived in Summerhill.

51550. Are you not aware he was living in Belfast? No, sir.

51551. Did you see him in Summer-hill?—I did, sir.

51552. When?—About a couple of years ago—about two years ago.

51553. Are you aware that he was living in Belfast six months before the election of 1868, if not for a year or so?—I heard it rumoured, but through whom I heard it I cannot tell really.

51554. I want to know what the nature of this inspection was; it seems to be a very perfunctory sort of proceeding; I suppose before the time for revising the lists, it was your duty to go up and see if Dr. Murray was living in Summer-hill; did you see him then?—Not in 1868. He has not been living in Summer-hill for the last two or three years.

51555. Where was he living?—He was living at some part of the south side, but where he was on the south side I could not tell.

51556. Did you know he was not living in Dublin at all?—I did not, sir.

51557. You transferred him to Campbell's side?—Yes, I had nothing to do with him after he left Summer-hill.

51558. Had you ever reason to suspect that he had left Dublin, and might have this as a town residence, which we know is a fiction in many cases. Were you satisfied with asking the servant was he there, and then, if she would say, "What do you want to know for"? you would reply, "I want to see if he is right on the list," and she would walk in and come out to you again and say, "It is all right"; would you walk out again then, or would you insist upon seeing him?—No, sir, I would not insist upon seeing him; if I saw the servant in the hall, I would ask him if the party whose name I had on the list was residing in the house, or had a residence in the house, and if he told me that he had I was perfectly satisfied.

51559. Although you knew that he had not?—No, sir; if I knew that the man did not reside there of my own knowledge, I could not conscientiously return him.

51560. Of course, in your capacity of inspector of freemen you were bound to see that the Liberal freemen did not remain on the list if they were not entitled to it?—Yes, sir.

51561. Did you in all cases rest satisfied with the statement of the servant of the residence of the Liberal freemen?—With both one and the other.

51562. You made no distinction?—I dealt the same with one as I did with the other.

51563. But if the servant in the hall had known pretty well or was told what the object of your inquiry was, and you said you wanted to see if so-and-so should remain on the list, and asked if the gentleman resided there, and she said, "Oh, yes, this is the gentleman's residence," would you walk out?—Oh, yes; but at the same time I would ask him if he had his bed-room there—I would ask the servant.

51564. Would you ask, "Does he always sleep here when he is in town"—suppose it was a relative's house?—I would ask if he had a residence there, or a bed-room.

51565. But suppose he had a bed-room there that was called his although he never slept there, and the servant said, "His bed-room is up-stairs"?—Well, of course, if she told me such, I would take it for granted that he had his residence there; I could not contradict her.

51566. For example, you have in the office, I presume, the Clerk of the Union's return of all the rated occupiers?—Yes, sir.

51567. That is, of all those who are rated for the poor?—Yes, sir.

51568. And upon that the names of all the freemen appear, and they are struck off that when they appear on the other list?—Yes.

51569. But they are all returned to the Clerk of the Union?—They are, sir.

51570. Suppose you saw by that list that the house, 38, Summer-hill, was not the house of Dr. Murray at all, but the house of another man who was the rated occupier, and that Dr. Murray was nominally there as a resident freeman, would you be satisfied with asking the question, "Is this where Dr. Murray hails from"?—I would ask the servant, "Has he a residence here."

51571. That is, a legal residence?—I would ask the party whether he had a residence in the country or not. If they said yes, I would ask them at the same time had he a residence there or a bed-room there, did he retain that bed-room permanently; and if the servant or gentleman, or whoever I happened to meet in the house, told me that he had, of course I would take it for granted that he had a residence there.

51572. Though he was never there at all?—No, sir.

51573. Suppose this Dr. Murray who is living in Belfast comes up to Dublin once in six months, and stops with a relative—I do not say that is the case with him, but, at all events, it happens in many cases—and that there is a room kept for the purpose of accommodating him, which everybody can see, which is called his bed-room, and which he occupies twice a-year when he happens to go there; and that when you went to make your inquiry you were told, "his bed-room is up-stairs; he is in the country at present," would you be satisfied?—No, sir; my object was always to ascertain did he retain the bed-room.

51574. What do you mean by retaining it?—Keeping it for his own separate use and occupation, whether at home or abroad; that was invariably the object of my inquiry.

51575. And you were just as easily satisfied with a Liberal as a Conservative?—Identically the same thing that I did with the one I did with the other.

51576. Your inquiry seems to have been very superficial in many cases; I find a number of them escaped you;—I do not know whether they escaped the other side as well?—That may be, sir.

51577. Do you know Dr. Murray?—I do, sir; I know him for many years.

51578. Do you know him by sight and speaking to him?—I do, sir.

51579. When did he go to live in Belfast?—I really could not tell you, sir; I had nothing to do with him directly or indirectly from the time he left Summer-hill.

51580. Where did you understand that he went when he left Summer-hill?—It was somewhere near Ball's-bridge.

51581. You know that is all very well; did you understand that he went to Belfast?—I did not, sir; I know that he went about the city and suburbs for a long time after he left Summer-hill.

51582. Shifting his residence?—Shifting his residence from one place to another; I know that for a certainty.

51583. What were you doing in the summer of 1868?—I was doing my ordinary duty.

51584. Were you on the registration then?—I was, sir.

51585. I suppose you were one of the ordinary staff?—One of the ordinary staff.

51586. Retained from year to year; did you remain in No. 3, after the registration work was over?—That is the Parliamentary revision, sir?

51587. Yes?—No; I did not.

51588. Or go over to 47?—I did not.

51589. What else did you do?—As well as I can recollect, the Parliamentary revision in 1868 finished on a Friday; we were paid on the Saturday, and Mr. Hodson suggested to me after paying me, "Cooper, you have not a great deal to do here, and you may as well go over to 47 and 48, and give them help."

51590. I asked you did you after the revision was over go to 47?—I said I went to 47.

51591. I thought you said you did not; just attend to what is asked of you; you said at first you did not—did you remain there till the election?—I did, sir.

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51592. In what room were you—were you in Mr. Walshe's room?—No; I was in what is called the shop and parlour of the house.

51593. Or with Mr. Campbell?—No, sir; I had nothing to say directly or indirectly to Mr. Campbell.

51594. Was it where the clerks were?—Yes.

51595. What were you doing?—I had various papers and things to fill up.

51596. Were you working at general work or at the freemen lists?—General work, sir.

51597. Had you anything to do with No. 3, after you went over to No. 48?—No, sir; only just before the election I was working in the North City ward—just a portion of it.

51598. Did you canvass freemen?—Yes, sir.

51599. You knew them better than the rest I suppose?—Yes, sir.

51600. And that is the reason you were sent out—that is, in connexion with the committee-rooms in Cherry and Shields'?—Yes, sir.

51601. Did you make your reports from time to time to the committee, or did you bring your reports to No. 47?—Well, I cannot recollect really whether I made a return or not; I must have made some returns; but I really cannot bring to my memory whether I did.

51602. A man of business would not make no return?—I cannot recollect that I did.

51603. Do you not recollect from the time you commenced canvassing going back to Cherry and Shields'?—I do not.

51604. When you went out to canvass the freemen in the North City ward—— ?—Portion of it only.

51605. I presume you were furnished with, and took with you a list of the freemen—a printed list?—I did.

51606. According to the sheets?—Yes.

51607. Now you entered down opposite each man's name the result of your canvass?—I think I did, sir.

51608. You know it would be a very silly way to work at canvassing if you did not?—Well, I did not take any particular note of those matters.

51609. Of course you were sent out to give information to those who wanted it?—Yes, sir.

51610. If it stuck in your head it would never be of use to anybody; it is absurd to say that a man like you, who knows as much about business as you do for many years, would omit so important a part of his duty?—Well, I had no particular reason at the time to take a note of those matters.

51611. Were you not sent out to get information?—I was.

51612. And to tell those who wanted it?—Exactly.

51613. You did not keep it all in your own hands?—I did not; I did not take any note of it.

51614. And when you returned you told your employers?—I presume, of course I did.

51615. Do you remember the names of any people you canvassed?—I do not; I do not recollect them, unless one or two.

51616. Do you recollect did you canvass gentlemen who were so familiar with you as Mr. William Beckett?—I recollect Mr. Beckett very well; I did not canvass him before the election; I had an interview with him previous to the election; this was on the inspection.

51617. What was that about?—He had shifted from one Liffey-street to the other, and it was merely for the Parliamentary revision.

51618. Did you shift his address from Liffey-street to Eccles-street?—No, sir; but I shifted his address —— my duty was to ascertain where his address was, where he had gone to, and he went from one Liffey-street to the other.

51619. In the printed list he was put down as living in Eccles-street?—I believe he was; I believe I have some recollection of that.

51620. Was he ever there?—I do not know; I believe that was a misprint on the part of the Town Clerk—on the part of the——

51621. You were inspector of freemen?—Well, I returned his address properly as Liffey-street.

51622. When on your inspection, you had this interview with Mr. Beckett, what did he say to you?—Well, nothing particular transpired between us—nothing more than that I asked him "Are you William Beckett" or "John Beckett;" I think William is his name—he lived in Upper Liffey-street—"I am," said he.

51623. Did he tell you what he was going to do about the election?—No, sir; not a word transpired between us on that subject.

51624. Did you avoid any reference to that?—I did not avoid it, sir, but the conversation did not come round.

51625. Can you tell us somebody else, because this man came before us so often—did you canvass Liffey-street?—Not the whole of it.

51626. Tell me some street that you did canvass?—Jervis-street, I think, was one street, and Abbey-street was another.

51627. Do you remember a man called Winterbottom?—I have some recollection of the name, sir.

51628. Did you canvass Great Strand-street?—No, sir; I did not.

51629. Did you canvass Moore-lane?—No, sir.

51630. Did you canvass Middle Abbey-street?—I did.

51631. Did you canvass part of Liffey-street?—Part of Liffey-street.

51632. Did you canvass Little Denmark-street?—Part of it.

51633. Did you canvass a man called Bridgeman?—No, sir; I did not. I know Bridgeman very well; he is a turner.

51634. Did you canvass Mary-street?—No; I did not go into Mary-street.

51635. Did you canvass Stafford-street?—Yes.

51636. Did you canvass Upper Abbey-street?—Yes, sir; I did.

51637. At all events you canvassed Upper Abbey-street, Middle Abbey-street, and Jervis-street?—Yes, sir.

51638. Now, did you canvass a man called James Connor, in Jervis-street, who was to be found at 99, Middle Abbey-street?—I think that is Connor, a printer, sir; I think I recollect canvassing him, sir.

51639. What did he say to you?—He said nothing; as well as I recollect, if he be the man that I have in my mind, he went forward voluntarily and recorded his vote.

51640. Mr. MORRIS.—He is the man that now lives in Jervis-street?—In Jervis-street.

51641. Mr. LAW.—Now lives in No. 11, Jervis-street—do you remember that you canvassed him—do you recollect the name?—I recollect the name very well, sir, but I cannot recollect did I canvass him; I must have canvassed him, of course.

51642. What did he tell you?—I cannot tell you.

51643. Did he tell you that he could not afford to lose his time to go to the poll?—No, he did not tell me any such thing; not one of them that ever I had any conversation with suggested any such thing.

51644. Not one of them?—Not one of the freemen.

51645. Did any one of them ever refuse you?—Not one, sir.

51646. Did you call on freemen?—I called on several.

51647. And did not one of the people that you thought it worth while to press show the least reluctance?—They did not.

51648. All at once jumped at you?—They did not give me any definite answer.

51649. I thought you swore this minute that they did?—No, sir.

51650. Did any of them give you a definite answer?—They did; several of them, sir.

51651. And those that did give you a definite answer—what did they say?—They did not say anything at all, but they said that they would see to it.

51652. Did they say that they had not made up their minds?—Several of them did.

51653. I should call that not a definite answer—what did you, an experienced canvasser, understand that a freeman meant who said he had not made up his mind?—What I understood was that they had not made up their minds as to which of the candidates they would use their franchise in behalf of.

51654. Merely a perfectly proper and unbiassed desire to vote for the best man on political grounds?—Just so.

51655. Now, do you think we believe that—did you see a man called Sweeny in Jervis-street?—I did.

51656. Do you remember him now?—He lives in Mary-street now.

51657. What did he say to you?—He said nothing at all to me. I had no occasion to ask him; I knew how he would act.

51658. How did he act?—He voted for Guinness and Plunket, I presume.

51659. Did he give you any answer at all?—No, he did not; there was no occasion to ask him.

51660. Did you ask him?—No.

51661. Did you canvass a man called Atkinson, in Jervis-street?—No, I did not.

51662. Did you canvass a man called Barry, in Upper Liffey-street?—I cannot recollect that I did.

51663. Did you canvass a man called Fegan, in Upper Abbey-street?—I cannot say that I did.

51664. Did you canvass a man called Smith, in Great Strand-street?—I do not think I did.

51665. Did you canvass a man called James Fogarty, in Middle Abbey-street?—I think I did.

51666. What did you report about him?—I cannot say.

51667. Was he a certain or an uncertain man?—I cannot recollect, sir.

51668. Well, now, how many freemen do you think you canvassed during this week's pilgrimage through the North City ward?—I really could not say; I never made any calculation.

51669. Did you canvass 50 or 100?—I really could not say; I really could not form the slightest idea.

51670. Did you canvass more than 10?—I did.

51671. Did you canvass more than 50?—Well, I do not think I did; but I cannot form any definite idea as to the number I did canvass.

51672. I do not ask you to give what you call a definite idea—did you canvass 10?—I would not say but I canvassed on an average from 20 to 30 or 40.

51673. How do you mean on an average—every day?—No, sir; during the time, because I had only a portion of the ward.

51674. Did you canvass between 30 and 40?—Well, on an average, that.

51675. On an average of what—do you mean altogether?—I mean altogether, sir.

51676. How long were you canvassing?—I was a week.

51677. Mr. TANDY.—Were you a week canvassing 30 or 40?—I was, sir; and I had other matters to attend to in the meantime.

51678. Mr. LAW.—I thought you said that you were engaged with other matters up to the last week, and then you took to canvassing the North City ward freemen?—Yes, sir.

51679. And did you spend a week canvassing 30 or 40 people in a ward you were familiar with?—I would have to call on people in the morning, and then they might be out; and again in the middle of the day, and they would be out then as well; and then I would have to call on them in the evening.

51680. We will presume you canvassed from 30 to 40—say 35?—Yes, sir.

51681. Did any one of the 35 give you a doubtful answer, such as intimating to you that they would like to be treated with for their vote?—Not one.

51682. Not one of them?—Not one.

51683. Did you ever meet with a freeman in your life who intimated to you that he would like to be paid for his vote?—I never came across a freeman in my life who threw out any suggestion to me of that nature.

51684. You never canvassed or spoke to a freeman in the whole course of your life who said that he would like to have something for his vote?—I never came across one in the whole course of my duty.

51685. In the last five or six years?—Yes, sir; in fact, I did not know that such things were carried out or done till this petition took place.

51686. You never heard that even a freeman asked anything?—Never, sir.

51687. Not even by way of rumour?—Never, sir.

51688. But suppose it was talked of in the office of Mr. Hodson?—I never heard such a thing spoken of.

51689. Mr. TANDY.—I presume, then, that if it had not been for the inquiry before Judge Keogh your belief would have been that no freeman ever wanted money?—Certainly, sir.

51690. Mr. LAW.—Are you a freeman yourself?—I am not, sir.

51691. Have you had much to do with them for the last four or five years?—Nothing more than what I had to do in the way of my inspection.

51692. I believe you were in the office at the time of the 1865 election?—I think I was, sir, I am not quite certain.

51693. You were in Dublin then?—Yes, I was.

51694. What occupation had you before you joined the Conservative Registration Society?—None, sir.

51695. Were you resident in Dublin?—I was; I was in the coal trade.

51696. You were not employed by them in any way before 1865?—No, sir.

51697. Do you recollect the time of the election of 1865? I suppose you voted like other people?—I have some recollection of it.

51698. Were you in the office at that time—the election took place on the 15th of July?—I really am not quite certain; I cannot tell. To the best of my recollection I do not think I was in the office in 1865.

51699. Did you vote in 1865?—I did, sir.

51700. Voted for the Conservatives?—Yes, sir.

51701. Did you hear in 1865, as certainly some people appear to have heard, that a very large number of freemen were influenced in their voting by the employment they got from Mr. Pim?—I did not, sir.

51702. As canvassers?—I did not, sir.

51703. You never heard it?—I never heard it, except what I saw in the papers.

51704. I do not mean what you saw in the papers, but did you hear that in 1865?—I heard nothing of it in the way of conversation then—in 1865.

51705. Did you hear people saying that if he would employ so many people as canvassers among the freemen he would get a great many votes among the freemen?—I heard that some parties, whether freemen or not, got good suits of clothes at Mr. Pim's.

51706. When did you hear that?—I heard that—I think it was——

51707. When did you hear that?—I think it was after the election of 1865.

51708. Did you ever hear people say that that happened to a freeman at all?—I could not recollect whether it applied to freemen or rated occupiers or not.

51709. Then it did not make any impression on you as to the possible accessibility of a freeman to a new suit of clothes?—It did not, sir.

51710. Did you ever hear that the freemen got a pound or so at Powell's public house?—I never heard a word about Powell's public house until this inquiry took place.

51711. Did you ever hear anybody say that in old times the freemen used to get money?—No, sir; I never heard a word on the subject either in our office or outside of it, or in the course of my business.

51712. Mr. TANDY.—What is your salary as inspector of freemen?—Our salary from the 1st of May till the parliamentary revision is over is £1 5*s.*; but from

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the time then that the parliamentary revision ends, our salary is reduced by 5*s*.

51713. And then during the rest of the year do you get £1 a week?—One pound. We have very little to do, and in consideration of that we only get £1.

51714. When you went over from No. 3 to No. 47, Dame-street, there was work for you to do there?—Yes.

51715. Were you told before you went over that you should work for nothing?—I was, sir. Well, I cannot say that I was exactly told that I was to work for nothing till I was asked to sign a gratuitous service paper for the services that I was to render there.

51716. When were you asked that?—I cannot recollect. I think about a week or ten days after I entered the premises.

51717. But although you were asked to do that did you believe you would be paid?—No; it was my firm conviction that I would not be paid a shilling.

51718. What put that into your head?—Because Mr. Hodson suggested to me, "Cooper, you have not a great deal to do here now, and you may as well go over to 47 and 48 and give your help; and anything you have to do here perhaps you can do in the mornings and evenings."

51719. You were aware that your regular salary was running of course; but were you aware that in election times it was usual for those who were permanently employed in the Registration Society to receive any sum over their ordinary pay, to receive any extra pay, for their election duties?—No, sir, I never heard of such a thing.

51720. And then was it your belief that you would not be paid anything except that £1 a week after you went over to 47, Dame-street?—It was, and my firm conviction.

51721. When you signed the gratuitous service paper what took place?—I worked away till the election was over.

51722. What was your impression with regard to the way you were to be paid?—Every Saturday evening I went over to No. 3, and got my ordinary salary.

51723. Your ordinary salary?—My ordinary salary.

51724. To what period?—Up to the day of the election, and after it, and since.

51725. You said that the gratuitous service paper made some difference in your ideas?—That applied to the payment for any labour I might do in 47 and 48.

51726. Up to the time you signed the gratuitous service paper did you suppose that you would receive some extra pay in respect to that work?—No, sir.

51727. Why did you not? If you had not expected it what difference in your feelings did the mere signing of the gratuitous service paper make?—I really cannot say what was the difference.

51728. Did I rightly understand you, that you thought you would be paid till you signed the gratuitous service paper?—I did not expect anything. If I said any such thing it was a mistake on my part.

51729. Then you did not expect anything extra when you went over?—Certainly not.

51730. Therefore the signing of the gratuitous service paper had no effect on you?—Not the slightest. They might not have asked me to do any such thing, and I considered it a very curious thing that they should ask me to sign it.

51731. Did they make any observation?—They simply asked me would I sign a gratuitous service paper, and I volunteered, and said I would.

51732. How long were you working in 47 before you were asked to sign?—Five weeks, sir.

51733. You had been receiving your £1 a week?—Always, sir.

51734. Did you ever ask for anything more?—No, sir, I never applied for anything.

51735. During the five weeks you were working at 47, from the period when you went there up to the time you signed the gratuitous service paper, did you ever apply for any money?—I did not ask for anything.

51736. Either by way of loan or anything else?—I did not, sir.

51737. Did you ask any of the freemen to sign the gratuitous service papers?—I did not, sir.

51738. Are you aware that a considerable number of them signed it?—I heard it at this inquiry, but not before.

51739. It seems to me very odd that you, having so important an office as that of inspector, only canvassed thirty or forty?—That is quite correct—quite correct.

51740. Then I suppose you were not all day doing this?—Certainly not; but some of those parties that I called on, as I have already remarked, I might call on a dozen times before I would see them.

51741. Can you give us any idea, from what you have heard, of the number of freemen who signed gratuitous service papers?—I think I heard a rumour that some of them did. I could not say what number.

51742. Are you yourself acquainted with Campbell?—Yes, sir.

51743. Did you see Campbell on the morning of the election?—No, sir; I did not see him on the day of the election at all to my recollection.

51744. Where were you on the day of the election?—I was in Abbey-street, and Jervis-street, and Suffolk-street, and I was here in Green-street.

51745. What time were you in Green-street?—I think about two o'clock in the day. I drove up to Green-street in a cab. I think I was looking for some one at the time.

51746. Were you in the Temperance Hall at all?—No, sir, I was not.

51747. Did you see Mr. White there?—In fact I never knew of such a place till the last two or three days, although living in the city.

51748. You saw nothing suspicious that day?—No, sir, I saw nothing at all.

51749. Did you hear Campbell's evidence the day of the trial?—I did not, sir.

51750. What state of mind or body was he in? Was he drunk?—Well, I really cannot say. I formed no opinion as to his state of mind. I think he was always very sensible.

51751. Did he give his evidence in a drunken manner?—Well, I don't think he did.

51752. Mr. LAW.—You canvassed the freemen? Were there regular canvassers for the freemen in the North City ward?—There were several in that ward. There were several canvassing that ward as well as every other ward in the city.

51753. But was not it an understood thing that there should be one or two persons from the committee to attend to the special canvass of the freemen?—Well, I really cannot say whether it was an understood thing that one, or two, or three, or four, should canvass them.

51754. Do you know who canvassed with you?—Well, I could not say. I really cannot recollect who the gentleman was that was with me. He was a big, tall man. He was a perfect stranger to me.

51755. Can you tell me whose handwriting that is (*List of conditional voters handed to witness*)?—I do not know the handwriting.

Alderman Joseph Manning.

Alderman Joseph Manning sworn and examined.

51756. Mr. LAW.—You were a member, I believe, of a ward committee at the last election, that met in the committee-rooms, 79, Dame-street?—I was.

51757. What ward is that?—The South City Ward.

51758. Do you recollect a man called Peter M'Kenna, do you know him by name?—I do now.

51759. Do you recollect sending for him the night before the election?—I never sent for him to the best of my knowledge, at any portion of the election.

51760. He stated to us here on Saturday that he had been canvassed by Mr. Warren and his son, and a couple of others, that the night before the election you sent a messenger for him, that he came over to 79, Dame-street, and there signed a paper at your suggestion—do you recollect the circumstance?—The only recollection I have of him is that some time after the election—I never recollect seeing him before—about a month or so after the election I got a letter from the Rev. Mr. Wright, one of the clergymen of my parish, St. Andrew's, asking me to do anything I could in the way of getting employment for M'Kenna in Guinness's brewery, and he said he would state his reasons for it. He said M'Kenna was a Roman Catholic, but a good man. M'Kenna called on me, I turned round to him and said—"What claim have you on me." "Well," said he "I voted for Guinness and Plunket at your instigation. I said to him, "I never saw you before." "Well," said he, "I was told by some gentlemen that you wished me to vote for Guinness and Plunket." "I never asked you," I said. He said, "some gentlemen told me you did." He then said, "though I am a Roman Catholic, I am married to a Protestant, and I would be likely to go the other way if I could get into Guinness's." I turned round with suspicion and said, "I will give you nothing, I will not have anything to do with you; go about your business." He went away, and came back in some time after with a list of signatures in his hand, requesting Sir Arthur Guinness to employ him in the brewery. I again told him to go away. I refused to have anything to do with him. I don't believe in people changing their religion for situations. That is all I know about him.

51761. Did you see him the night before the election?—I did not. I would recollect it if I did.

51762. Did you ever get him to sign one of these gratutious papers?—I never did. I most positively say I did not.

51763. Do you recollect anyone signing any of these papers?—I saw them signed in 79, Dame-street.

51764. Who had charge of these papers at 79, Dame-street—was it the secretary or yourself—was there any one in particular that had charge of them?—There were several in and out, the members of the Ward Club. I cannot mention the name of anyone in particular.

51765. Was there anyone in charge of these gratuitous papers?—I think not. I saw them lying on the table not filled.

51766. Did you ever get any of them signed yourself?—I did not.

51767. Did you ever see any of them signed?—I don't know that I have. I cannot swear positively.

51768. Do you recollect the election of 1865?—I recollect something about it; it is a long time ago. I did not know that my name would be brought in connexion with this matter, until it was mentioned to me last night.

51769. It appears that a sum of money was paid to you by Mr. Gibson—some £60 or £80—which he got from Mr. Vance after the election of 1865, what was that for?—Mr. Gibson handed me a sum of money. Mr Gibson, I think, is mistaken as to the amount of it—the amount was £50 or £55—I don't remember which; but it was not more, I am certain. I worked for Mrs. Vance, and not for Mr. Vance—he was no favourite of mine; but I worked because Mrs. Vance asked me to work for a few days before the election. People who worked gratuitously, like myself, were led to believe, and were given to understand that any legitimate expenses would be subsequently paid. We worked in the South City and Royal Exchange wards. In consequence of that impression, some of the gentlemen connected with the Club, which was in existence for some time previously, and was formed for municipal purposes only—Alderman Atkinson was the President of it—considered that it was a legitimate expense to employ as canvassers the sons of voters; the most extraordinary applications were made by people who should not have made them. There was, I remember, some applications made to pay messengers and canvassers, we saw that Mr. Vance at his last election was not inclined to pay a farthing, and were very indignant that he should not pay what we considered legitimate expenses. I told Mr. Gibson that, if the money was not paid I would publish the matter; and the money was eventually paid.

51770. That was the sum of £55, or whatever the amount was?—It was about that.

51771. That was money which you had expended in paying canvassers and messengers, and others that were required for the successful conduct of the election?—Yes; these persons had incurred the responsibility of it, but Mr. Vance refused to pay it.

51772. Eventually, however, he did pay it?—He did.

51773. That was money these persons expended in employing paid canvassers, messengers and others; and they were induced to do so, I suppose, for the purpose of conciliating those who asked them for employment?—I would not be astonished at it.

51774. We see a very large expenditure on the other side, which was avowedly for that purpose?—I know that some people expected it.

51775. You did not at all cope with the canvassers of Mr. Pim, at least in numbers?—We had very few after all, taking into consideration the whole list.

51776. Was the entire sum to pay expenses of that character?—Yes, and we were summoned before the Lord Mayor by people whom these persons had employed; and they had to pay them.

51777. How many people were paid out of the fund?—I really can't say.

51778. Do you know did they get more than £1 each?—In some cases they got £1 each, and in some there was £3 given, according to the work done by them.

51779. Do you know how many people were employed in that way?—I don't know really.

51780. Were there forty?—I think there were not so many as forty people employed. I really forget now.

51781. Do you think that any of the parties you canvassed were freemen?—I had nothing to do with freemen. There was not a freeman on the list we were canvassing; they were kept separate and distinct altogether.

51782. None of the £50 or £60 went to them?—Not a shilling.

51783. Did you hear of any bribery at the election of 1865?—I heard a great deal of indignation against Mr. Vance for not paying money. It was said that he would have been returned if he had paid it.

51784. Was that on the day of, or after the election of 1865—the last time that Mr. Vance stood?—That was the time.

51785. Was it before the election it was said that he would not be returned because he was not paying money?—It was the last day.

51786. Things became critical at the last?—I think so.

51787. Was it understood that the other side were liberal at that election?—I heard they were liberal, and that, in consequence, Mr. Vance should be liberal also, if he wanted to be returned.

51788. Had you anything to do with the election of 1859?—Nothing except to vote; and I would not have had anything to do with the election after that, but for the reason I gave you.

51789. Did you take any part in the election of 1868?—I did, but only in the committee-rooms. I may mention that I am always expected, as Alderman of the ward, to do something, because I represent certain principles; if I don't do it, I hear about it afterwards.

51790. Who were the canvassers of the freemen in your ward at the last election?—We had nothing to do with the freemen.

51791. It seems to be part of the instructions that on each committee some one or two persons should take charge of the freemen?—I knew nothing of it. We got lists to canvass, and we distributed these among

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the canvassers. As far as I recollect, there was not the name of a freeman on them. The freemen's list was kept separate and distinct altogether. That list was not kept for each ward at 79, Dame-street, and was kept quite distinct and separate from the list of householders.

51792. Your impression then is that the freemen in the South City ward were not canvassed in connexion with 79, Dame-street?—It was on the other side, I think, I don't know a single freeman that voted, except by repute.

51793. Mr. TANDY.—Then any of the papers that were signed at 79, Dame-street, were signed by householders?—I don't know by whom they were signed. I don't think they were signed by voters, but by people that were employed—I can't say for or against, because I didn't examine into it.

Mr. Robert Eames.

Mr. *Robert Eames* sworn and examined.

51794. Mr. LAW.—What ward were you canvassing at the election of 1868?—The Royal Exchange ward.

51795. In that ward were the freemen canvassed separately from the householders and lodgers?—The freemen were canvassed just the same as the rated occupiers and lodgers; they were added at the end of the general list. No separate list was made out for them. The lists were written on a card, and the freemen were always put in the end, and were given indiscriminately to the canvassers.

51796. I suppose the lists were divided into streets? Yes, each canvasser took so many streets.

51797. When you were done canvassing, what did you do with the card?—I sent it to Dame-street.

51798. Can you give us the name of anyone that canvassed the freemen?—A lot of persons on the committee canvassed them. The entire committee divided the ward into sections—Mr. Sexton, Mr. Switzer, Mr. Power, Mr. Birch; in fact all the members of the committee canvassed them.

51799. How many names were there altogether on the committee?—There were thirty altogether.

51800. On a committee of thirty, as on a committee of a smaller number, it is generally found that two or three do the work?—We had a very good committee.

51801. Exceptionally good?—Yes, we worked it continually; every one took a card out, and brought it back with the return on it.

51802. Were you the secretary of the committee?—I was not; I was in charge of the ward. I was a solicitor; and Mr. Robert Longfield and I were in charge of the ward.

51803. Were there any returns forwarded to the central office?—There were.

51804. How often?—Every day.

51805. As the result of the canvass?—Yes.

51806. In these returns the freeman were kept separate as in the printed list?—The freemen were always marked in red ink, they were not kept separate.

51807. Can you tell us in the returns that came in from time to time, were there any very striking observations opposite the names of freemen?—I could not discriminate between freemen and lodgers; but attached to the names of what I took to be the poorer electors, there were remarks such as "Could not lose a day's wages"; "Wanted clothes." I could not say whether they were freemen or not.

51808. At all events, whether freemen or lodgers, they were of that class that they wished to be considered?—Some of them did, not all. They were mostly those who had voted for Mr. Pim at the previous election.

51809. Did they tell you that they were not very well treated by Mr. Pim at the previous election?—I heard rumours of it. (*List handed in.*) That is a list I handed to Mr. Sutton after the election; it is a list of men that were employed by the committee, who said they had done their work well; but, as they were voters, he said they could not be paid, and he would not have anything to do with it.

51810. When did you hand this to Mr. Sutton?—About a week after the election.

51811. The committee had employed these people to do the work?—They had.

51812. I see there is first the date of the employment, then the name of the party and his address, then the name of the person who recommended him, the character of the employment, and the observations—"He is useful," "Most useful," and so on?—Yes.

51813. I see you append this observation:—"A great many of these men positively stated to our committee that they would not vote if they were not employed"?—Yes.

51814. You understood that they not only expected to be employed, but also to be paid for what they did?—They said they wanted to get something for the loss of their day, and that if there were anything going they should have the preference.

51815. "Joseph Valentine Rathborne, 12th October—he is a freeman—I lent £10"; what is that for?—I employed him totally irrespective of his being a voter or not, believing him capable for the duties. It happened that he was a freeman.

51816. Did he get any money?—I paid that money.

51817. Were you repaid it?—I never got a farthing of it since, and although I applied to Mr. Sutton for it. I gave £8 to the caretaker of the place; he is a voter, and I never got a farthing of that since.

51818. Who is that?—William R. Forrest; he was very useful, and knew everyone in the ward. I was interested in the election, and I was determined to get him. He was a shoemaker, and he said he was at a loss of £2 a day.

51819. Do you know is he a brother of Forrest the printer?—I don't know; I think he lives somewhere in William-street.

51820. A great many of these, I perceive, were employed on the 18th November as tally agents, canvassers, and the like?—We had a great number of people employed.

51821. Did you understand from them that they made application for payment?—I did not see them at all; it was only what the committee told me.

51822. Are all these that are here freemen?—I don't know at all; I think there are one or two freemen; I marked them. I did not know whether they were freemen or not. It was quite irrespective of whether they were or not, that they were employed.

51823. They did not get paid?—Not a farthing, except the two men I mentioned.

51824. What is this book you handed in?—That is the ordinary memorandum book of the committee, in which the rough observations are made.

51825. "List of freemen to be canvassed, 24th October"; that is one note?—Yes.

51826. Were the freemen not canvassed separately?—No, the list of freemen was appended to the rated occupiers' list that was on the card. Separate lists were made out for each class of voters, and they were pinned together. The freemen were canvassed just the same as the others. There were some men of the lower class on the committee.

51827. You cannot distinguish then between the freemen and the lodgers?—No, I cannot.

51828. How many would you say there were of both classes, that gave you these uncertain answers?—I think about three or four dozen—or perhaps two or three dozen. Those who were in needy circumstances thought they ought to be employed. I did not know that the law was against their being employed. I knew that they were employed in 1865, and I always referred them to the section of the Act, and stated that every voter that wanted employment must give his services without payment.

51829. These people who rendered their services

you understood expected payment?—These people the committee told me expected payment.

51830. The two or three dozen were independent of these?—The entire that I heard of were these—that is the entire number I heard of.

51831. Had you anything to do with the election of 1865?—Yes, I was superintendent, in charge of the Royal Exchange and South City wards.

51832. Did you hear of anything wrong in 1865?—I heard floating rumours, but nothing definite, of bribery going. I did not attach any importance to what I heard about it.

51833. Did you hear of any money being promised on the Conservative side?—Not a farthing.

51834. Do you know anything of the election before that?—I had nothing to do with it.

51835. Mr. TANDY.—Is this list in your handwriting?—The last observation there is, the rest is not in my handwriting.

51836. Look at that erasure, have you any idea when that was done?—The erasure was made before I took the list to Mr. Sutton.

51837. Was it you made the erasure?—I can't say. I recollect that Mr. Power told me that he had to get a suit of clothes for that man, he was so poor that he could not come out to vote otherwise.

51838. What was the name of that person?—J. Bull.

51839. Do you know whether he is a freeman or not?—I don't know; you will see from the book.

51840. The other erasure there, what was under that?—That was made about the same time. I recollect Mr. Power told me that he was obliged to send a Post Office order for eighty shillings to pay that man's expenses for his coming over here to vote.

51841. What is his name?—The man that was paid the money?

51842. Yes?—Richard Leech, of Bristol.

51843. Do you know if he was a freeman?—I don't know.

51844. I see here a list of persons who were employed in the ward?—Yes.

51845. You say you cannot tell how many freemen there were in it?—I cannot.

51846. Your belief, however, is that there are freemen as well as other classes of voters in it?—Certainly, I believe there are.

51847. These are persons that it was believed earned their money by their services, and would receive payment, it was thought?—Certainly.

51848. You thought naturally enough that they would be compensated, and with that object and view you sent this list to Mr. Sutton?—Yes, I expected that they would receive some consideration.

51849. If that be so, what is the meaning of this expression—"List of voters who undertook to render gratuitous services?"—I cannot tell, I didn't make out the list.

51850. Is not the meaning of it that they merely went through the form of signing these papers?—My impression is a great many who signed these papers expected they would be paid. I think it was a humbug altogether. I think it was a foolish proceeding altogether. I know I did not sign any of these papers.

51851. These were persons, I presume, that went through the form of signing the gratuitous papers, but who expected to be paid for their services?—The list was made out to satisfy these people—that their names should be returned to the head office. The proper list that was made out was signed. When I took it to Mr. Sutton he said he could not tolerate it, but I satisfied these men and the committee.

51852. Mr. LAW.—"Voters who undertook to render gratuitous services," "a great many of these men stated positively to our committee that they would not vote unless they were employed"—you understood that they wanted employment for payment?—Yes.

51853. Mr. TANDY.—When was it you paid Rathbourne the £10?—About a month after the election.

51854. Did he demand that sum from you?—He told me he worked very hard; and I said, "I don't see why you should work for nothing." I then paid him.

51855. Do you recollect whether he signed one of the gratuitous papers?—I am not sure.

51856. Was he a freeman?—He was.

51857. Was Forrest, to whom you paid the £8, a freeman?—He was a freeman.

51858. Do you recollect whether he signed a gratuitous paper or not?—I cannot recollect.

51859. Did you get anyone to sign them?—I did not.

51860. Mr. LAW.—"W. R. Forrest," did he sign the paper the day before the election?—I don't remember.

51861. Mr. TANDY.—Was it after the election that you paid him the £8?—I think I paid him £4 before the election.

51862. Are you aware whether lists of voters that were employed in the other wards, similar to the list sent in by you, were sent in by the other wards?—I cannot say.

51863. Mr. MORRIS.—Could you say from your own knowledge that the people whose names are on this list, gave a fair day's service or work for the payment they claimed or expected?—I did not see any of them working. The committee told me that they were working very hard during the day, bringing up voters.

51864. You made a note that a great many of them would not vote unless they were employed?—Yes.

51865. Do you know whether they signed the gratuitous service papers or not?—I don't know.

51866. That puts the matter, not in an obscurity, but in an ugly light?—I did not, for my part, attach any importance to the matter. A great many of them, the committee told me, had worked very hard; but that they could not be paid if they voted.

51867. Mr. LAW.—Or rather they could not vote if they were paid?—Yes.

51868. Mr. TANDY.—You thought that these persons deserved to be paid for their work, and that they would be paid?—I did not form any opinion as to whether they would be paid or not; but I recollect the impression was that they thought they would be paid.

51869. Mr. MORRIS.—They said they would not vote unless they were employed?—Yes.

51870. Mr. LAW.—Did they look on the paper as a record that they worked, and that they would be paid?—I don't know.

51871. Did many of them sign these papers?—I don't know. I saw them in blank on the table.

51872. Did you see anyone sign them?—I saw the clerks or some of the committee sign them.

51873. Did you yourself ask anyone to sign them?—I did not. I did not attach any importance to them.

51874. Mr. MORRIS.—As a matter of fact, none of those who signed the gratuitous papers were paid?—No, they were not.

51875. Mr. TANDY.—If any freeman came up to you, and said he would not vote without getting employment, I presume you would ask him to sign one of these gratuitous papers?—I would not ask any of them to work unless I paid them.

William Ledger Erson sworn and examined.

William Ledger Erson.

51876. Mr. LAW.—You are one of the honorary secretaries of the North City ward?—Yes. This is the club (*club list handed in*).

51877. This is the Permanent Municipal Club?—It combines the Municipal, Parliamentary and Poor Law.

51878. Do you remember when you were arranging matters in committee for the election, whether there were any members appointed specially to canvass the freemen?—No, our instructions were to take the freemen, householders, and all altogether.

THIRTY-SIXTH DAY.

January 10.

William Ledger Erson.

51880. I suppose the ward was divided into streets?—Yes, the freemen, lodgers, and householders were canvassed by the same people.

51881. Had you a great number of canvassers?—We had a good many.

51882. Were they members of the committee, or were there persons employed for the purpose?—The committee did it at first, but they afterwards complained of the trouble, and we got some persons hired under them.

51883. What class of persons were they?—They were all medical students.

51884. Did these paid canvassers canvass all kinds of voters indiscriminately—they did not confine themselves, I suppose, to the freemen?—They did not.

51885. Did you forward to the central committee rooms the result of the canvass?—We did, every day.

51886. Did you at any time furnish a list of doubtful voters?—Every day.

51887. Did you classify the doubtful voters, and furnish returns of them?—Yes, every day.

51888. About how many returns of doubtful voters did you, in the course of your canvass, send to the central commitee-rooms?—Every day there was a certain number of doubtful voters, and I would then go with Sir Arthur Guinness, or Mr. Plunket, or Sir John Barrington, or some other leading members of the party, to try and press them to give a decided answer. The returns were sent every day after the work really began; that was our daily business.

51889. When the work did really begin, how long did it continue—were there as many as twenty returns?—It must have continued for five weeks certainly; the first thing we had to do was to get the candidates—the work commenced after that.

51890. That was after the revision was over?—Sir Arthur Guinness then refused to stand, and we had to press him very much to induce him to come forward.

51891. That was some months before the election?—It was three months before the election; he said he had too much to do. That was a couple of months before the revision. We intimated to Mr. Pim that we would support him if he stood neutral on the Church Question. He said he would stand to his party. We then asked Mr. Findlater, but he would not either support the Church Question. Others selected Mr. Plunket, and, after a time, we all rallied round him.

51892. That was after the revision?—It was.

51893. We may take it that from towards the end of October until the 18th of November those returns of doubtful voters were sent in by you?—Yes, they were sent in for five or six weeks.

51894. Do you remember as the returns were brought in, whether there was any considerable number of freemen represented by the canvassers as doubtful voters?—There was not; there were very few returned as doubtful voters. For the first month or so we did the freemen with the rated occupiers; then we got instructions to drop off the freemen, and we after that confined ourselves to looking after the rated occupiers.

51895. Was that because some one was specially appointed to canvass the freemen?—No; my impression is that after the great meeting of freemen in the Metropolitan Hall, at which it was stated that the freemen had been canvassed, we were told to confine ourselves to the lodgers and rated occupiers, and to concentrate our energies on them altogether.

51896. Denmark-street, Strand-street, and Middle Abbey-street are in your ward?—Certainly.

51897. Here is a list of rated occupiers, which we got from Mr. Sutton, do you know in whose handwriting is it?—I don't know; we had so many young men employed as canvassers.

51898. Was that the sort of return you sent in every day?—Yes; we had some printed sheets also. That is exactly what was done.

51899. There is the rated occupiers sheet—can you tell us the names of those who canvassed them?—I can. There were the two Davorens.

51900. What were they?—They were all medical students.

51901. Where did they live?—In Rathmines.

51902. Who else?—Young Mr. Speedy.

51903. Son of Dr. Speedy?—A brother, or some relative of his. Then there was Robert Seymour.

51904. Who is he?—He is another medical student.

51905. Whese does he live?—He lives on the North Circular-road, at the bottom of Charles-street; at Richmond-place, I think it is—I can't remember exactly.

51906. How long were these employed?—They were employed for a fortnight. The reason we did that was that we were told we would not have carmen, and we wanted to have these young men to escort timid voters to the poll—to be a sort of police to them, *bona fide*.

51907. Do you know anything about Mr. Foster?—I do not; I was only twice in his company in my life, for a very short time.

51908. Did you see him about the time of the election?—I didn't see him at all. I was not brought into connexion with him.

51909. Did you hear anything about bribery at the last election?—I may say that, until the trial, I never heard a word about bribery.

51910. Do you remember was there any considerable number of those gratuitous papers signed in your ward?—Certainly not in my presence; there were some sent in applications for employment, which were laid before the committee, and each member of it would say, "I know such and such a person, we should have him as a tally clerk or canvasser," &c. I asked the meaning of this there, and I was told that we could not pay voters, and I was told that some of those employed, and who promised to work for nothing, would seek for money afterwards, and would perhaps process Sir Arthur Guinness for it, and would try to have him unseated.

51911. The signing of these papers was to shut their mouths?—It was a very ridiculous thing altogether.

51912. Was the meaning of it that you were dealing with a certain class of people who, though they signed these papers, would still expect to be paid?—I would understand that to be the meaning now, but I did not at the time. I was given to understand that men might volunteer to work for nothing, and would afterwards demand payment. These papers were to show that they had promised to work for nothing.

51913. Some of these people sent in letters, applying to work for nothing—I suppose that these were not looked on as very *bona fide* performances?—I never heard that the letters were looked on as not to be trusted.

51914. We had produced a number of letters from persons who were got to send in documents of that character?—That may be. I knew some to send in documents, and act as tally clerks, and afterwards demand payment.

51915. Were they paid?—They were not paid since.

51916. Did you know many instances of that kind?—I knew only of three. One was a very hard case—the man was very poor.

51917. It is not as hard a case as where a poor clerk is working away for a month, and he is told he is to get nothing for his labour?—That is certainly a hard case.

51918. You were not present at the signing of any of these papers?—I did not see any of them signed.

51919. Who was your colleague as honorary secretary?—Mr. Bentley; his name is there.

51920. I suppose we might take it that these returns of doubtful voters rose up to twenty or twenty-five at the time of the election?—If I had the book here, I could count them.

51921. Were they noted down in any book?—They were. We sent them and all the papers to Mr. Sutton.

51922. We are informed that a considerable destruction of papers was committed both in 47 and 3, Dame-street, and with the exception of the one sheet that I showed you, there are only two surviving returns?—We sent in all the papers we had.

51923. Mr. Hodson stated that he destroyed all. What would you understand to be a doubtful voter?—I would call doubtful voters many very respectable

gentlemen—for instance, I would call Mr. Davoren of Moore-street a doubtful voter; a chandler in Mary-street, who could buy a dozen like me, I would call doubtful. There were Dissenters who would not vote for the Church question. They required an immensity of pressure to bring them over.

51924. This is a very peculiar list—here is one man, Mr. William Beckett, who states that he can bring up sixteen others, "if made worth his while"?—Is that in the paper?

51925. It is?—I never saw it before. That was kept by one of these young men. I left the business to be done in Dame-street. That is a very remarkable thing.

51926. Now the rated occupiers on that list are not of the character you spoke of, where a doubt may be naturally and honestly entertained—they are all of a doubtful class in the worse sense; one of them says he would vote for the best pay?—Nothing of the sort ever came under my notice. There were certainly some very tempting offers made to me, but they were not of that character. Two gentleman came to me, and told me that if I could induce Mr. Plunket to adopt a certain line of conduct they would guarantee him 500 votes. I approved of it. I advised Mr. Plunket to support the amnesty movement, by which I estimated he might catch from four to six hundred votes. He refused; he said he would not do it for anything of the kind; that he would rather lose the election. I told him it would be a splendid stroke of policy. He refused.

51927. What was the policy you recommended?—It was to go in for the amnesty of the prisoners. He said he would not do it if he got the whole election. He was afraid, I imagine, that it would look like bribery.

51928. It was not to win the freemen that was proposed?—It was to win the election. That was the only thing that came under my notice.

51929. Did you never happen to see in the returns the name of a freeman who was willing to deal for his vote?—I never did. I used look out for the men that I called doubtful.

51930. Those politically doubtful?—Yes.

51931. The list we had here, was it exactly in the same handwriting?—I never saw that list before.

51932. It came from that ward—the North City ward?—I was not there all day. I used to be in and out.

51933. Had you anything to do with the election of 1865?—Nothing beyond voting.

51934. Or with any previous election?—No.

George Tickell, T.C., sworn and examined.

George Tickell, T.C.

51935. Mr. Law.—You were also one of the committee of the North City ward—you recollect these returns of doubtful voters being prepared and sent to Dame-street from the committee-rooms?—I knew the ward very well; and in reference to doubtful voters I made out a list that was sent to the candidates themselves for them to call on the voters in it—such as Presbyterians, Methodists, &c.—who in some cases would be annoyed if they were not gone to personally. I made out these lists every day for some days, and they were sent to Mr. Plunket and Sir Arthur Guinness in a little book that was prepared for them, and they went through the people. We found out what gentlemen would be best to go with them who would have influence.

51936. Setting aside that class of doubtful voters, do you remember any other class returned to you?—In reference to the freemen, we were told that we were to have nothing at all to do with them.

51937. But you could not prevent a man intimating that he was willing to sell his vote?—The general statement of them was that if there was anything going they would like to get it.

51938. That was returned to you?—It might have been from the men themselves.

51939. You have a large knowledge amongst the people of your ward?—Yes.

51940. You employ a good many?—I did.

51941. Would you say what you have stated was the general feeling amongst the poorer classes?—I should say that I do not refer to the freemen alone, but to the poorer voters.

51942. We have no concern here with any but freemen?—I think the feeling was quite as much amongst the poorer class of voters as amongst the freemen.

51943. We are not dealing with any other class?—They are mixed up together.

51944. But the poorer class of voters would all like to get something?—Not at all; there are Protestants and Catholics at both sides who would vote for their own candidates, you might depend on it, and there would be no use in trying to win them over.

51945. Is that a considerable number?—No; I think the larger number would like to get something, even men who might be very independent; still, if others got it they would be jealous if they did not get it.

51946. Quite so; we have had instances of that here already. Did you canvass many yourself?—No; I asked two of my workmen to vote. I had four men—two Protestants and two Catholics. I intimated my wish that they would vote for the Conservative candidates, and the two Protestants voted for Guinness and Plunket, and the two Roman Catholics for Pim and Corrigan. One of them was called out of his bed and threatened to be killed if he did not vote. I think he would wish not to vote to please me.

51947. Look at that list of voters, do you know in whose handwriting that is?—I do not; it must be some clerk's writing.

51948. It appears to be a list of the doubtful class of voters I speak of—of rated occupiers?—Which are the doubtful ones?

51949. You will see observations before their names, "Wants a promise?"—The first one, Samuel Metcalf, is a mistake. If he was to get £500 he would not vote for anyone but Guinness and Plunket. It must have been made out by a person who knew nothing at all about the ward. He is a very independent Protestant.

51950. It is one of your papers?—I had nothing to say to it. I would not make such a return.

51951. But your committee did; we found it amongst Mr. Sutton's papers, as coming from the North City ward—"John Brown," "a very poor man," is before his name?—I never heard of it.

51952. "John Baker—cannot lose his time"; nor William Talbot. "John Lewen, a printer—wants something to do?"—He is a respectable man, a printer. I am satisfied he would not vote for Sir Dominic Corrigan; no matter what amount he got.

51953. In the same handwriting is returned to the head-office this list of freemen, and opposite, the name of one, William Pattison; there is the observation, "not to be forgotten"?—I never heard of him.

51954. "William Beckett, can bring up sixteen others, if made worth his while"; that is the return as to him. "Richard Smith, Strand-street—has not as yet promised, but he is to be had for us." "James Connor—cannot afford to lose time to come to the poll." "John Winterbottom—not to be forgotten." "James Doyle would vote, but cannot lose his time"?—I do not believe that ever came from the office that we belonged to.

51955. It did, though?—If so it must have been made up by somebody who knew nothing about the ward.

51956. It is a very candid note at all events; probably it is nothing the worse of that?—We got parti-

THIRTY-SIXTH DAY.

January 10.

George Tickell, T.C.

cular instructions to have nothing to say to the freemen; and Mr. Julian and Mr. Sutton said if the election was to be won by a shilling of bribery, they would rather lose it than give it.

51957. But we want to see how far the freemen were open to influences of this kind. Though you may not have accepted their terms, it is sufficient for our inquiry to know that they were offered. You cannot say in whose handwriting this list is?—No, it is probably a clerk's handwriting.

51958. Had you anything to do with the election of 1865?—Nothing beyond voting. I was in the tally-room on Bachelor's-walk on the day of election.

51959. Were you in the rooms in Sackville-street—Cherry and Shields's—on the day before the election?—It is very likely I was. I live in Clontarf, and it was at great inconvenience I would go there. I think the night before the election I came in by the eight o'clock bus.

51960. Do you remember seeing Mr. Robinson that evening?—I saw him one evening.

51961. Do you recollect did he come up from a lower room, and tell you anything about a number of freemen?—No, he came to me saying that he was going to canvass for the ward. I said, "Are you not a Liberal"? "No," said he, "they treated me badly, and I am going to work all I can for you. Here is a list that I will canvass for you." I think the list all referred to freemen.

51962. Was that list in pencil upon slips of paper?—I would not be positive. He gave me to understand that he had all those people to give me. I said "There are a great number of these promised me," and I do not think he was well pleased.

51963. Was it anything like that (*list handed to witness*)?—I cannot recognise it; but I suppose it is, as he says so.

51964. This was the evening before the election; you saw him only once?—I think so. I do not think I ever knew him before. I knew his appearance, but not himself.

51965. It does not appear that he became active until a day or so before the election; when he showed you the list, you said that many of them had promised you already?—I looked upon it that all Protestant freemen would vote for Guinness and Plunket. There are two names here—Huband and M'Donnell.

51966. George M'Donnell?—I think there was a M'Donnell in the employment of Mr. Curtis. I thought Huband to be a good man.

51967. Is that George M'Donnell of 16, Little Strand-street?—Yes.

51968. And George Huband?—Yes; I knew him to be a Protestant.

51969. Is Beckett here?—No.

51970. William Walker was willing to vote for you?—I think I know him. He is a Protestant I think, and a good Conservative; of that there could be no doubt.

51971. I suppose he never voted the other way; but he would like to be paid for it, for all that?—I think Walker had worked for me, and that I had a quarrel with him.

51972. You are a friend of Messrs. Curtis; are those the people you refer to?—Yes.

51973. Is that their handwriting (*document handed to witness*)?—I could not tell. One of them, I do not know his Christian name; I only know him by meeting him and shaking hands with him.

51974. Did you hear of any bribery at the election of 1865?—Not at all; I heard it spoken of.

51975. On which side?—That is a thing that both played at.

51976. Amongst the freemen?—I think amongst whoever they could get.

51977. Did you understand in 1865 that the freemen, or any number of them were accessible to bribery?—Not particularly the freemen; all poor voters.

51978. I cannot help putting the question that way, because we are not concerned with any class of voters, but freemen?—Not all, because on both sides you will find people who will stand to their party.

51979. Did you understand that the freemen—the poorer class, were accessible to bribery?—I have no idea about the numbers, my acquaintance of them is that they are a very respectable lot of people. I am entitled to the freeman franchise myself.

51980. Did you ever hear it as an electioneering rumour that the freemen could be dealt with, and secured by any expenditure?—I think without saying anything definite, that a certain portion—the poorer portion, could.

51981. And of other voters as well?—Yes; but I would not say that all the poorer portion of the freemen would be accessible to bribery. Amongst them there are some most independent men.

51982. No doubt; did you see any of the gratuitous service papers signed?—They were lying about on the table. It was discovered that any voter who acted on the election for three months, or six months previous was disqualified from voting, and I think it was to guard those voters who had been employed, without the knowledge of the law, or reference to it, from being disqualified that these papers were introduced; and in reference to the other portion—that is those who applied afterwards; the intention was that if they could legally be paid they would be paid.

51983. Was it said, "If we find there is no legal objection, you shall be paid"?—No; but that was the idea, I think.

51984. Did you hear anything said to them when they were signing the papers?—I do not remember. They were lying loosely about the committee-room table. I saw them that night.

51985. Did you see them signing these papers the night before the election?—I do not remember. I do not think that anybody was asked to sign these papers unless they pleased. It was understood that we wanted a good many persons to help the voters to the poll and to prevent intimidation, for there was a good deal of that sort of work. Outside the door of the tally-rooms a person said he would pull my beard because I was sending people on a car, and with some difficulty I escaped.

51986. The day of the election?—The day of the election.

John Holmes.

John Holmes sworn and examined.

51987. Mr. LAW.—You are a freeman, I think?—I am.

51988. How many years have you been so?—Since 1842.

51989. Had you the assistance of any society at your admission?—No

51990. How did you get admitted?—By marriage.

51991. Did you go to any office to help you to get admitted?—No.

51992. Did you pay for your own admission?—Yes.

51993. Do you remember the election of 1868?—Yes.

51994. You voted then?—Yes.

51995. For Guinness and Plunket?—Yes.

51996. For whom did you vote in 1865?—For Mr. Pim.

51997. I believe you were employed in 1865?—I got a card of appointment from Mr. Connell.

51998. You and some others: was it from Mr. Connell you got this card?—Yes.

51999. How many days before the day of election did you get it?—It was a week before the election—no, it was not, it was the week of the election.

52000. Did you introduce anybody else to Connell

besides yourself: did you introduce Clarke to him?—I did.

52001. You brought a letter to Clarke?—I mentioned his name, and Clarke went to him and asked him for a situation. He was capable of writing well. He was secretary to some society.

52002. What society?—I think it was the Williamite Society.

52003. Yes, that is what Jones spoke of; and Clarke had some influence with the members of the Society?—I believe he had.

52004. How were you employed after getting the card in 1865?—Asking my friends to vote for Mr. Pim.

52005. Did you succeed?—I did; nearly all that I asked voted.

52006. How many did you ask?—Ten or twelve.

52007. Were they all Conservative voters?—I am not aware what they had been before.

52008. Do you know how they voted in 1859; do you remember Brady and Reynolds' election; how did they vote then; was it for Guinness and Vance?—I could not say how they voted; I do not know it, I mean.

52009. Were the friends you influenced in 1865 Conservative freemen?—No; I do not think they were.

52010. Were they Protestant freemen?—The most of them.

52011. Were you paid afterwards for the canvassing?—Do you mean in 1865?

52012. Yes; did you get any money after the election of 1865 for your trouble in canvassing?—Thirty shillings.

52013. I suppose you expected to get more?—I don't know for expectation; I understood that the men that canvassed were to get 10*s.* a day.

52014. How many days were you canvassing?—Eight or nine days.

52015. Then you expected to get more than 30*s.*?—I did.

52016. Did you complain of that?—I did, to Messrs. Molloy and Watson.

52017. However, I suppose you never got any more than 30*s.*?—No more.

52018. How were you engaged at the last election?—I was not engaged.

52019. What were you doing—were you canvassing?—I was; merely amongst my friends.

52020. Were you upon any of the committees?—No.

52021. Did they ask you to sign one of these gratuitous service papers?—No; I did not sign one.

52022. Did you hear on the day of the election in 1868, any rumour of money going?—Well, I did; but I know I received no money.

52023. I did not ask you that—about what hour did you hear there was money going?—I could not say; I voted early.

52024. Was it while you were here voting that you heard it?—Yes; I heard the rumour of money going, but I could see no movement amongst the people. Some said we got the "tip" to get money, but I got no "tip," nor card, nor money.

52025. But you did hear the rumour at that time that there was money going?—Or expected.

52026. Whom did you hear that from?—I could not say; it was in the crowd.

52027. Was the rumour pretty general through the crowd?—It was.

52028. You say you voted early?—Yes; I arrived before nine o'clock, I think.

52029. Did you remain here after voting?—Not for any length of time.

52030. For an hour?—I daresay I did for an hour.

52031. Was it before or after you voted that you heard the rumour?—After I made my way to vote, I went down into the street, I was looking for friends of mine; my son had to come from Irishtown to vote.

52032. You heard this rumour about money going before ten o'clock?—About ten o'clock.

52033. Were you speaking to Connell that day at all?—No, merely had a nod.

52034. You saw him?—Yes.

52035. Did you tell him you heard money was going?—No; I had no conversation at all.

52036. Did you see Campbell that day?—I would not know him.

52037. Were you talking to anybody before you voted?—No.

52038. You walked up and voted, and came down and mixed amongst the people, and heard the rumour?—Yes.

52039. When you heard that money was going, did you ask them how much, or how it was going?—No; I overheard the conversation, just in a gossiping way; but I knew nothing about it.

52040. Can you give us the name of anyone that you heard there talking about it?—I did not know a name amongst them.

52041. You voted at the election of 1859?—Yes.

52042. Did you hear of any money going then?—Merely in that kind of way—men expecting that they would get money; but I got none.

52043. Did you get any in 1857, when Brady and Reynolds stood?—Oh, yes.

52044. You did?—I did, £3.

52045. From whom?—I could not say.

52046. Where did you get it?—It is the neighbourhood of Little Britain-street.

52047. Was it Petticoat-lane?—Near the market I was brought in, and I received £3.

52048. In notes?—Yes, and I could not tell the person who gave them.

52049. Was it after you had voted?—After I voted.

52050. And it was at Petticoat-lane?—I think that is the place.

52051. You voted that time for Brady and Reynolds?—Yes.

52052. For whom did you vote in 1852? Did you vote for Alderman Reynolds or for Grogan and Vance?—I think for Alderman Reynolds. I always voted with the Liberal party until the last time.

52053. You voted for Brady and M'Carthy in 1859? Yes.

52054. I suppose you did get something?—Three pounds.

52055. Mr. TANDY.—Did you get two sums of £3 at two elections?—Three pounds at one election. I did not get two £3.

52056. Mr. LAW.—Do you remember the election of 1859, when Brady and M'Carthy were up? Did you vote?—I did.

52057. Did you not get any money that time?—Yes, I did.

52058. How much?—Three pounds.

52059. Did you get £3 at each of the two elections? I think I did.

52060. Did you not get £3 in 1857, when you voted for Brady and Reynolds?—No.

52061. What did you get?—I could not tell. I know I got but the one £3; my memory is not good.

52062. One £3 at one election?—Yes.

52063. Did you ever get any more?—Except 30*s.* in 1865.

52064. Was all the money you got £3 at one election and 30*s.* at another?—Yes.

52065. You never got any more?—I am sure I did not.

52066. Why did you vote against Mr. Pim the last time?—Because he was determined to get the Church removed.

52067. Was that what turned you?—That is the whole reason.

52068. Did you complain to Connell before you voted?—No.

52069. Did you tell anybody before you voted that you heard money was going?—No, not one. I had not time, because I went in as soon as possible and gave my vote; because there happened to be another John Holmes before me, and when the name was called

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John Holmes.

we both answered. There were two of the name on the list, and you can refer to it.

52070. Did you ever say a word to Connell at the last election about bribery?—Not a word.

52071. Or the day before?—No.

52072. He was the Liberal inspector?—I never put the question of money upon any occasion to any man preceding the election; and any money I received was always after giving my vote. I took it more as a matter of compliment than anything consistent with the nature of bribery. I gave my vote, and it just depended upon them whether they handed me anything afterwards or not.

52073. You expressed some dissatisfaction in 1865 that the compliment was so small as 30*s.*?—I did.

52074. Did you tell Connell within a week of the last election that Pim had treated you badly the last time?—Not at all. I had no conversation with him I have repeatedly said.

52075. Had you seen him a month before the election?—No, I do not recollect that I had any conversation, because my mind was made up to vote for Guinness and Pim.

52076. Mr. TANDY.—You got ten or twelve of your friends to vote for Mr. Pim in 1865?—I canvassed them, and I daresay they did vote.

52077. You believe they did?—I do.

52078. Do you know whether they gave canvassing cards to the ten or twelve that you canvassed?—I cannot tell that; I am not aware.

52079. Did you canvass for Guinness and Plunket at the last election?—I did.

52080. Did you expect to receive any money for your work?—I had no reason to expect it because I had no appointment whatever.

52081. Did you ask for an appointment?—They told me they could give no employment. I went to No. 3, Dame-street, and they said they could give no appointment, but that if I chose I could canvass my friends gratuitously, and so I did.

52082. Not expecting to receive anything?—Not expecting, nor did not receive.

52083. After the election did you ask for remuneration for having canvassed?—No, I did not.

James Daniel O'Rorke sworn and examined.

James Daniel O'Rorke.

52084. Mr. LAW.—Are you a voter?—I am this year, but not at the last election.

52085. Is it as a householder?—A householder.

52086. Were you in Dublin at the last election?—I was engaged in canvassing.

52087. What ward?—Merchants'-quay and Ushers'-quay.

52088. Who engaged you?—Mr. Julian and Mr. Sutton.

52089. Did you canvass any freemen?—When I met a freeman I used to canvass him.

52090. You used to canvass generally?—Yes.

52091. About how many freemen did you canvass? About fifteen through Merchants'-quay and Usher's-quay; not more. There were a good many asked me for money, and Mr. Sutton and Mr. Julian would not allow me to promise.

52092. Can you give us any idea of what proportion asked for money?—I know two in particular.

52093. Who were they?—A man named Smith, of 3, Cole-alley. He said his clothes were in the pawn-office, and that if we took them out he would come and vote. I used to return a list to Dame-street. They had a cunning way of asking money. Some said they would not lose their time.

52094. One asked to have his clothes released. Anybody else?—A man near the rope-walk at Old Kilmainham. I cannot remember his name.

52095. What did he want?—He said he would not come down unless he was paid his expenses.

52096. Did any more say they wanted to be paid?—There was a man living at Old Mount-Brown. I could find out the house but I don't know his name.

52097. How many of the fifteen intimated to you indirectly that they would expect to get something?—I cannot recollect the names.

52098. Not the names; but how many of the fifteen were willing to treat?—Fully ten or eleven of them.

52099. They all wanted to know what was going?—Undoubtedly, I was engaged for Brady and M'Carthy in 1859.

52100. And you knew the freemen?—I had just a knowledge of them; not to know their names though.

52101. Were you engaged in that way, canvassing up to the day of election?—Thirty-one days.

52102. You are not a voter; were any of your family voters?—Yes; my relatives and friends; but none of them were engaged but myself.

52103. Were any of your relatives freemen?—No.

52104. Had you anything to do with the office work?—I used to be in the office every day when giving in my report.

52105. Did you give a return every day?—One every day; sometimes one every two days.

52106. Did you intimate, more or less, that these particular freemen, wanted something?—I marked behind their names in every sheet that I sent in. I got my clerk to write it down, as he wrote a better hand than I did, and we used send them in every morning, and I delivered them myself.

52107. In returning such a man as Smith, did you state the fact?—Distinctly.

52108. And if fully ten or twelve wanted some employment; did you state what they wanted?—I did; as plain as possible. There was one man in the Marshalsea and he said his debt should be paid. He did get out; but how he got out I do not know.

52109. Is that Dalton?—Yes.

52110. Did you see him in the Marshalsea?—I did.

52111. What did he say?—Saunders, who worked with me in canvassing, being a freeman, they had a talk, and I understood that the money would be given to him to get out.

52112. Did you see any of these gratuitous service papers we have been talking about?—I signed a gratuitous service paper myself, and I saw carmen voters doing the same.

52113. Did they ask you to sign it?—They did.

52114. How many carmen voters signed them?—I only know of one—Kit Sheridan of Cole's-lane.

52115. Had his car been employed?—The day I went over I signed one, and he signed another. That was sometime before the election. He remained until the election was over.

52116. Was he paid at the end of the election?—He was.

52117. Were you paid?—I was.

52118. Do you know of any other case?—It was a general rule; but I do not call to mind any other names.

52119. Do you know whether any other carmen who had votes were paid?—All the carmen were in the same way. I had a car with me every day.

52120. Did all the other carmen employed, so far as you know, sign these papers?—They did; on Saturday night Mr. Julian asked me if I wanted money, and I said I would have a £1. He gave me a £1, and I used to see the carmen showing to one another the money they got.

52121. Are you aware that they had signed the gratuitous service papers?—The gratuitous service papers used to be on the table, and when they would come up to ask for employment they would have to sign them.

52122. Mr. MORRIS.—Whether they were voters or not?—Yes.

52123. Mr. LAW.—You signed one yourself, and

you were not a voter at all?—I did. I have a vote this year.

52124. You say you were engaged in 1859?—I was, for Brady and M'Carthy.

52125. Were you canvassing?—There were twenty-two freemen sent up to me, and I took down their names. I came up to College-street, where Mr. Coffey had his office, and I said that these men wanted £3 each, and that two of them wanted £5. He told me to employ them as messengers. "You know nothing about elections. Go and pay them." In coming down Cork-hill I met a friend coming down with some of them, and he said he was going to Morren's public-house. We went over to Morren's. Luke Doyle, Nevin, and Sam M'Bride were there. There was a book on the table, and a gentleman sitting at it; and when I would bring the men in after polling them, this gentleman, whoever he was, would lift out £3 notes and hand it to the man, and ask me was it all right. To the best of my belief, I brought fifty men, and got fifty of them paid in Morren's public-house in Britain-street, at the corner of Stafford-street in that way.

52126. Mr. Morris.—Were they all freemen?—They were all freemen. For one man in Queen-street I had to put two guineas into a snuff-box before he would come with me.

52127. How do you know they were freemen?—I saw their cards. They all polled about the court-house here.

52128. Mr. Law.—Had you been canvassing before that, or was that Sunday night the first?—No; I got the employing of all the cards in Usher's-quay ward, and I had a committee in my own house.

52129. What business are you?—A publican.

52130. There was a committee in your house?—Yes, at 117, James's-street—the Eagle Tavern, next to Manders's brewery.

52131. You were engaged in 1857?—No.

52132. You spoke of an open house for Mr. Pim, when was that?—At the election when Mr. Pim was returned.

52133. The last election but one?—Yes.

52134. Were you the owner of the Eagle Tavern then?—No; a hotel in High-street.

52135. Did you get any instructions to give refreshments?—The voting booth was opposite, and the inspector came over and told me to give back any money I was after receiving, and that any refreshment would be paid for. I gave £17 worth of refreshments away, and I sent my bill to Mr. Pim, and he never paid me.

52136. That was in High-street — who was the inspector that told you that?—He is a solicitor, Mr. Thomas White, of the firm of Lawless and White. Edward Nevin and Luke Kelly were the other two.

52137. Did I understand you rightly to say that at the time you got this direction some of the people had paid for their refreshments?—Yes, and I was told to give back the money, and that I would be paid.

52138. Did you give back the money?—I did.

52139. Beside what you gave back, you gave refreshments to the amount of £17 in all?—Yes.

52140. To whom did you send the bill?—I first went to Messrs. Watson and Molloy. Mr. Watson told me to wait until his partner came. After waiting, I wrote to Mr. Pim to say that I could not understand it, and that it was a losing trade, but he would not pay it.

52141. At all events you were not paid?—I was not; and that is the reason I went to vote for Guinness. Mr. Pim wrote to me, asking me if I would give him my services.

52142. At the last election?—At the last one; and I said if he repaid me for such losses as I sustained that I would.

52143. Did you know Saunders before?—Just occasionally; the reason I got so well acquainted with him was that I asked Mr. Julian for a man to come and canvass with me, and I chose him.

52144. Is your name O'Rorke or Rourke?—O'Rorke.

52145. Did you hear any rumour at the last election of money going?—It is a well-known fact—every citizen knows it; I was born in Dublin, and I know it.

52146. Do you remember the day of the last election—were you up here in Green-street?—I was bringing voters here during the whole day.

52147. Did you hear any talk whilst the election was going on of money going?—As far as rumour, I used to hear men saying to each other—"I got £5."

52148. Did you hear mention of 76, Capel-street?—No; but it was well understood.

52149. Did you suspect there was any system of tickets?—No.

52150. You merely heard it talked of amongst the people themselves?—Yes.

52151. Did you see Campbell that day?—I am not acquainted with him.

52152. Do you know Connell?—No.

52153. Were you engaged with cars?—I had several cars—as soon as I got rid of one car I used to take another.

52154. I suppose you were paid for that?—I did get paid; I sent in my bill and got paid for it.

52155. Did you notice any of the gentlemen about you that had charge of the election?—No; I paid no attention at all.

52156. What hour did you hear that money was going?—From early morning I heard of bribery, but I did not interfere.

52157. Whom did you hear first speak of it?—The crowd in general—you could scarcely get up to the court that day.

52158. Do you mean that it was so open as that?—In fact, when you went into the crowd you would hear one say that he got so much, and another saying he would not vote unless he got paid.

52159. Did you hear of any money offered or given upon the Liberal side at the last election?—No.

52160. Had you ever any list of persons who signed gratuitous service papers?—No.

52161. Do you know of any other persons who signed gratuitous service papers?—I think Saunders signed one.

52162. But do you know any other carmen who were employed and signed them?—No; but I think I could find out the carman that was driving me, and I am nearly certain he signed one.

52163. What office did you speak of?—Forty-seven, Dame-street.

52164. In what room there?—In the third pair back room, Mr. Julian and Mr. Sutton's office.

52165. Is that where they used to be?—Yes.

52166. And was it there the carmen used to sign the papers?—When Sheridan and I went in we were told we should sign them, and both of us signed them.

52167. Did you say you were not a voter?—I did; they said it must be done.

52168. Mr. Tandy.—For how many days before the election were you appointed canvasser?—Twenty-nine days, to the best of my belief.

52169. Mr. Morris.—I thought you said thirty-one?—Twenty-nine or thirty-one; I am taking Sundays away.

52170. Mr. Tandy.—How much were you paid?—Seven pounds fifteen shillings or £8 15*s*.

52171. And that included not merely canvassing, but incidental expenses?—I put in a larger bill, but Mr. Julian said that was all they could afford to give canvassers.

52172. In the bill you sent in, were there not charges for other things beside your services as a canvasser?—No; I was told by men engaged in the same work that we would be allowed only 10*s*. a day; I sent in my bill amounting to £19.

52173. At 10*s*. a day, that would give thirty-eight days?—I was canvassing twenty-nine days.

52174. How was the £19 made up?—There was a little in for car hire.

52175. How much was there for car hire?—I could not tell you that exactly.

52176. Was there £7 for car hire?—No.

52177. Were there any other expenses, except for

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James Daniel O'Rorke.

your expenses for canvassing and for car hire?—There was nothing else in the bill.

52178. How much was there for car hire?—I could not say.

52179. About how much?—I think I put in my bill in a lump sum—"Expenses incurred during the election for canvassing, &c., £19."

52180. How much was it reduced to?—I was going back and forward to the office, and, sooner than wait any longer, I took what they gave me—they gave me £7 15*s.* or £8 15*s.*; I think it was £8 15*s.*; Mr. Julian said he could not pay any more.

52181. Did he say upon what ground he reduced it;—He said he was giving canvassers only that amount.

52182. No matter how long they were employed?—Yes.

52183. Is it that they were to get a gross sum no matter what they did?—He did not let me know in what way he was paying me.

52184. Did you consider that the £8 15*s.* included the item for cars?—No; the carmen came to me and asked me if I would sign a paper to get them paid, and I did so.

52185. Were you not surprised when the money was paid for canvassing and not for the cars?—I was.

52186. Did you ask for an explanation?—I did, and Mr. Sutton said he could not afford to pay any more. Mr. Julian, I think, ordered Mr. Williamson to pay me.

52187. Were you not paid by Mr. Meredith and Dr. Guinness Beatty?—I went straight uptairs when I got the order.

52188. When were you asked to sign the papers?—The day I went in to ask for employment.

52189. Was it before you were employed as canvasser?—It was.

52190. And do you mean to say that you worked twenty-nine days before the election?—It is fully that. I had to sign a gratuitous service paper there and then when I went in.

52191. We have evidence that the gratuitous service papers were not issued for ten days before the election?—My paper will show.

52192. Do you say you signed twenty-nine days before the election?—I say it was twenty-nine days, and the day I went to work I signed the paper.

52193. Who asked you to sign the gratuitous service paper?—Mr. Julian.

52194. What reason did he give you for asking you to sign it?—That they would employ nobody for payment except they would sign the paper.

52195. Mr. MORRIS.—Whether he was a voter or not?—I said I was not a voter, and he said, "So much the better."

52196. Mr. TANDY.—Because you were not a voter it was so much the better that you should sign the gratuitous service paper?—I signed it at any rate, and the carmen did the same.

52197. At how many elections have you voted?—Since 1856 I am voting.

52198. You voted in 1857, 1865, and 1859, and at all these elections you voted for the Liberals?—Yes.

52199. What did Mr. Coffey tell you in 1859 about these twenty-two freemen?—He told me to employ them as messengers.

52200. Was Mr. Coffey the conducting agent?—No; Kernan and Tracey were the conducting agents, but Messrs. Coffey were acting under them.

52201. Where did they tell you what you have stated?—In College-street.

52202. You asked them where you were to get the money?—No; I asked them for money.

52203. What did they say?—To get it.

52204. Where were you to get it, did they say?—To go home and get it.

52205. Where were you to find it?—In my cash box.

52206. Had you money in your cash box?—Yes, plenty, and in the bank too of my own.

52207. They told you, when you asked for the money to pay twenty-two freemen, to go home and get it?—And to employ them as messengers.

52208. You went home and got it?—No, I did not. I brought them to Morren's, and got them paid.

52209. Was that the day of the election?—Yes.

52210. Who paid them there?—A gentleman sat inside in a private room.

52211. Did you see others paid there that day?—I did; about fifty.

52212. Mr. MORRIS.—You say they were all freemen?—Yes; I got paid £80 myself.

52213. Mr. TANDY.—For what?—For my services in bringing up the persons.

52214. To be bribed?—Yes. I got a cheque from Mr. Coffey in Dominick-street.

52215. In connexion with what did you mention Nevin and Luke Doyle?—They were acting the same as I was in Morren's

52216. Mr. MORRIS.—You are confident that non-voters and voters signed the gratuitous service papers?—All I know is, that when I went to ask for employment I was asked to sign the paper, and Sheridan was asked to do the same.

52217. Sheridan has no vote?—He has a vote; but from what I used to hear men saying coming up and down stairs everyone had to do it. So I understood.

52218. Mr. TANDY.—You say you were working for twenty-nine days before the election?—I was working for twenty-nine days—canvassing—and I used to send in my returns every second day; and before I went on working I had to sign that paper.

52219. Mr. MORRIS.—Have you demurred to appear before this inquiry?—No. The last thing I said was that I would not come here unless I got a summons.

52220. What brought you here to-day?—The summons.

52221. Did anybody tell you to come?—No. I received the summons on Saturday evening, and I handed it to the secretary. He said I would not be wanted any more, and I just strolled in here myself to-day.

Michael Crooke.

Michael Crooke sworn and examined.

52222. Mr. LAW.—Did you take any part in the last election of 1868?—I did not beyond voting.

52223. Did you in 1865?—In '65 I did.

52224. How were you engaged then?—I was engaged on the committee in the ward to which I belonged—the North City ward—canvassing voters.

52225. Who were you acting for then?—Mr. Pim, I suppose?—Mr. Pim. I volunteered to act for him.

52226. Do you remember whether there was a number of those canvassing cards put at your disposal to issue among the voters?—I was principally engaged with the burgesses of the ward as far as I went, and I required no cards in any of those cases.

52227. Were you dealing with the freemen at all in the course of your canvass?—They came across me here and there, and were introduced to me, as I went backwards and forwards, and I heard conversations.

52228. In the course of your canvass in 1865 did you hear any freemen express any wishes?—In the canvass I made it was strictly confined to the burgesses of the ward.

52229. That is, to householders?—To householders.

52230. You did not in the course of your canvass come across any freemen at all?—I don't think in the course of my canvass I did; but on the day of the election they were to be met here and there, and people were coming to me saying they could get so many votes for so much.

52231. Who told you this?—Occasional parties, just as I met them.

52232. Where were you on the day of election?—I was principally engaged at the tally-room on Ormond-quay.

52233. That was for the North City ward?—Yes.

52234. Did you speak to any of those messengers that came to you, or did they appear to be freemen themselves?—There might be freemen among them.

52235. Then all you know is that they came and made a statement to you that they could secure the votes of so many freemen for a certain price?—Just so.

52236. But you do not know anything yourself about them?—No more than that.

52237. Did you hear the rumour yourself of bribery on either side?—I did not.

52238. In 1865 did you hear it?—I did.

52239. Did you hear the name of any person mentioned?—I can't say I heard the name of any person particularly mentioned.

52240. Did you hear more than the ordinary rumour that is got up usually about election times?—Not more at that election than at the election before.

52241. Had you anything to do with the election of 1859?—Nothing more than the last time. I just acted in a similar manner, as far as the ward was concerned, for the Liberal candidates; and I remember being at Green-street; I heard of money going, but I had none or gave none.

52242. Did you hear who the parties were who gave the money?—Mr. Dillon, of Bachelor's-walk.

52243. In 1859?—Yes.

52244. Do you remember the election of 1857?—I acted in a similar manner on that occasion,

52245. Did you hear any rumour at that time?—I did; I heard that owing to the delay of the parties who were to have given the money at that election, that that election was virtually lost in consequence of the money not being in time, as the freemen had been polled before the money came. It was late in the day when it came, and if they even had all the available freemen on their side then they would not gain the day.

52246. Did you hear the name of anyone who had distributed the money on that occasion?—My memory does not serve me to mention the name of any party.

52247. I believe there was no money going in 1852—every one seems to agree as to that?—I believe so. On that occasion I did no more than give my vote.

52248. What is your impression—was there bribery?—I think not at that time.

52249. Had you anything to do with the election of 1865, or at the last election, with any arrangement with the freemen?—No more than that they came to me, and the parties that used to bring them to me had that confidence in me that if I made them a promise I would see them paid.

52250. I suppose they had some reason to place that confidence in you?—They saw me actively engaged, and knew the promise would be fulfilled.

52251. Could you give the names of any of those persons that came to you?—I could not give the names of anyone in particular, because it was in a casual way they came to me.

52252. Did you tell any of those people that if they got freemen to come up you would pay them?—I told them that if I got money for that purpose I would appropriate it in that way.

52253. I suppose you do not know whether that statement was acted on or whether they were not satisfied with that?—I am very much inclined to think that some of them did vote on that understanding.

52254. Did you ever pay any of them?—I met some of the poor creatures afterwards in the street, and they were real objects of charity, and I gave them money for charity.

52255. Your own money?—Yes.

52256. Did they put forward their claims to you on these occasions?—They may or may not. They came to me in the way I tell you.

52257. I mean were there any claims for money for having voted on the strength of your statement?—They came to me and said that they voted, feeling I would pay them. It was two or three months after this election that I met the poor creatures who expected they would be paid, and were not paid.

52258. About how many of them did you meet in this way?—I could not say, for some might tell me they were voters, and I would not know whether they were or not.

52259. Were there more than ten?—From about six to ten as the case may be; perhaps less.

52260. Had you ever any special connexion with the freemen at any election—do you know much about them?—Every time I gave my voluntary services I gave them on the Liberal side, and any influence I could execise I brought it to bear on every occasion I could; but I might say I had nothing at all to say to the freemen. I was anxious of course to hear of them going up to vote on my side.

52261. Did you hear in 1859, when you say you understood Mr. Dillon had charge of money for the purpose of bribery—did you hear of anyone else who had money also?—This was at the time of M'Carthy and Reynolds's election.

52262. Yes; did you hear then of anybody else besides Mr. Dillon having money?—I heard of the money coming through Kernan's and Tracy's office.

52263. Yes, we heard that; but did you hear of anyone else having charge of money for voters?—I was not given to understand that anyone else got money; but from what I heard I concluded that other parties might have got it.

52264. You did not hear it at that time?—I did not.

Mr. *James Edward Smith* sworn and examined.

52265. Mr. Law.—I believe you were living in Dublin or staying here, some time before the last election?—Yes.

52266. You are a relative of Mr. Saunderson's, I believe?—A cousin of his.

52267. You became acquainted with Mr. Foster some time before the election?—Yes.

52268. How did that occur; was it through your cousin?—No, it was through Mr. Foster's sister, Mrs. Irwin.

52269. You were in Galway then, I suppose, and met her there?—Yes.

52270. And young Irwin also?—Yes, I met him in Galway College.

52271. I believe Miss Foster was on a visit there?—Yes, that was the way.

52272. Do you remember some week or so before the election, being introduced by Mr. Foster to Mr. Crosthwaite?—Yes, a short time before the election.

52273. I suppose on the same occasion that Mr. Saunderson was introduced to him?—Yes, by a letter of introduction Mr. Saunderson got from Mr. Foster, and brought over to him.

52274. You were engaged there making out some lists?—Yes.

52275. What were they?—They were a list of gentlemen's names, and some signatures opposite to them—"P. O. sent," or something that way.

52276. That is post-office order?—Yes, I believe so.

52277. Were you engaged in making out that list before the election or after it?—I think it was after the election.

52278. Do you remember the evening before the election?—I do.

52279. Going over to Dr. Hall's house?—Yes.

52280. Who told you to go there?—Mr. Saunderson got a communication from Mr. Foster with Dr. Hall's address.

THIRTY-SIXTH DAY.

January 10.

Mr. James Edward Smith.

52281. Had you been told before that you would be required to go there?—I think not.

52282. Was young Irwin in town at that time?—He was at Mr. Foster's—yes.

52283. Was he in town a short time before that?—He came up a short time before the election.

52284. How long before?—About a week.

52285. Did he remain in town a long time after the election?—A week or a fortnight after.

52286. You went, I presume, to Dr. Hall's house on the evening before the election?—Yes.

52287. Just tell what passed when you went in?—We were shown into a dining-room, I think, with another young gentleman there.

52288. Another young gentleman there?—Yes; I recognised Mr. Vesey, and we were shown up stairs then, and Dr. Hall told us to go to breakfast next morning to the Bilton Hotel, before proceeding to Green-street, and we got two tickets to give to the voters, with directions to them to go to a place, upon an indication from him.

52289. Who told you that?—Dr. Hall.

52290. That was the instruction you got that evening?—Yes.

52291. Was it Dr. Hall or Mr. Foster gave you these instructions?—Dr. Hall.

52292. In Mr. Foster's presence?—Yes.

52293. Was the other gentleman present?—No, he was in the dining-room.

52294. Then you went up-stairs by yourselves?—Yes.

52295. And left the other gentleman below?—Yes.

52296. Did you remain long there that night?—No, after getting our instructions we went down stairs, got our hats, and went out.

52297. Did the other gentleman leave also?—No, we left him there.

52298. Well, did you meet him after that?—Yes, at the Bilton Hotel, about seven o'clock.

52299. When you went to breakfast there, you found Mr. Foster and some other gentlemen there?—Yes, I saw Mr. Foster and Mr. Alma.

52300. Did you know him before?—I saw him at Mr. Crosthwaite's office.

52301. How many days before the election were you engaged there?—A couple of days before the election, and a couple of days after; about five days altogether.

52302. Did you see Mr. Alma there each day you were there?—I think he was in every day.

52303. Were you speaking to him?—No; he did not speak to us beyond saying "Good morrow, gentlemen."

52304. I suppose there was no concealment about your names?—Not the slightest.

52305. On the morning of the election, after breakfast, you came up here?—Yes.

52306. To Green-street or Halston-street, I believe?—Yes.

52307. Did you get any tickets?—No; I had two.

52308. About what hour did you come up—About half-past eight o'clock.

52309. Was there a great number of people here then?—There was not when we came down, but afterwards there was.

52310. Did you see Mr. Foster here?—Not the morning we came down.

52311. Where were you placed?—We were walking up and down.

52312. Keeping Dr. Hall in view, I suppose?—Yes.

52313. Did you get any instructions from Mr. Alma at all?—No.

52314. But from Dr. Hall you did?—Yes.

52315. About what hour was it you got rid of your tickets?—Coming on to twelve o'clock.

52316. You had not disposed of them before that?—I had them disposed of before twelve o'clock.

52317. Of course the place you told them to go to was 76, Capel-street?—Yes.

52318. Did you then apply for more tickets?—No, we went down town, Saunderson and I. He got leave from Dr. Hall to go down town, and I went with him.

52319. Then when you went down town you had no tickets?—No; I had no tickets.

52320. Saunderson had though?—Yes, he had.

52321. You went to get some refreshment, I suppose?—Yes.

52322. Did you see Saunderson's tickets?—I did not.

52323. Did you see your own?—I glanced at them.

52324. What were they like?—They appeared to be railway tickets. They were a deep red colour.

52325. Oh, yours were red?—Yes.

52326. Were they like that (*ticket exhibited*)?—Yes, but I don't think they had a black streak on them.

52327. Did you read what was on them?—I did not, but I think there was printing on both sides.

52328. Did Saunderson take out his tickets while with you?—He took them out in his hand, but I did not mind them. He told me at the time he thought they were Midland Railway tickets.

52329. Mr. MORRIS.—He told you that at the time?—Yes.

52330. Mr. LAW.—You had not the curiosity, I suppose, to look at your own?—I did not like to take them out.

52331. You were told, I suppose, not to let them be seen?—Yes.

52332. You came back to the court-house again?—Yes, and we met Mr. Foster. He asked had I any more tickets, and when I told him I had given them away, he gave me one more.

52333. Did you give that away?—No, I did not. I put it into my pocket and forgot all about it. I did not remember I had it till I was coming out of Mr. Foster's, when Dr. Hall asked me had I any tickets, and then I remembered I had this one.

52334. I believe it was about three or four o'clock when you left?—Yes.

52335. When you left Halston-street with Mr. Saunderson?—Yes.

52336. And where did you go then?—I went home.

52337. Did you go afterwards to Mr. Foster's house?—Yes, in the evening about five o'clock.

52338. I believe you were there before Dr. Hall came in?—I don't know whether he was there or not when I went there, but I saw him after.

52339. Were you aware that Dr. Hall was leaving town that night?—No.

52340. You did not hear him saying anything about that?—No.

52341. Was young Irwin there then?—No; I did not see him there. I saw him when I went to Mr. Foster's the second time.

52342. After you came back the second time did you find Mr. Foster in?—Yes, and Dr. Hall.

52343. Then it was after your first visit you gave up the tickets?—Yes.

52344. Did you see other tickets there when you gave this?—No.

52345. You came back in the evening, and young Irwin was there?—Yes, he was there.

52346. What time did you go back?—between seven and eight o'clock.

52347. Did Irwin tell you where he had been?—We went out with Irwin to take a walk down town, and Saunderson asked where he was, and he said at Kingstown; and that he would not go far down town with us, as he was very tired.

52348. Did he say what he was doing in Kingstown?—He did not.

52349. Did you part very soon after?—We did; he went up Mountjoy-street, and we went up to our lodgings in Lower Mountjoy-street.

52350. Then he did not go far from the house at all?—No.

52351. Did he speak about what you had been engaged in?—He did not.

52352. Did he appear to know?—I don't think he did; we had no talk about the election at all, except about the state of the poll.

52353. Where were you paid?—In Mr. Foster's. Miss Foster paid me the first time I went in that evening.

52354. Before you saw Irwin?—Yes.

52355. She gave you a five-pound note?—Yes.

52356. And, a day or two after the election, I believe, you went back to Mr. Crosthwaites office?—I went back to Mr. Crosthwaite's office.

52357. And did you find Mr. Alma there again?—Yes, he was there again.

52358. I suppose you saw Mr. Saunderson take those tickets out of his pocket, when he said they were railway tickets?—Yes, but I did not remark them at the time.

52359. You were at Mr. Crosthwaite's office two or three days after the election?—Yes.

52360. Had you any understanding as to what you should get from him?—No.

52361. You got £1 a-day for that, in addition to the £5 Miss Foster gave you?—Yes.

52362. Do you recollect anyone coming in to be paid their expenses while you were there?—I do not.

52363. Was it on the second occasion you were at Mr. Crosthwaite's office that you made out the list of names, with the letters "P. O." opposite them?—I think it was after the election—I think it was the list of telegrams I made out before the election.

52364. You remember writing opposite each the name of the person the telegram was sent to?—I do remember it.

52365. Did you see any of the telegrams?—I saw books of telegrams.

52366. How many names were there on that list of telegrams?—About one hundred, I think.

52367. And about how many were on the list you made out of post-office orders?—I could not exactly say—there were a good many.

52368. About the same number?—About the same number.

52369. I suppose you know young Irwin very well?—I do.

52370. Have you seen him lately?—I have not. I have not seen him since that election.

52371. Have you never seen him since?—I have not. I have not been in Galway since.

52372. Is he a medical student?—He is.

52373. He does not attend a Dublin school?—He does not; he attends the Galway school.

52374. You had no conversation with him since the election?—I had not.

52375. You found Miss Foster in the house when you went in?—Yes.

52376. Were there two sisters or one of them?—No; I think it was the elder Miss Foster and her mother. The other Miss Foster was not there.

52377. One of the ladies is rather delicate—is that the younger?—That is the younger.

52378. Was she there?—No; I think, as far as I can understand, she was in Galway during the election time.

52379. You do not remember to have seen her then?—I do not.

52380. It was the elder Miss Foster was there then?—Yes.

52381. And it was she who paid you?—Yes.

52382. You found her at home?—The elder Miss Foster?

52383. Yes?—I did.

52384. About what hour did you go there?—About five o'clock—it was duskish—dark.

52385. Was it so late?—It was dark. I don't remember exactly the time.

52386. Did she speak of having been out at all?—She did not.

52387. Where had she the money?—The note was rolled up small, and she handed it to me.

52388. Then she had it ready?—She had it ready.

52389. She did not take it out of any place?—I did not see her take it out of her pocket or any place else.

52390. Mr. TANDY.—Was it the night before the day of polling you were at Dr. Hall's?—That night; and I think it was about half-past seven.

52391. Did you leave Mr. Foster and Dr. Hall after you?—Yes.

52392. Did you see any other person there but Dr. Hall, Mr. Foster, and Mr. Saunderson?—In the dining-room I did. I saw three or four gentlemen, but I knew none of them but Mr. Vesey.

52393. Did you see any others?—I did not.

52394. Did you see any person up-stairs?—None but Mr. Foster and Dr. Hall.

52395. Was there anyone at Mr. Foster's house at all the day before the polling?—I think not.

52396. Were you there every day after that for any length of time?—No.

52397. About how long before the day of polling were you at Mr. Foster's house?—I could not exactly say; I think a few days, young Irwine came up to town and we went over with him.

52398. When was that?—I could not exactly say—it was about a week before the election.

52399. Were you there more than once before the election?—I think not—only once.

52400. Were you there by yourself?—No.

52401. When you were there before the election, did you see anyone in the house?—I did not.

52402. No one at all?—No one at all.

52403. No one but Mr. Foster and his own family?—And young Irwin. I think I went over on Sunday morning, with young Irwin, about one o'clock.

52404. I think Dr. Hall stated in his evidence that he met you there on the evening before the election?—Not that I remember. I met him at Mrs. Foster's funeral, but I did not meet him there except on the evening of the election.

52405. Did you see any stranger at Mr. Foster's at all?—No.

52406. Were you in Mr. Foster's after that?—I was in his place twice on the evening of the election.

52407. And on either of these occasions did you see any stranger?—No, the only strangers I saw were Dr. Hall and Mr. Irwin.

52408. Were you at the house since?—After that, when I was up in town I went over there, but I could not exactly say when that was.

52409. Did you see Mr. Foster there on that occasion?—I think I saw him there one evening after the election—I am not sure.

52410. You did not see any stranger though?—No, I never saw a stranger there except Dr. Hall and young Irwin, except the morning of Mrs. Foster's funeral. There was a number of friends there then.

52411. Did you see young Irwin the day before the election?—Yes; he called at our lodgings to leave the address of Dr. Hall.

52412. He called at your lodgings?—Yes.

52413. About what time did he call?—After we came from the office—I think about five o'clock.

52414. Did he say anything to you on that occasion?—Not a word, only to go to Dr. Hall's.

52415. And that was all he said to you?—That was all.

52416. What is Irwin's age?—I don't know. I suppose about eighteen or nineteen—about nineteen.

52417. Was he stopping at Mr. Foster's house at the time of the election?—Yes, at the time of the election he was.

52418. Mr. LAW.—What did he come up for—as a visitor?—Yes, he came up as a visitor.

52419. Was he attending class?—He was; he was in bad health, and he got leave from the president.

52420. But he was not attending one in Dublin?—No, in Galway.

52421. Mr. TANDY.—Had you any correspondence with Irwin?—No.

THIRTY-SIXTH DAY. *January* 10.

52422. Mr. LAW.—Did you wear a glass that day?—No.

52423. Mr. MORRIS.—Do you know any of the railway clerks at the Broadstone terminus?—I do not.

52424. Where were you living at this time?—In Mountjoy-street.

52425. Who was your landlord?—A Mr. Drought.

The witness retired.

Samuel Ryder.

Samuel Ryder sworn and examined.

52426. Mr. LAW.—Were you engaged as a clerk in No. 3, Dame-street?—I was.

52427. During the revision?—No; I was not on the revision.

52428. It was after the revision was over?—No; it was while the revision was going on I was brought into 3, Dame-street to write up a list there.

52429. To act there?—To act there.

52430. Did you afterwards go over to 47, Dame-street?—I did, but not at the time I was engaged at No. 3; I was dismissed from that for the time being, and was re-engaged in 47 afterwards.

52431. About how long were you altogether in 47, I suppose upwards of a month?—Close to that, if not over it; I was a month.

52432. In what room were you engaged in—in the top?—I was first engaged in the second room—the two pair room.

52433. We know these rooms best by the names of those in charge—who was in charge of your room?—Mr. Byrne.

52434. Was it under him you were?—It was under him I was.

52435. And you were afterwards removed up to the top of the house?—Yes.

52436. Did you remain with Mr. Byrne till the election?—I did.

52437. Are you a voter yourself?—I am not.

52438. Well, I presume, there was no difficulty in your receiving payment—were you paid regularly?—I was.

52439. While in 47, Dame-street, who paid you?—Mr. Hodson paid me some nights, and Mr. Byrne other nights.

52440. You were not paid by Dr. Beatty or Mr. Meredyth?—No, never, except in this way—that Mr. Byrne and Mr. Hodson had some falling out, and it was on a printed receipt I was paid by Mr. Hodson through Dr. Beatty.

52441. But it was either Mr. Hodson or Mr. Byrne who paid you?—Yes; it was.

52442. Did you first sign a receipt on a printed form?—I did; I did not sign it on a printed form, but in a book—when Mr. Byrne paid me, I signed it in the book; and when Mr. Hodson paid me, I signed on a printed form.

52443. I suppose that form said you received the money from the expense agent?—Quite so.

52444. How many clerks were there with you?—I suppose there were thirty or forty.

52445. Between the two rooms?—Yes.

52446. Were any of these voters?—There were a great many.

52447. Were the half of them voters?—I could not say.

52448. But you understood a great many were?—There were a great many.

52449. Did you see whether the voters as well as the non-voters entered their names in the attendance book?—There was no attendance book, as far as I knew of.

52450. Did you see any of the non-voters get payment?—I did.

52451. Up to what time were they paid?—They were paid by Mr. Hodson or Mr. Byrne up to the Saturday before the election.

52452. Up to the Saturday?—Yes.

52453. Were all the clerks in your room paid by Mr. Hodson or Mr. Byrne up to that Saturday?—With the exception of the voters; I know two or three voters who were not paid, and have not got any money yet.

52454. I mean the non-voters—were they paid?—Yes.

52455. Now, with respect to the voters, how were they paid—were they all paid, or any of them?—Well, I can give my evidence as far as one is concerned; I know him personally, I was working with him in the same room; but, as to the others, I could not say.

52456. Who was he?—He is a man named Shaw.

52457. Where is he from?—He is living in 36, Jervis-street, and his statement to me is that he did not get a penny.

52458. I understood you to say some of them did get paid?—No, none of the voters.

52459. You did not know of any of them getting paid?—No.

52460. Did you know of them getting loans?—I did.

52461. How many of them did you understand got money in that way?—One is all I knew of. Only the one party I heard it from. That was in 3, Dame-street, and not in 47. I know of no voter getting paid in 47.

52462. Did you ever hear the scale of remuneration by which they were to be paid?—I did.

52463. I suppose they did not do the work for nothing?—They did not.

52464. Did they expect to be paid eventually?—Yes; and I saw several who had an account written out and made up.

52465. According to the amount of labour they did, I suppose?—Yes.

52466. I suppose there was no difference among the clerks as to the amount they would receive?—Well, according to the lists I saw with the voters they made them up at the same rate as the non-voters were to be paid. Frazer was the only party who differed. We were disputing on a certain point, and he said he would get so much, no matter what I got.

52467. The general run. How much did the clerks get?—One pound a week, and a shilling for over-time.

52468. And I suppose the voters were as well entitled to that?—Quite so.

52469. Did you hear any of these voter-clerks state that they knew they were never to get paid at all?—Never. Every one of them were on the same word, everyone had the same thing in his mouth—that they would have a nice thing coming to them altogether.

52470. They were not paid weekly, but expected to get it in a lump sum?—Yes, and several of them wrote to the expense-agent.

52471. Did any of them sign the gratuitous service papers?—Oh, yes; I knew several of them did; and one party I know of in particular.

52472. That is Shaw?—Yes.

52473. You had nothing to do with the canvass of the freemen?—I had not. I was kept entirely in the office.

52474. On the day of the election were you one of the clerks selected to go with Mr. Byrne to the Temperance Hall?—Yes.

52475. How many of you were there?—About forty.

52476. Were there so many as that?—Yes. I did not count them, but I think there were about that.

52477. Mr. MORRIS.—To the Temperance Hall?—Yes.

52478. Mr. LAW.—Were they all in the same room?—No, the clerks and parties Mr. Byrne selected in 47 and 48, Dame-street, walked down into the outer room, and were engaged in working by his direction and by no one else.

52479. That was on the day of the election?—Yes.

52480. I believe you were chiefly occupied in making up the result of the poll?—In striking out the freemen who voted, so as to show how many had not voted.

52481. Was the door kept locked?—It was.

52482. Do you recollect anyone coming in in the morning?—I do.

52483. What time did Mr. Byrne go up to you?—He came in in the morning with us.

52484. To this place?—To the tally-room in Halston-street.

52485. Was the door locked at that time?—It was locked. When Mr. Byrne came in he locked the door.

52486. Did you see Mr. Williamson or Mr. White there that morning?—I saw both of them.

52487. Were they in the room with you?—No, they were in the room immediately outside ours; and we could not come in or out without seeing them as we had to pass through their room.

52488. To get out to the stairs?—Quite so.

52489. Yours was the larger room?—I could not say it was larger.

52490. Were there clerks also in the outer room?—There were two or three.

52491. Were they employed to fill up voting cards?—Perhaps so; I filled up some voting cards.

52492. What hour did you first see Mr. White and Mr. Williamson there?—To the best of my belief, I think they were there at the same time we were there ourselves.

52493. Do you recollect seeing Campbell in the room?—He came in about half-past eight o'clock, he and Mr. White.

52494. Mr. Fell White?—I could not say whether his name is Fell or not. It was Mr. White, the solicitor, that was engaged with Mr. Williamson.

52495. Was Mr. Byrne there then?—He was.

52496. What passed?—There was a knock at the door, and Mr. Byrne asked who was there, and as far as I could infer at the time it was Campbell answered; and Mr. Byrne gave an affirmative answer.

52497. To come in?—He would not let him in, and they had a conversation, and had rather a hot argument.

52498. Who had?—Mr. White, Campbell, and Mr. Byrne. Mr. Byrne was for not doing what they asked.

52499. Were you near enough to hear what it was?—I was not.

52500. Did Mr. White and Campbell go away then?—They did not go away till they brought me with them; but from glances I saw, and from the way they directed their conversation at me, I understood it was me they wanted.

52501. They wanted you out?—Yes.

52502. Did you go with them?—I did, by Mr. Byrne's permission.

52503. Was Mr. White with Campbell?—He was.

52504. Did the three of you go out?—We did, outside the door.

52505. Did you go away with Campbell then?—I did.

52506. Where did you drop Mr. White?—Mr. White—after he came out of the room. The door of our room was leading into Mr. White's room, and I lost sight of Mr. White there, and Campbell and I went down stairs alone.

52507. Were you then brought over to the tally-rooms?—I was brought up the steps of the court-house.

52508. At the entrance at the side of Halston-street?—Yes.

52509. Was a card handed to you?—A card was handed to me, and I was desired to hand it in.

52510. We know what that was for. I suppose you were then asked whom you would vote for?—The Sheriff asked who did Mr. So-and-so vote for, and I not understanding the thing made no answer.

52511. What was the name on the card you voted by?—Carroll, I think. After the Sheriff asked me the second time, Campbell touched me on the shoulder, and brought my attention to the Sheriff, and I just answered the question when I was asked.

52512. Did you go back after that?—I went directly back to Mr. Byrne's room, and Campbell came in and put his hand on Mr. Byrne's shoulder, and said that I was not the worst man he had in the place.

52513. Did you go out of the room again any time that day?—I did, about two or three times before twelve o'clock.

52514. Was Mr. Byrne there at the time?—He was; Mr. Byrne was there all the time the door was kept locked.

52515. Who came to you each time?—Campbell.

52516. Did Mr. Byrne make any objection to your going?—Not after the first objection, as far as I understood.

52517. It was quite understood what you were brought out for?—Quite so.

52518. You were to be paid for this?—I was. Campbell told me after I came out, after personating the first party, that that was £5 to me.

52519. How many people were personated by you that day?—To the best of my belief, up to about three o'clock, I personated about thirteen.

52520. Were you each time under Campbell's conduct?—Campbell brought me up every time; I did nothing without him, whatever he directed.

52521. Was it three o'clock before Mr. Byrne went away?—He went away about two or half-past two o'clock.

52522. How many cases of personation had you performed up to that time?—I done all up to that time; once the oath was put I drew up.

52523. In what booths did you personate?—I could not tell any of the names. To the best of my belief, I recollect Carroll was about the first name.

52524. Was it one of the poll clerks recognising you that stopped you?—Yes, in one of the booths, one of the poll clerks, Shaw.

52525. The Shaw you mentioned before?—Yes.

52526. He recognised you?—He recognised me, and read out my name, and I left.

52527. You got some refreshment after that?—Yes. I was up at four o'clock that morning, and I told Campbell about four o'clock in the evening that I should go home or get something to eat, and Mr. Campbell brought me up to Mr. Williamson, and Mr. Williamson gave Campbell a pound; at least as far as I could infer, it was a note he gave him. Campbell came to Findlater's and changed it, and gave me a bottle of porter and half-a-crown.

52528. Were there other clerks in the room with Mr. Byrne?—There were several, Mr. M'Guigan was one.

52529. Was M'Guigan in Mr. Byrne's employment?—Yes, and Delap.

52530. Was Reilly?—I don't know him; I recollect Saunders and Kincaid. Kincaid would not proceed when the oath was put to him, he tore up the card. I cannot recollect Fanning.

52531. Was the oath put to you in any instance?—It was, in one instance; I appeared to be an independent party, and threw up the card.

52532. Was that the time Shaw stopped you?—It was not. I said if they did not choose to take my vote without an oath, I would not give it with an oath.

52533. Was that before you reached the 13th case of personation?—That was before I reached the 13th.

52534. You went to a different booth after?—Yes, I personated no two in any one booth.

52535. Were you in the room on any occasion when M'Guigan went out?—Yes, I saw M'Guigan personating several.

52536. Was that after two o'clock?—Yes.

52537. When Mr. Byrne had gone away?—Yes.

52538. How many did he do?—I could not form an idea.

52539. Did you see him do three or four?—Indeed

THIRTY-SIXTH DAY.

January 10.

Samuel Ryder.

I did. I would not be able to say with accuracy how many; I think I may say I saw him personate four or five.

52540. Did you see Saunders personate any?—I did.

52541. How many?—I am not able to form an opinion; something about the same thing I would say.

52542. How many would you say Delap personated?—Something about the same thing. I think they got a card in turn.

52543. Did Kincaid?—I did not see him doing any one, but I saw him tearing up a card when he found the oath was administered.

52544. Do you know Mr. Foster's appearance?—I do not.

52545. Do you know Dr. Hall's appearance?—I do not.

52546. Nor Mr. Alma's?—I do not.

52547. Did you see any of the young gentlemen going about with tickets?—Well, I did; I saw parties going about I had never seen before.

52548. Did you understand at the time what they were doing?—I did not. I did not understand or see the drift of it at all, or understand what it was for till I heard the evidence on the petition.

52549. You understood it then?—I did.

52550. Mr. MORRIS.—Did you see the tickets?—I did not, but I saw the parties—one man in particular changed a £5 note with me that evening.

52551. Who is he?—Mr. Steed.

52552. Mr. LAW—Did you hear of the house in Capel-street that day?—I did not.

52553. Did you hear of any other house in Dublin since the election at which money was given?—I did not.

52554. Did you hear of any house where money was to be borrowed?—I did.

52555. Where was that?—I don't know whether it was a real or a fictitious thing. It was a thing, I was told, both in No. 3, Dame-street, and in No. 47, that if I brought my father—he was a voter—he could get a loan of £5 in Aungier-street, for repayment at 1*s.* a week.

52556. Who told you that?—There was one particular party mentioned it. I was endeavouring to make out the name.

52557. Who told you that?—A clerk who was working in the office?—I cannot remember his name for the life of me.

52558. Where did he tell you?—This was in No. 3, Dame-street.

52559. Who told you?—I heard a man named Smith speak about it as well as the other party.

52560. Was Smith a clerk?—He was.

52561. Was he one of the clerks in No. 3?—He was.

52562. Did he tell you that?—He did.

52563. Mr. MORRIS.—Who was the other man?—I cannot remember his name.

52564. You know it perfectly well?—You are mistaken there. I was endeavouring to make out his name, and a young gentleman inside was endeavouring to assist me.

52565. Was he a clerk who told it to you?—Yes.

52566. Was it Sullivan?—It was not Sullivan.

52567. Mr. LAW.—Did you ever see the house?—No. He was along with the parties sent down to work at 24, Dame-street, on the county registration. I don't know whether it was the fact.

52568. Did you hear where the place was?—I heard it was in Aungier-street.

52569. You know where the place is?—I do not. I did not hear any more definite description.

52570. Did you hear of Mr. Robinson?—I did.

52571. Did you understand that Robinson's was the place where the money was to be got?—I did, most decidedly.

52572. You say that Sullivan of the County Registration Office came to work in No. 3, Dame-street?—Yes.

52573. It was between him and the other party you heard it?—Yes; between him and the other party I heard it spoken of.

52574. How long before the election did you hear this?—About September or October.

52575. Was it before you left the employment?—It was while I was dismissed I heard this conversation.

52576. How did you happen to be in the office at the time?—There was not a day but I went there, expecting to be re-engaged.

52577. Was it Sullivan addressed you and said this?—It was not; it was the other party.

52578. How long did you know him?—I did not know him good or bad, with the exception of seeing him in the office.

52579. Did you ever hear of a place in Britain-street?—I did not.

52580. Or in Eustace-street?—I did not.

52581. Did you hear of the place in Aungier-street after you went to 47, Dame-street?—Yes. I heard the conversation about it amongst the clerks that were working there. I never took the slightest trouble to inquire about it. I took it just as chaff among a lot of young men, but ultimately I heard that such a thing was the case.

52582. When?—After the petition, or about the petition.

52583. From whom did you hear it then?—Well, to tell you the truth I could not say. I heard it in casual conversation.

52584. Where?—I could not say.

52585. Where did you hear in casual conversation about this place?—I was told I was a great fool that I did not get the £5, and that I had not the satisfaction of having the £5.

52586. Did the persons who spoke to you say they had got the money?—They did not.

52587. Did they refer to Mr. Robinson as being in Aungier-street at the time?—They did not.

52588. Did they say they knew anyone who got it there?—They did not. It was just a casual conversation. I was a fool that did not take advantage of the £5 going in Aungier-street as well as anyone else; I remember the word being said, but I cannot recollect the parties' name, because I was talking to a great many parties since I was engaged on the election I never saw or knew before.

52589. Where were you when this rather remarkable conversation took place?—There was one particular place that I think nearly everyone connected with the election met in; it was Dame-lane, that is between George's-street and Palace-street; nearly all the clerks met there every evening.

52590. In a public-house there?—Yes.

52591. The clerks frequented that?—Nearly every one connected with the election used to meet there after the business was over.

52592. Was that going on long?—It was going on and is up to this day. It was there to the best of my belief, I heard this conversation. But this conversation about the £5 in Aungier-street I heard in the office before the election.

52593. Were you in the office after the election?—I was. I was working for Mr. Campbell at the municipal. The house in Dame-lane is on the left as you go from Palace-street.

52594. Did you ever hear anyone mention before or after the election any other place where money was to be got?—I did not.

52595. Did you ever hear of any place in Eustace-street?—I did not with the exception of what I have read in the papers.

52596. Did you ever hear of any envelopes being given?—I did hear through the papers.

52597. You heard of envelopes in Capel-street?—I did.

52598. Did you hear of any envelopes in Halston-street?—I did not.

52599. Mr. MORRIS.—Did you tell your father about Aungier-street?—I did; he put it down as nonsense and fun.

52600. Mr. Law. — Was he a freeman?—No, a householder.

52601. In the course of the day of the election did you see Mr. White more than once?—I did, I saw him frequently; I don't suppose there was half an hour of the day I did not see him, with the exception of the hour I was away for my father—my father is blind and for that reason I had to go for him and bring him to vote; he voted in Capel-street as a rated occupier in the Inns-quay ward. As soon as I got him to vote and clear of any row about the place I put him on a car and sent him home direct. I was back here about half-past one o'clock.

52602. How often did you see Mr. White between the time in the morning you spoke of and the time you went for your father—did you see him two or three times?—I did; I saw him four or five times. If I did not see him outside I saw him inside. They came in on special business to speak to Mr. Byrne, both Mr. Williamson and Mr. White.

52603. Did you see them frequently in the course of the day?—I did.

52604. Except on the first time Mr. White came into the room, and you went out with Campbell, did you see them in the room at any other time?—Not to my knowledge they did not come in in the sense that I take it, Mr. White came in in the first instance. I don't think they came in in the same sense any other time, because I think the arrangement was made between them and Mr. Byrne about whatever Mr. Campbell wanted, passing through the outer room I could not help seeing them.

52605. Did you ever pass Mr. White or Mr. Williamson in the outer room when running out on any of those excursions with Campbell, excepting the first time?—I did, several times.

52606. Did M'Guigan and the other men go out?—They did.

52607. Before twelve or one o'clock?—I think not up to about eleven o'clock. I think I was the only party out up to eleven o'clock.

52608. Did Mr. Byrne object to lose Mr. M'Guigan's services when he was going out?—Not that I noticed.

52609. About how often did M'Guigan leave the room in the presence of Mr. Byrne?—I would say he left it with Campbell, but I would not swear how often, because I could form no definite idea of the number of times.

52610. Did you ever hear of any voter who got a loan of money in a house in Aungier-street?—I did not.

52611. Mr. Tandy.—Were you paid for personnating?—Well, Campbell, when I had done the first vote—manufactured the first vote—he said I would get £5 for everyone done like that.

52612. Did you ever receive any money for it?—I did not—not a penny—I asked Campbell did he know anything about it; he said he did not. The half-crown I borrowed from him he made me pay back. What money I earned from him on the municipal election he deducted it out of it.

Michael James Molloy sworn and examined.

52613. Mr. Law.—Have you had any official connexion with either party in Dublin?—Yes, I was many years in the employment of the late Alderman Devitt; previous to that I was under the Liberal Registry Society.

52614. In that way I suppose you have acquired some knowledge of election proceedings in Dublin?—Yes.

52615. Were you active at the last election?—No.

52616. Can you give us any information respecting that election?—Yes, I could. I handed in a list to Mr. Todd, on which I think there were 111 names; about 108 of them got tickets in 1865, and they all voted on the other side in 1868.

52617. The list you speak of was a list of persons who got canvassing cards from Mr. Pim's agents in 1865?—Yes; I distributed canvassing cards in 1865 for Mr. Pim.

52618. To 111 freemen?—I could not say that. I was with Mr. M'Sheehy in Halston-street. I was engaged by Mr. Fitzgerald on the election petition, and I got a list from him of those who voted for Mr. Pim in 1865 and against him in 1868. I made considerable inquiries about them coming on the petition trial.

52619. Were you actively engaged in assisting Mr. Pim at the election of 1865?—I was, and I gave out cards to every freeman that came across me on the day of the election.

52620. Were the cards signed by you?—They were signed by my name, and the conducting agent happening to be a namesake, Mr. Molloy, every freeman said it was all right when he got my card. Mr. Molloy said afterwards that I had no authority to give them.

52621. Did you give cards yourself to the freemen mentioned in this list?—I gave cards to a good number of them.

52622. Did you give cards before the day of the election in 1865?—I did not, but they were dated back. I don't remember the day of the election.

52623. The 15th of July?—Well, they were dated back from the 10th or 11th.

52624. To give the voter more or less for his vote?—Exactly.

52625. Did you deal with any considerable number of freemen in that way?—I should say about fifty. Messrs. Molloy and Watson complained bitterly of all the cards I gave. When the persons went to Suffolk-street with them they were nearly kicked down stairs. I applied to Mr. Molloy for employment at the last election on Alderman Devitt's recommendation, and Mr. Molloy told Alderman Devitt that I would upset fifty elections. He did not employ me. If I forced myself I would have been employed.

52626. Were you here on the day of the election in 1868?—I was.

52627. Are you a freeman yourself?—I am a rated occupier.

52628. Did you observe what took place about here at the 1868 election?—I did; I recollect that in 1865 the freemen were all in groups about, waiting for cards; but in 1868 they came up in cabs, and voted like sheep. They were not like as in 1865 at all; they appeared to have been all settled with in 1868; but they were not in 1865, for they were in groups all about the place. I might instance one case:—Mr. Harrison, an attorney. In 1865 he was here at three o'clock in the day, and I offered him a card; he said he did not like my card, that he must have it from a better man. He waited for some time, and at last Mr. Fagan of Earl-street got a card from Mr. M'Sheehy, and when Mr. Harrison got the card from him he voted at once. He put himself forward afterwards as solicitor; they would not pay him, and he summoned them, and before the summons came on they settled with him.

52629. Did you see him at the last election?—I did.

52630. Is he a freeman?—Yes; he voted in 1865 for Pim, and at the last election for Guinness and Plunket. I think he claimed £2, and he did not come up till about three o'clock on the day of the election in '65.

52631. Do you remember anyone else who was waiting on the day of the election?—No; I recollect the late Alderman Devitt came up—that was in 1865—some freemen got round him, and made a demand upon him for money, and he got away.

52632. Did you see them clustering about him?—Yes.

THIRTY-SIXTH DAY.

January 10.

Michael James Molloy.

52633. Was Alderman Devitt living at the election of 1868? Yes, I met him in Green-street that day. I was speaking to him.

52634. Did you see anything like money going in 1865?—No, I heard of a gentleman being in a cab in Halston-street on that day.

52635. What was he doing?—They said he was giving money.

52636. Whom did you hear say that?—I heard several; I saw his clerk very busy that day amongst the freemen.

52637. Who was the gentleman?—Mr. Crooke, the auctioneer.

52638. You say you saw his clerk actively engaged that day?—I did—Mr. Browne.

52639. Was Mr. Crooke here that day himself?—I did not see him, but I heard from several persons he was in the neighbourhood in a cab.

52640. What was the clerk doing?—He was very busy, like every other man, about the freemen.

52641. Was there anything in his conduct or demeanour to induce you to think he was dealing with the freemen in any way?—I have not a doubt he was.

52642. Could you give the name of anyone who saw Mr. Crooke here that day?—Alderman Devitt told me he was there that day.

52643. Do you remember anybody else?—No; I recollect I was very busy myself. A great number of freemen knew me at the time, and one man came up and said, "Here is a freeman, will you go and poll him?" I polled him. I asked him had he a card. He said he had; he had one of Mr. Connell's cards. He came to me in a week after, and he summoned me before the Lord Mayor for work and labour done—for walking into the court-house with me. Alderman Mackey was Lord Mayor, and he said if he had any case it was against Connell, and not against me.

52644. Who is that man?—I think his name is Booth. I know he lived in Essex-street.

52645. George or William Booth?—It is possible I might be mistaken about the name, but I am sure his name was Booth.

52646. There was a man of that name here complained bitterly of not having been paid?—I know the man I gave the card to. When he saw the name Molloy, he thought it was all right—that I was the real Simon Pure Molloy.

52647. Were these cards paid?—No. All I got for the election was £6 or £7. They complained bitterly of my conduct, I had no doubt in the world I was authorized to give cards that day.

52648. Mr. TANDY.—From whom did you get the cards?—I was under Mr. M'Sheehy. He was absent for some time. I was to bring freemen up. Mr. Wright, out of Henrietta-street, and Mr. Walsh, they were all working on the Liberal side. Mr. M'Sheehy was absent, and I whipped up a lot of cards off the table, and signed them myself.

52649. Mr. MORRIS.—There were cards of two sizes?—These were canvassing cards.

52650. Mr. LAW.—Were they large cards?—Yes.

52651. Were the freemen glad to get them?—Yes; very glad. I dated them back six days, at ten shillings a day, or whatever the sum was.

52652. Did Alderman Devitt say he saw Mr. Crooke here on the day of the 1865 election?—He told me Mr. Crooke was here that day in 1865. I gave a card to M'Caul. He had already got a card. Saunders's name, I think, was on it. I met him, and he took my card. When he got paid on the first card, he went back with my card, and he was kicked down stairs. When I met him on the day of the election, he did not tell me he had a card. I said are you going to vote; will you have a card? and I gave him a card. I met him previous to the last election. He asked me would I have anything to do with the election, and he said not. I am afraid, said he, we will get nothing this time. I applied to Saunders, and he said they will give nothing. I met him about three or four o'clock on the day of polling in Green-street. I went to treat him. He brought me to Egan's in Halston-street, and treated me there. He told me he was doing business for Miller of Thomas-street, and that he should vote for Pim and Guinness as the house was supporting them. He was a traveller—just the same business as myself. He said we will go down town and see the fun. We met Campbell. I left him with Campbell, and they spoke together, and I said I would wait for him at Cleary's. He never came back. He was then going up to vote for Pim and Guinness; but whatever occurred with Campbell, he voted for Guinness and Plunket. He was examined before Judge Keogh, and he swore I offered him £3 at the last election.

52653. Did you offer him anything?—I did not. I had not a halfpenny—he knew very well I had not. His name is Augustus M'Caul, Thomas-street.

52654. Mr. MORRIS.—I see in the report of the evidence before Judge Keogh he stated that Mr. Molloy offered him £3 to vote for Mr. Pim, and £5 to vote for Pim and Corrigan. He stated before Judge Keogh he voted at half-past ten o'clock that morning. The time I met him was about three or half-past three o'clock when he polled.

52655. Mr. TANDY.—Did you see Mr. Crooke yourself on the day of the 1865 election?—I did not.

52656. Is this list in your own handwriting?—It is not. That is a list that was used in making inquiries for the petition before Judge Keogh.

(Adjourned.)

THIRTY-SEVENTH DAY.

January 17.

John Frederick Kirk.

THIRTY-SEVENTH DAY.

MONDAY, JANUARY 17, 1870.

John Frederick Kirk sworn and examined.

52657. Mr. LAW.—Were you in Dublin at the last election?—I was.

52658. Were you on the freeman list?—I was.

52659. About how many years had you been a freeman?—About six years.

52660. Were you a freeman at the time of the election in 1865?—I was.

52661. Did you vote then?—I did.

52662. For whom did you vote?—Vance and Guinness.

52663. What is your trade?—I am a printer.

52664. I believe you were working with Mr. Toole, in 1868?—Yes.

52665. Were you employed in any way prior to the last election? Did you act as canvasser at that time?—No.

52666. Do you remember going to any of the committee-rooms?—I do.

52667. What committee-rooms?—I went to South Anne-street and to Westland-row.

52668. Did you get any card to see after voters?—Yes.

52669. Was it a polling card, or a canvassing card?—It was a circular.

52670. Was that before the election?—Yes.

52671. Were you at the committee-rooms in Anne-street or Westland-row the night before the election?—I was in Westland-row. I was sent down from Anne-street, to Westland-row to my own ward.

52672. Had you been at the other committee-room before going there?—Yes. I was informed by Mr. Carroll that persons had been inquiring of him, to get

him to sign the circular, and he handed it to me, saying that he would not sign it, and that I might go about it.

52673. What was the nature of the circular?—It was to give gratuitous service.

52674. Did he hand it to you?—Yes. He lived in the ward that Anne-street was in.

52675. Did you take that paper to the committee room in Westland-row?—No. I first took it to the committee in Anne-street, but on seeing it, they said I should go down to my own ward, for there was to be a meeting that evening in Westland-row.

52676. Did you sign the paper?—I signed another one.

52677. Did you sign a paper when you got to Westland-row?—I did.

52678. Who gave it to you to sign?—I don't know. It was the conducting man there.

52679. Was he one of the people in charge of the ward?—Yes.

52680. Were you told anything about it before you signed it?—I was asked had I signed one, and I said I had not; and I was then asked would I sign one, and I said I would. I signed it then.

52681. Before they asked would you sign one, had you asked to be employed in any way?—No. When I went into the committee-room, some party who had been looking for me, said my place of residence was entered wrong on the registry. The person had been looking for me and could not find me.

52682. Was he a canvasser?—Yes. I stood up, and said I was the person.

52683. Did you get a card there?—I got a small card with five or six names on it.

52684. Was it a canvassing card with voters' names?—Yes, names of people to be brought up the next morning.

52685. It was not your own name alone?—My own name was the first as one of the persons to be brought up.

52686. Were there other names besides?—Yes.

52687. What were you told to do with the card?—I was told to bring up those persons to the poll in the morning, or to see that they polled.

52688. Do you know the names upon it?—One was John Dolan who lived in the same house as myself. There was a person of the name of Cuddy, who died, and I believe his funeral took place on the morning of the election. He was a college porter. Another was William Kyte, a printer, who lived a little further up than me in Mark-street, and there was another person from Queen-square, whose name I forget.

52689. Did you see cards given to other persons at the same time?—Yes, they were given round to different persons.

52690. I think you were asked at the trial of the petition if you noticed any remarkable name on the cards?—Yes, one was the Provost, and there was another one of the Fellows of Trinity College.

52691. Were they the only names on the card you saw?—They were.

52692. Who got that card?—I don't know. They were all strangers to me.

52693. Was anything said to you when you got your card? I suppose you were told you were to bring up these voters?—Yes.

52694. Was anything said to you as to whether you were to be paid?—Not a word passed about payment on one side or other.

52695. Did you see after the voters the next morning?—I did up to about eight or nine o'clock, when they had all polled. Dolan did not vote with me.

52696. Did he vote the other way?—He did, about four or five o'clock in the day.

52697. Did he vote for Pim and Corrigan?—Yes.

52698. What time did you vote yourself?—Between two and three o'clock.

52699. You did not vote as early as the people you brought up?—No. I had to go back to my work.

52700. What time was it when you brought the others up?—I did not bring them up. They had polled when I went to them.

52701. Was it the latter part of the day when you polled?—Yes, about dinner time.

52702. Do you know Campbell's person?—I do.

52703. Did you see him there?—I did.

52704. What passed between you either before or after you polled?—Before I went to the place there was something wrong, I believe, about the numbering or figuring of the polling places, and when I offered to vote in one place I was told I should not vote there. I then went out of the other door of the court-house, and passed two or three persons to the place I was to poll at. When I went to the door leading to Halston-street, I met Campbell, and he asked me had I polled. I said I had not. I had some slight acquaintance with Campbell before that. He said—"Come on then; have you your card?" I pulled three or four of the different cards that had been sent round out of my pockets, but he said they were not right, and he tore them up. After I found the right one he told me to come on with him, and we went to the carriage entrance in Halston-street, where he stepped to the side, and asked me if he would get me £5 would I give him £1 or £2. I said I would, and he then wrote something on a little bit of paper. I was going to take it from him, but he said it was for himself, and he put it in his pocket. He had the same difficulty in finding the polling place as I had.

52705. Did you poll then?—Yes.

52706. Did he remain with you till you polled?—He did, beside me. He passed a remark at the polling place about the length of time spent in polling, and said he could have polled twenty while they were polling one.

52707. After you had polled, what occurred?—There was a railway ticket slipped into my hand by one of the persons behind me—not by Campbell.

52708. Did the person who gave you the ticket tell you where to go?—No, the persons behind me all vanished. Campbell and I went out together, and when we got to the carriage entrance again he said, "Do you know where to go?" I said I did not, and he mentioned 76, Capel-street.

52709. Did you go there?—Yes.

52710. You went into the hall?—Yes, and got the money.

52711. In an envelope?—Yes.

52712. Did you bring it back to Campbell?—No.

52713. Did you see him after that?—I did not.

52714. Did you see anybody in the room when you went in?—There were three persons writing up at a window. I walked over towards them, and they told me it was not there I was to go, but to the other door.

52715. Did you then go behind the screen?—Yes.

52716. Mr. MORRIS.—Are you sure there were only three persons?—To the best of my knowledge there were only three.

52717. Mr. LAW.—I suppose you went and refreshe yourself after that?—I did.

52718. Did you do anything with the canvassing card you got?—I did.

52719. What?—I went the next morning to Westland-row and saw several persons arriving there. It was remarked that it was late when they were coming.

52720. What were those persons?—They were like canvassers or persons who had received the tickets.

52721. Had they canvassing cards?—I did not see any.

52722. Did you see any of the people you had seen the night before in the room?—I did, two or three.

52723. What passed between you?—I stopped there till about half-past eleven o'clock, and then I left and went to my work.

52724. What did you go to Westland-row for?—I went with the card as I expected to get some money for it. When I told a man that I had polled those persons whose names were on the card I offered the

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John Frederick Kirk.

card back again, but he only looked at me and turned his back to me.

52725. When was that?—On the morning of the election, about a quarter to nine o'clock.

52726. Where did you see this person?—In the rooms, waiting as if for the returns.

52727. Was that on the morning of the election?—Yes.

52728. When you ascertained, on the morning of the election, about nine o'clock, that the people had all voted without your help, did you bring back the card to the committee-room?—Yes.

52729. Did you tell that you had polled those people?—Yes; I told the person who was waiting there.

52730. What did you say?—I told him that all on the card had polled. I offered him the card, but he turned his back and walked a distance from me.

52731. Did you say anything to him then?—No, I put the card in my pocket.

52732. When you came back on Thursday morning did you ask for anything?—No; I saw no person then.

52733. Did you go back expecting to get some money?—Yes, I thought I would get it. It was generally supposed there was money to be given.

52734. Had not you signed a paper that you would give your services gratuitously?—I did.

52735. Did you, notwithstanding that, think you would get something?—I thought the paper was merely a blind.

52736. Mr. TANDY.—Why did you think that?—A person named Carroll told me that he had been wanted to sign a paper in Anne-street, and that he should vote for Guinness and Plunket. He said he would only vote for Guinness and Corrigan; but he said he was told that would not do, that he must sign for both, and that he must give gratuitous service. I took it as a hint that he was to be paid on signing the circular.

52737. Where does Carroll live?—He lived in Clarendon-street at that time.

52738. Mr. LAW.—Is he a printer?—He is.

52739. Did Carroll tell you that the paper was only a form or a blind?—That was all I thought it was.

52740. What led you to think that? Was it from a conversation with Carroll?—Yes.

52741. What did he say that led you to think that?—Every day that he came in he said there had been a messenger from Anne-street wanting him to sign the paper; and I thought the paper was a blind by his saying that it would not do unless he signed for both Guinness and Plunket.

52742. When you took the card back on Thursday morning, and found nobody that you could apply to, did you go away?—I did.

52743. Did you ever afterwards ask for payment?—No, I did not.

52744. Did anybody for you?—Yes, that morning.

52745. Who?—A person named Andrew Johnston.

52746. Did you give the card to Andrew Johnston?—Yes; he went up later in the day.

52747. Did he bring back any money?—He did.

52748. What did you get back?—Three pounds.

52749. Was it on Thursday he brought back £3?—Yes, he did.

52750. Did he tell you where he got it?—Yes.

52751. Where?—From Mr. Byrne, Lombard-street.

52752. Do you mean that he had got it in Lombard-street, or from Mr. Byrne, of Lombard-street?—From Mr. Byrne, of Lombard-street, I think he said.

52753. Did he say in what house he had got it?—I did not ask.

52754. Did Johnston get any part of the money himself?—No, he did not.

52755. Did he hand you all he got?—Yes, all he said he got.

52756. Were you employed in any way at the election of 1865?—No, I was not.

52757. Did you get anything at that election?—I did not.

52758. How were you made a freeman?—By servitude.

52759. Did you pay for your own admission?—I did not.

52760. Who paid for you?—I don't know.

52761. What office did you go to to get made?—The Conservative office.

52762. Had Mr. Atkinson charge of it?—I don't know. It was in Church-lane.

52763. When you sent Johnston upon this mission to get something for you for canvassing did you give him the card?—I did.

52764. Did he bring it back?—He did.

52765. Did he bring both the card and the £3?—Yes.

52766. Have you the card since?—No; it went to pieces in my pocket, and I gave the remnants to Mr. Fitzgerald.

52767. Mr. MORRIS.—Did you give up the gratuitous service paper?—No, it was kept.

52768. Mr. TANDY.—What exactly passed when you went on the first occasion before you signed the paper; tell all that passed?—I went into a room and saw a person there.

52769. Who was he?—I could not tell. I did not find out. He was an agent whom I saw in the room, and he said he could not find my address. I stood up and said I was the person whose name was mentioned by him.

52770. Did he mention your name in the first instance?—He did.

52771. What did he say?—He said he could not find out my address.

52772. He did not know you?—He did not.

52773. Tell as well as you recollect what he said. Did he say "I cannot find out the man's address?—Yes.

52774. Was that when you came into that room?—Yes. They were examining the names of the different persons on the registry at the time.

52775. Was that the first time you had gone to the room?—Yes.

52776. You had no canvassing card at that time?—No.

52777. Tell what occurred when you went in?—I said I was the person the man had been looking for, and one of these papers was then shoved over to me, and I was asked had I seen them. I said I had. I was then asked had I signed one, and I said I had not. I was then asked would I sign one, and I said I would. A pen was given to me and I signed the paper.

52778. Before anything was said about the paper was there any allusion to employment by anyone?—Not a word.

52779. The first thing that occurred was that you said you were Kirk, and you were asked did you see the paper?—Yes.

52780. Did you sign it?—Yes.

52781. You did not ask for employment?—No.

52782. And the man did not offer you employment?—Yes, afterwards. He told me to see the persons in the morning up to the poll.

52783. Was there a conversation as to whether you were to be paid for that employment?—No.

52784. The fact is that you did not bring any persons to the poll?—No, they had already polled.

52785. Where does Andrew Johnston live?—I could not say now. I have been some time away from Dublin.

52786. Where does he live now?—I don't know.

52787. Where did he live at that time?—In Townsend-street.

52788. You say you went to Mr. Fitzgerald's afterwards?—I got a letter wanting me to go there. I was first subpœnaed.

52789. Did you get money for your evidence at the petition?—I did.

52790. How much did you get?—£20.

52791. Was that all?—That was all.

52792. Are you certain it was not £25?—I think it was £25. I got £1 or £2 after the first.

52793. Was it between £20 and £25?—Yes.

52794. Mr. MORRIS.—Was it your intention to have voted on the Liberal side for Pim and Corrigan?—No. I would not have voted any other way than the way I did.

52795. I want to understand exactly what took place. What was the name of the agent in Westland-row?—I don't know.

52796. The first thing he did was to hand you a paper to sign?—Yes, that was the first thing.

52797. Did he hand you a card?—He handed me a circular, and after signing the circular he handed me a card.

52798. Then you went to get these people to poll, but you found there were none to poll?—They were all polled.

52799. And then you got £3 from Andrew Johnston for the card?—Yes.

52800. Was the card taken up?—No.

52801. Did you keep it?—Yes.

52802. Had you reason to believe that that kind of transaction took place in many cases?—I only know of my own case.

52803. I suppose, as a matter of fact, you did no work in canvassing?—None, except that morning of the election, between eight and nine o'clock, by going to those people who were next door or so to me.

52804. What put it in your thoughts at the time that you were to be paid for the gratuitous paper. You swore that when you signed it you thought you were to get remuneration. Why did you think that, because the paper was to the effect that you were to work gratuitously for Guinness and Plunket?—I could not say.

52805. You must say what was the reason you thought so?—It was just a thought I had. I had no facts to work on.

52806. Was it from anything you heard when going about the town?—I think it was.

52807. Who did you hear it from?—Carroll was the principal person who put it in my mind.

52808. Did he leave the impression on your mind that if you were to sign one of these papers you were to be paid subsequently?—Yes.

52809. You swear that positively?—I do.

52810. Mr. TANDY.—Was Carroll a voter?—He was.

52811. How did he vote?—For Pim and Corrigan.

52812. Was Andrew Johnston a voter?—No.

52813. Mr. MORRIS.—You have sworn that from what Carroll said the impression was left on your mind that you were to be paid, although you had signed the gratuitous service paper?—Yes; because they would not allow him to sign a paper unless he voted for both Conservative candidates. He offered to sign for a Liberal and a Conservative, but they would not accept that. I thought there must have been some reason for that.

Robert Bramston Smith, esq., sworn and examined.

Robert Bramston Smith, esq.

52814. Mr. LAW.—I believe you acted as chairman of Messrs. Grogan and Vance's Committee in 1857 and 1859?—In 1859 I think I was not in the country, but in 1857 I was, previous to the petition.

52815. I thought you had acted again too in 1865?—No, I was not in Ireland, except to vote.

52816. Were you on the committee in 1852?—I don't think there was a committee in 1852, but if there was, I was not chairman certainly.

52817. You were here in 1857 at the election that was followed by a petition?—Yes.

52818. I believe Mr. Cusack was expense agent at that time?—I think he was.

52819. Do you recollect in 1857 hearing any rumour of bribery amongst the freemen on either side?—No, I did not.

52820. We had it stated here, and probably you are aware of it, that there was some bribery, at all events, on the part of the Liberals?—I dare say.

52821. Did you hear a rumour of it at that time?—I did not, except in the House of Commons, where I heard it for the first time, when the evidence was brought forward.

52822. The bribery sought to be proved on the petition was bribery by the Conservatives?—Yes.

52823. And I believe that was chiefly through the agent of one of the friendly societies, Mr. Lilly?—Yes.

52824. And the question turned upon his agency?—Yes; it was a small matter.

52825. Did you hear that there had been bribery on the other side?—I might have heard it as a rumour.

52826. I believe you are a freeman?—I am.

52827. I gather from the evidence given before the committee of the House of Commons that there was some dissatisfaction amongst the freemen after the election of 1852, because it would appear they had not been paid as they used to be?—I am not aware of the fact. It might have been.

52828. I see that you stated to the committee that it had been a habitual thing some years before for the freemen to be paid head money, and things of that kind?—I don't remember that, but if it be in the report, I am ready to acknowledge it.

52829. Perhaps you would only know it from rumour. You were asked this question—"Were you aware there was great dissatisfaction on the part of the freemen in 1852 at not having been paid?"—and your answer was—"I heard they had been dissatisfied—a great many of them." "Was that mentioned in the committee?"—"It was the subject of conversation." "Was it determined in the committee that no payment or promise of payment of any kind should be made to any freeman?"—"It never came to a question. The possibility of our doing so was never admitted. "The principle was repudiated at once?"—"We knew these poor fellows wanted money. It might be the subject of conversation, but it never was discussed as if it eventually might be a thing committed." Does that recall to your mind that there was that dissatisfaction?—It does not.

52830. Another question asked you was—"Several of the freemen are in very poor circumstances?"—"Yes." "And in former times there used to be a habit of giving them head money after the election?"—"They used to be bribed in former times." "They did not call it bribery?"—"They did not use so strong a term." Do you recollect that although they voted as their principles directed them, they wanted a compliment as it was called?—I don't remember the term.

52831. Do you remember now that there was a habit in former times of giving them head money?—I cannot say. I heard of the head money for the first time since this Commission.

52832. When you answered before in 1857 to the question as to whether head money had been given or not, that the freemen used to be bribed in former times, can you state from what your information was derived on that point?—It was merely a thing that was rumoured, and rumoured so generally as to be believed.

52833. I suppose there is no doubt that in the former times you refer to there was bribery, or whatever you call it?—What period would you allude to?

52834. Your answer to the House of Commons Committee was that the freemen used to be bribed in former times—I don't know what times?—I think that probably they were.

52835. They appear to have been dissatisfied after 1852, which would lead one to think that there had been money going before that time; but when Mr. Vance stood in 1852 there seems to have been a change, and some dissatisfaction afterwards in consequence?—I understood afterwards that anything resembling bribery

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Robert Bramston Smith, esq.

was repudiated by Mr. Vance. He was very particular about it always. He would not have stood at all if he had not been assured of that. I dare say they might have been disappointed.

52836. Can you bring to your recollection what time you referred to?—I cannot.

52837. Was it a thing generally accepted and rumoured that a certain number of the poorer class of freemen did expect money?—It was.

52838. Was that what you referred to?—That is what I referred to, and so I would say now.

51839. Mr. MORRIS.—Could you form any opinion about how many that kind of rumour would apply to?—I could not.

52840. Mr. Gibson said that it would apply to about a couple of hundred?—That might be.

52841. You had peculiar facilities for forming an opinion?—I could not answer so accurately as Mr. Gibson.

52842. Mr. TANDY.—Did you take any part in the last election in 1868?—Merely to vote. I came over from Wales to vote.

Ralph S. Cusack, esq.

Ralph S. Cusack, esq., further examined.

(*Witness produced poll-books for* 1865 *election.*)

52843. Mr. LAW.—Were you expense agent for the Conservative candidates in 1857?—I was.

52844. Was that before the time of the petition?—It was.

52845. Have you any of the accounts of that election?—None whatever. I never retained any document or account whatever, after I wound up the accounts of 1857.

52846. Were they deposited with the sheriff?—No; the system was then different.

52847. Was that system not in existence then?—As well as I remember the system was this, that each account was sent to me, and I marked, "Pay on account of Grogan and Vance," and I sent it to the election auditor, Mr. Tudor, a barrister. I think that is the way I came to get rid of any accounts.

52848. Well, Mr. Tudor produced the account at the petition?—I don't know. I suppose it is so.

52849. Who do you believe has the accounts for 1857?—The accounts as regards the Conservative candidates were, as they were furnished to me, sent forward with my order to Mr. Tudor.

52850. I presume Mr. Tudor rendered some account. There was a detailed account, or a copy, which he produced to the committee of 1857, but after a delay the original was brought over at last. Would Mr. Vance or Sir Edward Grogan have that?—I don't know. I don't remember what the machinery was. I presume that Mr. Tudor would send it to the sheriff, and that he would publish it.

52851. That was the gross return?—Yes.

52852. Where is Mr. Tudor now?—I have lost sight of him for some years. He has left the hall of the Four Courts for several years. He lived in Upper Fitzwilliam-street, close to Colonel Smith.

52853. I presume there would be some detailed account rendered to the candidates themselves?—Well, I think I must have rendered an account of the money they gave me. They paid me different sums of money; but altogether I think each candidate gave me something close on £2,000, and I handed each back a balance. I used to lodge to Mr. Tudor's credit a bulk sum, and he paid the accounts.

52854. Could you, from your bank book, or otherwise, state the gross sums you received from each of the candidates, and how much you paid back?—My recollection is, that I received from each about £2,000, and I paid back a sum of over £100 each. I think the election cost about £1,800 each.

52855. I suppose you lodged the money with your own bank account?—Since I got your summons I have looked, but I could not find any document that would throw any light on the matter.

52856. What was your bank at the time? Was it the Bank of Ireland?—The Royal Bank.

52857. Did Mr. Vance or Sir Edward Grogan pay the money in one sum?—No. I think they paid in separate sums, and I think the aggregate did not exceed £2,000 each. I am clear as to that; but Sir Edward Grogan will probably be able to tell more accurately.

52858. Were you acting at the election in 1859?—No. I got office in 1858, and I had nothing to say to the election of 1859.

52859. Had you anything to do with the election of 1852?—Very little. I was on the committee, and nominally one of the honorary secretaries.

52860. Could you say how much the election of 1852 cost, in round numbers?—No. I have no idea.

William Gibson, esq., further examined.

52861. Mr. *Gibson.*—I think we will be able to show the accounts of both. Mr. Vance paid something more than Sir Edward Grogan at the first election. I have found the accounts for 1857. When I was asked to produce them I was not aware I had them, but I believe I had got them for the purpose of the petition. I fancy they were the accounts rendered by the election auditor, Mr. Tudor; he was the gentleman in London with us.

52862. Mr. LAW.—I suppose the committee would not admit the copy in the first instance?—I have no recollection; but I think I got this from the auditor, as I have Mr. Brady's account as well as Mr. Vance's, and I did not get the account from Mr. Brady. I must have got the accounts from the auditor, and I suppose it was for the purpose of preparing for the petition.

52863. Then is this a copy from the auditor?—I fancy so. I have no accounts for 1852. Mr. Long kept the accounts for 1852, and he is dead. I had a most accurate book of the expenses, and I cannot find it. It must have gone astray.

52864. Did you give it back?—I had it about four years ago, for I referred to it at the time of the 1865 election to get the names of the employés, and to select people from them for that election. It was a most accurate document, and it classified the different people employed and showed the amounts. I have looked everywhere I could think of for it, because I was most anxious to find it. I was under the impression that I gave it to Mr. Adair for the purpose of selecting the people to act as agents because he asked me who would be the best to get.

52865. Was it an original book or a copy?—I know it was original. It was Mr. Long gave it to me after he got office.

52866. Do you think he had not a copy himself?—Yes. He was in the Post Office. He managed the whole election of 1852.

52867. His brother might have it?—No, I am sure he gave me the original account.

52868. Were you acting in 1852?—I was.

52869. Had Sir Edward Grogan an account?—I did not keep an account, but I believe Sir Edward Grogan will be able to tell what each election cost.

52870. Have you any papers connected with the petition of 1852 that was not proceeded with?—I have not. I forgot that document that I handed up, until Sir Edward Grogan called my attention to it, after he got your summons. I recollect distinctly that I sent over the particulars of the constituency to Mr. Brown, who was the Parliamentary agent. He was a friend of Mr. Vance, and was employed by him in London, and not through me. He was the Parliamentary agent, and conducted the whole thing. I sent him instructions for the petition, but I have not a copy of them. The petition was withdrawn on the very day it was to have come on.

Ralph S. *Cusack's* examination resumed.

52871. Mr. LAW.—Besides the £2,000 you received from each of the candidates, did you receive any other money from other sources?—Not a shilling, except what I received directly from Sir Edward Grogan, and directly from Mr. Vance, the other candidate.

52872. Were you aware of any other money being paid for election purposes except what was disbursed through you and Mr. Tudor?—I am not aware of a shilling, except what was paid through me.

52873. Was any estimate made of the amount of money—or promised money—that Lilly represented at the time, because the question on the petition was upon his evidence?—Yes.

52874. I believe the amount was not large on his part?—I can speak only from what he swore. He spoke of giving 2*s.* 6*d.* each to people on the day of nomination.

52875. In your evidence you said that you and other members had subscribed to the Ross-lane Society, but you would not subscribe longer when that occurred. Was that carried out?—Certainly.

52876. Do you know what the amount of your subscription up to that time was?—I think I gave them a pound each year; I am not quite sure. Sir Edward Grogan will tell you that his subscription was nearly the ordinary one that a member might have given, £5.

Henry Price, esq., sworn and examined.

52877. Mr. LAW.—I believe you were expense agent for one of those elections; I think it was 1859?—1859. Yes.

52878. Have you got any of the accounts of that election?—I have not, sir.

52879. Would you tell us what became of them?—Well, the accounts at that time were rendered to the auditor, who was Mr. Pakenham Law, and I think he sent them to the sheriff; but I am pretty sure that Sir Edward Grogan and Mr. Vance got a copy of those accounts.

52880. Was the copy rendered by yourself, as far as you recollect, or by Mr. Law?—I think it was rendered from the office by some of the clerks, on my direction.

52881. From your own office?—From the election office.

52882. All that time you were honorary secretary; one of the honorary secretaries?—From the year 1852 I was honorary secretary along with Mr. Cusack.

52883. Till after 1859, at all events?—I remained in that position till the year 1861, when I received my present appointment, and I then resigned the office.

52884. Were you in the office in 1852?—No, I was not, nor a member of the committee in 1852. I was appointed honorary secretary in 1852 with Mr. Cusack.

52885. Did you hear at the election of 1859 of any bribery on either side; among the freemen I mean?—I did not.

52886. You are aware that it has been stated to us that there was a considerable amount of bribery upon the Liberal side?—I have read that.

52887. Did you not hear that at the time?—Well, there was a rumour, but rumours at election times are not all to be credited.

52888. But was there a rumour that there had been that work at that time?—There was a rumour certainly.

52889. Did you hear any rumour of the same character in 1857?—I think there was.

52890. In 1852 I believe there was not even a rumour?—Well, I cannot say so well in 1852. I did not take a very active part in 1852; it was my first coming into the position of honorary secretary.

52891. In 1865 you were out of the matter altogether?—From the year 1861 I ceased to interfere in elections with the exception of voting in the city and county as I always did.

52892. You were connected with the society for some years?—Seven or eight years at all events.

52893. How were funds provided during that time for admission of the freemen?—Well, with regard to the admission of the freemen it was only very lately that funds were provided.

52894. Specially?—Specially for that purpose; and it was by private subscriptions from the registration funds that those were provided for. Mr. Thomas Vance, I think, was the treasurer.

52895. There was a distinct fund you mean?—A distinct fund entirely.

52896. How many years did that distinct fund exist?—Well, I think for two or three years.

52897. About what time would you put it—about what period?—Well, I dare say between the years 1857 and 1859, so far as I recollect.

52898. There was a specific fund?—A specific fund.

52899. Set apart for that purpose?—A specific fund subscribed to specifically for that purpose.

52900. To which I suppose all the members subscribed?—Well, I cannot say. Mr. Vance was the treasurer, and I know I subscribed myself to it.

52901. Mr. Vance kept the accounts of it?—Mr. Thomas Vance kept the accounts of it.

52902. That was for two or three years?—Two or three years.

52903. Prior to that time had the admission fees of poor freemen been paid out of the funds of the society?—Not to my knowledge. I never knew it.

52904. After 1859?—After 1859 I think they were always paid through the private fund whenever they were paid. It was considered more prudent to keep it completely distinct.

52905. Can you tell us who was the treasurer of that fund prior to Mr. Vance's being treasurer in 1857?—You mean the admission of freemen fund?

52906. Yes?—I think it originated at that time.

52907. In 1857?—In 1857. Whatever time Mr. Vance became the treasurer of it, I think was the origin of it.

52908. I understood you to say that you thought that that separate fund ceased in 1859?—Well, I think it did. I cannot say.

52909. The reason I ask you the question in that form is that it was stated to us that a very large number of freemen, I think 525, were admitted in one year, the year 1861, and the reason assigned for that by one or two witnesses was that there had been rather more exertion made at that time to get up a large subscription and that there was a larger fund provided?—Well, now that you bring it to my mind, 1859 was the period of the election and 1861 was the time that I resigned the office, and I think there was a fund from 1859 to 1861.

52910. But it began in 1857?—I think it began in 1857.

52911. And went on to 1861?—And went on to 1861; I recollect it now, perfectly—distinctly.

52912. Then no matter how long it continued to exist, Mr. Vance was the treasurer?—He was the treasurer and the account was kept completely distinct.

52913. Was there any list kept in the society's office, of any freemen admitted each year through the agency of the society?—Well, I dare say there was by the paid secretary.

52914. In your time the ordinary staff of the society were kept on from year to year, but were employed at election work when the election came on—say in 1859?—They were.

52915. I suppose the number of clerks was five or six the same as now?—About that.

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Henry Price, esq.

52916. They used to receive their wages from year's end to year's end, as on the staff of the Society?—Yes.

52917. Did they receive any additional pay for working at elections, which was more peculiarly the interest of the candidates?—So far as I recollect they were transferred over to the election staff, and paid by them.

52918. What I mean is were they paid by both?—Well, I should rather say not; perhaps they were paid a higher sum by the election staff, and not paid by the Registration society's office.

52919. From the time they were so transferred they were working for the individual interest of the candidates?—Working for the candidates.

52920. Do you remember how many clerks or extra hands used to be taken on every year for the purposes of the revision?—Well, we used to take on according to the pressure; there used to be generally for inspectors of wards and so forth, an additional number of hands taken on—say five or six.

52921. Not more than that?—I should say not.

52922. Ten would be the outside?—Ten would be the outside.

52923. About five or six permanently?—Yes.

52924. And about ten taken on?—Yes; preparatory to the revision.

52925. And would that staff of sixteen or seventeen do all the work?—In those times the revision was not so complex as it is now.

52926. Did you ever hear about what the average amount of the freemen admission fund was?—Well, I could not say, sir; it must have been I should say perhaps £300 or £400.

52927. Would it be so much as that each year?—Oh, I could not say.

52928. But was it not a yearly subscription?—It was a standing fund.

Sir Edward Grogan, bart.

Sir Edward Grogan, bart., sworn and examined.

52929. Mr. LAW.—You were for many years a representative of Dublin?—I was.

52930. What was your first year?—1841.

52931. That was with Mr. Gregory?—No; that was with the late John Beatty West.

52932. In 1841?—Yes.

52933. In 1842 then I presume Mr. Gregory came in with you?—Mr. Gregory was elected early in 1842 on Mr. West's death.

52934. And I think you remained representative of the city until 1865; can you give us any idea of what accounts were rendered to you of the election of 1859, or a copy of them?—Well, I knew nothing of it till I heard it to-day. I have no recollection whatever that any account was sent to me by the auditor; the only accounts I have are sums I paid out of my own private purse; that is all I know.

52935. Can you give us at present the gross sum that the election of 1859 cost you?—I will tell you what I believe it to have been. In 1859 £1,650 was the share that I contributed.

52936. It was a joint expenditure?—But I am speaking of the charge against myself.

52937. You speak of what you contributed; I suppose there was a contribution by Mr. Vance?—Yes.

52938. Mr. MORRIS.—The same sum?—Well, I heard to-day that Mr. Vance paid something extra.

52939. Mr. LAW.—Perhaps you may have a copy of the account that Mr. Price thinks he sent to you?—I have no recollection of it whatever.

52940. I need hardly ask you did you pay any other money in 1859 for election purposes than that?—No.

52941. Did you hear in 1859, that any other money had been applied in your interest, or supposed interest?—No.

52942. Your belief is that there was no money?—My belief is that there was no money. We thought that we had brought the city into an exceedingly good state, and as to the allegations made about the "corrupt and rascally freemen," and everything of that kind, that we had effectually cured the city of anything of that kind, for I believe there had been no bribery.

52943. Can you give us the amount of your election expenses in 1857?—Yes; the expenses were £1,555, according to my book. I took these out of my book with the view of endeavouring to be accurate; but there was another matter connected with the election that you might perhaps call election expenses, and that was a very heavy charge for the petition, which was defeated.

52944. In every one of those years, did you subscribe—I presume you did, of course—to the registration fund?—Oh, yes.

52945. What was your subscription to that?—It varied in every year according to the state of the funds.

52946. Can you give us within £100?—I do not think my subscription ever exceeded £150.

52947. In any year?—No, I think not; sometimes more and sometimes less, according to the actual state of the funds.

52948. Of the funds?—Of the registration funds.

52949. Was it understood that the registration fund was to be made up to its required amount by the two members?—Not precisely that; there was a considerable sum collected in the city, and I believe is still; but we felt the importance and necessity of keeping the registration in full action, and where there was a deficiency it was the interest of the members that there should be no break down.

52950. The reason I ask you is that at the last election, practically, the whole expense fell upon Sir Arthur Guinness.

52951. Mr. MORRIS.—Nearly £4,000.

52952. Mr. LAW.—Was there any sum of any magnitude subscribed by yourself in either 1857 or 1859?—Oh, no.

52953. You think there would not be on either occasion more than £100 or £150?—I do not think I ever paid £200 a year to the registry, and sometimes a very much smaller amount.

52954. Can you give us any idea of what your expenses in 1852 were?—£1,600.

52955. That is your share?—My share.

52956. At either of those elections, when Mr. Vance was your colleague, was there a joint expense agent?—We had the same conducting agent, and I take it for granted that there was a common expense agent.

52957. Was 1852 the first time that the freemen expressed dissatisfaction at not being paid?—I cannot answer that question.

52958. You say that you thought you had brought the city into a very pure state; was that by the several elections of 1852, 1857, and 1859?—I thought that those three elections had been conducted, judging from these figures, on such economical principles that there could be no misappropriation of funds; but as to any dissatisfaction out of doors I cannot say; I don't know.

52959. The election previous to 1852 was 1847?—Yes.

52960. What were your expenses in 1847?—My expenses were about £2,500—under £2,550. £2,542 is what I have down.

52961. Mr. MORRIS.—You stood alone?—No; Mr. Gregory was my colleague.

52962. Mr. LAW.—And was he unseated on petition?—No; he was beaten on the poll.

52963. Mr. LAW.—Were you and he acting together at that time in the matter of expense, as you did afterwards with Mr. Vance?—Oh, I think so certainly.

52964. To get at the gross expense of the two conservative candidates we should have to double that?—I conceive so.

52965. In the year 1842, can you say what the expenses were?—That was a single election; Mr. Gregory was elected on that occasion.

52966. In 1841 then?—In 1841 my expenses were £3,000.

52967. You were returned that time with Mr. West, and I suppose in the same way we may consider that the joint expense would be the double of that?—I cannot say that. Mr. West had incurred—I understood so at least—very considerable expense in prosecuting a Parliamentary inquiry with regard to some previous elections in which he and Mr. Hamilton had been connected; it went on, I think, for some months in the city of Dublin, and of course, at very great expense indeed; and it was represented to me in 1841, that in consequence of this, the Conservative party intended to return Mr. West free of expense, and that if I would contribute the amount I have mentioned, they would use their best efforts to return me in conjunction with Mr. West. I do not know who paid Mr. West's expenses.

52968. But whoever paid the expenses of Mr. West, would you say from what you know that the joint expense of both would be about £6,000?—I cannot say that. I do not know that part of my £3,000 did not go in aid of Mr. West. It was proposed to me to contribute £3,000, and I did so; I do not know of its application.

52969. Who was acting as your conducting agent in 1841?—I cannot tell you. I was entirely in the hands of the committee, who made the proposition to me, and they kept their word to me and returned me as member for the city; but I do not know who was the manager.

52970. Did you hear in 1857 and 1859 any allegations of bribery on the other side?—Oh, it was always reported that that was going on; there are plenty of rumours afloat at election times, which are very hard to establish afterwards; I cannot say that they took my attention.

52971. Had you prior to 1859 for many years subscribed to this freemen admission fund, which Mr. Price has just mentioned?—In all human probability I did; but nothing very remarkable; it made no impression on my mind.

52972. Possibly you might have this account that Mr. Price spoke of, and if it would not be giving you too much trouble, perhaps you will have a search made for it, and let us have it?—Well, it is possible I have them, but I do not think it is probable. After I returned from Parliament I was for several weeks engaged in destroying all the papers connected with it I had, and I have no recollection of having seen it; but it may exist.

52973. If you could find it in any place where papers of that kind could be, and if it gave you no trouble, we should be glad to see it?—If I find it I will give it to you.

52974. Mr. MORRIS.—You have had great experience, probably more than anyone living, of the constituency of Dublin; have you any notion of the number of freemen who were usually supposed to be accessible to bribery?—I have no notion.

52975. You have no idea at all?—I have no notion; as far as my knowledge of them went, they were a very independent, honest set of fellows.

52976. Your expenses for 1857 and 1859 were excessively moderate?—I consider so.

52977. And if you double them by adding Mr. Vance's, they were still remarkably small, but in the year 1868 there was upwards of £12,000 spent, including the expenses of the registration; now that is a remarkable fact—is it not?—It is; I could not understand the amount of the late election.

52978. It is a remarkable fact coupled with those figures?—With regard to the year 1857, you must bear in mind that it was investigated with the greatest accuracy, and I won't say with the most kindly feeling, by a Parliamentary Committee; every charge was alleged against us, and a Parliamentary Committee heard the case.

52979. Mr. LAW.—And the only charge alleged there was a very small one if it had been proved?—It was only Mr. Lilly's indiscretion?—He was not our agent.

52980. Mr. TANDY.—I need hardly ask you have you any reason to believe that in 1859 or 1857 other sums were contributed by other parties on your behalf?—Not to my knowledge. There has been no demand ever made on me of it.

Mr. *William Gibson* re-examined.

52981. It was in 1852 that Mr. Vance paid something more than Sir Edward Grogan towards the expenses of the election; I think it was Mr. Maguire who was conducting agent for the Conservative candidates in 1841, and he was succeeded by Mr. Frederick Jackson, who is also dead. As well as I recollect, in 1841 it was Mr. Maguire.

52982. Mr. LAW.—You began in 1852, I think?—Yes, sir.

52983. I understood you to say that you have discovered those papers in connexion with the election of 1857?—Yes. (*Documents produced.*)

52984. But you do not think you have got any other papers?—Oh, I know I have not any other papers. I have looked carefully. I looked for other papers, and I found these when I was looking for the papers I was asked to produce in reference to the 1865 election. I had no idea I had these papers at all.

52985. They came to you, no doubt, in connexion with the election petition?—I apprehend so.

52986. Have you any accounts or papers in connexion with the election of 1859?—No; none except what I sent in; I have not any accounts or papers at all.

52987. You have not got any copy of the account Mr. Price spoke of?—Not to my recollection; I am sure I have not it. It is very likely I checked the account with Mr. Pakenham Law; very likely I did, for I think it is probable that I was the party through whom the money was paid to Mr. Law.

52988. You mean by Mr. Price—that it came from Mr. Price?—Well, I think it is likely.

52989. Or was the money, do you think, lodged in your name?—Oh, it was not lodged in my name; it is very likely that Sir Edward Grogan and Mr. Vance gave me the money—it is probable they did; whatever they gave me I gave to Mr. Pakenham Law. I never kept any account of the election, for I never touched any money at all that I did not pay away on the spot. There is a matter that I wish to mention in reference to the election of 1852. You asked Sir Edward Grogan whether the sums were equally contributed. Mr. Vance did contribute a larger sum in 1852, for it was considered that Sir Edward Grogan had spent a great deal of money in previous elections, and that Mr. Vance coming in for the first time—just as Sir Edward Grogan had come in with Mr. West—contributed, according to my recollection, three-fifths, and that Sir Edward Grogan contributed two-fifths. I know that Mr. Vance contributed more than Sir Edward Grogan did. My recollection as to the amount of the expenses is that the election of 1852 was rather expensively conducted as regards clerks; there was a large number of clerks engaged, and everything of that kind. Mr. Long was a very business-like man, and he insisted on finding out the residence of every voter, and hunting up every one that could be looked after. I think the expenses were about £3,750 or £3,800.

52990. Mr. MORRIS.—£3,800?—About that. I know it was more than the subsequent elections, for we had a long time to prepare—we had nearly three months—and we had an enormous number of clerks finding out all about the residences and whereabouts of the voters.

52991. Mr. LAW.—If that book should turn up you will let us have it?—I looked everywhere for it; it

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gave a very good account of the election expenses—better than ever I had seen before—for it was classified.

52992. Do you remember whether, in reference to the 1852, 1857, or 1859 elections, there was any considerable sum paid for canvassing?—No, I do not.

52993. Was 1865 the first time?—To any great extent it was. There may have been a few, but certainly the canvassers employed in the three preceding elections were very few indeed. I thought that it was not useful to have a common kind of canvassers or paid canvassers who might do more harm than good, by going to respectable people that they had no business going to at all.

52994. But your recollection is that there was not a considerable staff of them at all events?—Oh, certainly not.

Mr. David Coffey.

Mr. *David Coffey* sworn and examined.

52995. Mr. LAW.—We understand that you were assisting, at all events, at the election of 1859?—I was.

52996. Assisting Mr. Kernan?—No; expense agent for Mr. Brady.

52997. Have you got any of the accounts connected with that election?—I have the accounts of 1857, and some of the papers of 1859; but the books that passed through my hands, of 1859, I think were sent to Mr. Charles Kernan, who was the agent, after I was done with them.

52998. Have you any papers connected with the election of 1859?—I have; I directed all the volumes—two or three or four of them—to be brought down here.

52999. We have got them here?—I went to the office where they were this morning to have them brought down here. I only arrived yesterday from London, where I got your intimation, and came over at once.

53000. We have got from you now all the papers you had in your custody connected with both elections—1857 and 1859?—Yes.

53001. Were you acting at all in connexion with the election of 1852?—No, I was not.

53002. You speak only to the two elections?—Only the two elections.

53003. I suppose you had nothing to do with the election of 1865—you were in another place?—Nothing whatever.

53004. Did you hear at the time of the election of 1859 of any money being spent in securing freemen's votes?—I did not.

53005. Nothing whatever?—Nothing whatever.

53006. Did you in 1857?—None whatever. No money whatever passed through my hands. The accounts went to the election auditor, and they were paid by him.

53007. Who was the election auditor?—In 1859 I think it was Mr. Law; in 1857, I think it was Mr. Tudor.

53008. There was the same system at that time—one auditor for all parties?—Yes.

53009. Did you hear at the election of 1859 that there was, or after it, that there had been bribery?—I did not; not a word.

53010. But the facts which have been stated to us here by Mr. Kernan—did you not hear about that?—Not a word of it till I read it in the newspaper; it was perfectly strange to me.

53011. I suppose the expense agent was not referred to in a case of that kind?—I had nothing whatever to say to it. I acted as the friend of Mr. Brady to curtail his expenditure—to limit it as much as I possibly could.

53012. I suppose there was a detailed account?—Of the election of 1857 there is a complete detailed account through the whole of this book that I have here. The book of 1859 was, I may say, a copy, with different items, of course, more or less; but it was kept in the same order, and it was kept by the same clerk.

53013. And the only difference would be possibly in the amount of the entire expenditure?—Well, that would be the only difference.

53014. Do you say, Mr. Kernan, has the book of 1859?—I will not say positively. I think nearly all the papers connected with the 1859 election, when I ceased to be connected with my own office and left it altogether—my recollection is that they were sent to him.

53015. At all events, you have not got them?—Oh, I had two or three volumes with miscellaneous accounts and that kind of matters in them, and I brought those down here; I brought every paper connected with it.

53016. Can you tell us about what the expenses were?—That I cannot say, because Mr. Brady and Mr. M'Carthy furnished a sum of money to Mr. Kernan, and it was lodged by Mr. Kernan to the credit of the election auditor, and I checked the accounts as against that; and then when the account was checked by me and signed, the party brought it to the election auditor, and he gave him cash or gave him a cheque; if they were small things, he kept cash at his side, in order not to have to draw a cheque on the bank.

53017. You merely kept the account?—I kept the account of all that.

53018. Have you got any copy of that account?—It is here; it is in that book. Everything is in detail—even the wages of the clerk from day to day—checked, very accurate.

53019. Mr. M'Carthy is dead?—He is dead.

53020. Mr. TANDY.—No money at all passed through your hands in 1859?—No money at all.

53021. In 1857?—Nor in 1857; the routine was just the same in the two elections.

53022. Mr. LAW.—All the payments were made, in fact, by the common auditor?—By the common auditor.

53023. Drawn upon him by each side?—Yes; I used to go over to him occasionally and check his account.

53024. Mr. TANDY.—I take it that the sum of £2,000 that Mr. Kernan alluded to as having been spent in 1859, did not pass through your hands?—Oh, nothing at all.

53025. Nothing of the kind passed through your hands?—Oh, nothing whatever; I knew nothing whatever about it.

Mr. Samuel Tudor Bradburne.

Mr. *Samuel Tudor Bradburne* sworn and examined.

53026. Mr. LAW.—I should gather from the correspondence that has been sent to us by Sir Arthur Guinness that he got many letters which were addressed to you; we do not find any of those letters amongst the correspondence?—There might have been some addressed to me.

53027. Have you got any letters received by you before or after the election addressed to yourself?—I have no letters at all, except in cases where I sent money to parties, and then I kept them as vouchers.

53028. Have you got those letters?—Yes, I have.

53029. Then be good enough to let us have those letters, so far as they have been received from voters?—I take it now that it is in reference to freemen.

53030. Yes; the reason that we postponed your examination so long was that we wanted to see the letters?—In fact, there are very few. There is one case here of a man named M'Kenna, who swore the other day he got money; that is one of the cases I know.

53031. I suppose he did write to you?—He did.

53032. And he got a couple of pounds?—I will tell you what occurred. This Peter M'Kenna wrote to me, in the first instance, asking for a situation in the brewery, and I did not answer that letter at first, and he wrote again, and then I wrote to say that we had no vacancy in the brewery, and consequently must decline to comply with his request. He then came up with a long memorial, stating that he was going to Australia, and there were several names on the memorial subscribing £1, £2, 10*s*., and 5*s*. I then, as well as I recollect, spoke to Sir Arthur Guinness, and said, "This man is going to Australia;" and explaining the whole thing—that he was a freeman and had voted, in order that Sir Arthur Guinness should not do a thing that perhaps might be considered wrong afterwards. What brings the circumstance so well to my recollection is that Sir Arthur Guinness said, "Well, I have no objection to giving the man a couple of pounds. I do not think that because a man voted for me nine months ago that should make me shut up my purse-strings;" and he directed me to give him a couple of pounds, and I gave them to him.

53033. Would you be good enough to let us have, to-day if you can, and, if not, to-morrow, any of those letters which you speak of—we shall keep them safely for you?—I shall do so.

53034. And not only letters from freemen, but from any others relating to freemen, because some of those letters are from other persons applying for something for freemen?—I will give you any letters asking for money for freemen.

53035. Or asking for anything?—I do not think there is such a case, where I received a letter from a freeman asking for money—I do not think I have any such letter. Even that letter was addressed, as far as I recollect, to M'Kenna's—it was addressed to myself, I believe.

53036. Just any letters you have—we wish to see them?—Yes.

53037. Mr. TANDY.—Referring either to money or employment, or any other consideration, directly or indirectly?—I shall do so.

53038. Mr. LAW.—It is very likely that in a large establishment like Sir Arthur Guinness's, many people wrote to you, not for money, but to give them employment?—The fact is, that there were many letters that came to me, and that after answering them, declining to comply with their request, I would tear them up; but, wherever there was a case of a letter written either to me or to Sir Arthur Guinness, in respect of which he has desired me to send anything I kept all those letters.

53039. You kept such a letter as a voucher?—As a voucher.

53040. But have you any record in any way of letters addressed to you, either asking for money or employment?—I have not the slightest.

53041. Which you either did not answer at all or wrote an answer declining?—No, certainly not.

53042. Have you any record at all of those?—None whatever, and I may add that there were very few ever sent to me; they were first sent to Sir Arthur Guinness.

53043. Applications of that sort that were not acceded to—were they as a rule destroyed?—Yes, as a rule; and I wish to add, in reference to M'Kenna's case, that a very similar case occurred afterwards where a similar application was written by a man that had a cab broken on the day of the election; a man engaged in the brewery happened to be in the cab, and was very badly treated by the mob in Smithfield, and this man wrote to Sir Arthur Guinness asking for money, and stating what had occurred. He need not have given anything, and I may mention that this man that Sir Arthur Guinness gave £8 to——

53044. Was he the cab owner?—The cab owner; he voted for Pim and Corrigan.

53045. We may as well ask you—you know this house, 76, Capel-street?—Well, I have passed it.

53046. Were you in that house on the day of the election?—Never—I never was in it in my life.

53047. I ask you because it was stated by way of rumour?—I distinctly swear I never was in the house in my life.

53048. I presume you were acquainted with Mr. Foster?—I was.

53049. Have you known him long?—I dare say it is about seven years ago now since I knew him first.

53050. Did you see him frequently before the election?—I did, but I never met him at an election meeting; I have met him at the revision and ward meetings.

53051. Did you see him at his own house?—I was never in Mr. Foster's house but once.

53052. When was that?—I dare say that was about July—I think it was about the month of July, 1868.

53053. You were not there between that and the time of the election?—Never; I was not in his house indeed—it was only at the hall door. There was some party put up at the club or lodge that I belonged to, and I saw him in the window and I asked him was he a good man to put up in the lodge.

53054. As alderman?—No, I am not an alderman.

53055. Did you attend any of the meetings of the Inns-quay ward?—Never.

53056. I suppose you saw your name was on the working committee?—I did, and I never heard of it till I heard the election petition. Judge Keogh mentioned it. I never attended one of the election committees—I attended the revision.

53057. Were you acquainted with Mr. Henry George Hall?—My first acquaintance with Mr. Hall was at the election of 1865.

53058. He was very active in reference to that election?—All I knew about him was that he was a canvasser.

53059. Was he a canvasser in any particular district?—I am not aware; I took a district myself, and I do not know what other parties did.

53060. Where did you meet him—was it in the committee-rooms?—In the committee-rooms.

53061. Was it in the central committee-rooms?—In Dorset-street.

53062. And I suppose you canvassed in that ward?—I did; the way I recollect it is this—Mr. Guinness did not canvass at all at that election, and, as Mr. Guinness's private secretary, I canvassed all the parties I happened to know; I first went to the Bank of Ireland to parties I know in it, and to the public offices, and then, as I lived in the Inns-quay ward, I said I would take Synnot-place, and down that side of Dorset-street.

53063. And did you canvass any freemen at that time?—I am not aware that they were freemen; they may have been.

53064. You do not remember?—No, I do not; because there was a regular street list made out for me of Synnot-place and Dorset-street, and I went down, as well as I recollect now, as far as a man of the name of Early's in Capel-street.

53065. A house canvass?—A house canvass.

53066. Did you get any ambiguous answers?—The only ambiguous answer that I got was, that one man said he would not vote at all, that was one man; and then there was another man that I went to, a shoemaker of the name of Henry, as well as I can recollect, in Bolton-street, and I asked him would he vote for Guinness and Vance, and he said that he would see Guinness and Vance to the devil before he would vote for them.

53067. There was no ambiguity about that?—Then he added, that he would a great deal sooner vote for Guinness and Vance than for Mr. Pim, because Mr. Pim destroyed all his trade by selling boots and shoes—all that sort of thing; but it turned out afterwards, when I was looking over my poll book, that this man voted for Mr. Pim; so, I suppose, he got a good consideration.

53068. What was the name of the other man that said in a short way simply that he would not vote?—I do not recollect his name.

53069. But, did any voters in this house to house

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canvass—you say you cannot distinguish freemen from the others—intimate to you that they would like to get something for their vote?—No; they generally gave me an answer one way or the other, that they would vote for Guinness and Vance or for Pim, with the exception of what I have told you.

53070. Did any of them show you a canvassing card of Pim?—No.

53071. Then you must have been early at work?—Well, I think the election was on the 15th of July, and I think it was just a fortnight before; in fact I only spent two days at it.

53072. Mr. Pim, I suppose, had only just started at the time?—About that.

53073. Did you attend frequently at the committee-rooms in Dorset-street at that time?—Well, I think I was a pretty good attendant.

53074. Do you remember who were the principal members of the working committee of that ward at the last election—Mr. Hall was upon it?—I do not know anything about that working committee; there is a thing I wish to correct now, if you allow me.

53075. Certainly?—Judge Keogh, in his report, stated that I recommended a man to be chairman of the working committee of that ward. Now, the fact of the matter is, that when I heard the name of Barton, I could not remember who this man at all was, and I tried to sift it out as well as I could; and it appears that I had a letter from a gentleman, asking me if there was any employment in Dame-street—that is, 47, Dame-street—if there was any employment there, and if I could get it for him. In order to please this gentleman, I wrote to 47, Dame-street, to say that if there was any employment for this man, I should be very glad if they could give him something to do. Now at this time I did not know that this man was a voter, but it turned out, I believe, that he was a lodger—still I am not certain; I do not think he got anything to do at all events. Well, it so happened that this man was on the Inns-quay ward committee, it turned out afterwards, I did not know it; but Judge Keogh made a mistake in his report, in stating that I recommended this man as chairman of the working committee—I never attended the working committee.

53076. The reason of that now, as I recollect, was that the names of the Inns-quay committee are entered on the right hand side of the book, and those of the working committee on the left hand side; and Mr. Barton's name appears there with the words "recommended by Mr. B.," and that, you say, had reference not to his appointment as chairman, but to his employment at 47, Dame-street—the entry would mislead anybody?—Well, I am very glad to have the opportunity of making the statement now, for I had not the opportunity before Judge Keogh.

53077. Do you know anything of Forrest who has the house that we have been speaking of?—No, I do not; I saw him once in my lifetime.

53078. Do you Mr. Johnston?—Who was examined?

53079. Yes?—Yes, I do.

53080. Have you known him long?—Oh, I have known Mr. Johnston by appearance for certainly ten or twelve years.

53081. Have you known him to speak to him for that time?—No, I have not.

53082. When did you make his acquaintance—in 1865?—Well, I think I did meet him in 1865.

53083. Mr. Williamson I presume you know for some years?—I do.

53084. And you know Mr. Crosthwaite of course?—I do.

53085. Were you aware Mr. Crosthwaite was employed in any way connected with the election?—I was not.

53086. Had you never been in that office in 24, Dame-street?—Never.

53087. Did you know that Mr. Alma was giving any services on that occasion?—I did not; and I know him very well.

53088. He never told you that?—Never.

53089. I suppose you know Mr. Joseph Harris?—I do.

53090. You know him very well, I presume?—I do.

53091. Did he ever tell you anything about any of Mr. Foster's plans?—He never did.

53092. I suppose you saw him every day about the time of the election?—Saw whom?

53093. Mr. Harris; was not he constantly back and forwards about the place?—Well, I may have; but the last time I recollect seeing him was at a meeting of freemen in a school-house in New-street. I think I may have seen him passing in and out, but had no conversation with him.

53094. Did you see Mr. Alma frequently at the time of the election?—I never saw Mr. Alma at that time; I may add that until a week before the election I was laid up for four or five weeks, and consequently did not mix myself up with the matter.

53095. Now I do not like to trouble you longer at present; you will be good enough to let us have those letters?—Decidedly.

53096. Mr. TANDY.—Have you had any communication directly or indirectly from Mr. Foster since he left?—I never received a letter from him in my life.

53097. Do you remember were two or three cheques which were given to Mr. Goodman for the registration work, handed to him through you?—I recollect the first cheque that was given was for £100. That was given out in July. I myself handed that to Mr. Hodson.

53098. Was that one to pay for the admission of freemen?—I believe it was.

53099. You remember, of course, that there was some doubt at one time as to whether Sir Arthur would come forward again; I believe he had intimated his intention of retiring—is not that so—in the early part of the year?—I am not aware of the fact.

53100. It was so stated; but were you aware that Sir Arthur had intimated that——?—Is this after his first election?

53101. Yes; in the earlier part of 1868—that he did not mean to come forward, and would retire?—I never heard a word of it before.

53102. I suppose we have the dates?—I handed Mr. Todd the accounts of all the expenses. And I think there is some misapprehension on the part of Mr. Morris. He mentioned to-day that the expenses were £12,000 at that election; that is not the fact.

53103. Mr. LAW.—There were two sums of £6,000 paid in, and then £1,800 returned?—£1,800 paid back.

53104. That is over £10,000?—Yes, over £10,000. And then Mr. Morris stated to-day that there was £4,000 paid for the revision; that is not so.

53105. There was £3,800 paid, and £1,000 handed back?—Yes.

53106. In round numbers one was £10,000, and the other was £3,000?—Exactly.

53107. Can you tell us what was the total amount you paid; there were some small sums paid by you such as the £2 to M'Kenna, and the £8 in the other case to the man who voted the other way?—Yes.

53108. What is the amount of all those small sums?—I do not think certainly it would come to £20.

53109. The whole thing?—The whole thing; because we were very cautious about giving money in that way, not being quite certain about it; but as this man was going to Australia, Sir Arthur Guinness said, "I do not see when the man is going for his benefit, why I may not give him £2."

53110. There was a number of letters addressed to Sir Arthur Guinness or yourself from parties who had professed to be willing to serve gratuitously—I do not know whether they were all addressed to him or some to you—by persons who had signed papers offering their services gratuitously, and who afterwards wrote to be paid?—I know Sir Arthur Guinness received several such.

53111. Can you tell us whether in any of those instances any money was paid?—Not in any one instance that I am aware of.

53112. Mr. TANDY.—Did you receive any letters of that kind yourself, Mr. Bradburne?—I never did.

Mr. *Charles Kernan*, further examined.

Mr. Charles Kernan.

53113. Mr. LAW.—I understand you have got certain accounts connected with the election of 1859?—I have searched everywhere I could, and I have not found any. I got various papers connected with that election, and I have brought them down. I do not think I have any accounts.

53114. Mr. Coffey spoke of a book of accounts similar to a book kept in 1857?—I happened to meet him this morning, and he mentioned that to me. It was that led me to make the search. I searched amongst old poll-books and things in my office, and I did not find the book. I think I gave, in 1865, the poll-books of 1859 to Mr. Fitzgerald, and it is possible that book may have gone down amongst them.

53115. It is a book of election expenses?—Yes. It is possible it may have gone down amongst the other books.

53116. I wish you would make inquiry about it. Have you got any account of the election expenditure of the Liberal candidates in 1859?—I have not. I have got one for 1857. I suppose it is a copy that was furnished to me by Mr. Coffey.

53117. Let us have that? (*The witness hands in the account.*)

53118. Was there a joint expenditure for Mr. Reynolds and Mr. Brady?—For Mr. Reynolds' expenses there was a public subscription as far as it went. The bulk of the expense was borne by Mr. Brady.

53119. What we want to get at is the total expenditure on the one side of the Liberal candidates, and on the other of the Conservative candidates, at each election. We have got from Mr. Gibson a copy of Mr. Brady's account. Have you got a copy of Mr. Reynolds' account?—I have got a copy of the 1857 account. There must have been a much larger expenditure than is given there (*hands in account*). The items on that passed Mr. Tudor, who was the auditor. Part of that account is joint, and part for Mr. Brady alone. In the beginning of it are joint orders, and you will find another portion orders to pay on Mr. Brady's part.

53120. The entire election was not conducted through the auditor for £1,123?—I paid a great deal more than that.

53121. Where is the account of what was paid—I do not refer to the £2,000 you mentioned the other day?—I do not know indeed.

53122. You published the gross account?—I think so, at the time. I looked through that account this morning, and I must have paid various other sums that are not there.

53123. Mr. MORRIS.—But what appears here is all the auditor saw?—I should say so.

53124. Mr. LAW.—Here is the account that Mr. Gibson produced this morning, that came from Mr. Brady, and it is much more detailed. It is an official copy. It gives only a list of the orders you or Mr. Coffey made upon the election auditor. It does not give what you paid yourself. What other account have you got besides this?—I have no other detailed account. I have receipts.

[Mr. *William Gibson.*—Stated, in answer to Mr. Law, that the account which he had handed in of expenses represented only half the expenses. There were duplicate accounts.]

53125. Mr. LAW.—What papers, Mr. Kernan, are those in your hand?—These are various receipts for money paid in 1859.

53126. Will you inquire of Mr. Fitzgerald and ascertain if he has that account-book for 1859?—I will.

53127. We wish to have a perfect account?—I do not think I ever made out a perfect account of the expenditure of the election. I was satisfied I had no money to return to Mr. Brady, and when we were unsuccessful I made out no account.

53128. Mr. Coffey says the account of the 1859 election was kept by the same clerk in the same form as in 1857?—I will search further for the book. I have been searching since I heard of it from Mr. Coffey.

53129. We want to see what was the regular expenditure on behalf of the Liberal candidates in 1857 and 1859 apart altogether from the money you spoke of the other day?—I have no doubt it was much less than the ordinary expenditure, for we had the assistance of several gentlemen free of reward. For instance, Mr. Coffey was not paid a shilling for his services at either election. £3,000 was the utmost. I doubt indeed if I had fully £3,000 on each occasion.

53130. That is exclusive of the money you spoke of the other day?—No; altogether.

53131. If that be so, the total is over £3,000, for this account represents an expenditure through the auditor of £1,123?—That is in 1857; and my recollection is the other money was £700 or £800. Then there were charges for tally-rooms and other things I must have paid—committee-rooms in the different wards.

53132. Be good enough to endeavour to give us, as near as you can, the whole expenditure for Brady and Reynolds in 1859; or if you can get the book you think went to Mr. Fitzgerald?—I will.

53133. Did you act also in the election of 1852?—No; I had nothing to do with it.

53134. You will give us the gross expenditure in 1857 and 1859, as well as you can?—As well as I can certainly. You asked me the number of freemen who voted at the election of 1859. That is my docket taken at the time when we were going through the books. (*Hands in paper.*)

53135. Mr. LAW.—1,923 for Grogan and 429 for Brady?—Yes, and 403 for M'Carthy.

53136. Mr. TANDY.—You have no doubt you expended a great deal more money than is returned in the account you produce?—Yes, I expended a great deal more money than I got. It came out of my own pocket.

53137. Does that account to the best of your belief represent truly the amount of money expended?—I think this is a copy of what Mr. Coffey gave me of what was paid through him and the auditor.

53138. Any other expenses would be expenses not paid through the auditor?—Yes.

53139. Mr. LAW.—Besides £700 or £800 for bribery, you think you paid other money not in this account?—I did.

53140. Mr. TANDY.—How is it that all the authorized expenditure did not go through the expense agent's hands?—The only way in which I can account for it is that when there was a subscription as in 1857, it was only in dribs and drabs I got that subscription, and it went to pay accounts as it came in; while the money I got from Mr. Brady went to pay the expenses that passed the auditor.

53141. All the money there expressed to go through the expense agent's hands was money supplied by Mr. Brady?—I think so, at the time. I forget the exact sum he handed me before the election.

53142. The other money not returned through the expense agent was money that came from subscriptions?—Yes; as I got them in after.

53143. Mr. MORRIS.—I understood you to say the expense of 1857 and of 1859 was £3,000 each time?—I did not get more money altogether.

53144. Mr. LAW.—Did you hand back money in 1857?—No. I know the account was the other way.

53145. The account that passed the auditor is little over £1,000, and allowing £1,000 for other purposes there would hardly be more than £2,000?—I will see if I have any memorandum of the exact sum I got.

THIRTY-SEVENTH DAY.

January 17.

Mr. Charles Kernan.

53146. That would include the bribery?—Yes, it was about £2,000 at the two elections.

53147. Mr. TANDY.—You were conducting agent both in 1857 and 1859?—Yes.

53148. Before the election did you find many persons of the humbler class of voters give their services gratuitously?—No, I found a great number of professional men giving very valuable services gratuitously.

53149. I speak of the humbler classes to whom payment would be naturally a consideration, did you find any of that class give their services gratuitously?—If you speak of tradesmen and that class certainly not, but there were a great number of shopkeepers and others worked in the different wards gratuitously.

53150. I allude only to a class of men to whom remuneration for their services would be a consideration?—No, I have no recollection; I recollect men who said they could influence voters, asked employment to be paid for what they did.

53151. You do not recollect any instance of gratuitous services amongst the class of persons to whom the remuneration would be an object?—I recollect only one man named Barber, a printer, who certainly worked very hard in 1857 gratuitously.

Francis William Brady, esq., Q.C.

Francis William Brady, esq., Q.C., sworn and examined.

53152. Mr. LAW.—Can you tell us the gross amount your candidature in 1859 cost you?—Between £1,500 and £2,000. Nearer to £2,000 than to £1,500.

53153. It was under £2,000?—Yes.

53154. Can you tell us whether the expenses of that election fell equally upon yourself and Mr. M'Carthy?—That was the understanding.

53155. Then we may double the sum you have named?—Yes, as far as I can speak.

53156. In 1857 the greater part of the expenses fell upon you?—Yes.

53157. About how much did it cost you at that time?—About the same sum.

53158. Somewhere about £2,000?—Yes.

53159. You think Mr. Reynolds' expenses were a good deal less than that?—A good deal less. There was a subscription at that time.

53160. Tell us as nearly as you can what was the gross expenditure for yourself and Mr. Reynolds?—The subscription as I understood at the time did not reach £800, my own expenditure being £2,000.

53161. It would be all under £3,000?—All under £3,000.

53162. I suppose we may rightly estimate the gross expenditure for yourself and your colleague in 1857 at under £3,000, and in 1859 at under £4,000?—Certainly, as far as I can form an estimate.

53163. Did you ever hear of any other fund being used for the purposes of the 1859 election besides what was given by yourself and Mr. M'Carthy?—No.

53164. Or in 1857?—No.

53165. On each occasion Mr. Kernan was conducting agent?—On each occasion he was the conducting agent.

53166. Did you receive an account of the election expenses?—No, I never saw an account of the expenses of either election until this moment.

53167. There is an account here given to us by Mr. Gibson which is supposed to have been sent to the election auditor in 1857?—Perhaps so. I never saw a single item connected with the accounts of either election until this moment.

53168. At that time the expenses were paid through an election auditor?—Yes, I paid the money to Mr. Kernan.

53169. Did you on each occasion hand to Mr. Kernan money amounting to nearly, but under, £2,000?—Either at the election or after it.

53170. Whatever was the gross amount of money paid to him did you ever receive any money back?—No.

53171. Could you give us, with more accuracy than you have done, the amount you spent each time?—I could not. I tried since this commission commenced its sittings to make out the amount more accurately, but I could not.

53172. We may take it the amount was practically under £2,000 each time?—Yes.

53173. Was it over £1,800?—I would say it was, putting all together—moneys paid after that.

53174. Did you include in that money paid to the Registration Society?—No, that was separate; that was an annual thing.

53175. Did you subscribe more liberally in the years you were a candidate than in other years?—Well, it was such a constant drain, I may say, it is very difficult at this time to tell. I think it grew rather heavier the year before the election, but it was not very much.

53176. What would you say was the maximum?—I could not say. It was not very much.

53177. £300?—It never came to so much.

53178. £200?—I never paid more than £100 from year's end to year's end. It never came to that.

53179. In 1857 and 1859 you paid £100 each year?—Yes, besides the election expenses. I kept no account.

53180. You think the whole of your expenditure in 1857 and 1859 would not be over £4,000?—No, including everything; about £2,000 for each election, including everything. The expenditure was rather under that than over it.

James William Knott.

James William Knott sworn and examined.

53181. Mr. LAW.—Were you in Dublin at the last election?—I was.

53182. Are you a freeman?—I am.

53183. Did you vote at the last election?—I did.

53184. On which side did you vote?—For Pim and Corrigan.

53185. Do you remember at what time of the day you voted?—I think it was about half-past three o'clock.

53186. Had you been much in Halston-street or Green-street during the day?—I was not there at all during the day except the time I came to vote.

53187. Did you remain after you voted?—No, I did not, I went away directly.

53188. Did you hear any rumour while you were here that money was going?—Not till next day.

53189. Who was it first told you there had been anything of that kind?—I think I heard it from my brother the next day.

53190. Did he then speak of this ticket arrangement?—He did not. My brother is extensively acquainted with the freemen; so am I, because I am a very long time a freeman, and I had an opportunity of hearing generally if money was going for freemen.

53191. What year were you admitted a freeman?—I think I am about twenty-five or thirty years a freeman.

53192. Did you take any part in the election of 1865?—I did.

53193. Were you assisting Mr. Pim?—No, I was assisting Mr. Atkinson.

53194. In what way were you assisting him, was it working upon the freemen?—Yes, I was assisting in conjunction with Mr. Campbell, Mr. M'Grath, and Mr. Atkinson, the four of us were in Halston-street on the day of the election in 1865.

53195. Is Mr. M'Grath the gentleman who was employed in the registration office?—No, he held a situation in the Four Courts.

53196. Tell us what you were doing?—I was at the Athlone election, I think, at the time. When I came to Dublin I applied to the Liberals for employment, and they said they were full. I was then employed by Mr. Gibson to go to assist Mr. Atkinson on the day of the election. I did go to Mr. Atkinson to assist him. My duty was chiefly to recognise some of the freemen for Mr. Atkinson who would be likely to vote.

53197. Do you mean who would be likely to vote for a consideration?—Yes, at either side.

53198. Doubtful freemen?—Yes, doubtful.

53199. Accessible freemen?—Yes.

53200. Did you remain with Mr. Atkinson for the day?—No, I am only giving the best of my recollection. About half-past one o'clock Mr. Atkinson considered Mr. Vance's return hopeless on account of the great number who had voted for Mr. Pim. He sent up to the committee-rooms to see would anything more be done, and a message came back to say they also considered it hopeless. I did not send the message. The booths virtually closed at half-past one o'clock.

53201. Did you hear that day of the use made of Mr. Powell's house in Denmark-street?—I did. I will tell you one case that came under my notice. There is a Patrick Byrne a freeman lives near me in Sandymount. As I best recollect, he came up to me and said he had some rent to pay and did I think he would get any money for his vote, I said, "I don't know, I will inquire." I asked Mr. Atkinson, "Here is a freeman from the other side, he wants to know will he get anything for his vote." Mr. Atkinson said, "I don't know yet, wait a while." He was seen going away then, and Mr. Atkinson, Mr. Campbell, and Mr. M'Grath consulted amongst themselves as to what was to be done, and Mr. Atkinson called me aside and said, "I will give you £1 or 30*s.*," I am not sure which, "I will give you this for him as if from yourself, and it may lead others to follow." He said, "He will get an envelope which will entitle him to the remainder after he has voted. I told Mr. Byrne the message.

53202. Did you hear what the remainder was?—I did not. Mr. Byrne accordingly went and voted on getting the £1 or 30*s.*, I cannot say which sum. On getting the money in hand, Mr. Byrne went and voted. When he came back Mr. Campbell went to Mr. M'Grath—Mr. M'Grath carried a little courier bag, and it was represented amongst the freemen this bag was full of money—Mr. M'Grath took an envelope out of the bag and handed it to Mr. Campbell and he handed it to Mr. Byrne. Mr. Byrne went off on a car to Powell's in Denmark-street, the name was particularly mentioned. They were to meet a Mr. Johnston there who was to give Mr. Byrne the remainder of the money. Mr. Byrne went down and came back very much excited and said there was no Mr. Johnston there, and he said he ought not to be treated in that manner. He opened the envelope and inside was the word "cod," he grew more excited at this; he then went away and I heard no more of it. I did not know of Powell's before that day.

53203. What time did Mr. Byrne vote?—It was early in the day. I think it was about twelve o'clock.

53204. You say Mr. Magrath had this courier bag?—He carried the courier bag. One time he was flying about it was represented Mr. Magrath had a lot of notes in the bag.

53205. It looked attractive?—Yes.

53206. Did you see any more envelopes given that day?—No; only the one.

53207. Did you hear that freemen were being treated at Powell's to keep them quiet?—I heard the next day that a great number of them were disappointed in the same manner as Mr. Byrne was disappointed.

53208. Do you know a man called Allison?—It is so far back I do not remember.

53209. Did you hear any freemen state they got canvassing cards in 1865?—Yes; my own brother stated it to me, but it was not paid. He got his from Mr. Connell.

53210. Was it current amongst the freemen that these cards were largely distributed?—Yes.

53211. Some of them, I believe, were distributed on the day of the election?—Yes.

53212. Do you know there was an office on the other side of the street, behind here, where they were given on the day of the election?—No. I did not vote at that election at all. I was solicited by Mr. Campbell and Mr. Atkinson to vote. I said, "Though I am employed by you I will not vote against my own party, neither will I vote for them."

53213. Were you employed in the election of 1857?—I was, as a general agent. I was acting on the first and second day of the election. I think it lasted two days at that time.

53214. Under whose direction were you?—It is so long ago I could not tell you who appointed me.

53215. Under whom were you acting?—I was acting under two or three parties. I had a freeman list. I was to poll all the freemen I knew on that list. There was certainly a great number of freemen on that day waiting to see if they could get a certain sum for their votes. I may say this—in my humble opinion, from what I know of 1859—it was reported that when Mr. Dillon did get the money he went to take his dinner before going to pay the freemen. If he had been at the place at the particular time the election would have been carried for Brady and M'Carthy. I know of my own knowledge there were about forty freemen waiting for him at a house at a corner near this.

53216. He states that £1,200 or £1,300 was distributed amongst freemen at that election on behalf of the Liberal candidates. Were you acting in any way in connexion with that?—My duty was, as I said before, to poll as many freemen as I possibly could.

53217. Was it any part of your duty to point attention to these men?—It was. It was my duty to say, "Are you going to vote?" "Yes." "On what side?" I transferred him over to what is now a fowl factor's shop in the Little Green. There were two or three gentlemen there who had money, and they were distributing it.

53218. Was Mr. Lightfoot one of them?—Yes. Mr. Dillon, Mr. Lightfoot, and others.

53219. Was it part of your duty to direct a doubtful voter how to get paid?—It was.

53220. Could you give us an idea how many freemen of that class you directed that day?—It is so far back that, unless I gave only my belief, I could not tell you; I think, perhaps, about fifty or sixty.

53221. That you directed?—That is according to my belief. It is so long ago I cannot say positively. In the evening I received £5. I considered it was for agency; I received £5 for myself; £5 for my brother; I employed him as a sub-agent; it was late in the day. I said, I think I can get you something for your services.

53222. Is he a voter?—Yes, I got £5 for a cousin of mine; he is a freeman also. I think I got £5 for Mr. Manning, a freeman, in Whitefriar-street.

53223. Was that for the vote or for employment?—I should say that was for his vote. I consider I had full authority to employ my brother and my cousin under me, to assist in the election.

53224. Were they all paid?—Yes.

53225. They voted on the Liberal side?—I did, and the three voted along with myself for Brady and M'Carthy.

53226. Were you active at the election of 1857?—I was.

53227. For the Liberals?—Yes.

53228. Were you aware that any money was going at that time?—I heard £3 each was going at that time.

53229. Was there any average sum paid in 1859?—Well, I heard early in the day that the Liberals were giving as low as £2; the Liberals then agreed to give £3, and on the second day it was raised so high as £5.

THIRTY-SEVENTH DAY.

January 17.

James William Knott.

53230. In 1857, you think, the average payment was £3?—About £3.

53231. Did you ever hear what was paid in 1865?—I was acting then with Mr. Atkinson. I told Mr. Byrne he should get the rest.

53232. Did you understand what the rest was?—No, I passed Mr. Byrne over to Mr. Campbell to vote; the remainder was arranged between Mr. Campbell and Mr. Byrne.

53233. Now, to come back to 1868—did you ever hear after the election of any money being paid to any one for a vote?—I did. I heard of a few got money.

53234. Who did you hear got money?—I heard a Mr. Lett.

53235. Is he a freeman?—He is.

53236. He lives in Harold's-cross?—Yes, I had a conversation with Mr. Lett the other evening, and he said he would state, if summoned here, that he thought he was entitled to be paid for his time. Such a conversation as that led me to believe he did get something.

53237. Do you know anyone else whose conversation led you to believe he got money?—Yes, I heard some others; I will make out a statement against to-morrow morning of what I heard and believe.

53238. I want only the names of persons whose conversation led you to believe they got money?—I was speaking to Mr. Eastwood, too.

53239. Where does he live?—In Thomas-street.

53240. Is he a freeman?—He is not.

53241. We want the names of freemen only?—He told me he bribed three freemen—one man is dead since—the man was James Quinn.

53242. When were you speaking to Eastwood?—A couple of evenings ago; he said he got the money from Mr. Egan, a grocer at the corner of Mark-street.

53243. Are you speaking of the 1868 election?—No, I think it was at the election before that.

53244. The 1865 election?—Yes.

53245. You mentioned the name of a Mr. Lett—did anyone else talk to you about getting money at the 1868 election?—I heard talk casually amongst parties that they got money; they did not tell me themselves.

53246. Can you give the names of any of them?—I heard Dumoulin of Ringsend.

53247. Did you hear that a man call Jones got money?—I did, he lives in Queen's-square.

53248. Did you know a man called Hodges?—Yes, I heard he got money—he is a millright—he lives in Florence-street at the quay wall.

53249. A man named Eades?—That is not in 1868. I think that man came under my own notice in 1857.

53250. Did he receive money for his vote in 1857?—Yes, I understood he did. I was sent to his house to inquire.

53251. Did he deal with you?—No, not with me personally. I think that was a man dealt with Connell.

53252. Did you know anything of a man named George Henry Thompson?—No.

53253. Or of a man called Pike?—Yes.

53254. At the last election of 1868?—Yes.

53255. Were you speaking to himself?—I was, but I never asked the question.

53256. Do you know anything about a public-house in Dame-lane where clerks of the Registration Society used to meet in the evenings?—Yes, it is kept by Mr. and Mrs. Millan. I heard Mr. Ryder speak of it here.

53257. Have you ever been in that place?—Yes, I called to the house the evening that Ryder gave his evidence.

53258. Were you there about the time of the last election?—No.

53259. Were you in it previously?—No, not previously.

53260. Can you tell us anything about the house?—I went in and saw Mrs. Millan first—I was directed by a party to go to the house—I said to her, "there was a person under examination to-day, Ryder—he stated there was money distributing here on the day of the election." Mrs. Millan stood up to answer the question. First she said she did not know him—then she described his appearance, she said how could he state that; she said there was money changed on the day for the Drogheda election; Mr. Millan came down with Mr. M'Guigan, he introduced him. Mr. Millan spoke to Mr. M'Guigan about Mr. Ryder, and he produced a book and read ten or twelve names from it of men who were clerks in 47 and 48, and No. 3, Dame-street, that were actively engaged on the election. When he took down the books Mrs. Millan was going to make some observation. Mr. Millan stopped her and said it had nothing to do with her.

53261. What did this book refer to?—It contained the names of a number of freemen and gentlemen connected with the election of 1868.

53262. Was it a book of accounts, with persons who were in there getting refreshment?—I should say it was.

53263. Did you see it?—I did, I did not read it. He told me the names of all the parties, the clerks who were connected with 47 and 48, and No. 3, Dame-street.

53264. Mr. LAW.—When she said there was money changed there for the Drogheda election, did she convey that it was changed by men who went to the Drogheda election?—Yes, that is what I understood. I understood that money was paid there.

53265. That it was paid there in fact for going down?—Yes.

53266. Did you ever hear from any person but your brother of money having been received in that house in Capel-street?—I did not hear anything about that till the petition.

53267. Did you ever hear that money had been paid at any other place except 76, Capel-street?—I heard that money was paid through the Orange society.

53268. What society?—The person who told me did not give it any other definition than that.

53269. Who told you?—Mr. Moffatt, a grocer in Bath-avenue, near Beggars' Bush barracks.

53270. Is he a freeman?—He is not a freeman, but he is a voter in another way.

53271. Did he tell you he knew that money was paid?—He just said it merely in a casual way, shaking his head, that there was money paid through the Orange Club or society.

53272. Where does the Byrne you spoke of first live?—At Tritonville-avenue, Sandymount, or Irishtown.

53273. What is his Christian name?—Patrick.

53274. Do you know George W. Byrne?—No; I cannot say I do.

53275. Whereabouts is Mark's-alley?—Off the Coombe.

53276. Do you know anything about George W. Byrne, a freeman?—No; I heard of him, but I know nothing of my own knowledge.

53277. Do you know anything about William Allen?—Of the Green Hills; I heard he got money. I was called upon by Mr. Kernan to supply him with information for the petition after the election; and he is one of the names returned at that time.

53278. You are speaking of 1859?—The time Mr. Kernan acted.

53279. Is that 1859?—Yes.

53280. You supplied his name as having got money?—Yes; and I supplied him with a number of names at the time, but I can't remember them.

53281. Do you recollect from which side he got the money?—From the Conservative.

53282. How do you know that?—I heard it from some party. I cannot recollect who it was.

53283. It was not from the man himself?—No; he would not give me any information.

53284. Do you know Crowly?—Yes; Eastwood is a brother-in-law of his.

53285. Did you ever hear anything about him?—No; nothing more than that Eastwood spoke of him.

53286. Did you ever hear of them having got money?—I did.

James William Knott.

53287. Who told you of his having got money; did he tell you himself?—No; Moffat told me at the last election.

53288. Is he the Moffat you spoke of as having said that there was money paid through the Orange club?—He is.

53289. Is he a freeman?—He is.

53290. Do you know Edward Brown, a freeman?—I heard of him.

53291. Did you ever hear of his having got any money?—He is a clerk in Mr. White's office.

53292. Did you ever hear that he got money?—I did.

53293. Who told you?—I think it was Mr. John Kenny who lives in Thomas-street. I think his name is John.

53294. Eastwood is living?—He is.

53295. He is the person who said he bribed some himself?—He is.

53296. Did he say that to you himself?—He did, three or four evenings ago.

53297. While you were employed assisting Mr. Atkinson, you say there was with you a person named Magrath?—Yes.

53298. Not the person in the Registration Society. You said he was in the Four Courts?—I understood he had a situation in the Four Courts. He is a low-sized man, dressed in a suit of tweed.

53299. What were his duties?—They were to represent to the freemen that they would be paid if they voted for a particular side.

53300. Do you mean that he was employed in the same way as yourself?—I could not say that, because he might have been employed in a higher grade; but it was in the one booth.

53301. In 1868 you were only a few minutes here?—Yes.

53302. Mr. TANDY.—Did you ever get money yourself for your vote?—Except what I stated I got in 1859; and I consider that was for being an agent.

53303. Mr. MORRIS.—Can you recollect who were the gentlemen who employed you in 1859?—No, I have tried, but I cannot, it is so long ago. I know Mr. Connell was very active at it, and perhaps he would recollect.

53304. Mr. TANDY.—Another witness has also stated as you have, that he heard the Conservatives were paying £2 in 1859; can you tell me any of the persons from whom you heard it?—No, so far back as 1859; I heard it from numbers of freemen, and numbers of freemen showed me money.

53305. Do you know the names of any of them who showed you money?—I do not, at this date.

53306. Mr. LAW.—Did you canvass the freemen yourself?—I did, in 1859.

53307. Did you find when canvassing, that there were a considerable number open to persuasion in some form?—I did. I spoke to a number of them in 1859, and asked them if they got any money, and they said they did, and some of them showed it to me.

53308. On the day of election?—Yes. I never thought that the names would be required to be kept.

53309. Showed the money about the court-house here?—Yes.

53310. Was it usual for the freemen after they got money to show it?—Yes; and go and treat each other, most distinctly.

53311. There was no reticence about it?—No, not that I saw.

53312. If a man got money he did not make a secret of it?—No; and there was no secret about the money paid in 1859, for it was paid on the top of a barrel near this court.

53313. Mr. MORRIS.—Do you mean to say you saw the money paid on a barrel?—I do; I got it myself on the top of a barrel in a yard.

53314. Mr. LAW.—You do not mean the yard of this court-house?—No, the yard in Petticoat-lane.

53315. Mr. TANDY.—That was money paid on behalf of the Liberals?—It was.

53316. And it was paid publicly?—It was.

53317. There was no secrecy about it?—No, because when you polled you were brought in there and the money was handed to you.

53318. It might be observed by any person?—No, they knew the number of tally agents they had, who passed the freemen to another person, who brought them in; but if you were not a person connected with the Liberals they would not let you in.

53319. Did you ever hear of any similar payments having been made on the part of the Conservatives in 1859?—On the second day there were rumours that the remainder of the money would not be given, and Mr. Dillon had gone to his dinner; so at this time of the day there were a number of freemen about the court-house and in Halston-street, and they said they would go upon the other side, and two or three of them (I cannot recollect the names) came back and said they got money, and showed it.

53320. You cannot recollect a single human being that told you he got money?—Not since 1859.

53321. Mr. LAW.—I suppose they were auctioneering, one against the other?—Yes, they were trying to see how much they could get at either side. I knew Conservative freemen that day who would vote through the influence of other freemen if they got money.

53322. Influence, backed by money?—Yes.

John Crampton sworn and examined.

John Crampton.

53323. Mr. LAW.—Where do you live?—In Bath-avenue, near Sandymount.

53324. Have you been living there for some years?—For thirty-seven years at least.

53325. Are you a freeman?—No.

53326. Where were you on the day of the last election?—At 76, Capel-street.

53327. Did you vote that day?—I went in the morning to vote, but my taxes were not paid in time.

53328. Was that early in the morning?—I was at the polling place before eight o'clock.

53329. What polling place was it?—Baggot-street.

53330. And then you came across here?—Yes, to Capel-street.

53331. That was in consequence of an arrangement between you and Mr. Foster?—Yes.

53332. When was that arrangement made?—The day previously.

53333. Where did you see him?—At his own house. I received a note from him to meet him at his own place, and I saw him there, and he told me to be at 76, Capel-street on the following morning at eight o'clock.

53334. Did you know him before that?—I did.

53335. I suppose you are an Orangeman?—No.

53336. How had you known him?—I knew him through business.

53337. In what way?—I am a painter.

53338. Had you ever worked for him?—I had, and I met him at Mr. Bigg's place, nearly twenty years ago.

53339. You must have known him pretty well?—I met him first through business, nothing more. I never was at his house before.

53340. Had you never known him as connected with any election?—Never; I never was connected with any election myself, except to vote.

53341. Had you ever worked for him in the way of business?—Yes; I did things for him at his own house.

53342. Frequently?—Not very frequently.

53343. Had you many business transactions with him?—Five or six in different years.

THIRTY-SEVENTH DAY.

January 17.

John Crampton.

53344. He always employed you when he wanted anything done?—I do not know about always, but he employed me on five or six occasions.

53345. He was pleased with what you had done for him?—He always seemed to be.

53346. Did he intimate to you that it was in consequence of his business knowledge of you that he wrote to you, or that anybody mentioned your name?—When I waited on him, he told me that he wanted me to go to 76, Capel-street next morning.

53347. Did he say why he fixed upon you; had your name been mentioned?—From my own knowledge I do not know that anyone mentioned my name.

53348. Did he tell you the evening before for what purpose he wanted you to go to 76, Capel-street?—To be on the county election.

53349. Did he explain more fully what particular department you were to look after?—No. When I went to 76, Capel-street there were three other men there (he said I would meet three parties.) They had a book—a list of names, the Castleknock district, and that was all I saw.

53350. Did anything strike you as peculiar when you got into the room next morning?—Nothing in the world.

53351. Did you see any screen at the door?—I did.

53352. Did that strike you as useful for the county election?—I had nothing to do with anything but what I was doing.

53353. What were you doing?—We were looking over names that were in a book.

53354. You went there shortly after eight o'clock?—Between eight and nine o'clock.

53355. You found three people there?—Yes.

53356. Did Mr. Foster come in soon afterwards?—He did, soon afterwards.

53357. Did he say what you were to do?—He made some alterations in the papers around the room, about the county election, and he told us to get on with the business, and he went away.

53358. Did you and the three other men then settle down to business?—They were at the table when I went in.

53359. Writing?—Writing.

53360. Were the three of them writing?—Not exactly writing; they were talking, some of them.

53361. I suppose you know now that two of them could not read or write; you do not mean that they were writing?—No.

53362. Were you acquainted with Watkins?—I never saw him until I saw him that day.

53363. You saw him this morning?—Yes.

53364. And he took you out of court?—Yes.

53365. And I observed that you came in afterwards by separate doors?—I came in by the door by which I went out.

53366. What did he tell you when he took you out?—Nothing in the world.

53367. Did he say anything about his own examination here?—No, not a word.

53368. Mr. MORRIS—Did you read his examination in the paper?—I did.

53369. Mr. LAW.—When did he say he recognised you?—After he came into court. I was sitting in court and the police inspector said he wanted me, and I went out and I saw Watkins in the hall. I never saw him since the day of the election. All the three men were strangers to me.

53370. Did Watkins say anything to you?—He said, "You are the party that was with me in the room that day."

53371. And you said you were?—Yes; I recognised him.

53372. Did you see "Marcus' office" posted up on the door of the front parlour?—I did.

53373. When you went in you saw similar posters on the right, leading people in behind the screen?—Yes.

53374. Did you see that there was a hole in the door?—I saw something in the door.

53375. You saw there was a hole there?—I did.

53376. Considering that you have come to man's estate, what did you think was the connexion between that hole and the county election?—I had nothing to do with it.

53377. But did it strike you as queer?—I never formed any opinion about it at the time, nor never knew until the petition, that there was money given there. I knew there were persons going backwards and forwards, but I had no idea what they were doing there.

53378. Did you frequently when people knocked at the door, say "come in"?—Sometimes.

53379. Why did you say that?—Because I heard others saying it. When I went in one of the other three said, "Come in."

53380. And you followed their example?—At odd times.

53381. When they came in and were coming towards you did you say, "Not here, the other door"?—No.

53382. Who said that?—They asked for "Marcus' office," and I said, "the back-room."

53383. You say you said that?—On some occasions, and the others said it too.

53384. When you directed them to go to Marcus's office had you a suspicion as to what was going on?—I could not tell what was going on.

53385. Did you believe what was going on?—I did not; I could not tell what they were going in and out for.

53386. I did not ask you to tell me—what did you think in your conscience was going on behind the screen?—I could not tell.

53387. Did you form any belief?—I did not form any belief, because I did not know what brought them there.

53388. I do not ask you what you knew or did not know, because you did not go there yourself; but did you believe what was going on—what did you think?—I could not form any belief at all.

53389. Do you mean to say that you sat there for hours and never formed any opinion?—No, I did not.

53390. How many people went in whilst you were there?—Really, I could not say that.

53391. How many came in during the first hour?—Not more than one. I was not long there until there was a knock, and some of the three said, "Come in;" and the person asked for Marcus' office.

53392. It was not you who told the first man who knocked to come in?—No.

53393. They all state that it was you who directed him?—They state what is not true.

53394. You were considered the principal man up to the present moment?—I was no more a principal than that I was there, and that I did not know what I was to do.

53395. How many people came in during the first hour?—There were not many came in before twelve o'clock.

53396. About how many came in before twelve o'clock?—There might be three or four.

53397. Were there many came in after twelve o'clock?—I could not say, indeed.

53398. Could you form any belief?—No; there were not many came in during the whole day at all.

53399. About how many do you think did come?—About ten or twelve, I think; or maybe more.

53400. You would not go beyond the number that swore they were there?—I do not know.

53401. You are safe upon that point—are you aware that as many as ten or twelve swore they were there?—I am not; I did not read the particulars, only here and there.

53402. Did you see Mr. Foster there through the day?—I did.

53403. Did you see anybody else in the room that you knew?—No.

53404. Did you see anybody else in or about Forrest's house that day that you knew by name?—Not to my knowledge; there was no one in the room.

53405. Did you see anybody in or about the house whose name you knew?—Not to my knowledge.

53406. Did you or not?—I did not see anyone; I do not remember seeing anyone.

53407. Did you speak to anybody that day in or about the house, in the room or in the hall—were you out of the room that day?—Not from the time I went in until I came away at four o'clock.

53408. Did you see the boy Hawkins that day?—I did.

53409. Did you see Mr. Forrest?—No.

53410. Did you see his wife?—No; I did not see a female at all that day.

53411. You did not leave the room during the day?—No, until I was coming away; and then I remember I met a person in the hall whom I knew.

53412. Who is he?—Mr. Williams.

53413. He is in the Registry of Deeds office?—Yes.

53414. What is his name?—Thomas Williams; I met him in the hall.

53415. Who was with him?—No one. Mr. Foster and he came out, and we spoke to each other.

53416. Where was Mr. Williams coming from?—I do not know.

53417. In what direction was he going?—He was going towards the hall door.

53418. As you slipped out of the front parlour, was he before or behind you?—Before me.

53419. When you shook hands with him, were you surprised to see him there?—We did not shake hands; only asked how we did.

53420. Did he ask you what brought you there?—No.

53421. Did he seem surprised to see you?—No.

53422. Were you surprised to see him?—No.

53423. Did Mr. Foster tell you that whilst you would be at work on the county election, others would be at work on the city election in the back room?—No.

53424. When he brought you across from Sandymount to Mountjoy-street to engage you, of course he explained what your work would be?—He said I would meet three others whom I was to work with.

53425. Did you ask him if you were to pay them?—No.

53426. Did you ask him what you were to do?—No; he said these men would show me.

53427. Did he say you would have any writing?—No.

53428. Are you particularly well acquainted with the Barony of Castleknock?—No; nor with electioneering at all.

53429. When you got into the room between half-past eight and nine o'clock, tell us what was the first thing you did in the way of work upon the county election?—Watkins was looking over a book, and he handed it to me to ask me about different names.

53430. And you told him you did not know?—I did.

53431. How often did he do that before you began to laugh?—To laugh?

53432. Perhaps you did not laugh all day?—I do not remember laughing.

53433. How long did that sort of nonsense go on—he handing you the book, and asking you about names, and you saying you did not know anything about them?—He had a book, and I frequently looked over it myself.

53434. When you got tired of that, what did you do?—We had nothing to do.

53435. When you got tired of doing nothing, did you begin to talk at all, and say—"What the mischief is the meaning of all this?"—No.

53436. You had not the least idea of what "Marcus' office" was behind the screen?—Not the least.

53437. Did it ever occur to either of the four of you, never believing, of course, that there was anything wrong, to go and see what was going on behind the screen?—I never went near it.

53438. Why did you not? I could understand your not going near it if you knew there was something wrong going on; but you say you thought everything was perfectly innocent?—I did not know anything about it.

53439. You did not know there was anything wrong?—No.

53440. Why did you not go round and see what was going on there?—I was not very curious.

53441. Were you not tired sitting there?—I was tired enough.

53442. But during the whole six hours that you were there, with people going in and out, you never suspected there was anything wrong?—I did not.

53443. Did you suspect there was anything wrong?—I did not. I did not know what might be their business.

53444. Did you suspect there was anything wrong?—I did not. Until the petition I did not know what was the meaning of it at all.

53445. Did you ever suspect?—I could not tell what the people's business was.

53446. Of course not, because you did not see it; but did you suspect there was anything wrong?—I did not.

53447. Did you get any money for your services that day?—I got £1 from Mr. Foster. He paid me going out at the door, and he said, "I may want you on Saturday; if I do you will hear from me." I never heard from him.

53448. Did you ever see him after that?—I did the following week.

53449. Where?—At his own house.

53450. Did he write to you?—No, I met him promiscuously passing by.

53451. Did he ask you to call up?—I saw him at his hall-door.

53452. Had you any conversation with him?—No, none that time.

53453. Did it ever occur to you that there was anything mysterious or queer about your work for the county election?—Afterwards it did; but at the time I did not suspect.

53454. At any portion of the time, from eight o'clock to four, did it never occur to you as queer?—No.

53455. What county work did you think you were doing at the time?—I was not doing any.

53456. What were the others doing?—They were all sitting, not doing anything.

53457. Did it not strike you as queer, that you and three other men should be brought in to do county work, and that nothing should be done but direct people into "Marcus' office"; did you do anything the whole of that day, except to tell people to come in and direct them into "Marcus' office?—At odd times.

53458. Did you do any other thing that day but that?—No.

53459. Or did any of the others?—No.

53460. You saw Watkins take out a list of names?—Yes.

53461. Did you say anything to Mr. Williams when you saw him going out?—No.

53462. Had you seen him before that during the day?—No.

53463. Did you see him the day before?—No, I do not know when I saw him before.

53464. How was he dressed?—I cannot say what dress he had on him.

53465. Had he a muffler on him?—No, he is a low-sized man.

53466. You say you did work for him?—On the Cabra-road.

53467. Is that where he lives?—He used to live there.

53468. When did you see him last?—Not for the last two months.

53469. Where did you see him last?—I met him in Capel-street.

THIRTY-SEVENTH DAY.

January 17.

John Crampton.

53470. Had you any talk with him?—No.

53471. Had you any conversation with him since you met him in Capel-street?—No, I never saw him.

53472. Did you stop to speak to him when you saw him last?—No.

53473. Did Mr. Foster tell you you were not to leave the room all day?—He did; he said when he came in about twelve o'clock that I was not to allow any drink in. He made some alterations in the papers that were about, and went away.

53474. What alterations did he make?—Changed them from one place to another.

53475. I suppose you saw the placard "Marcus' office" on the back of the screen?—Yes, I did, on the screen just before us. Everyone in the room could see that.

53476. When Mr. Foster came in the middle of the day he asked how you were all getting on with your work, and you said you were getting on nicely?—I did not make any such answer.

53477. When he asked you how you were getting on did you smile?—No.

53478. Did you ask him what work?—No.

53479. Did not something begin to dawn upon you at the end of four hours?—He just came in and walked away. He said not to have any drink. He said we might have ginger-beer or soda-water, but nothing came into the place.

53480. Are you a teetotaller?—I am not.

53481. There is no suggestion of that kind—merely bribery. Had you ever acted on the county election before?—No, nor at any election, but voting twice.

53482. Did you ever hear of such a thing as bribery?—As long as I remember hearing of elections I always heard of bribery going on. Forty years ago I heard of it.

53483. It never occurred to you that it might be bribery was going on behind the screen?—It might have struck me.

53484. Did it strike you?—I could not say.

53485. I did not ask you that. Did it occur to you as suspicious or odd that people should be going behind the screen?—I wondered what in the world was bringing them there, but I didnot see what they were doing.

53486. You did wonder what was bringing them there?—I did wonder what was bringing them.

53487. Did you suspect there was something queer going on?—I cannot say I thought anything more than wondering at the people coming in and out.

53488. Did you at any time that day before the seven or eight hours were spent—from half-past eight or nine o'clock to four—suspect that there was bribery going on behind the screen?—I did not. I could not tell whether they were getting money or not.

53489. But you thought you were at work on the county election?—I was told so.

53490. Did you ever ask Mr. Foster what was the meaning of his bringing you there?—No.

53491. Had you any conversation with Watkins and the other men during the day?—We talked of one thing or another.

53492. Were you talking about the election?—I remember once or twice wondering what way the election was going.

53493. Had you any conversation with your fellows as to what brought the people there? Did you ask them what was bringing the people there?—No.

53494. Why? Was it because you knew very well?—

53495. Mr. TANDY.—What time did you go to Mr. Foster's the evening before the election?—About seven o'clock.

53496. Was it at his own house you saw him?—Yes.

53497. Was there any person with him at the time?—No; he spoke to me in the Hall.

53498. Did you go into any room?—No.

53499. He said you should go to 76, Capel-street, next morning?—Yes. "Be at 76, Capel-street, at eight o'clock," said he.

53500. Did he at the time mention what payment you would receive for your services?—No, not a word.

53501. I believe Watkins, Noblett, and Kemp left the place prior to four o'clock?—We all left together I would say.

53502. Did you leave in their company?—No.

53503. Did you leave in company of Mr. Foster?—He and I parted outside.

53504. Did you walk any portion of the street with him?—No, I left him outside the door.

53505. But they had gone on before?—Yes. I do not know what direction they took, right or left.

53506. Mr. LAW.—About what time elapsed between the time they left and when you parted company with Mr. Foster?—There were not two minutes from the time he came in until we all parted.

53507. Did Mr. Foster speak to Mr. Williams in the hall?—I did not hear him.

53508. You did not see any mark of recognition between them at all?—No.

53509. Did Mr. Foster and Mr. Williams leave together?—I could not say.

53510. When you and Mr. Foster parted at the door, where was Mr. Williams?—I think he went on towards his own place—towards Dorset-street.

53511. Did Mr. Foster walk away in the same direction?—He went in that direction, but they were not together.

53512. Mr. Williams is in the Registry office?—Yes.

53513. Mr. MORRIS.—Do you know a man named Allison, a freeman?—No.

53514. Did you see Miss Foster that night, when you went up to Mr. Foster's house?—No: it must have been the servant opened the door for me.

53515. Mr. TANDY.—You say you saw Mr. Foster at the door of his house about a week after the election; did you ever see him afterwards, before he left Ireland?—No.

53516. Had you any communication, directly or indirectly, with him since?—None whatever.

53517. Do you know Mr. Williamson, and Mr. Fell White, solicitors?—No; not either of them.

53518. Mr. LAW.—Do you know anything about replacing the broken panel in the door?—I do.

53519. What do you know?—Mr. Foster gave me orders.

53520. When did he give you these orders?—The evening we were parting in the house.

53521. What did he say?—He said to get the panel of the door repaired.

53522. It was you had it done?—It was.

53523. When did you get it done?—About a fortnight after.

53524. You waited for a fortnight?—I think it was a fortnight.

53525. You are not a carpenter?—No.

53526. You employed a carpenter to do it?—No; I did it myself.

53527. Did you take the door off, and bring it to your place?—I brought the panel away.

53528. You measured it?—I did.

53529. Did you measure it before leaving the place? No. I came back again in three days to measure it.

53530. Who let you into measure it?—A girl, I think.

53531. Was it a child?—She might be fourteen years of age.

53532. Was it the daughter of the man of the house? I do not know.

53533. You said what you came to do?—I said I wanted to mend the panel of the door, of the back-room, she showed me in and I measured it, and I bought the panel, painted.

53534. Was it an oak-painted door?—No; mahogany.

53535. Were you paid for that job?—I was, by Mr. Foster.

53536. How much did he pay you?—Seven and sixpence.

53537. When did he pay you?—Before it was done.

53538. Some time in the interim?—Within the fortnight.

53539. Was that the day you say you saw him as you were passing?—Yes.

53540. Were you going to him?—No; he asked me was it done? I said no. He asked me the expense, and I said 7*s.* 6*d.*, and he paid me.

53541. I suppose that was cheap?—It was cheap enough, because there was a great deal of time lost with it.

53542. What is the usual charge for putting in a panel?—I do not know; I never put in one before.

53543. Did you ever see him after he gave you the 7*s.* 6*d.*?—I never saw him since.

53544. Who was with you when you were putting the panel in?—The little girl opened the door.

53545. When you brought it ready to put in, who was with you?—The girl let me in then, too, I think. There were a couple of men in the front room.

53546. Was one of them Mr. Foster?—I do not know.

53547. Did you ever see since the boy whom you saw about the hall that day?—No; I did not see him that evening at all.

53548. Did you hear any noise in the inner room while you were in the outer one on the day of the election?—Not a single voice, nor a movement at all.

53549. Did the suspicion occur to you that there was anybody in the room?—I suppose there was; there was no noise whatever.

53550. Oh, they did not shout, of course; did you hear any rustling of paper?—No.

53551. Did you see a ticket in anybody's hand that day?—No.

53552. Did you direct the boy in the hall, or anybody, not to let people in who had not tickets?—No.

53553. Did you hear that direction given?—No.

53554. Did you hear Watkins make any observation about people having got in that had no business there?—Yes. Some one came to the door—I do not know the hour, and Watkins went out, and when he came back he said there were a couple of drunken men in the hall who wanted to see him, and that he told the lad at the hall-door not to let in drunken people on them.

53555. Did he say that he told him not to let in anyone who had not a ticket?—Never.

53556. Did you spend all these hours there and never discover there were tickets going?—I never knew there were tickets in question until the petition.

53557. Did you see envelopes in anybody's hands going out that day?—No.

53558. Did you look at the people going out?—No; my side was to them.

53559. Did you abstain from looking at them?—No.

53560. Why did you not look at them?—I did not look at any of them.

53561. Was it that you did not want to recognise them again; come, tell me honestly, was it?—I could not tell you.

53562. Was it that you did not want to be looking at them?—I did not look at them; that is all I can say.

53563. Not one?—Not one of them.

53564. Mr. TANDY.—Did you ever hear who it was that broke out the panel in the door?—Never. I had no idea of it. I never knew anything about it until I was ordered by Mr. Foster to put it in.

53565. Do you know who broke the panel?—I know nothing at all about the breaking of it.

53566. Mr. LAW.—What size is that room?—About 20 feet by 12.

53567. Did you ever measure a room in your life?—I did.

53568. How long is that table on which you are sitting?—About sixteen feet.

53569. Is the room as long as that table?—It is longer—a great deal longer.

53570. What is called a "screen" was a common press?—A press.

53571. In a place where presses are not usually placed, with the back of it turned to you?—I cannot say whether it was the back or the front.

53572. Do you mean to say that you sat for six or seven hours looking at it without knowing it was the back or the front was towards you?—I could not say whether it was the back or the front was to the window.

53573. Mr. TANDY.—Did Mr. Foster, when he came in first, make any observation to you?—None, whatever.

53574. Mr. LAW.—Did he say, "Have I got you here?"—No.

53575. Did he say anything to you?—No, individually.

53576. Did he say to the whole of you, "Have I got you all here?"—I do not recollect. He went to the window and raised the venetian blind.

53577. Had you a pen and ink provided for you?—No, I had a pencil.

53578. Did you take the pencil out?—I did.

53579. What did you do with it? Wrote on the wall?—I had it in my hand.

53580. What did you do with it when you took it out?—I was not doing anything, of course.

53581. Mr. MORRIS.—How long were you talking to Watkins this morning?—Not half a minute.

53582. What did he say to you?—He said he recognised me when I came into court. I asked him his name and he said "Watkins."

53583. You never heard his name before?—Never.

53584. What more did he say besides that?—Not a word.

53585. Do you mean to say that any four people would sit together for six or seven hours and not talk?—They did not know where I came from.

53586. Mr. LAW.—Did you say where you had voted that day?—I did tell them that I went to vote.

53587. Mr. MORRIS.—You had no talk about the city election?—I was not qualified—my taxes were not paid until August.

53588. Mr. TANDY.—Where were you at the time of the election petition trial?—I was in Dublin.

53589. The whole time?—Not the whole time. I think I was in Leixlip for five or six weeks.

53590. Did you go there soon after the petition came on to be heard before Judge Keogh?—I cannot say whether it was before the petition.

53591. Were you in Dublin during a portion of the hearing of the election petition?—I was.

53592. About how long?—I could not say how long. I do not know how long the petition lasted.

53593. What brought you to Leixlip?—To do business—painting.

53594. Who employed you?—Mr. Johnson. I was five or six weeks there.

53595. Who is Mr. Johnson?—He was a druggist in Grafton-street for years.

53596. Did you do work for him in Grafton-street?—I dealt with him for twenty years.

53597. Had you been in the habit of painting in Leixlip for him?—Three or four years before I was there.

53598. Did he write for you to go down?—He did. He wrote previously to my going. I did not go for a long time after. I was engaged in another place.

53599. Had you any conversation with Hawkins in the hall that day?—I do not recollect in the hall, but I had in the room when he came in and wanted to know if we wanted fire.

THIRTY-SEVENTH DAY.

January 17.

William Oliver Barker, M.D.

William Oliver Barker, M.D., sworn and examined.

53600. Mr. LAW.—We were anxious to examine your brother, Mr. Henry Oliver Barker, who was the expense agent in 1865 for the Conservative candidates, and one of the honorary secretaries of the Conservative Registration Society. We understand he is not well, and that he is not in this country?—He is in Edinburgh.

53601. Is there any probability of his being able to return to this country in time for us to examine him?—I think not.

53602. Mr. Cusack handed us two certificates that we understood to be signed by medical gentlemen in Edinburgh; these are the certificates you have in your hand?—They are.

53603. Dr. Duncan and Dr. Lowe—are these the physicians who are attending him?—They are.

53604. We see by the certificates that they consider it necessary that he should remain quiet for some weeks?—I saw him on Thursday last, and I am exactly of the same opinion.

53605. Do you believe it would be injurious to his health to examine him?—I believe it would.

53606. We must have something to place on record. We would be slow to do anything that would be injurious to his health. These certificates are obtained for another purpose?—They are.

53607. From what you observed of your brother's state yourself, can you say whether it would be injurious to him to bring him over to examine him?—I think it would retard very much his complete recovery, and might induce another case of relapse.

53608. Would it be dangerous to his state of health to bring him over?—Certainly.

53609. Do you think you could not bring him over without substantial danger to his health?—I think there would be substantial danger to his health if he was brought over.

53610. He is suffering from the consequences of brain fever?—Yes.

53611. Were there any other physicians in attendance upon him in Edinburgh?—Dr. Smith, of Edinburgh, and these two gentlemen, and he was in London under the care of Sir Thomas Watson, near London.

53612. How long has he been in Edinburgh?—Since October; before that he was in the neighbourhood of London.

53613. You see him frequently yourself?—I had not seen him for four months before. I went over to see him when Mr. Todd (the secretary) called on me.

53614. Mr. TANDY.—Can you form any opinion from personal knowledge and observation, whether there is any probability he would be able to come over in any reasonable period?—I agree with these two gentlemen that it would require some time to perfectly recover him.

53615. If the progress of recovery went on, do you think he would be able to attend without any serious danger within a fortnight or three weeks?—I do not think that would be sufficient.

53616. Mr. MORRIS.—When do you hope he will be completely recovered?—About the time specified.

53617. About six months?—He might be able to attend before that, but that is the time we consider it will take before he will be perfectly restored and able to come back to work again.

53618. Mr. LAW.—About how long has he been away?—Since the 15th March; six or seven weeks after his illness.

53619. Has he got any of the papers connected with the election of 1865?—I do not think he has; he told me he had given them up long ago.

53620. Did he say to whom he gave them?—No; I did not ask him.

53621. The only document we have got connected with the election of 1865 appears to be a copy of his account to Mr. Vance, but the original was lodged with the sheriff, and was handed back to Mr. Barker?—I do not know what has become of it.

53622. You did not ask him, I suppose, about vouchers?—I did not. I merely said that Mr. Todd came to ask after the papers of 1865, and he said he gave them all up. When he got the appointment in the Registry Office he gave up all connexion with the elections.

53623. Would you write to him asking him to whom he gave the papers?—I will; but it will be an exciting cause of relapse.

53624. Surely, if you could speak to him you could write to him?—Very well, I will ask him.

53625. Mr. TANDY.—At least, the question could be put by some of the gentlemen there?—Yes; very well.

53626. Mr. LAW.—Ask to whom he gave up all the papers.

53627. Mr. TANDY.—If you could possibly find out what the papers were?—Very well.

53628. Mr. LAW.—He said he gave up all the papers connected with the election, and you might put the question—is he certain he did give up all, and if all, to whom he gave them?—Yes.

Mr. Samuel Tudor Bradburne.

Mr. *Samuel Tudor Bradburne* further examined.

53629. *Witness.*—I hand in all the letters—seventeen in number—for which the Commissioners asked me this morning. I forgot to state a matter this morning, and perhaps you would allow me to do so now. It was stated here by a witness named Frazer that Mr. Foster was in my house two or three nights before the election in 1868. Such is not the fact. It so happens that Frazer, Mr. Foster, Mr. Winton, Mr. Ormsby, and Mr. Lalor were in my house on the 31st August, 1868, on revision business solely; and were it not that there is a book forthcoming which shows that Mr. Foster was in my house that night, I would not have remembered he was there. And I may add that Frazer, who made this statement, has been convicted in Belfast, and received a year's imprisonment for obtaining money under false pretences. I think it right to state that to show the credibility of the witness.

53630. What book is that you speak of?—It is in connexion with the revision of 1868. It was kept by Mr. Lalor, and it is in your hands at present.

53631. It is the book kept at the Inns-quay ward—the first they had?—Yes; when at Mr. D'Arcy's; that is one.

Thomas Williams.

Thomas Williams sworn and examined.

53632. Mr. LAW.—Are you in the Registry Office?—Yes.

53633. How long have you been there?—Since 1851.

53634. In what department are you?—We are not divided into departments.

53635. Are you a voter?—Yes; I am a freeman.

53636. Did you vote at the last election?—I did.

53637. At what hour did you vote?—About eight o'clock.

53638. Where did you live at the time?—In Henrietta-street, in the Temple.

53639. Did you come down to vote alone?—I was alone.

53640. Did you see anyone you knew about the time you were voting?—No. There were several persons voting.

53641. I suppose you polled at the Temperance Hall?—I did.

53642. Did you see anyone you knew there?—I saw a good many there; some attorneys and others.

53643. Do you know Mr. Williamson?—No.

53644.. Or Mr. White?—No.

53645. Or Mr. Alma?—No.

53646. Who were the attorneys you saw?—Mr. Cane was the gentleman I handed the card to in the booth.

53647. Did you see anybody in the street you knew?—No.

53648. Did you see Mr. Foster?—No.

53649. When did you see him first that day?—When he came to the office, I suppose.

53650. When did you see him?—During the day.

53651. At what hour of the day did you first see him?—That I cannot say, whether he was in and signed the book the same time.

53652. What hour do you go to your office?—Ten o'clock.

53653. Did you see him before you went to the office?—No.

53654. Had you seen him the day before?—Yes, to the best of my knowledge.

53655. In your office, of course?—Yes.

53656. Were you living at that time in Henrietta-street?—Yes, in the Temple.

53657. Were you ever in Mr. Foster's house?—I was.

53658. Within a week before the election?—About five years ago.

53659. Were you there within a week before the election?—No.

53660. Was he in your house?—No.

53661. Had you any conversation with him about the election prior to its coming off?—No.

53662. Did he ever talk to you in the office about the election?—Very little.

53663. But even a little?—I never spoke on election matters at all, I was not that way given.

53664. Did he speak to you about them?—No; I never took any interest in politics.

53665. You voted occasionally?—I voted twice.

53666. How long have you been a freeman?—I was admitted when Alderman Lambert was Lord Mayor.

53667. Did you vote in 1865?—I did, for Mr. Vance.

53668. And Guinness?—No, only for Mr. Vance.

53669. Were you a freeman prior to that?—I was.

53670. Were you a freeman in 1859?—No.

53671. Then you voted when you could vote?—Yes; but I could have taken out my freedom years before.

53672. Who got it out for you?—Myself.

53673. Did you go to the Conservative office to take it out?—I did.

53674. Did you pay for your own admission?—Yes.

53675. Are there any others of your name in the Registry Office?—My father's is there.

53676. Is he a freeman also?—He is.

53677. Did you remain in your office the whole of the election day?—Yes.

53678. Up to what hour?—Up to four o'clock.

53679. Where did you go to then?—I did not go out anywhere.

53680. Did you remain in the Registry Office after four o'clock?—I live in the same building.

53681. Did you remain in the building after four o'clock?—I did, to the best of my knowledge.

53682. Did you go out that evening at all?—I went out after dinner.

53683. What hour did you go out of the house—before six o'clock?—I do not think I did.

53684. Will you swear you were not out until after six o'clock or five o'clock?—I will.

53685. Which will you say?—After six o'clock.

53686. Where did you go to when you did go out?—I went for a walk.

53687. Where did you walk to?—I think I went round by Rutland-square, and down a bit of Sackville-street.

53688. Did you walk towards Halston-street?—No.

53689. Were you in Capel-street that day at all?—I think not; I am sure I was not.

53690. Were you there that day at all?—No.

53691. Were you at 76, Capel-street that day?—No.

53692. Any time of the day?—No.

53693. Did you see Mr. Foster in or about 76, Capel-street? Do you know the house?—I am not sure that I do.

53694. Perhaps you do not take sufficient interest in the matter to know the house where the freemen were sent to be bribed?—I think it is on the upper end of it.

53695. Do you know Espy's printing-office?—Yes.

53696. You heard of that before?—Yes.

53697. That is what we call Forrest's—were you in that neighbourhood at all?—No.

53698. Were you in that house that day?—I think not.

53699. Will you swear you were not?—I will.

53700. You were not in that house—were you in it the day before?—No.

53701. Did you see Mr. Foster about the house that day?—No.

53702. Did you see him about the door of it?—No.

53703. When you left the Registry Office did you walk down in that direction?—No.

53704. Had you been in the office the whole of the day, from ten o'clock until four?—Yes.

53705. You did not go out?—No.

53706. Do you ever leave the office without marking that you had gone out?—No.

53707. You never went out without putting down the time you went out?—No, because the business you had in hand might be inquired for, and you would incur censure.

53708. Did you run the chance of censure?—No; every person has leave when he wants it.

53709. Does everybody go out without leave?—Persons have been dismissed for it.

53710. But you never did such a thing as that?—I never left without notifying that I was going out.

53711. Did you ever go out without entering it in the book?—No.

53712. Who makes the entry in the book?—The clerk himself.

53713. Is it not done by somebody else frequently?—No, unless the chief clerk would do it.

53714. Suppose you got leave to go out, and that the chief clerk did not do it?—The rule is that the clerk should mark the time he goes out.

53715. Did your father go out that day?—I do not think he did.

53716. Are there but your father and yourself of the same name in the office?—No.

53717. Did you ever hear that your father was at 76, Capel-street?—I never heard.

53718. Do you know a man named Crampton?—I do.

53719. Did you see him at 76, Capel-street, that day?—No.

53720. How long have you known him?—Some years.

53721. I believe he did some work for you?—Yes, and does still.

John Crampton recalled.

John Crampton.

53722. Mr. LAW.—Is that the gentleman (the last witness) you saw in the hall of 76, Capel-street?—I saw him in the hall walking out; I saw him at the door.

53723. Did you see him walk out of the hall before you?—I cannot say he was in the hall.

53724. That is the gentleman?—Yes.

53725. Mr. LAW (*to Thomas Williams*). — Now, Mr. Williams, what do you say to that?—I cannot account for it.

53726. With that to refresh your recollection, can you say were you in the house that day?—No.

53727. Were you at the door?—I might have been down at the door, but I was not in the door.

53728. Mr. LAW (*to John Crampton*). —Did Mr. Williams address you that day?—We bade each other good day.

53729. Where was that?—Just at the hall door.

53730. Did you not swear to us a while ago that you saw Mr. Williams walking down the hall before you as you turned out of the parlour?—I think I did.

53731. Mr. TANDY.—You swore you saw him going towards the hall door—is that true or not?—I cannot say I saw him exactly in the hall.

53732. Did you see him inside or outside the hall door—which was it?—It was about the hall door I met him.

53733. Mr. LAW.—Did you not swear when examined within the last half-hour that when you went out of the parlour door you saw Mr. Williams in the hall between you and the hall door and walking towards it—is that true?—That is true.

(*Thomas Williams* further examined.)

53734. Mr. LAW.—Now, Mr. Williams, does that recall matters to your recollection?—No. I had no business at the house at all.

53735. Just answer the question—that man has no desire to bring you into a difficulty—quite the contrary; he would be glad to wriggle out of it if he could—were you at 76, Capel-street, that day, or at the door?—I may have gone down.

53736?—Did you see Mr. Foster at the door?—I may have seen him at the door.

53737. Did you see him or not?—I do not think I saw him at the door.

53738. Did you see him near the door—inside, outside, or about it?—I think I saw him in the street.

53739. Where—how far from the door?—I could not say.

53740. Did you see Mr. Foster walk out with that man (*Crampton*)?—Not with him.

53741. What do you mean by "with him"—did you see that man Crampton that day?—He says I did.

53742. On your oath, do you not recollect seeing him?—I think I do.

53743. Mr. TANDY.—Did you not say you did not leave your house until after six o'clock that evening?

53744. Mr. LAW.—What did you say to Foster when you saw him in the street?—I did not say anything to him. To the best of my knowledge, I don't know. I may have said "good evening."

53745. Mr. MORRIS.—What did he say to you?—I do not know what he said. I do not recollect.

53746. Mr. LAW.—It is as plain as light that you were in the house that evening?—I was not.

53747. Do you know Forrest?—I do not.

53748. Have you ever been in or about that house before?—I was there with Mr. Foster.

53749. When?—Some time before that—some days.

53750. Was it a day or two before?—It might have been a couple of days.

53751. What were you doing down about that door within a couple of days before?—He was walking, and I met him in Dorset-street and walked as far as Capel-street.

53752. Did he say he was going to make arrangements for the county election?—No.

53753. Did he turn into the house?—He did.

53754. Was that the Monday one day before the election, or two days before the election?—I do not know. I have no recollection of the days.

53755. Did he say where he was going?—He said he wanted to see Espy.

53756. Did he tell you what he wanted to see him about?—No.

53757. How far did you walk with Mr. Foster?—This time from about the Bethesda.

53758. Were you in the habit of walking with him?—No, not much.

53759. When you did meet, did you take a walk?—No, not for many years.

53760. Why did you happen to walk that evening together?—I do not know.

53761. When you met in the evening you walked down as far as Mr. Forrest's house?—Yes, and then he turned in.

53762. It would be a great deal better for you to tell candidly all you know, because it is clear that you know a great deal more than you are willing to tell?—No.

53763. You may get yourself into a difficulty. Your appearance in that house that day is somewhat suspicious, you were seen in the hall, by two persons.

53764. Mr. TANDY.—Particularly when it is remembered that ten minutes ago you swore you did not leave your house that evening until after six o'clock.

53765. Mr. LAW.—You may take your own course if you like; it is for you to consider what is best for yourself?—I may have met him after we left the office down about Bolton-street, and I may have gone over to the house, but I was not in it.

53766. With the assistance you have received from the examination of Crampton, do you recollect that you were in or about Forrest's on the day of the election—do you remember you were there that day?—I have a faint recollection of seeing Mr. Foster somewhere about there.

53767. Have you a faint recollection of seeing Crampton somewhere about there?—I may have seen him.

53768. Have you a recollection that you did see him to speak to him?—To be candid with you, my memory does not serve me for that.

53769. Did you see Forrest that day?—No.

53770. Did you see Hawkins there?—I am not aware that I did.

53771. Did you ever see Hawkins since then?—No. I do not know him at all. I never knew him.

53772. How soon after that did you see Mr. Foster next?—I suppose I saw him next day at the office.

53773. When did you next see him not in the office—had you another walk with him next day?—No.

53774. I suppose you knew Mr. Foster was away for a couple of days?—He was.

53775. Were you aware that he was going to Derry?—I was not.

53776. Are you an Orangeman?—I am not.

53777. On the morning you voted at eight o'clock, did you take a walk towards Espy's at that hour?—No; I have a distinct recollection of going home very quickly.

53778. Can you swear you were not at Forrest's at any time that day until four or after four o'clock?—I can swear it.

53779. What took you down there that hour of the day? It must have been before five o'clock, at all events?—I just walked out.

53780. What made you walk out to this place at which you stopped a couple of evenings before with Mr. Foster?—I went to the top of the street, and there were such crowds I was afraid to go down.

53781. Did you expect to see Mr. Foster there?—I did not.

53782. You saw him about the same place you left him a night or two before?—Yes.

53783. Were you in the hall of that house that day?—No.

53784. Will you swear that?—I will.

53785. Then Crampton must be telling an untruth?—I was not in the hall; I may have gone to the door.

53786. You may have gone inside the door?—No; not on that occasion.

53787. Do you know that that house is conveniently situated with a back entrance in Loftus-lane?—I was not aware.

53788. Did you happen to come through that way?—No; never in my life.

53789. Do you swear you were not in the hall that day, though Crampton says he saw you?—He says he saw me at the door.

53790. He says he saw you in the hall; and he swore you were before him, walking towards the door?—I may have gone in a bit, as Mr. Foster went in.

53791. Did you accompany Mr. Foster to the house that day?—No.

53792. Did you see Mr. Foster before you got down to Forrest's?—I saw him at the office.

53793. Did you see him until you got down to the door?—No.

53794. What brought you down to that particular house?—I did not go to that particular house.

53795. Did you not say this moment you may have gone a little inside the door?—I may.

53796. Do you believe you did?—I am not quite certain; I may have gone a bit into the hall.

53797. Do you believe you did?—I suppose I did.

53798. Did you see Mr. Foster in the hall?—I saw him going into the house.

53799. Did you follow him into the house?—I may—a little bit, but he went on.

53800. Did you go down with Mr. Foster when he was going down?—No, I saw him come across the street and go towards the door.

53801. Did you see him go into the door-way?—I did.

53802. Did you follow him into the hall?—I followed a little bit, I think.

53803. Did you follow him into the hall?—I may have gone in as far as the door.

53804. As far as the door?—When the door was opened I may have gone a bit into the hall.

53805. Did you cross the threshold into the hall at all?—I think I did.

53806. As you got a little into the hall with Mr. Foster before you, did you see him turning into the front room?—He went into the front room.

53807. Did you wait in the hall until he came out?—I did.

53808. What did you mean by swearing within the last twenty minutes that you did not see him in the hall—follow him, or see him turn into the hall, and that you were not inside that house at all; now you recollect seeing him going into the front room, and waiting in the hall until he came out—what reliance can be placed on your testimony? It would be better for you to tell the truth freely, instead of having it dragged out of you—your denial of anything is perfectly valueless.

53809. Mr. MORRIS.—Tell it out, Mr. Williams, all you know?—I will answer any questions I am asked.

53810. Mr. LAW.—When your evidence is read *in extenso* it will be self-contradicted in every part.

53811. Mr. TANDY.—Did I rightly understand you to say that you recollect, upon the day of the election, having seen Mr. Foster go to 76, Capel-street?—Yes.

53812. You recollect that?—I do.

53813. That is positive?—I do.

53814. And recollect that you followed him a short way into the hall?—I did.

53815. You recollect that he went into the front room and that you waited for him until he came out?—Yes.

53816. Have you got a distinct recollection of all that having occurred upon the day of election?—I have.

53817. And, may I ask you, why you swore you never left your house until six o'clock that night?—I did not remember it at the time; I said I could not say the time.

53818. Mr. LAW.—I gave you your choice of five or six o'clock, and you preferred saying six o'clock.

53819. Mr. MORRIS,—Were you ever in 76, Capel-street, before the day of the election—now, do tell out the truth?—I was—one evening that I went down.

56820. How long before the election?—Some days.

53821. What were you doing there?—I went with Mr. Foster.

53822. Whom did you see?—I did not see anyone.

53823. What conversation had you with Mr. Foster?—None whatever.

53824. What brought you there?—I just accompanied him.

53825. He said he wanted to see Espy?—He did—about the printing. He was the printer I understood for the ward.

53826. I will give you a last chance. It is a very serious thing for a person in your position, coming before a court and giving the kind of evidence you have given. I want to ask you had you any and what conversation with Mr. Foster about what was taking place in that house?—I had no conversation with him whatever about what was taking place.

53827. What conversation had you with him?—We might have some general conversation but none about the election, or about the corrupt practices that are alleged to have gone on.

53828. Have you the least doubt that corrupt practices did go on?—It is said so.

53829. Have you the slightest doubt they did go on?—It is said they went on there, but up to the petition I did not know anything about them.

53830. When had you last a conversation with Mr. Foster?—I suppose the last day he was at the office. I cannot say when that was.

53831. Did he say anything to you then?—No.

53832. Have you had any letter from him?—No.

53833. Or message?—No.

53834. Or any intimation?—No.

53835. Were you told by anyone not to come forward to give evidence here?—No.

53836. All I can say is that for a person in your position your evidence is very unsatisfactory indeed.

53837. Mr. TANDY.—Do you know Miss Foster?—I met her at her house on one occasion—only one occasion.

53838. Did you ever meet her out of her house?—No.

53839. Did you ever get any money from her?—No.

53840. Or from Mr. Foster?—No.

53841. Had you a £5 note in your hand on the day of the election?—No.

53842. Mr. LAW.—Did you ever hear anybody's name mentioned as being inside that back room in 76, Capel-street?—No; and on my oath if I knew who it was I would willingly tell it. My memory has been very bad. I have been very ill.

53843. Mr. TANDY.—It was sufficiently strong to enable you to state that you did not leave your house until after six o'clock on the day of the election?—I was under that impression.

53844. Mr. MORRIS.—Have you been ill lately?—For a very long time.

53845. How long?—A couple of years. I get periodic attacks of neuralgia in my head and it attacks me tremendously.

53846. Mr. TANDY.—About what hour was it, do you remember, that Mr. Foster went into that house, and you remained inside?—It must be between four and five o'clock.

53847. Do you recollect now whether you remained in your office that day until four o'clock?—I did; except that I may have gone down as far as the court-yard in Henrietta-street.

53848. Did you leave at four o'clock?—I did.

53849. Where did you go to after you left your office?—I went into my own place.

53850. Where did you go to from that on the day of the election?—I think I went down into the Law Library for a minute; I went out again, and I think I went down as far as Bolton-street, and crossed over to Capel-street.

53851. That was before your dinner?—It was.

53852. Have you any recollection what you went down to Bolton-street for?—No; nothing particular.

53853. Had you any particular business to Capel-street?—No; there was such a great crowd I would not venture on.

53854. Were you long in Capel-street before you saw Mr. Foster cross the street?—No.

53855. Had you any conversation before you and he went into the house?—No; none whatever.

53856. You waited for him until he came out; where did you go to then?—We parted just about the corner.

53857. Corner of what?—He came up a little bit, two or three doors. I think he went over to Halston-street, and I went on.

53858. Had you any conversation during these two or three minutes?—Not on election business.

53859. Where did you go to after that?—I should say I went home—I am certain I did.

53860. You just came across to Bolton-street and went down to Capel-street?—That is all.

53861. Did you see Mr. Foster again that evening?—No.

53862. Were you at his house after that?—It is five years since I was in his house, and I went there that evening on official business.

53863. Do you live with your father?—No, my father lives in the country.

53864. Mr. LAW.—You say you walked with Mr. Foster some evening before the election when he wanted to see Espy; did you go into the house with him on that occasion?—No, I went into the hall.

53865. You said he was going about the printing. Did he say that to you?—He did not.

53866. Was anything said that impressed upon your mind that it was about the printing he was going?—No, but that was the office the printing was done at for the ward at the election. I heard the secretary often sending down his bills there.

53867. What secretary?—Mr. Lawlor.

53868. You were one of the working committee of the Inns-quay ward?—No; Mr. Foster put down my name, but I told them I would not act. I looked in occasionally. I gave Mr Lawlor assistance on a few occasions.

53869. You were upon the working committee?—I never attended.

53870. You say you did on some occasions?—Not as a working committee.

53871. What did you understand that to be?—The people who were canvassing and working the election.

53872. Mr. Bradburne's name is down and he was not there at all. You were a better attendant, for you were there once or twice?—I looked in when I passed the house.

53873. Did that printing-office get orders from the committee?—I could not say.

53874. I thought you said the secretary was in the habit of sending down orders?—I understood that that was the office in which the printing was done for the election.

53875. Did Mr. Foster tell you when you were walking down the evening or two before the election what he was going down about?—No.

53876. Did he ask you to wait in the hall until he came out?—No.

53877. Did you see Mr. Forrest come down to him?—There was somebody talking inside.

53878. Did he close the door?—No.

53879. If you stayed in the hall you should have heard what they said inside? Did you hear Mr. Foster give Mr. Forrest any directions about printing?—I did not hear.

53880. Did you hear him say anything about gentlemen coming to take his rooms on the day of the election?—No.

53881. What were they talking about?—I could not say. I did not hear.

53882. How far from the door were you?—A good piece.

53883. How long was he inside?—Not very long; about three minutes, I suppose.

53884. Did you not hear what they were talking about?—No.

53885. Did he tell you?—No.

53886. Where did you go when he came out?—We went back, and I parted him at Henrietta-street.

53887. Did you ever hear him making any reference to Marcus's office or to tickets?—No.

53888. Did you ever hear him speaking of Marcus?—Never.

53889. Did you ever hear him say anything about tickets?—Never. I never heard of them until the petition.

53890. Did you know a nephew of Mr. Foster's living with him?—No.

53891. Do you know he had a nephew living with him?—No.

53892. Did you ever hear of young Irwin?—I heard that a sister of his was a Mrs. Irwin.

53893. Did you ever hear that either she or her son was staying with him at the time of the election?—No, I had no means of knowing.

53894. Mr. TANDY.—That evening you went to the printing-office, did you see Mr. Forrest?—No, not to my knowledge.

53895. Was there any person walking down with you except Mr. Foster?—No.

53896. Did any person join you at all whilst you were in his company that evening?—No.

53897. Mr. LAW.—Were you ever in Forrest's but on these two occasions?—No.

53898. Were you ever at Forrest's, or Espy's, at 76, Capel-street, whichever you wish to call it, between the time you accompanied Mr. Foster down there, and the day of the election?—No.

53899. Are you certain of that?—I am.

53900. Is there any mistake about that?—I never was there except with Mr. Foster.

53901. Did you go to that house the morning of the election with Mr. Foster?—No.

53902. Were you walking with him any time of the day except when you saw him coming up?—No; I have a distinct recollection I was not.

53903. You saw him going in on the day of the election, was the door open?—I did not see him knock.

53904. As he crossed the street towards the door was the door open or shut?—I think he put his hand to the door.

53905. Do you mean to push it?—Yes.

53906. The impression upon you is that the door was ajar?—Yes.

53907. Do you remember seeing him that day?—I think I did.

53908. Mr. TANDY.—I suppose you recollect that in the early part of your evidence you said you were not at 76, Capel-street, that day at all, nor the day before?—Well, I recollect that, but it is only through Mr. Foster that brought it to my recollection—seeing him there.

53909. Mr. LAW.—I dare say you had some suspicion that it was in relation to Mr. Foster you would be examined?—He brought me into a great deal of trouble and censure.

53910. Mr. MORRIS.—In what way?—This is part of it.

53911. Mr. LAW.—What is the other part of it?—I was condemned by the people in my office.

53912. What did they say?—They all said I was mixed up in it.

53913. When did they say that?—After the petition.

53914. Who said it?—Every person in the office.

53915. Did your superiors make any inquiries into it?—They did.

53916. Who is your superior?—Mr. O'Connell.

53917. Did anybody else?—No.

53918. Did Mr. Barker?—No.

53919. Was he your superior?—He was.

53920. Did he make any investigation?—I am not aware.

53921. When you say they all condemned you whom do you mean?—My brother officers. They say, "You knew all about it," and this sort of thing.

53922. What did you say to that?—I did not make any reply.

53923. Mr. MORRIS.—Do not you see how much better it would be to have told it all at once.

53924. Mr. LAW.—Was your name mentioned at the trial of the election petition?—They were asked did they know me.

53925. Mr. MORRIS.—It is not mentioned in the evidence?—It was mentioned by Judge Keogh.

53926. No, it was not?—It was; I heard Mr. Heron read out of a book and ask if they knew me.

53927. It was in reference to the working committee, perhaps?—Perhaps so.

53928. You were not mentioned in connexion with 76, Capel-street.

53929. Mr. LAW.—You say you were at the committee-rooms on a few occasions; who were there upon these occasions?—Mr. Foster was there on several occasions that I was there.

53930. You were not doing badly for a working member?—I only went.

53931. I suppose you did go in when you were there?—I never took any part in it; I never worked.

53932. Do you know Hassett?—No.

53933. Or Walker or Beckett?—I do not know them at all.

53934. Do you know Young?—He is in the same office with me.

53935. The Registry Office was strong on the Inns-quay ward committee?—I never would have known there was such a committee if I did not get a circular from the secretary.

53936. Asking your attendance?—Yes; it was printed.

53937. Was there a list on that circular?—No; a printed circular asking me to attend.

53938. Did you get many of them?—Several of them.

53939. And when you had nothing to do you dropped in?—Yes.

53940. Mr. Foster asked you to come?—No; I was not in Ireland in September; I did not come until October.

53941. The working committee did not begin until late in October?—It was in October I got this circular; I dropped in to see what the thing meant, and I saw Mr. Foster and Mr. Young there, and I saw two or three solicitors, Mr. George Barlow and Mr. Lawlor, whom I know; but I took no part.

53942. How often did you see Mr. Foster there—twelve times?—Not so many.

53943. Ten?—A good many times; he has been coming out when I was going in.

53944. You see you are making yourself out a very bad attendant?—I pass by the house and I just went in for two or three minutes; but I was not there when the meeting commenced. I was in the chair one night.

53945. How often were you in the chair?—I was just sitting in it and they said I was in the chair.

53946. Mr. MORRIS.—Why was it thought in your office generally that you were mixed up in these transactions?—On account of Mr. Foster.

53947. Mr. LAW.—What were you mixed up with?—With the election.

53948. Was it because you were much more intimate with Mr. Foster?—I was not.

53949. Then why did you not turn upon them; how did they all happen to turn upon you?—A great number of them did condemn me. The Conservative party were the majority and they did not say anything.

53950. But the majority condemned you; how is that?—A great number did.

53951. You say first that all condemned you; then it was the majority, and now it is the minority?—A great number.

53952. What means the minority?—The Conservatives were in the majority.

53953. Mr. MORRIS.—Mr. O'Connell had an investigation about it?—He had.

53954. Mr. MORRIS.—Do not you see how very unwise you are; it is better tell all the facts at once, because the thing comes out so badly. You admit you were blamed, and that Mr. O'Connell had an investigation, and you state that you were within the hall of 76, Capel-street; now tell out what occurred?—I cannot tell.

53955. Mr. LAW.—On what grounds did they say you were so much to blame?—They said I knew all about it.

53956. Did they say why?—I do not know how they come to think it.

53957. Mr. MORRIS.—You knew all about it before the petition?—No, not until after the petition.

53958. Are you sure of that?—I am.

53959. Mr. LAW.—Did you say to anyone that you were walking with Mr. Foster down to 76, Capel-street?—No; because when I found that these practices went on I would not say anything at all about it.

53960. When did you find it out?—The time of the petition.

53961. Do you mean to say that you did not hear it by way of rumour?—No.

53962. Did you not ever hear by way of rumour before the petition that bribery went on in 76, Capel-street?—I did not.

53963. When did you first hear there was bribery?—At the petition.

53964. You never heard anyone say before that that there was bribery?—No, because I live very isolated.

53965. Mr. TANDY.—When Mr. O'Connell had the investigation, did he put questions to you?—He sent for me and asked me what I was doing at the Inns-quay ward.

53966. Did he investigate generally as to what you were doing at the election, or before it?—He asked me what I was doing.

53967. Did he ask you anything about your connexion with Mr. Foster?—He said we were both on this committee.

53968. Did he ask you in reference to anything except the committee?—No.

53969. Nothing at all—did he ask you whether you knew anything of 76, Capel-street?—No, certainly not.

53970. Or whether you knew anything of bribery?—No; but he said it was alleged that bribery did go on.

53971. Was it before or after the election petition that he held the inquiry?—After the election petition.

53972. Did he not then ask you any question in connexion with 76, Capel-street?—He never mentioned 76, Capel-street. I think he has my evidence written down.

53973. Mr. LAW.—Did he make any inquiries about Mr. Young?—He did.

53974. Did the people in the office all point to Young as compromised as well as yourself?—I cannot speak for anyone but myself.

53975. You say the people in the office condemned you—did they condemn Young also?—I do not know.

53976. Why did they fasten upon you?—Some of them remarked.

53977. Remarked what?—That I must have known all about it.

53978. Why; on what grounds did they say so?—Because Foster and I were there, and we had been up at the Inns-quay ward committee-room.

53979. Were there not plenty of others there too; did they ever say that of Young?—I never heard it.

53980. Did it ever ooze out that you were seen walking in the direction of Forrest's the night or two before the election?—No.

53981. Mr. TANDY.—Did Mr. O'Connell ask you whether you were intimate with Mr. Foster?—No.

THIRTY-SEVENTH DAY.

January 17.

Thomas Williams.

53982. Or whether you were in the habit of meeting him in his office or elsewhere?—No.

53983. Did he allude to 76, Capel-street at all?—No.

53984. Or to any house at all?—No; only to the committee. I explained how I became acquainted with it, and all I knew about it. I think he asked me everything.

53985. Mr. LAW.—You were not examined at the petition?—No.

53986. Were you in Dublin at the time?—I was.

53987. Were you on duty at the time?—I was; I was down at the petition in court; I was subpœnaed.

53988. Who subpœnaed you?—The petitioners. Three of us were subpœnaed, Mr. Barker, Mr. Matson, and myself.

53989. That was in connexson with Mr. Foster's disappearance?—Yes.

53990. Were you absent from your office at the time?—Yes, attending the petition.

53991. Were you absent from illness, or supposed illness—did they allege that you were ill?—No, I was not ill.

53992. Did you think you were sick and wanted change of air that time?—No.

53993. Did you get leave of absence on the ground of illness?—No.

53994. Did you enter yourself on the 21st January as absent from illness?—No.

53995. Were you ill?—No. I have no recollection of being ill.

53996. I find from this book (*referring to a book from the Registry office*) that Mr. Foster got ill before the petition. On the 19th January Mr. Foster is still ill. On the 20th he is ill. He is continually ill at this time, and on the 21st you got ill, "Williams, J."?—That is not me at all. That is my father.

53997. Are you sure of that?—Quite sure.

53998. What is your name?—Thomas.

53999. What is your father's name?—John.

54000. Was your father ill at that time—I could not say. He is very often ill.

54001. Did you get leave about that same time?—I do not remember.

54002. It is remarkable he gets ill after Mr. Foster when the petition came on. He got leave—J. Williams; do you remember that?—I do not. I could not tell who was in or out of the office.

54003. Would you know whether your father was there or not?—I am in a different part of the office altogether.

54004. Do you recollect he was ill for some days, and eventually got leave?—I have no recollection of it.

54005. It appears he was on leave on the 25th and 26th, and he is back on the 27th. Then on the 28th of January I see you were on leave, "T. Williams"?—That is when I was attending court. That was only one day.

54006. Could you say whether your father was in the office all day, the day of the election?—I could not tell.

54007. Did he vote?—I think he did. He is a freeman.

54008. Did you vote together?—No.

54009. I dare say he told you that he would?—No sir, he did not tell me.

54010. Mr. Foster put you on this committee of the Inns-quay ward—had you ever worked at the election of 1865?—No; that was the first time I ever was in the committee-room.

54011. Did you render no service at any election before that?—No, I could have got lots of employment at over time, and would not go near them.

54012. Did you hear Mr. Foster speak before the election of the arrangements he made?—Not a word; he was an exceedingly close man. He would not tell his right hand what his left hand would do.

54013. He was engaged in works of charity I suppose?—I do not know.

54014. Did you hear him say he got a large charitable fund to be disposed of?—No.

54015. Did you know he was doing anything connected with the election, except what you saw in the committee-room?—No; I had not the slightest idea.

54016. He was here in Dublin until the statement was made on the day of the election petition—did you think of going to him then to speak to him?—No, sir; I never went to him. I never saw him—my recollection is I saw him go out with his coat and hat on one day, and I never saw him in the place afterwards. He left the office about the middle of the day.

54017. Was it before the trial?—It was before it.

54018. The 18th he took ill?—I suppose so, or a day before that.

54019. He is entered ill from the 18th?—I do not know whether he went out then or not.

54020. Had you any conversation with your co-committee man, Mr. Young on this matter?—Not a particle.

54021. You said you used the expression that Mr. Foster by bringing you into this matter injured you?—Yes.

54022. Did you and Mr. Young condole about it?—We spoke about it.

54023. What did you say to each other?—We said it was too bad we should be censured for his conduct when we did nothing.

54024. When was this conversation with Mr. Young?—It was about the time of the petition.

54025. Mr. O'Connell made an investigation into your case?—Yes.

54026. Did he question Mr. Young?—Yes.

54027. Did he question anybody else?—Some time after Mr. O'Connell called in every person except Mr. Young and myself and told them they should not take part in elections in the future. It was understood they might vote, but not go near committee-rooms.

54028. George Mee, was he on the same committee?—No, he lives the other side of town.

54029. Did you hear he was engaged in election matters?—I did not.

54030. Did he ever talk to you about election matters?—No.

54031. Is George Mee a freeman?—I think he is. He lives over about Sandymount.

54032. Did you understand he was exerting himself at the election?—He never mentioned the matter to me.

54033. Did anybody else ever mention it?—No.

George Milne.

George Milne sworn and examined.

54034. Mr. LAW.—You are proprietor of a house of refreshment in Dame-lane?—Yes.

54035. Do you recollect seeing the witness Knott within the last week in your house. Do you know him?—Not by name.

54036. How long have you that establishment?—Since July, 1868.

54037. Can you say whether your house was frequented a good deal by persons employed on the election in Dame-street?—Yes, a good many clerks came to my house from No. 3, Dame-street and from No. 47 and 48.

54038. Do you remember whether any arrangement was made at your house in respect of the Drogheda election?—Not in my house to my knowledge.

54039. Was there a good deal of business done in your house on the day of the election?—There was less done in it on that day than on any other in the month.

54040. Knott stated that you produced some book containing an entry of the names of persons employed on the election?—I have a book to my sorrow containing the names of some of the gentlemen who frequented my house.

54041. Do you refer merely to an account book?—That is all.

54042. These clerks, I presume, ran up bills?—Yes, and were always promising to pay, when the election would be over, but according to my account the election is not over yet.

54043. Did they repressnt they would not be paid themselves until after the election?—They told me they would be getting sacks and ropes, and that then I would be settled with. I could give you the names of a good few who owe me a few coppers.

54044. I presume that is the account that Knott was referring to?—Very likely. There is Charles Kelly, William Semple, Lodge, Paisley, Alcock, Saunders, Hallen, Harris, Delap, Proudman, Fraser, the noted Fraser, William Forrest, a shoemaker, Smith (he has gone to his long home, I believe), Gilligan, Fitzpatrick, Clarke.

54045. What is Clarke's Christian name?—I don't know. He had large black whiskers. Then there was Bloxham and Thompson. I think that is about the lot of them.

54046. Was Fanning amongst them?—He is not on the list.

54047. Do you know what Thompson's name was?—I saw him here to-day. He used to be in along with Fraser the latter part of the day.

54048. What was the nature of the excuse they made to you?—Some of them used to pay me part, but those who had the heaviest bills told me they had votes to give and could not get paid, and that they expected to get some remuneration after the thing was all over and settled. Their excuse to this day is that they never got anything, and that I must lie out of it.

54049. Did anybody ever take a room in your house for any purpose connected with the election?—Never.

54050. These clerks came into your house for refreshment in the ordinary way?—For refreshment. The only money ever paid in my house was about the time of the Drogheda election. They said the man who paid them was Cooper, and that he was not paying them the full amount. He is a pert looking little fellow. It was the time the force went down to assist them in Drogheda.

54051. Was he entrusted with the money to pay these people?—I believe so. I cannot exactly say what day they were paid, but it was in my house they were paid. I don't know the day. I had no hand or act in it.

54052. There was a clerk named Ryder mentioned in the course of the inquiry—was he one of them?—He is a little lame man. He came into my house, and he was boasting that he always kept a barrel of whiskey in his house; however, in the latter end of the day he asked me for a pint to take home with him. I would not give him any, but showed him the door, and told him he had best walk.

54053. Do you ever remember seeing him pay money?—No; he was always begging from others. He was always looking for a pint, in place of wanting to give one. I never saw him pay one farthing.

(Adjourned.)

Thirty-seventh Day. *January* 17. George Milne.

THIRTY-EIGHTH DAY.

Saturday, January 22nd, 1870.

Thirty eighth Day. *January* 22.

Mr. *Robert Long*, sworn and examined.

Mr. Robert Long.

54054. Mr. Law.—Your brother was the conducting agent in the election of 1852?—Yes.

54055. Mr. Gibson, who was examined, in the course of his evidence referred to a particular book which he received from you?—I was not aware of its existence, but I have searched amongst my brother's papers and I found this book, which I now produce *(book produced.)*

54056. Were those papers amongst which you searched connected with that election?—Yes; they were connected with that election. I have receipts for everything entered in that as paid.

54057. You have vouchers for the money?—Yes.

54058. Have you any other account book in connexion with that election?—I have not.

54059. This is the only account or statement of accounts you have?—Yes, but I have vouchers.

54060. Do you consider from what you heard Mr. Gibson state, that this is the book he referred to?—I am quite sure. There is only a portion in the handwriting of my brother.

54061. Part of it is in the handwriting of a clerk?—Yes.

54062. You swear it is your brother's book?—I do. I know his handwriting.

Mr. *Herbert C. Purcell*, sworn and examined.

Mr. Herbert C. Purcell.

54063. Mr. Law.—I understand you wish to make a statement to the Commissioners?—I wish to state that what appeared of Mr. Crosthwaite's evidence the other day respecting me is wholly untrue.

54064. To what portion of Mr. Crosthwaite's evidence do you refer?—The statement that my name was mentioned to him as being a traitor in the camp. I swear that anything I learned when employed with the Conservatives never passed my lips. I never directly or indirectly communicated anything to anyone.

54065. According to my recollection Mr. Crosthwaite did not state that. He said Mr. Foster mentioned to him that matters had oozed out, and mentioned your name and some others in connexion with it?—That there was a traitor in the camp, and said it was understood it was me. I merely wish to state such was not the fact.

54066. Is there anything else you wish to say?—Nothing else except that I wish to give that contradiction on my oath.

54067. Do you remember the election of 1865?—I do.

54068. Did you happen to be present when Mr. Atkinson was examined?—No.

54069. On the occasion of that election do you remember spending the night before with Mr. Foster in a top room of the house in Westmoreland-street where the central committee-rooms were. Would that statement be correct?—What simply took place was this; Mr. Atkinson told me that I was wanted upstairs, that Mr. Foster wished me to direct some envelopes. Campbell stated those envelops were not directed outside, but everyone of them were directed to "Mr Johnston," which was the name on them.

54070. Just simply Mr. Johnston?—Yes.

54071. Was there anything else on them?—The word "cod" was written inside. I think I wrote "cod" in everyone of them. I won't swear positively as to that, but I directed them as fast as I wrote them and he sealed them with sealing-wax.

54072. Mr. Foster did?—Yes, for Mr. Atkinson was asleep; he had the best of it.

54073. Mr. Foster and you were engaged during the entire night?—Yes, up to five o'clock in the morning.

THIRTY-EIGHTH DAY.

January 22.

Mr. Herbert C. Purcell.

54074. Did you take part in the distribution of those envelopes the next day?—I believe I gave away nineteen of them altogether; all that went away passed through my hands—nobody else distributed them—I had them in a bag; I gave some to Campbell.

54075. Mr. Atkinson said that fifty or sixty of them were distributed?—I gave them to Mr. Atkinson and he gave some to Campbell, but I do not believe there were more than nineteen of them distributed.

54076. According to the evidence, it appears that some fifty or sixty persons went with them to Powell's public-house in Little Denmark-street?—To the best of my recollection, there were only nineteen of them.

54077. They represented a considerable sum?—Mr. Thomas Vance said £60, and that would exactly come to 20; if "cod" meant £3, it would be twenty envelopes.

54078. To whom did you give those envelopes after it was all over?—I burned them.

54079. Where did you burn them?—In my own house; I locked myself up in my own room, and burned them—I afterwards came to the conclusion it was not right, and I burned them.

54080. Mr. TANDY.—Have you any independent recollection of the number of tickets you distributed, or do you give your evidence as to the number merely from the fact of what Mr. Vance stated, that he paid only £60—is your recollection founded on that?—Decidedly not; I have an independent recollection of it.

54081. You have an independent recollection?—I have, and I think there were only nineteen.

54082. Mr. LAW.—How many of those envelopes did you direct altogether?—I suppose 200 or 300; there were nineteen of them, I think, used—I am positive there were not many more.

54083. Mr. Foster told you to direct them to Mr. Johnston?—Yes; he gave me a pattern envelope, and told me to direct them the same as that—there was nothing but "cod" inside of the envelope.

54084. Your recollection is that there was no direction?—No, except simply "Mr. Johnston;" Mr. Foster sealed them, and stamped them with a seal.

54085. Mr. MORRIS.—Were you aware that the sum to be given was £3?—He did not tell me anything of that.

54086. You calculated that if there were twenty at £3, it would make the £60 which Mr. Thomas Vance referred to?—When I found out what they were for, I calculated that.

54087. Mr. LAW.—Did you count them after they were sealed up?—I did not, but I calculated there were from 200 to 300.

54088. If you did not count them, how can you undertake to say that only nineteen were distributed?—I did not count them afterwards, but I remember I counted them as I gave them out—so many to Mr. Atkinson.

54089. How many to Mr. Atkinson?—I do not recollect now, but I know there were nineteen distributed.

54090. Did Mr. Foster say anything in reference to Mr. Johnstone when he told you to direct them?—Nothing.

54091. Did he say who Mr. Johnston was?—No.

54092. Having spent the night in that way, I presume you understood what the meaning of the whole thing was?—He did not tell me anything about it.

54093. Did he say what amount of money he had for the purpose?—No.

54094. Did he say whether he had any money?—He told me nothing about it. He did not tell me anything about the money.

Mr. Davenport Crosthwaite.

Mr. *Davenport Crosthwaite*, examined.

54095. I wish to say that the answer I gave you in reference to Mr. Purcell was *bonâ fide*, and far from having the least unkindness in it; for between Mr. Purcell's family and mine a kindly feeling has always subsisted. Mr. Foster gave me no details whatsoever. I was not animated by any unkind feeling in mentioning the matter.

54096. Mr. *Herbert Purcell.*—I am glad to hear Mr. Crosthwaite make that statement, but I wished to give the matter a distinct contradiction on oath.

Mr. John James Matson

Mr. *John James Matson*, sworn and examined.

54097. Mr. LAW.—I believe you hold an appointment in the Registry of Deeds Office?—Yes, I am chief clerk in the Registry of Deeds Office.

54098. What was Mr. Henry Foster's position in that department?—It was that of first-class clerk. It may be right for me here to correct a statement made by some professional gentlemen who were examined during the inquiry. They stated they were in the habit of meeting Mr. Foster officially in the Registry of Deeds Office. I wish the Commissioners to understand, that Mr. Foster's duties kept him confined to a room apart from the public, and it is a rule of the office that no strangers should be admitted into this room. All official communications came through the assistant chief clerk.

54099. Then solicitors going into the Registry Office would not have an opportunity of seeing Mr. Foster?—No, they are received in the Assistant Registrar's Office.

54100. Was Mr. Foster in the same department as yourself?—No, he was in a room apart altogether from the public, at the top of the building.

54101. You are principal clerk in the public department?—I am chief clerk, and have general supervision. I do not sit in the public office, but when I was assistant chief clerk I did.

54102. At present you have immediate supervision of the whole office?—Yes; and my duties took me frequently into the room where Mr. Foster was, to see what he was doing.

54103. And if Mr. Foster was there at present, it would still be your practice to go into his room?—Yes, to see what was going on from day to day in the several departments of the office.

54104. Can you say whether on the day of the last election, 18th November, 1868, there was much work in the office?—I have a distinct recollection of that date. We got a treasury minute either that day or the morning before, accompanied by a circular to the effect that, having regard to recent legislation to enable public officials to vote at elections, gentlemen were to be afforded every facility for recording their votes. I spoke to the Assistant Registrar, Mr. Ray, and Mr. Barker on the subject, and they said in consequence of that circular it would be as well to communicate to the gentlemen generally that they would have every facility for going out, and that the leave would not be recorded against them as leave. There is a rule in the office that no one should go out without entering it in the attendance book, and the gentlemen who voted that day went out and did not record their going out from the office, but Mr. Foster did.

54105. The instructions passed warranted their departing from the general rule on that occasion?—It was read in that way.

54106. And the only person who made a special entry of his going out was Mr. Foster?—Yes, and Mr. Fanning did it I think from force of habit. That entry of Mr. Foster's in the attendance book did not convince me he was not out more than once

during the day. I have an idea he was out several times. I met him on the stairs fully dressed more than once.

54107. The attendance-book was here, and we found that Mr. Williams was duly entered as leaving at four or five o'clock?—That is not the fact, for I met him at the top of Henrietta-street long previous to that, and I asked him what about the election, and he said, "It is all right—the Conservatives have a majority of 400." I made no remark, but I did not believe him. He was agitated when I met him.

54108. What hour was that?—One o'clock.

54109. I take it there could be no reliable entry that day of their going in or out?—Certainly not. There was nothing doing that day in the way of business in the office. Mr. Barker, the Assistant Registrar, was very anxious about the election. He spoke to me, and said he should lock up the office at four o'clock; and we were so anxious to close the office punctually at four o'clock that the attendance book was delivered out at a quarter before four o'clock, in order that the gentlemen might be out of the office sharp at four.

54110. Did you vote yourself?—Yes, I voted for Mr. Pim and Sir D. Corrigan.

54111. Are you a freeman?—No. I voted about eight o'clock in the morning before office hours.

54112. You were pretty much about the Registry Office that day?—I was going through the office constantly during the day. I came out at one o'clock and went back again. Mr. Barker and I came out at four o'clock together, and passed through town. I think, but I could not say positively, that I saw Mr. Williams in Henrietta-street coming away from the office about four o'clock, as if he were coming back into town. I saw Mr. Williams talking to Mr. Foster two or three times on the day of the election, and it struck me as if he were communicating some matters.

54113. Was it in the Registry Office?—It was in the Registry Office; the public searching room; and also, I think, on the stairs. It has struck me since hearing Williams's evidence.

54114. You recollect seeing Williams in the office during that day?—I saw him in the office, but I am quite certain that he did no work, I may say, that day.

54115. Was he in the office, as far as you recollect, the greater part of the day?—No, I do not think he was.

54116. Is it your recollection that he was out of the office the greater part of the day?—Yes; the impression on my mind is that he was not very much in the office that day. I know I saw him in the office more than once that day; I think he was in and out of the office that day.

54117. Was that pretty much the case with many of the other clerks too?—It was.

54118. Was he out of the office more than any of the others?—Well, I should say so, because some of the gentlemen once they recorded their votes regularly settled down to business during the day—at least to a certain extent; but they were all engaged more or less in conversation about the election.

54119. I suppose practically there was no business to do?—Oh, there was, sir, plenty of business to do—because the business of the previous days had to be attended to.

54120. You mean writing up the memorials?—Oh, yes; there was lots to do; but there were very few of the public attending.

54121. I suppose there was a certain amount of leave given, or at least licence given, for that day?—There was, sir, generally; that was the intention.

54122. Is Williams's father in the office?—Williams's father is in the office, yes.

54123. Do you know was he out on that day?—Oh, I should say he was out on that day. I cannot say exactly whether he was out; I am almost sure he was. I could not say exactly as regards old Williams; I do not recollect.

54124. Mr. Williams here on Monday spoke of a rather severe investigation made by Mr. O'Connell I think, and some of the other superiors, into his and the other clerks' interference with what they were about that day?—No, there was no regular serious investigation properly speaking. The judgment of Judge Keogh was read to Messrs. Young and Williams, at least that portion of it that had reference to themselves, and they were asked for an explanation, and that explanation they gave, and I have shortly what they said; I will show you the letter.

54125. Let us see it?—There was no regular investigation. You observe the paragraph marked in red ink there (*Letter handed by the witness to Mr. Law*).

54126. This was taken down at the time?—That was done at the time, after the judgment of Judge Keogh, when Mr. Foster's case was brought under consideration.

54127. By whom was this report made?—That was made by Mr. O'Connell; that was a letter of Mr. O'Connell's to the Treasury, dismissing Mr. Foster, and bringing in the case of Messrs. Williams and Young.

54128. This is the part you mean—"Having questioned Messrs. Williams and Young they stated that they had been on the working committee of the Inns-quay ward, and had respectively filled the offices of chairman and secretary at numerous meetings—say twice a week—during the month of October, but that their duties were principally confined to addressing circulars, and that they did not receive any pay or reward for their services, and they did not canvass voters. (Paragraph read to T. Williams and G. Young who admit the correctness of the statement)"?—Yes.

54129. Except the inquiries there referred to made by Mr. O'Connell when he addressed that letter, was there any other investigation?—No other investigation.

54130. Mr. Williams stated to us also, and rather complained of having been led into trouble this way by Mr. Foster; he said that he had been very much condemned in the office, that is among his fellow clerks in the office, and spoken of as Mr. Foster's friend and confidant?—Well, that I am not prepared to say. His brother officers looked upon it as a matter of disgrace to them, and they may have expressed themselves so.

54131. You do not know of it?—I am not aware of it; and as regards Mr. Young, the fact of his having been on that committee, did not interfere with his promotion since.

54132. He has been promoted since?—He has been promoted since, on the understanding that he had nothing more to do with the matter than what was stated in his answer; that was previous to this inquiry, before any evidence was given.

54133. Did you ever hear it stated in the office where Mr. Williams was on the day of the election when he was out?—Well, I never heard it positively stated; I have heard it rumoured. I heard statements saying that they had no doubt on their minds—to that effect, but I heard no positive statement.

54134. Did you ever hear him make any statement himself about it?—Oh, no; when Mr. Williams was summoned to attend at Green-street during the trial of the election petition I met him—I was also required to attend there as a witness—and I asked Williams if he had given evidence; I met him going out, and he appeared to me in the same way very much agitated, and he said not, and he added, "Oh, Foster was a most indiscreet fellow; I knew he would get us into a mess"—I think that was what he said—"because he always gave the idea in speaking to the committee that he had the authority of Sir Arthur Guinness for everything."

54135. Did you understand those words, "Get us into a mess," to refer to the party generally as identified with Sir Arthur Guinness, or as referring to himself, and the immediate associates of Foster?—I think it had reference to the working committee of the Inns-quay ward, with which he was so much connected, and to which his attention was called. I think he intended it entirely in that light, sir.

54136. You say you met him about the middle of

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January 22.

Mr. John James Matson

the day on the day of the election—at one o'clock or so in Henrietta-street?—Yes.

54137. Was he then agitated?—He was then also extremely agitated; he was pale and looked as if he did not like to see me; though he need not have had anxiety, because it was understood every one was free.

54138. But he seemed as if he would like to avoid you?—Well, I think he would have avoided me if he had the opportunity, but he had not the opportunity.

54139. Did you speak to him?—Yes.

54140. Did you ask him how the election was going?—Yes.

54141. And did he make any reply?—He made no reply; just answered simply.

54142. Did he tell you where he had been?—Well, I am not sure; I think he said he had been——I could not swear it——told me since then; I think he said something about—— but I would not like to say it, as I am not sure of it.

54143. Was Mr. Foster more than ordinarily intimate with any of the clerks in the office; was there any of them with whom he was more confidential than any of the others?—Well, I think he was more confidential with Mr. Herricks, who was there, than anyone else.

54144. Was he on terms of confidence with Williams?—Well, I think so, because I saw, and had occasion to speak to and reprimand Foster to a certain extent, and speak to him about having Williams and others talking to him in the room, where he should have been by himself, and Young also; and I had occasion to speak to them not to be congregating in Foster's room.

54145. Was that prior to the election?—Yes, before the election; just immediately before the election.

54146. Looking back now to what has taken place, I suppose you would have very little doubt that those meetings in that room were something in connexion with the election?—Certainly; bearing in mind all the facts that have transpired since, I have no doubt that they were conversations connected with the election.

54147. You say you had to observe upon Mr. Young and Mr. Williams both being in that room, where they had no business to be, with Mr. Foster?—Yes, and I spoke to Mr. Foster and told him I would hold him accountable for those persons being in the room holding conversations there; and then he became more particular, and he would not allow them to remain there; and I told him I would report him if he did not see that those men did not remain in the room with him.

54148. Did those conversations between Foster and Williams, and Foster and Young happen more than once?—Very frequently.

54149. I suppose it was after it occurred more than once that you spoke of it?—Certainly, unless it had been marked I would not have spoken to him.

54150. Mr. TANDY.—Can you say how long it was before the 18th of November, the day of the election that you had to observe upon this matter?—I should fancy it was within a month or thereabouts.

54151. Do you think it was so long as a month?—Well, I could not exactly say, sir, I think it was immediately before the election.

54152. Mr. LAW.—It might have been in the last week?—Oh, it might; but when all these matters came to light afterwards, I, of course, formed my own suspicion, and had my own idea about seeing them so much there, and I have no doubt at all about it; it was immediately before that time. And I think it was said by some gentleman that Mr. Foster was irregular in his attendance, on account of ill-health. Now that is not the case. Mr. Foster was rather a regular attendant, even up to the time of his illness when he left the office, just in January.

54153. I think what was stated was, that he had been obliged on previous occasions to absent himself from his business on the ground of ill-health?—Yes, I think that was stated by a gentleman during the course of his inquiry; but that was not the case.

54154. He was not obliged to go to a warm climate?—No, but I knew that he was suffering from a chronic ailment. It is not an affection of the lungs, or anything of that kind that would necessitate his going to a warmer climate.

54155. Oh, it was not his chest?—No, it was not; but I know that several gentlemen used to come up to inquire for Mr. Foster. I used to send for him, and he would come down and see them occasionally—some influential persons.

54156. One gentleman, Mr. Alma, spoke of seeing him there?—I do not recollect Mr. Alma inquiring for him; I recollect Sir Edward Grogan, Mr. Purcell, Queen's Counsel; Mr. John Judkin Butler, Mr. Williamson, the solicitor, and others.

54157. Did you know Williamson to go up there to see him frequently?—I knew from seeing documents that passed through my hands that Mr. Williamson was his professional adviser. I knew that, and on that account I did not take any notice of Mr. Williamson being there frequently.

54158. Used Mr. Williamson ever pass into that inner room where Foster sat alone?—Oh, no; I never saw him there, and I do not think he could be, because that would be contrary to rule.

54159. Any time people called to see Mr. Foster, he received them in a room for that purpose?—He should come down to the public searching-room, where such a class of men as those Thompsons who were examined here, who pay half-a-crown for their admission, go in and search; they are in no way connected with the office at all—they are altogether persons using the office on payment of a fee; they are not in any way officially connected with the office.

54160. That is the room in which Foster would see anyone?—That is the room in which he would see them, and in which I have seen him talking to them; and possibly I might have seen him talking to Mr. Alma. I should not be at all surprised if I did see him. I think I have a recollection of seeing him talking to Mr. Alma in that public room.

George Absalom Edwards.

George Absalom Edwards sworn and examined.

54161. Mr. LAW.—I believe you were assisting in Mr. Pim's election in 1865?—I was, sir.

54162. You were connected, I think, with Mr. M'Clean and Mr. Phillips?—No; not with those two, sir; I was with Mr. Moran.

54163. Tell us just where were you on the day of the election—that is, the 15th of July, 1865?—Well, on the day of the election I think I was up at Green-street; I was going backwards and forwards.

54164. You were looking after the freemen, of course, up here in 1865?—It was chiefly looking after the freemen.

54165. You had been engaged, prior to the day of the election, in issuing those canvassing cards?—Yes, sir, I had.

54166. Did you sign the canvassing cards yourself?—Well, I really cannot be positive on that; I have no doubt that I signed a great many. I also gave a great many to others, perhaps I did not sign.

54167. You got them, of course, in the office of Messrs. Molloy and Watson?—Yes, sir.

54168. Can you tell us in round numbers about how many you distributed prior to the day of the election?—Well, I really cannot tell that—more than one hundred.

54169. Two hundred?—I think perhaps about two hundred.

54170. I only want a general number?—Perhaps over it.

54171. Would you say that would be rather under

than over the mark?—Yes; but I cannot say that was altogether to the freemen, because there were many men that got them who were not freemen at all.

54172. But it was principally with a view to the freemen that that scheme was adopted?—Oh, the fact is, that it was with a view to securing their votes, and I gave them indiscriminately; and a great many got them, and I was under the impression that many got them that were not freemen.

54173. But did anybody get them that were not voters?—Oh, no; those men always represented that they were losing their time, and all this, and that we should pay them. "Well," I said, "I will not; I have strict orders from Messrs. Molloy and Watson that in any way, directly or indirectly, if one penny was to return Mr. Pim, Mr. Pim's injunctions were not to give it; but I will tell you what, if you are out of employment I can employ you; if you wish to go and canvass for Mr. Pim, I will give you a canvassing card, and you will be paid afterwards by Messrs. Molloy and Watson.

54174. Did you date the cards you gave on the day you issued them always?—No, I do not think I did—I really cannot tell you. I do not believe I dated them.

54175. At all?—No, sir, I do not believe I did.

54176. Did you ever mark the number of days the card should represent?—Well, I really cannot tell you that—oh, I have some recollection—in some cases I wrote the days that the men had been working—six or seven or eight days, as the case might be.

54177. And that would be done on the card either by putting the date sufficiently far back, or in some other way?—I really cannot swear that, but I think I have really marked some cards that way.

54178. You say you issued at least two hundred up to the day of the election?—Yes.

54179. How many did you issue on the day of the election itself?—On the day of the election I issued none.

54180. You were occupied that day?—I was occupied that day; I had two cars, and I was driving about. I had two cars bringing up voters irrespective of what they were—freemen or otherwise—but a great many of them were freemen.

54181. After the election did you receive any payment yourself—any sum of money—from Messrs. Molloy and Watson?—No, sir.

54182. Mr. Maclean and Mr. Phillips—he is now deceased?—Yes; Mr. Phillips is now deceased. I am not now in Mr. Pim's employment. I was then.

54183. You are all entered as receiving sums of money?—I know I received money in this way, that I was money absolutely out of pocket on the very last election. I think Mr. Watson asked me, and I said, "I have been out every night to ten o'clock; I have taken cars home, and I have dined occasionally in the city." "What are your expenses?"

54184. We do not want to inquire into your personal expenditure of any small sums, but certainly the money in Maclean's case represented not merely reimbursement for expenses, but money that he had to pay over to other people?—Well, I cannot answer for Mr. Maclean; I had nothing in that way at all.

54185. Then that money that you got after the election was simply to reimburse you?—To reimburse myself.

54186. Were you employed in any way at the last election—1868?—I was in the last election. Yes; I canvassed voluntarily for Mr. Pim for about a month.

54187. Did you canvass among the freemen at all?—I did; all classes.

54188. Was your canvassing in the Liberties, where a large number of the operative freemen are?—No; it was not so much in the Liberties this last time; it was in the former time. This last time I took it generally, and, in fact, I went round the wards to look through and see what could be done in each, and any parties that might be got to help Mr. Pim I would try and see.

54189. Have you any recollection of specially canvassing freemen?—No, sir. The only directions I got were most peremptory directions from Mr. Watson of the firm of Molloy and Watson, that I should not directly or indirectly either give, promise, or pay any one, not even to the value of a penny, as it would make Mr. Pim's return invalid—the expenditure of a penny. I kept strictly to that.

54190. Did you meet any freemen in the course of that canvass you made?—Oh, I met a great many freemen.

54191. Do you remember any freemen whom you asked for his vote who gave you a doubtful answer?—I will tell you sir. I met a great many freemen, and their answer was, "No, we won't; at the last election we were treated badly; we voted for Mr. Pim, and we won't vote for him now."

54192. Did they say in what respect badly treated?—Treated badly because they did not get money. And two or three told me, "You promised us;" and I said, "No; it was strictly opposed to my orders." "Oh, you did, sir; but we will not give you a vote now."

54193. I believe, in point of fact, there was a great number of those canvassing cards issued by different people—by Connell, at all events, and some others—that were not afterwards paid by Messrs. Molloy and Watson at all?—I cannot say. I know a great many parties expressed dissatisfaction to me at being paid so small a sum.

54194. That they did not get so much as they expected?—Yes.

54195. You say you were principally engaged in 1865 in canvassing parties in the Liberty?—Yes.

54196. Do you remember any house in Meath-street being taken for the purpose?—I do, sir.

54197. Do you know who took the house?—I cannot say who took it, but Mr. Connell was there like the conductor.

54198. Were you ever in there yourself?—I was frequently there.

54199. Did you look was it closed up before the election?—I cannot say; I think not.

54200. With reference to the account I was under a misapprehension. I do not find your name here amongst the special expenses at all?—No, I did not, I really believe. I know that at the last election I was out of pocket.

54201. I am not talking of the last?—Well, I really believe there was not a single shilling.

54202. I do not find your name here at all?—No.

54203. Mr. TANDY.—You did not issue any cards on the day of the election?—No, sir.

54204. Did you issue any on the day before that?—Well, I could not swear that. I know that I issued canvassing cards all through the election in 1865.

54205. Do you know did you issue them within one or two days of the polling?—Well, I really could not answer you that; but I know on the day of the election I did not, because I was backwards and forwards.

54206. Mr. LAW.—Up to that you had?—Up to that I had.

54207. Mr. MORRIS.—Can you say, from what you observed, that there was a strong *bona fide* political opinion on the part of the freemen?—At this last election—1868?

54208. Yes?—There was.

54209. And was there not a strong personal feeling against Mr. Pim for having voted to take away their franchise—was not there a personal feeling against him too?—Well, I would not say so much a personal feeling; I think it was more a feeling of £. *s. d.*

54210. In how many instances would you be prepared to say did they make this kind of remark to you that they were not well treated the last time?—Well, I could not say.

54211. Would you say twenty?—No, sir; but I might perhaps nine or ten.

54212. Was the Conservative feeling very strong, *bona fide*, among the freemen as a body?—I think it was.

Edward F. Gillis further examined.

54213. Mr. Law.—Did you ascertain at any time who any of the persons were that were in the front parlour in 76, Capel-street on the day of the last election?—I did.

54214.—You got the names of some of the people?—Yes.

54215. Those were Kemp, Noblett, and Watkins?—Yes.

54216. You furnished those names to Mr. Fitzgerald?—I did.

54217. Did you at the same time, or at any time, get the name of the fourth man?—I did not.

54218. Did you never hear the name of the fourth man?—I did not till I saw it in the papers.

54219. Now from whom did you ascertain the names of the three men that were in the front room?—Well, that is a question I would rather not answer, and I will tell you my reason for not answering it. There is an action now pending between Mr. Fitzgerald and me, and I furnished my solicitor with all the particulars, and under the advice of counsel, he advised me not to disclose the names of those parties at present.

54220. I should very much regret interfering in any way with the pending litigation, but it is perfectly necessary that we should know?—I have not the slightest objection to furnish them to the Commissioners, but not for publication.

54221. Well, that is a matter that we cannot interfere with in this court; but it is necessary for our purposes that we should know the names of the persons from whom you got the information; had you to pay for it?—I had.

54222. I do not see how we can avoid asking you who the persons were?—Well, under the advice of my counsel, he advised me not to do it for the present, unless the Commissioners insisted on it.

54223. It is very unpleasant indeed, but we really must get at the names of the persons from whom you got it; I do not see how it can possibly interfere with your pending action?—Counsel seem to think it does, sir. Mr. Macdonogh was our leading counsel.

54224. Mr. Morris.—In what way would it interfere?—I may tell you this much with regard to the information, some of it I got by letter, and others by messengers coming into the shop and leaving scraps of paper in my absence.

54225. Mr. Law.—To whom did you pay the money—I do not at present ask you what you paid; but to whom did you pay the money to get the information?—Oh, I paid it to several parties, some twenty-six or twenty-seven, I think.

54226. In order to get the names of those three people in connexion with 76, Capel-street, you did pay apart from your expenditure in other respects; do not misapprehend what we are inquiring about; we are not going to ask you as to all your labours in making your inquiries, it is only this one inquiry—from whom you received the names of the three men that occupied the front room in 76, Capel-street, on the day of the election?—Well, I believe it came directly from Mr. Frazer.

54227. To whom did you pay the money?—To a messenger sent—I think two or three messengers—some women and some men. I know the name of one, but I would rather not disclose it if I could avoid it.

54228. We must get at it?—It is not for my own personal sake.

54229. How much did you pay?—I think altogether I paid about £150.

54230. Not for that purpose?—But in connexion with the election.

54231. I do not want to interfere with your proceeding so far as it can be avoided; but did you pay specially for getting those three names?—About £50.

54232. Did you get £50 for the purpose of paying for that alone?—No; I had money at my own disposal for the purpose.

54233. Was it for the purpose of paying for that alone?—Yes, I think it cost me about £50 for that alone.

54234. That is a very narrow point; one person could tell who the three men were; when was it that you ascertained the three names?—Well, if you insist on that, sir, I would rather wait till I see my counsel to advise me whether I should disclose it or not.

54235. It is perfectly impossible that it can interfere with you?—I will be able to tell you in an hour.

54236. It cannot in the least injure you?—Well, it implicates other people.

54237. And that is the very reason we ask the question; we should not be sitting here if it were not to find out what other people were in the scrape as well as yourself?—I do not mean to say that any one was in a scrape, sir.

54238. Who was it?—Well, one of the persons from whom I got the information was Thompson.

54239. Is he Watkins' son-in-law?—He is.

54240. Did you pay him any money for the information?—I gave him money to bring back to the person, whom I believe to be Mr. Frazer, who sent me the information.

54241. Did you receive any information from anybody in the Registry Office?—I did not.

54242. Did you receive any information indirectly from persons from the Registry Office?—I may have done.

54243. Did you ever say that the information you did get was got, or was to be got from an official of the Registry Office?—Oh, yes, I believe it came directly from some persons in the Registry of Deeds Office.

54244. Did you understand who the person was that was giving the information in the Registry of Deeds Office?—I did not; and I pledged myself not to inquire, and I did not inquire.

54245. Who was it then told you, or led you to believe that it was in the Registry Office that the information was got?—Well, a young gentleman called on me one evening after I had a written communication sent to my house.

54246. Was it anonymous?—Oh, anonymous; I had several of those.

54247. Offering information?—Yes.

54248. For a consideration?—Yes.

54249. Did this gentleman follow up one of those anonymous letters by calling upon you?—He came in one evening to my house.

54250. Did he refer to any of the letters that he had sent?—He asked had I received any communication, and I said yes.

54251. Now, who was this young man?—I do not know.

54252. Did you not ask?—In fact, I told the young gentleman that I would not make inquiry, neither did I. I told him I would never disclose the name.

54253. Have you seen him since?—Oh yes, I have.

54254. When did you see him last?—Not since the petition; I saw him one day during that time—during the progress of the petition.

54255. What age would you say he is?—Well, I should say about twenty-two or twenty-three.

54256. Where did you see him?—I saw him about the courts here.

54257. Is he an attorney's clerk?—No; I should say not. It struck me from the conversation I had with him that he is connected with the Registry of Deeds Office in some way, and that he knew a good many of the officials there.

54258. You say Thomson gave you some of the names; did he give you the names of the three?—Well, if I said Thomson gave me the names; he did not give me the names at all; but I think it was he that brought the information—left it at my house.

54259. Do you mean in writing?—In writing.

54260. Have you got that document?—I have not; all the documents connected with it are in the hands of my attorney.

54261. Is Thomson, do you know, as a matter of fact, one of the persons that gave you the information?—Well, it only occurred to my own mind—I am not quite sure whether he had anything to do with it or not; whether it was from his own knowledge, or whether he was made the medium of communicating the information to me.

54262. Did Thomson come to you to give or to put you in the way of getting information as to who those people were?—Well, I believe he did.

54263. Did you pay him anything for it?—Not directly I did not. I sent money through him.

54264. Through him?—Through him to the party whom I believed to be communicating the information.

54265. How much money did you send through him to the anonymous party that you believed to be giving the information?—Well, I believe it amounted to £10 or £12.

54266. Was it all sent at one time?—Oh, no.

54267. When you say that you sent it through him, do you mean that you gave him the money to bring to his correspondent?—Yes; some of it I gave to him, and others I gave to little boys that would come in with notes.

54268. I am not dealing with inquiries you were making about other persons, but simply what you paid for getting the three names of the persons in the front room of 76, Capel-street?—Yes.

54269. Now, did you pay any money to Thomson for the purpose?—Well, at the time I was paying the money, I understood it was not for him directly; but I understood it was for Mr. Frazer directly. I was led to believe that.

54270. Did you ever speak to Frazer on the subject?—I did not; but I believe I had communications from Fraser offering to give me information, and from my own resources, I declined, and I referred him over to Mr. Fitzgerald.

54271. Who was it that led you to believe that you were getting the information from some official in the Registry of Deeds Office—was it Thomson that made that statement?—He did not make the statement.

54272. Was it Fraser that led you to believe that?—The first information I have ever, was a written one.

54273. From whom did you believe that came?—Well, I really believed then it was some of the gentlemen—and I believe it yet to be some of the gentlemen in connexion with the Registry Office; but who it was I do not know, and never inquired, for I pledged myself at the time not to inquire, and neither did I.

54274. Whom did you pledge yourself to?—To this young gentleman who came to my house one evening.

54275. Did you speak to the young gentleman when you saw him last in the Four Courts?—I merely recognised him when I saw him passing in; that is all.

54276. Do you mean to tell us that you cannot form a belief as to who that young gentleman is?—I believe he is connected with the Registry of Deeds Office; but who he is I do not know, and never inquired.

54277. Is he one of the clerks there?—I believe he is.

54278. Does he wear a beard?—Well, he does not.

54279. Has he black hair?—Well, I would almost say that it is light hair.

54280. Have you seen him up there?—Oh, I have not.

54281. Did he tell you he was in the Registry Office?—He did not; he told me that he was connected with the Government—that he held a Government situation.

54282. Did you pay him any money for giving this information about the men in Capel-street?—I did.

54283. How much did you give him?—I gave him £20.

54284. I suppose it was because he was a Government official that he required such a large sum?—No, I considered the information worth a great deal more at the time to us.

54285. Did this young gentleman then give you the names of the three men who sat in the front room?—Yes; and more.

54286. I do not at present ask you with regard to the other information; did he give you any information as to who sat in the back room?—He did not.

54287. Did he give you any information at all as to the people who had charge of the back room?—No, he did not; he gave me information though, that Mr. Fraser——

54288. About Mr. Fraser?—Yes.

54289. What about him?—That it was he who organized the system of the distribution of the railway tickets.

54290. This gentleman did?—Yes; he was very little older than that young gentleman there—very little darker in the hair.

54291. Are you certain that that young gentleman told you that he was connected with the Registry Office?—Well, he did not tell me exactly that he was connected with the Registry of Deeds Office, but that he held a Government situation—a Government appointment, that was the word.

54292. Do you mean to say that you have no idea as to who he is?—Well, I have an idea of who he is; I believe he holds a situation, but where I do not know.

54293. If you wanted to find him, where would you go?—Well, my own impression is that I would go to the Registry of Deeds Office.

54294. Did you ever see him there?—I did not.

54295. If you went up there whom would you ask for?—I could not tell you that; I do not know indeed.

54296. But whatever information you got from him you have no doubt in your mind that he is connected with that department?—Oh, I have not the slightest doubt.

54297. Did he tell you that he knew anything about Mr. Foster?—Yes; he furnished me Mr. Foster's name.

54298. Did he tell you that he ——?—At least I will tell you how that occurred, and then perhaps this may give you some information. He said that a friend would call in a day or so, who knew as much if not more than he did, and he would supply me with the names of the people, which would be very valuable information in connexion with the election petition. I thanked him, and I said that I was prepared to pay liberally for any information I received; in two or three days afterwards another young gentleman called.

54299. Now what sort of a fellow was he?—Well, he had a very slight moustache, and I would say he is about four or five and twenty years of age; but I had pledged myself before that that I would not ask any names except those that they thought proper to disclose to me.

54300. But without asking the question of themselves, did you never find out who this second young gentleman was?—I did not put myself to any trouble.

54301. But without putting yourself to trouble?—No, I never did; in fact, I rather shut my eyes against finding them out, for I did not want to find them out.

54302. Did this second young gentleman call?—He did.

54303. And did he give you information?—He did.

54304. Did he tell you who were in 76, Capel-street, on the day of the election?—Yes.

54305. Tell us what he told you?—He told me that Mr. Watkins was there in charge of the room, and a man of the name of Noblett, and a man of the name of Kemp, and he told me that a man of the name of Dr. Beatty Guinness was there during the day.

54306. Did he tell you that there was a fourth man there—I do not speak of Dr. Guinness Beatty—but did he tell you that there was a fourth man there

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besides Noblett, Kemp, and Watkins?—If he did I do not remember, and my own impression is that he did not, for if he did I would have had him subpœnaed with the others, and I think that is about the best proof that I can give you that he did not furnish me with the name of the fourth man.

54307. Did he tell you that there was a fourth, but that the fourth man should be kept concealed?—No, he did not.

54308. Had you up to that time not got the names of the three who sat in the room—till the second young gentleman came?—No; I was promised the names; they wanted to know exactly how much I would give for the information.

54309. Did you on this occasion give the £20 to the first young gentleman?—No, I did not; I did not give the money till I ascertained exactly.

54310. Did you promise the £20?—Yes.

54311. Did you give £20 to the second young gentleman?—Yes, I gave him £20 also.

54312. That is £20 to each?—Yes.

54313. Did the second young gentleman tell you that he was a Government official?—Well, he did not.

54314. Did you understand that he was from the same office as the other?—I understood that he was some particular friend of the others, but I really did not inquire.

54315. From what passed between you were you under the impression that he came from the same office as the other came from?—No; my own impression was at the time that he was not; that he was merely a personal friend, and that this other party wished him to get just as much he had himself for the information; that is what I understood at the time.

54316. Did either of them tell you, the second man or the first, who were in the house that day besides those three men that you have mentioned?—No, he did not, except the owner of the house, and a little boy who kept the door.

54317. That is, Hawkins, you mean, and Forrest?—Yes.

54318. Did you ask who was in the back room, which was the more important of the two?—I asked that question, and I was not able to receive any information.

54319. Did they tell you that they knew?—No; they would give me to understand that they did not know.

54320. In any of the discussions that you had with either of those persons, or with anybody else, was the name of anybody in the Registry Office ever mentioned except Mr. Foster?—Oh, yes; Mr. Williams.

54321. What was said about Mr. Williams?—I was given to understand that Mr. Williams's brother had something to do with the distribution of the railway tickets.

54322. Who gave you to understand that?—The first young gentleman that called on me, and that is the reason why I inferred that the young gentleman was from the Registry of Deeds Office.

54323. You say that you understood that Mr. Williams's brother had something to do with the distribution of the tickets; you did not understand that he was in the Registry Office?—No; I understood that Mr. Williams's brother was not in the Registry of Deeds Office, but whether he is or not I really do not know.

54324. But how did the name of Mr. Williams of the Registry Office happen to turn up?—Well, I made inquiry; my particular province at the time was to inquire as to the extent of the bribery that was carried on at the late election, and in that way I ascertained about Mr. Williams's brother.

54325. But how did you happen to identify him as the brother of Mr. Williams in the Registry Office?—I did not identify him.

54326. Did anything turn up in the course of your inquiry about Williams in the Registry Office?—Oh, yes; I heard that Mr. Williams knew of his own knowledge that there had been bribery going on.

54327. That he was cognizant of bribery going on there?—No; I heard that he was connected with some of the wards or committees, and in that capacity should know something about it, and I furnished Mr. Williams's name, and he was subpœnaed.

54328. Did you ever speak to Williams yourself?—I have in the way of business.

54329. When did you see him last?—I was in the Registry Office about business of my own, six or eight months ago.

54330. Were you there since?—I do not recollect.

54331. Were you there lately?—No, I was not; I had no business.

54332. Were you there last week?—No, I was not there this year, and I do not think I was there since July last.

54333. Do you know Williams's appearance?—I do.

54334. When did you see him last anywhere?—I have not seen him since I saw him in the Registry of Deeds Office; we had some deeds of mine there for the purpose of registering.

54335. When was that?—July last.

54336. Have you not seen him since anywhere?—No, sir.

54337. Had you any conversation with him then?—Nothing except about my business.

54338. Nothing about the election?—Nothing about the election.

54339. Did you ever pay him any money?—No, sir, unless in connexion with the business. I never paid him any money at all.

54340. Unless, of course, in connexion with the deeds; when were you last in the Registry Office—I do not speak of seeing Williams?—I think it was some time in the summer.

54341. Not since?—Oh, not since. I think it was in the upper portion of it; it was in connexion with a will case that I had some interest in.

54342. Were you not there since then?—I do not remember having been there; I had no business.

54343. You say you got some information from Thomson?—Yes.

54344. He called upon you and gave you, at all events, some communications?—Yes.

54345. Have you seen him since?—I have, frequently.

54346. When did you see him last?—Yesterday.

54347. Had you talk at all about this inquiry?—No; I was talking about my own trial that is pending.

54348. Had you any conversation about the matters that took place in 76, Capel-street, at the time of the election?—Oh, yes; at the time I got that information I had.

54349. Did he tell you his father-in-law was there?—Well, he gave me to understand that he was there. He did not mention his name directly that I remember.

54350. What were you talking to Thomson about yesterday?—He called in the way of business and had something to drink, and he told me that he had met Mr. Fitzgerald or some one from his office, and he asked me something about my own trial.

54351. Were you speaking to him of the inquiry here before us?—No, nothing, for I thought the last day I was up here that I would not have to come any more.

54352. Have you spoken to anybody connected with the Registry Office about their knowledge of matters in 76, Capel-street?—No, I have not, to my knowledge.

54353. Did you ever meet Mr. Williams?—I never spoke to Mr. Williams on the subject.

54354. Had you ever a letter from Mr. Williams?—Not that I know of; I have had so many anonymous letters that I really could not tell you.

54355. I am not speaking of that?—But of my own knowledge I never had.

54356. Do you remember receiving, either from Mr. Phillips or Mr. Maclean, one of the gentlemen employed for Mr. Pim at the election of 1865—do you remember receiving after the election a sum of £20 which you had engaged to pay other people?—Yes.

54357. That, as I understand, was for certain voters who would not promise to vote unless they got some certain undertaking—was that so?—That was to pay men that I had employed myself as canvassers.

54358. And had you issued tickets to them?—I had.

54359. Did you pay this money among them?—I did.

54360. How many people would it represent?—Well, I should say, on an average, I gave from three to six days' employment to each of the parties I engaged, and then I paid them at the rate, I think, of 10s. a day.

54361. That would only represent a few people then?—That was all.

54362. I presume if you paid them out of that £20 they did not also get paid by Mr. Watson?—I really could not tell you that.

54363. Did they give up their cards to you?—Oh, any of them that I paid I got up the cards.

54364. Had you got those cards in the office?—Oh, no; those were cards I issued and signed myself.

54365. Were those freemen?—They were, sir.

54366. When you spoke to those two young gentlemen to whom you paid £20 apiece, one of them, at all events, left the impression on your mind that he was in the Registry Office?—Yes.

54367. Did not the other do so also?—No, quite the contrary.

54368. Did you ever represent in your account, or otherwise, that they were both from the Registry Office?—Oh, I might have done; that is, I considered they were connected together.

54369. Did you consider that they were connected together as clerks or otherwise in the same office?—No, I did not; I understood at the time—at least the impression left on my mind was that they were not, but that they were connected in imparting the information and wanted to get one just as much as the other.

54370. You believed one was a clerk in the Registry Office?—I did.

54371. The reason I ask you is, that you did represent in your account that one of the men to whom you did pay £20 was from the Registry Office?—Yes.

54372. That is the way you put it in the account?—Precisely.

54373. And then you put "Ditto,"—is that the other man?—Well, my impression is that the way I rendered the account to Mr. Fitzgerald was—"A.B., Registry Office, £20."

54374. And "C.D., £20?"—Yes.

54375. And that to ordinary readers would mean that C.D. was in the Registry Office as well as the other?—Well, I think I wanted to convey that they were connected; but my own impression at the time was that one of them was in connexion with a Government office, and I believed that Government office was the Registry of Deeds Office.

54376. Something that passed led you to believe that this first man A.B. was an official in the Registry Office?—Quite so.

54377. You thought that it was there that he got the information?—I thought it was in connexion with that or out of doors.

54378. Did he lead you to believe that he had the information himself or that he got it elsewhere by inquiry?—Well, my own impression at the time was that he had the information.

54379. Before?—Yes.

54380. But did you think from what passed that he had collected the information from other sources, or that he had the original information himself?—I think my impression was that he knew it all along himself.

54381. That he had not to go elsewhere to make inquiries?—Well, he left that impression on my mind—that he merely wanted to get for his friend just as much as he had secured himself.

54382. You say Frazer's name was mentioned to you?—Yes.

54383. You did not make any inquiry of him; you referred him to Mr. Fitzgerald himself?—Oh, I knew a great deal of Mr. Frazer before, and I may as well tell you that I had become rather afraid of the man.

54384. Have you ever seen the second man that you call C. D. since?—Not to my knowledge.

54385. Did you pay the £20 into his hand?—I paid him £20; the way I paid it was this; I gave it to the first young man that came and he undertook to pay it.

54386. You gave him £40?—Yes.

54387. And he was to pay £20 to himself and £20 to his friend; and did you get any receipt from him?—Well, I did, and he signed it "A. B." It was clearly understood that I was not to ask his name, and he signed the receipt "A. B."

54388. Did he bring you a receipt from "C. D."?—No, he signed it himself.

54389. For the whole £40?—Yes.

54390. It is all very well not to make inquiry at the time, and to have got the receipt perhaps in a somewhat indefinite form, but when you were parting with the money and taking this receipt did he give you any means of hereafter identifying him if it should become necessary?—No, he did not.

54391. And what is the use of the receipt?—Well, indeed it was more to keep my accounts square than anything else; and I did not require a receipt at all, because I had special direction.

54392. Do you mean to say that you parted with this money without any security at all of either identifying or getting at the persons again?—I did not require any security.

54393. Suppose you wanted to make any further inquiry from them that you thought they would be available for, did you not leave any avenue open for getting at them?—I have no doubt that if I went in search of those parties I could find them.

54394. Would it not be well that you should?—I do not think I should be justified in that.

54395. You see all we want to know is to get at the truth of this matter; how would you go about looking after those men?—Well, my own impression is that I would go to the Registry of Deeds Office.

54396. What department of the Registry of Deeds Office?—I really could not tell.

54397. What would you do first if you went there?—The first thing I would do would be to search the entire office.

54398. Would you have them all paraded before you?—I do not want to have them paraded before me, but I would have to go through all the office.

54399. How would you describe the man that you wanted to ask for?—Just as I have described him here to you.

54400. Mr. MORRIS.—Have you not the least doubt that this gentleman had not dark hair?—I have not the slightest doubt. Perhaps it is dark; I would not call it dark.

54401. Is it brown or black?—I would say light brown.

54402. Mr. LAW.—What office is it in?—I would have to go through the entire.

54403. Did you ever see this young man at all there?—Never, sir.

54404. Is it in the land searching department?—Well, I do not think it is, because I have been there so often myself from time to time that if it was in the land searching department I would have seen him.

54405. When this young man signed the receipt did he put any description of himself after it?—No; he did not.

54406. Did he put Registry Office?—No; I think as I told you before, Mr. Commissioner, it was merely for the purpose of keeping my accounts; I knew very well that he did not wish to give his name, and neither did I ask to get it; in fact I wished to keep it away as far as I could, because he did not wish to disclose, and neither did I—I got the information that I required, and that is all I wanted.

54407. Now, you of course did receive a great deal of information, and I believe you transmitted what

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information you got for the purpose of the election petition; is not that so?—Yes.

54408. Was any of the information you got in writing, by letters—I mean anonymous letters?—Oh, yes.

54409. Was any of it by letters signed?—No; I had no signature, I think—no genuine signature I think in any of the letters.

54410. Any signatures you got were fictitious?—Yes, any of the genuine information I received, I received it verbally.

54411. Did you ever receive any information verbal or written as to who the persons were, or any of the persons that were in the back room?—Yes; I received information, but I never could get it proved as to who they were.

54412. Can you give us the name of any person who was mentioned in any of those communications as the person?—Mr. Foster for one, Dr. Beatty Guinness, I think, that was the other.

54413. Was there any other name mentioned?—Yes; I received two or three other names.

54414. Who were they?—I think a Mr. Moffett, a solicitor.

54415. Did you ever hear the name of Mr. Williams?—No.

54416. Is it Maffett or Moffett?—Maffett.

54417. Was it from either of those young men that you speak of—A.B. or C.D.—that you got that information?—It might have been for anything I know; I received it in a written communication.

54418. Where those communications preserved?—Oh yes, for the purpose of the evidence.

54419. You preserved them for your own purposes?—Yes; then I received the best of the information from the freemen themselves, in connexion with the bribery, with the manner in which it was carried on as disclosed in the petition.

54420. I suppose substantially what you received was afterwards proved?—Some of it was, and others I found to be quite wrong.

54421. Did you ever hear information as to any other place like 76, Capel-street, where that was carried on?—Oh, yes, I did; I heard it was carried on in Fownes's-street, James's-street, and various places through the city.

54422. But none of those were proved?—No; not one.

54423. Did you ever hear that Williams was at 76, Capel-street, that day?—Which Williams do you allude to, sir?

54424. Thomas Williams?—No; I do not think I did, sir; I received information that he knew all about the distribution of the railway tickets.

54425. Now who gave you that information?—That was also written.

54426. Now, of course, as you told us, any written documents that were worth preserving you kept, and among them I suppose you kept that?—Well, some of them I did not preserve; when I received the information I thought them useless; any of them worth preserving are with my solicitor.

54427. Who is your solicitor?—Mr. George Riddick, Lower Dominick-street; at least he is acting in that capacity on this occasion for me.

54428. What time did the first of those young men come to you—how long before the election petition came on to be heard?—I think at the time that I received that information the election petition was then going on.

54429. Actually going on?—Yes.

54430. But had not the first young man, A. B., been with you before the election petition came on?—He had not.

54431. He had not?—No.

54432. Tell me as well as you can what conversation you had with A. B., the first man—the first evening he came to you?—I will tell you in substance:—"I have been given to understand that you require some information about the election petition?" I said "Yes." "Well," he said, "what would you give for valuable information?" "A great deal will depend," said I, "on the value of it, but if you tell me what it is I will be in a position then to deal with you; I am quite prepared to deal liberally for any genuine information, but I do not want any trash at all in the matter; I want genuine *bonâ fidâ* information in the matter; we are already in possession of a great deal—as much as we require for our purpose;" and he said he knew a party who could impart to me very useful information in connexion with the house 76, Capel-street; and I said, "What took place there?" And he said, "What would you give for the names of the parties that were there in attendance on that day?" And I said, "I have no objection to give £20 or £30." "Oh," he said, "it is worth a great deal more." "Well," said I, "let me know exactly the circumstances and then I will tell you what I am prepared to give;" and then he said, "there is a friend mixed up with it, and he will expect as much as I;" and I said, "I have no objection to give you £20 each."

54433. And then you got no details from that young man then?—Not on that occasion.

54434. Did he come back to you again?—Yes.

54435. Did the other young man come?—Yes, in the meantime.

54436. How soon did he come to you?—As well as I can remember it was the following evening.

54437. What did he say?—He said that he had been sent by his friend; I said that I had made an arrangement to give to his friend £20, and he said that they wanted £50; and I said, if they had come some time ago I would have given them £50, but that in reality we had got as much information as we should require, and I thought that was quite sufficient for the names of the parties; and he said, "there are other names connected with it;" and I understood that was Mr. Forrest's name—Mr. Forrest, and this George Hawkins.

54438. Did C. D. give you those names at that first interview you had with him?—No, he did not.

54439. He went away?—He went away.

54440. Did the two of them come back together?—No; they never came together.

54441. Which of them came next—the second man?—No; the first man came on the third occasion and gave me the names.

54442. Then it was A. B. that gave you the names of Noblett, Kemp, and Watkins, and of Mr. Foster; was it?—Yes.

54443. Did he also give you the name of Dr. Guinness Beatty?—He did.

54444. Was it he gave you Maffett's name?—No; I received Maffett's name through the post in a letter directed to me.

54445. Was it an anonymous letter?—I believe it to have been; there was no name at all.

54446. I suppose that letter you have preserved?—That letter is with my solicitor.

54447. Did you pay A. B. on that occasion the £40 or did you pay him subsequently?—Oh it was after that that we ascertained that the names were genuine.

54448. Then did he give you no further information?—No, none.

54449. Did you ask him could he tell the number of people that had been bribed in that house?—I did not.

54450. Or the amount of money or anything of that kind?—No; I ascertained that principally from the parties that were examined on the election petition.

54451. From the witnesses themselves?—Yes.

54452. Did you make any inquiry from either of those young men as to where the railway tickets came from, or where they were got, or how they were got?—I did not.

54453. Did you say that you heard that Mr. Williams' brother was engaged in distributing the tickets?—Yes, I heard that.

54454. Who was it gave you that information?—It was the first young man that called on me, and hence it is that I inferred, and the impression is on my mind, that he must have been connected with the

Registry of Deeds Office, for he knew so many of the young men there.

54455. Now you talked of their mentioning more names; did not they give you other names besides—either one or other of them—other names besides Noblett, Kemp, Watkins, and Foster?—Oh, yes; they gave me a good deal of names in connexion with parties that had received bribes, and had personated freemen at the election.

54456. Did he give you the name of anyone who received a bribe?—No; all the parties whose names they gave me I furnished to Mr. Fitzgerald, who had them subpœnaed except one. They furnished me with one young man, I think his name is Saunders; he lives over in South King-street, and that was merely personation. Since I was here last, I made an analysis of all the various freemen of the city, as I see so much talk of it in the press, and perhaps it might be useful for the Commissioners to know all the various trades, and I see they form only a very small portion of the city.

54457. Mr. MORRIS.—What did you get that from?—This is from the list, sir.

54458. Mr. TANDY.—Have you got much personal knowledge yourself connected with the freemen?—Oh, yes.

54459. And are you able to verify that from your own personal knowledge?—I am; I think out of the 2,702 freemen, I probably know myself one thousand of them—very close.

54460. Mr. LAW.—Just let us have that return?—(*The witness handed in the return.*) There are 710; those you see marked there on the right hand side are the parties who gave me the information.

54461. I see you have marked here in this sheet "clerks of all kinds, 132; informants, 0"; I suppose you did not get information from that kind of people?—Yes.

54462. Then I see so many printers?—I got information from one printer.

54463. Did you make use of the printed list, that is, as to the various trades they represent, for the purpose of making this analysis?—I had that list prepared in manuscript, in order to get at the freemen belonging to the various trades, for the purpose of canvassing.

54464. I think you altogether make out that the actual tradesmen freemen are 710?—That is the exact number, sir.

54465. Mr. TANDY.—Had you ever any occasion to send any messages to either of those two young men?—No, I had not.

54466. Did you communicate with them directly or indirectly?—Neither one nor the other.

54467. Mr. LAW.—It will be necessary for us ourselves to see some of those documents, and I need not tell you it is not for the purpose of making them public; but it will facilitate matters if you can get them for us?—Oh, I have not the slightest objection to lay the particulars, with all the documents, before you.

54468. Just one or two of the original documents we desire to see?—To which documents do you refer?

54469. For example, we should like to have that A B and C D receipt?—Yes.

54470. Who wrote it out—did you write it out yourself, or was it written out by the young man?—I think I wrote the body of the receipt myself, getting the signature just merely as a matter of form.

54471. Is there any writing of the recipient on it?—Merely the initials, sir.

54472. At all events, we should like to see it?—So you shall.

54473. And we should also like to see the anonymous letters?—Any of them that I have.

54474. And it would facilitate us a good deal, if you would be kind enough to let us have those to-day, for our own information?—Yes, sir; I will go over to my solicitor; it is purely for the private information of the Commissioners—not for publication.

54475. Certainly?—Very well.

Thomas Vance, esq., further examined.

Thomas Vance, esq.

54476. Mr. LAW.—We understand from Mr. Price, that for several years you acted as treasurer of a fund that was kept for the admission of freemen?—I think from about 1861 perhaps, till 1863 or 1864.

54477. Whatever the time was, have you got the accounts of it?—I have no account of it.

54478. Did you return the account?—Well, simply the way was, that my brother contributed to it, and my brother William, a younger brother of mine, gave me £50, and various other gentlemen contributed £10 and £20, which I really could not recollect. I know the late Mr. Benjamin Guinness gave me either £10 or £20; and all I know is that I paid away about £300, and that altogether I received about £260 or £250. That is all I know about it.

54479. Did you keep no regular account?—No account whatsoever. As fast as I got the money in I paid it away.

54480. I suppose you gave it to the persons in the Registration Office as they required it?—I did.

54481. You say you acted in that way from 1861 to 1863?—Yes.

54482. That would be about two years?—About two years.

54483. Mr. Price was under the impression that you had acted as treasurer of that fund from 1857?—No.

54484. Do you know, as a matter of fact, who acted before in the same way as you acted?—I really do not know: I do not know at all. I think there was a very trifling sum, if anything, contributed before I acted.

54485. Sometimes the money for the admission fees was paid out of the ordinary fund, and sometimes out of this fund?—Yes.

54486. You think you paid about £300?—I think altogether in the three years, 1861 to 1864, about £300.

54487. Would you go down to 1864?—I think, perhaps, I might go down to 1864.

54488. What we want to know is about what amount on the average was expended in that way every year: would there be more than £100 a year?—I think not more than £100 a year passing through my hands.

54489. About £100 a year?—Yes; but then several of those that were paid for returned the money.

54490. Returned the money?—Returned the money. A considerable number of people returned the money when they had it in their power to do it. Others very well able to pay never did. I know that the late Secretary of the Corporation, Mr. Reilly, was paid for, and when the election came he voted for Mr. Pim.

Mr. *George W. Irwin* sworn and examined.

Mr. George W. Irwin.

54491. Mr. LAW.—Were you active at the last election, canvassing or otherwise, on behalf of the Conservatives?—Certainly not.

54492. You were doing something in connexion with it?—I did nothing except go a few evenings to the committee-room in Sandymount.

54493. It was in that district you were?—Yes; I live there.

THIRTY-EIGHTH DAY. *January* 22. Mr. George W. Irwin.

54494. Serpentine-avenue, is that your address?—Yes.

54495. We want to make some inquiries from you?—Do you remember having any interview with a freeman called Hodges?—I do.

54496. I believe that was shortly before the election?—He had lived in my neighbourhood, and one Sunday when I was taking a walk at the north side, across the river by the shipbuilding-yard, I saw Hodges standing at his door; and I said "Is this where you are?" "Yes," said he. "May I ask you how are you going to vote at this election?" and he said "I have been badly treated, and I do not know whether I will vote or not."

54497. He had been "badly treated"?—Yes.

54498. Then I suppose you had known him to vote in 1865?—No; I knew him to live in our neighbourhood, and I knew that it was in his house Mr. Pim's committee-rooms were in 1865.

54499. Then you looked on him as a supporter of Mr. Pim?—I looked upon him as a man that would vote for whichever side paid him.

54500. What did you understand him to mean when he said he had been badly treated?—I understood from him that perhaps he imagined I could put him in the way of being better treated.

54501. Than he had been by Mr. Pim?—Yes.

54502. He complained as I gather substantially of his treatment at the last election?—He did not say by Mr. Pim, but that he was badly treated at the last election.

54503. And was undecided what to do?—Yes.

54504. Did he tell you that one of Mr. Pim's agents or canvassers (I do not know which), Mr. Forsythe, had been down with him that day?—He did.

54505. Did he tell you that this gentleman, Mr. Forsythe, had proposed to do anything for him?—Yes.

54506. What did he say?—He said that Mr. Forsythe had told him he would see him again.

54507. Told him he would see him again?—Yes; or something of that kind.

54508. Was the impression left on your mind that Forsythe was willing to treat with him for his vote?—Decidedly; and that is what the man wanted at all events; and he knew that I was an earnest supporter of the Conservative side; and he wanted to get me to hold out some expectation.

54509. I believe, seeing that the man was open to argument of that kind, you did write a letter to a friend, suggesting that he ought to be called upon by some of the Conservative canvassers?—Well, I think I did; I really forget now.

54510. There is nothing wrong in it; you wrote to Mr. Hill, and that was sent on by him to Mr. Sutton?—Yes; Hill was the principal of the committee-rooms in Sandymount.

54511. The letter is dated the 15th of November; that was on a Sunday?—Yes.

54512. [*Reads letter.*]

"DEAR MR HILL.—I have just returned from seeing George Hodges, publican, formerly of Irishtown, now living on the East-wall, six or eight houses up from the North-wall Lighthouse. He is a freeman, and has a list of persons with whom he has some if not considerable influence"

?—About twenty people.

54513. "Which Mr. Flint wanted him to transfer to him, but he won't do so." I have no doubt that is what he told you?—I have no doubt that my recollection was very much better then than now.

54514. "The man has been strongly recommended from the brewery to Mr. Sutton for being put on as a canvasser." I suppose that is what he told you?—Yes.

54515. "His case is another of the many cases which have come to my knowledge of gross neglect of matters material to the success of the election. As to Hodges, if something is not done to save him or satisfy him (the man has a large family and is needy) before eleven o'clock to-morrow morning Mr. Pim has him, and I have little doubt some few votes along with him?"—Yes.

54516. I suppose that accurately represents what he said?—Oh, it was his own story.

54517. Forsythe, Pim's agent, has been with him—"the man wishes to be with us—he has put off Forsythe until eleven o'clock to-morrow?"—Yes.

54518. An auction was going on, "before which he intends to call down to Deaker, secretary of North Dock ward, 21, Eden-quay?"—He told me that he had seen Mr. Deaker, and that Mr. Deaker had told him to call again on him.

54519. What was Deaker?—I think Mr. Deaker was chairman or something of the committee of the North Dock ward.

54520. On the Conservative side?—Yes.

54521. "Mr. Deaker told him to call about half-past ten—between that hour and eleven. If something definite is not done by that time the man will be obliged to go to Pim. As the time is too short to delay deciding, being returned in one district, I have thought it well to apprize you of the circumstances in which I have found him." I suppose that letter accurately represents what he told you, or the substance of it?—Well, it does certainly, I wrote it immediately after.

54522. That was Sunday. You say that you wrote it?—Yes.

54523. I suppose Hodges had told you that he had about twenty other voters that he could influence?—Yes.

54524. And he led you to believe that a proposition was made to him, substantially?—Yes.

54525. On the other side?—Yes.

54526. Which he must give an answer to at eleven o'clock to-morrow?—Yes.

54527. He was willing in the meantime to go with your side if a proper arrangement was made?—Yes.

54528. Did you understand by that, in point of fact, that he wanted money in some way?—I understood from him that he wanted employment or money. I did it—I may say—the man having a very large family and being in very needy circumstances, and Mr. Hill being the principal in these matters—that he might be able to obtain some employment. If he got a car to go about, and was appointed canvasser, it would be the means of putting a trifle into his pocket.

54529. Did you mean that he should get money by it?—Yes, either employment or money.

54530. And then if he got employment he was to be paid for the employment?—Yes.

54531. Did he give you distinctly to understand that he was willing to vote for whichever side was willing to give him some substantial acknowledgment of it?—Well, he did not give me distinctly to understand, but that was the distinct impression on my mind.

54532. You seem to have that impression when you wrote that letter?—Yes.

54533. You have no doubt that at that interview that was what he wanted?—No doubt.

54534. Mr. TANDY.—Did you ever get an answer to that letter?—No; I asked Mr. Hill had he got the letter, and he said he had.

54535. Do you recollect having any other conversation on the subject?—No, I merely made the suggestion to Mr. Hill. I did not want to connect myself directly with the matter at all.

54536. Mr. MORRIS.—Was Hodges the only freeman you had this kind of interview with?—The only one.

54537. Mr. LAW.—What is Hodges' proper address?—I do not know. It is a street running out of the dockyard at Irishtown he lived in.

George Hodges sworn and examined.

54538. Mr. LAW.—Did you vote at the election of 1865?—Yes; I voted for Pim. I was employed by Mr. Forsythe as a canvasser. I got £5 for canvassing for a fortnight, because I knew a great many about the neighbourhood; and I got £3 a week for my rooms in Irishtown, as committee-rooms.

54539. Did you get a canvassing card?—I got a card from Mr. Forsythe, and £1 a day for five days.

54540. You were paid?—I was.

54541. Who was Mr. Forsythe?—The attorney; the conducting agent upstairs.

54542. Does what we have heard from Mr. Irwin represent accurately what passed between you?—Yes; but his suspicions are not right, that I wanted money; for I never got a farthing for my vote.

54543. What did you say about Mr. Forsythe?—I said he sent for me, and wanted to engage me to canvass for Mr. Pim. I said I did not like to have anything to do with Mr. Pim this time, that his principles and mine did not agree now. "Oh," said he, "we will not ask you to vote for Corrigan if you support Pim. I said, "It is two o'clock now, and I cannot give you an answer until Monday morning"; "That won't do," says he; "meet me in Irishtown to-night at the committee-rooms." When I went home I thought it over and as the Church question was on the carpet I would not canvass for him.

54544. Did you tell Mr. Irwin that you had to meet Mr. Forsythe next day to give him a definite answer?—I did.

54545. Did you give Mr. Irwin to understand that Mr. Forsythe was going to pay you?—To employ me for £3 for canvassing. I said he did not require me to vote, but to canvass.

54546. Did he ask you to vote for Mr. Pim?—Not until I spoke about Sir Dominic Corrigan and Mr. Pim. "Oh," said he, "if you vote for Mr. Pim we will not ask you to vote for Corrigan." "But," said I, "if I vote at all I cannot canvass and be paid." "Well," said he, "you need not vote at all; we will pay you £3."

54547. I suppose you were not to get the £3, and to vote at the other side?—Except to canvass.

54548. You were not to be at liberty to vote for Guinness and Plunket?—I made no stipulation; and after we parted I never saw him from that day to this.

54549. Did you lead Mr. Irwin to believe that you had accepted Mr. Forsythe's terms?—I think I said I accepted his terms.

54550. Did you say that Mr. Forsythe offered you £3?—I think I did, because I wanted to be employed as a canvasser.

54551. Did you ask Mr. Irwin to have you employed as a canvasser on the Conservative side?—I think I did; because I knew all the people in the locality.

54552. I suppose people he represents in the letter as people whom you could influence, or whom you knew?—People I knew; and better than any stranger.

54553. You said that you were employed?—That I would go see them at once.

54554. Did you mention any sum you would require?—No.

54555. Did you go on the Monday at eleven o'clock, as Mr. Forsythe said?—No.

54556. Did anybody call upon you from the Conservative side on the Sunday evening, or the Monday?—Two young lads from the North Dock ward.

54557. Was that on the evening after you saw Mr. Irwin?—I cannot say. The two lads called in, and asked would I canvass for them, and I said I could not lose my time; that I would vote that way, but that I could not afford to lose my time canvassing. They said if I signed a gratuitous paper I would be paid for my time afterwards. I did sign the paper.

54558. Was it printed?—No, it was on a piece of note paper.

54559. They wrote it out and you signed it?—Yes.

54560. And they said if you signed it you would be paid afterwards?—That if I signed it and canvassed, I would be paid for my time at some other time.

54561. That is what you understood by it?—Yes.

54562. After making this arrangement, did you set about canvassing your friends?—I did.

54563. And did you get many?—About twenty-five.

54564. How many of them were freemen?—About half a dozen.

54565. Were you much about the court-house here on the day of election, after voting?—I came up in the morning early with some two or three, and I did not come up here after only twice.

54566. You were not long each time?—Not more than five or ten minutes each time.

54567. Did you on these occasions hear any rumour about money going?—No.

54568. Or tickets?—No.

54569. You did not hear money was going?—I never heard a word about money going.

54570. When did you first hear it?—When I read it in the papers.

54571. It did not reach your district until then?—No.

54572. Mr. TANDY.—Was this gratuitous paper printed?—No, I think I gave the young man a sheet of note paper out of my desk, and he wrote on it. I offered myself gratuitously, and I read it over. "Sign that," says he, "and I will send it to Mr. Sutton." I never heard more about it.

54573. He said you would be paid afterwards for your services?—Yes, for my time.

54574. And acting upon that you proceeded to canvass?—I did.

54575. Did you tell any of these freemen you canvassed that they would be likely to receive any compensation?—No, nor they did not ask me.

54576. They did not ask you?—I do not think they did.

54577. Mr. MORRIS.—Did that young man, when he gave you the paper, lead you to understand that he had Mr. Sutton's authority for it?—No.

54578. Why do you think not?—Because he did not say it.

54579. He said he came from Mr. Sutton?—No, he came from the North Dock ward. He did not mention Mr. Sutton's name, except that he would forward the paper to him.

54580. Did you not understand that he had Mr. Sutton's authority?—I understood it this way, that anyone that signed was sent to Mr. Sutton, who would pay you for your trouble.

54581. Mr. TANDY.—Any that would appear to be a regular canvasser?—Yes.

54582. Did you see any canvassing papers or lists with these young men?—No; but I saw them going from house to house.

54583. And no doubt, I suppose, they announced themselves as canvassers for the ward?—I understood that from them.

54584. Mr. LAW.—Did you know a gentleman named Campbell who lived near Sandymount?—Yes. I'll tell all about that—A man named John Flint in Irishtown, waited on me in Florence-place, and told me he was appointed to come over to me to request my assistance at the election, and to know if I would give it. "I don't know," says I, "I will vote, but I cannot understand working for nothing." "Colonel Campbell," says he, "has given me instruction to employ parties, and if you work of course you will be paid." Colonel Campbell, he said, who lived in Park-lane.

54585. Is there a gentleman of that name there?—I will tell you all about it. After the election was over I thought I should be paid for the couple of days' work, and I saw Colonel Campbell and a young man named Crawford, the party who lent a private car at Flint's request to bring us about (for Flint is

THIRTY-EIGHTH DAY. *January* 22.

George Hodges.

lame), went with me. "Crawford," said he, "should be paid for his car." We went and saw Colonel Campbell who seemed to shirk the payment. "You had no right to send word to me," said I, "if you were not authorized to do so." "I was authorized," said he, and he took out a letter which he said was from Mr. Julian and read it as authorizing him to employ suitable persons for canvassers, but I never got anything from them.

54586. Did he read the letter to you or did you read it yourself?—He read the letter and showed me Mr. Julian's signature at the bottom.

54587. Did he read it as an authority from Mr. Julian to employ canvassers for payment?—Yes.

54588. When you asked him for payment did he say, "I have no funds?"—He said he did not think they would be paid so soon; that after the petition would be over he would pay them; but he did not know whether I would be paid for my services as a voter. I said, "What right had you to engage me? I don't think that was honest." He said they had some law against them.

54589. Did you ever go but once?—I went a second time and he was not in.

54590. Did Crawford go with you the second time?—Yes; he drove me on his car.

54591. Did Crawford sign a gratuitous paper for his car?—Flint showed me a paper purporting to be signed by Crawford.

54592. You have no reason to believe that it was not signed by Crawford?—I have every reason to believe it was.

54593. But he expected to be paid for the use of his car?—He said so.

54594. Did you ever apply to Mr. Julian or to Mr. Sutton?—I went to Mr. Sutton. He said he had no doubt I was employed; and said he, "I will be seeing Mr. Bradburne, and he will be likely to call down on you." When I saw that Mr. Bradburne was not coming I went to him, and he said Mr. Sutton made very free with his name.

54595. Then you never were paid by Colonel Campbell or by anybody?—I was never paid a farthing.

54596. Was Crawford ever paid?—I cannot tell.

54597. Mr. TANDY.—Suppose you were never employed as a canvasser and never signed the paper, and that it was never held out that you would be paid, would you have voted as you did?—Yes. I always voted for the Conservatives.

54598. Mr. MORRIS.—But at the time you had the conversation with Mr. Irwin you left the impression on his mind that you were doubtful?—If Mr. Irwin took that impression I cannot help it.

54599. The election before that you voted for Mr. Pim?—I did vote for Pim.

54600. When you signed that paper did you expect to get £3?—No, I expected to be paid for my time, and if I acted five days I would get £1 a day.

54601. Had you any doubt that you would vote for Guinness and Plunket?—I said I would not vote for Pim at any price.

54602. Mr. LAW.—Do you know anything about Colonel Campbell keeping accounts?—I do not know anything at all about it.

54603. Or that there was any fund for distribution in his hands?—He played through Flint, and I cannot tell how he managed.

54604. Did you ever hear that any sum of money was placed in his hands?—No. I know Flint said Colonel Campbell paid cars.

54605. Did you ever hear any sum of money mentioned as in his hands?—No.

54606. Did he ever use you to keep any accounts?—No.

54607. Mr. MORRIS.—Have you no means of knowing who these two young men were who called on you?—No. I often tried to find out their names and I could not.

54608. Have you any reason to know that anything of the same kind took place in the case of other voters that these young men went to?—I have not. I was only a short time living over there.

54609. They were perfectly ready to give you a gratuitous service paper?—When I said I would not canvass they said, "If you offer your services gratuitously you will be paid for them afterwards." Then they asked me, "Have you any paper?" "I have," said I, and I gave them a half sheet of paper.

54610. They had not a form with them?—No, they had no form at all.

Thomas Williams.

Thomas Williams further examined.

54611. Mr. LAW.—You have had an opportunity of thinking over the story you told us on Monday last?—I have been thinking over it ever since.

54612. We find that many of the statements you made to us were incorrect?—They were very incorrect.

54613. We shall now give you an opportunity of stating fairly and fully what you know about the matter?—I was that day so very ill and excited that I could not tell anything. I could not collect my thoughts; I could not tell what I was doing.

54614. That is on Monday last?—Yes. I confused the county election with the city; for I went at eight o'clock in the morning on the day of the county election in a car and voted for Colonel Taylor and Mr. Hamilton. On that day I did not go out; but, as regards the day of the city election, Mr. Foster asked me to lend him a travelling bag; and he said if I could go out and buy a rug. I said, "I will lend you my rug and travelling bag." He said, "Leave them out after four o'clock, and I will send a messenger for them." I was in my own place writing a letter.

54615. What is your place?—In my house.

54616. What hour was this?—After four o'clock. The messenger came, a female, I think, and said she wanted to get the rug and travelling bag. I asked the messenger was she Mr. Foster's servant, and she said not; that she was only sent for them. I thought that there might be some mistake. I got the rug and bag, and said, "Take them away," and I went across the back court through Palmerston-place, and I saw that she left the bag and the rug in Mr. Foster's house. That was about a quarter past four o'clock. As I was coming back through Palmerston-place, on the right hand side there was a car with "Pim and Corrigan" on the back of it. Two men were standing on the steps, and two females outside, and one of the men was pressing to know where the owner of the house was. He said, "We are very hard pressed, and time is nearly up. I should say the people in that house would recollect."

54617. But let us come to something nearer what we want to know?—Then I came back through the gardens into my own place, and then I took a letter and brought it down and posted it in a pillar in Bolton-street. I walked up a little bit, there were great crowds and shouting towards Capel-street end, and as I was looking down I saw Mr. Foster coming across from King's Inns-street. I asked him "What news?" and he said, "The majority is good here."

54618. Where were you up to four o'clock?—In my office.

54619. What time did you go to the office that morning?—At ten o'clock.

54620. Did you remain in the office from ten o'clock until four?—I did.

54621. Without going out?—Without going out.

54622. Did you leave the room in which you usually work?—I went and had some lunch.

54623. Where did you go?—Down stairs.

54624. To your own rooms?—Yes.

54625. You have rooms in which you live in the house?—Yes.

54626. Except that did you quit the Registry Office that day?—No; I went out into the court-yard.

54627. What is that?—The yard in front.

54628. Do you mean Henrietta-street?—Yes; the precincts of the office.

54629. Did you go outside the gates—down into the street?—I think I went down and spoke to one of the men about the gate.

54630. What gate?—The Temple gate.

54631. Did you go outside the precincts of the King's Inns?—I did not.

54632. Do you swear that?—I do; to the best of my knowledge and belief I did not.

54633. Did you meet Mr. Matson in the street that day?—I met him and Mr. French just at the court-yard.

54634. Where were you coming from?—Just down to the gate—between the two gates.

54635. The day of the polling?—Yes.

54636. Is it the outer gate?—Yes.

54637. Had you been down to Capel-street?—No, I was not out of Henrietta-street.

54638. Had you been in the office all day with the exception of that time?—I had.

54639. What took you out into the court-yard?—I just went out. I sometimes go out for a few minutes at lunch time. I just was in the court for three or four minutes.

54640. Were all the clerks and people in the office hard worked that day?—A great number of them were away.

54641. Do not you know that everybody was allowed to go out that day as much as he liked?—No.

54642. Mr. Matson says so, and he says that you were out the greater part of the day?—That is perfectly untrue.

54643. Perhaps you would recollect that you went down with Mr. Foster to 76, Capel-street, a night or two before the polling? Do you remember that?—I do. I accompanied him down, but I had no understanding——

54644. Answer the question. What hour of the evening was that?—About eight or nine o'clock.

54645. Where did you meet him—did you go up to his house?—No.

54646. Did he come up for you?—No.

54647. How did you meet him?—I met him in the street quite accidentally.

54648. Curious that you should meet him by accident on these two occasions, a night or two before the polling when he was taking that room, and afterwards when he was putting out his men; did that ever strike you as peculiar?—It does.

54649. Can you give us any explanation of it?—I cannot, only that I was out and met him.

54650. Where were you going on the night or two before the election that you met him accidentally?—I was coming down Dorset-street. I was taking a walk. I go up that way very often; two or three nights in the week.

54651. Do you know Crampton well?—I do know him.

54652. Do you know him well?—I know him for a good many years.

54653. Do you know him intimately?—I cannot say that I am intimate with him.

54654. Were you speaking to him on Monday last after you left the court-house?—No.

54655. Do you swear that?—I do. I did not see him.

54656. Were you in any house with him after you left here?—No.

54657. Did you ever see him since you were examined here?—No.

54658. Did you dine with him on Monday?—I did not.

54659. Nor in his company?—No.

54660. Tell us again, as you made excuses for your answering on the last day, what took place when you met Mr. Foster by accident the night before the election in Dorset street?—I was talking about private matters and that is the reason I accompanied him down. I did not know where he was going.

54661. Did he tell you where he was going?—No, until he stopped at the door.

54662. Did he knock at the door?—He knocked at the door.

54663. Who opened it?—I cannot say.

54664. Was it a man or a woman?—I do not know that; I think it was a child—a little girl.

54665. Somebody that would not know you again—is that it?—That I do not know. I have no reason for concealing; I do not want to conceal.

54666. You concealed a good deal on Monday last until you saw Crampton?—It was not my intention.

54667. Mr. MORRIS.—A person in your position should state his evidence more correctly. Much better to state it all truly at first?—I cannot make up evidence that I am not aware of.

54668. Mr. LAW.—Have you a brother—a younger brother?—My father has a couple of sons more than me—two more.

54669. Was either of these employed in any way on the day of the election?—I could not say. I have not had any communication with them for years.

54670. You do not speak to them?—I do not.

54671. You do not speak to your two brothers?—No, to neither of them.

54672. How long have you not been speaking to them?—To the eldest not for six years.

54673. Is he older or younger than you?—He is younger than I am.

54674. What age is the youngest?—About twenty-three.

54675. Have you not been on speaking terms with him?—I may just have spoken to him when I saw him at my father's. I was not at my father's for years, but within the last year.

54676. Were you on speaking terms with him about the time of the election?—No, nor with my father.

54677. Did you ever hear from anybody that either of them was employed on the day of the election?—I might have heard it.

54678. Do you not know you did hear it—did you not hear that either of your brothers was employed on the day of the election?—I cannot positively say that.

54679. Do you believe you did hear it?—I do believe I did hear it, but I do not know from what source.

54680. I did not ask you that. What did you hear he was employed about?—I did not hear.

54681. Did you hear that he was distributing tickets—No.

54682. When you say you think you heard he was employed, you must have understood something about what he was employed on?—No, I never understood.

54683. Did your father ever tell you?—No, I am sure he does not know.

54684. Who do you think it was told you?—I heard it mentioned in the office.

54685. Whom did you hear mention it?—I cannot recollect that.

54686. Did you hear Mr. Foster mention it?—No.

54687. Were you frequently in Mr. Foster's private room?—Oh, yes; perhaps I might say every half-hour in the day, because the books he was using I would require.

54688. We understand that. Were you and Mr. Young so frequently in Mr. Foster's room, that your superior officer had to reprimand both you and Mr. Foster for it?—Never—we never were reprimanded for it.

54689. A good deal may depend on what you consider a reprimand; did Mr. Matson ever complain that either of you were too much in Mr. Foster's room?—Never to my knowledge—such a thing never occurred.

54690. Were you ever in there with him, talking to him upon subjects not connected with deeds?—I never was.

54691. Never?—I never went there unless business brought me.

54692. You and Young were put upon the working committee of the Inns-quay ward, and do you mean to say that Mr. Foster never said a word to either of you upon election matters in that room?—Not one word.

54693. Were you and Young ever in that room with him alone?—Not to my knowledge, because there were several others in the same room.

54694. These were not with Mr. Foster?—Yes.

54695. I thought he occupied a room by himself?—It is a large room, and there are five or six clerks at the other end of it.

54696. Did he not occupy a place in the room by himself?—He occupied one side and we would be in upon our business.

54697. Was your room another apartment?—The room where I usually sat was down stairs, but I had to come up every half-hour for books.

54698. Were you and Young at any time within a month of the election with Mr. Foster, at his end of the room?—Not that I recollect, because both of us might be there on the same business.

54699. Do you suppose it was by accident that he put you on the working committee?—I went up and said I could not do anything for him.

54700. But you did go and attend several times?—Yes, I looked in—just went in; I never did anything particular as a working-man.

54701. I suppose nobody did much but Mr. Foster himself—we know very well the meaning of a "working committee"?—I do not.

54702. A "working committee" means a number of safe men?—Nothing of the sort.

54703. What brought you down to Capel-street a couple of nights before the election?—Nothing whatever. I merely joined Mr. Foster, and walked along with him. I was talking about a private matter.

54704. When he was going down did he say that he was engaging the room?—No.

54705. Do you recollect that you were in the hall when Crampton saw you there on the day of the election?—That was after I met him about five o'clock.

54706. Just answer the question. Do you recollect that you were in the hall of 76, Capel-street on the day of the election?—I was at the door.

54707. Were you in the hall, sir?—I may have gone in a bit.

54708. Did you go in a bit?—I think I went in about the breadth of the door.

54709. But you were in the hall?—The door was open—at the door—standing away about a foot.

54710. On your oath, were you in the hall as far as the first parlour door?—I was not.

54711. Were you walking out when Crampton and Foster turned out of the front parlour?—I do not remember walking out.

54712. Do you remember walking in?—I walked about the door, and went out to the flagway, and came back. I did not stay.

54713. Did you speak to Mr. Foster before he went in?—Yes.

54714. I thought you said you saw him cross the street?—No.

54715. That is what you said?—I was wrong. I was speaking to him in the street. I waited until he came across.

54716. What did you say to him?—I said, "What news?" And he said, "There is a good majority here."

54717. Did he mean at No. 76?—No; he was after being at this place. It was around the street he was coming.

54718. A good majority of the freemen he meant?—I do not know. I did not know what class of voters.

54719. Did you know what class of voters voted here?—No.

54720. You have not the slightest idea that it is only freemen vote in Green-street?—I did not. I know I voted here.

54721. You are a freeman?—I am.

54722. Did you ever hear of freemen voting anywhere else?—No; but I never knew anything about voting. I never turned my attention to it; and when it was legitimate I could get employment from solicitors whom I knew, but I would not take it; I would have nothing to do with it. And I very much regret having known Mr. Foster—to cast such imputations upon me by merely knowing him as a friend.

54723. On your oath, were you in that house between the time that you went into the hall with Foster the night or two before the election and the time you were in the hall after Foster on the day of the election?—I was not; I had no business in it.

54724. That is another question. I believe you are a bit of a carpenter?—No.

54725. You keep a set of tools?—I do.

54726. Had you any of them with you in 76, Capel-street that day?—No; nothing of that kind with me.

54727. Mr. Morris.—What complaint did Mr. O'Connell make against you?—He said we were on the committee with Mr. Foster.

54728. Was that the only thing?—That was the only thing.

54729. You say Mr. Matson is mistaken, and that you were in the office that day of the election?—Yes. I remember seeing him just outside of the court.

54730. But he says you were out the entire part of that day?—No; and I had no business out; I could not leave.

54731. Mr. Law.—There was no leave required that day?—I was not aware of that.

54732. Did you hear the Treasury minute read to you?—No; it never was read to me.

54733. Did you ever hear there was such a thing—that the heads of departments were to give the clerks under them liberty to go and vote?—I did; but I never heard it read. I did not hear any allusion made to that minute.

54734. When did it reach?—Sometime before.

54735. How long before?—I could not say.

54736. Was it a week?—I could not say.

54737. Was it a day?—I could not say.

54738. But you did hear before the election that there was a Treasury minute that all the officials should have facilities to vote?—I heard that the heads of all Government departments got an order.

54739. Did you hear that in your office?—I did, amongst my brother clerks.

54740. As a matter of fact, were the clerks in and out that day without entering anything in the book?—No; because you could not go out without asking leave.

54741. We know; but we have it deposed to that they were all told they might go out as they liked that day, and that there was no special note made by anybody except by Mr. Foster, who religiously signed the book, putting down a time when he was not there?—Yes; because Mr. O'Connell told us we must do it, and he said, "I am sure no gentleman will go in and out without entering."

54742. When did he say that?—Years before. He said it to everyone when the rule was made.

54743. You are answering very foolishly. We are asking about this particular day. Mr. Matson says that Mr. Barker and the other superior officers told you all that there was no need to enter in the book at all that day?—I never heard of it. There was a great number away on leave.

54744. Is there any leave entered that day?—There was a lot on leave for the day entirely.

54745. How many?—I could not say unless I saw the book. I do not know half the things that are going on. It is as much as I can do to do my business; for the last year or two my health has been very bad, indeed.

54746. Have you any idea—if you are so ignorant, as you say, of election matters—how it happened that Mr. Foster chose you to be on his working committee?—Because I lived near the place; but I was not on his working committee. He put me on it without my authority.

54747. Why did he put you upon it, who seem to be innocent of everything connected with elections?—Because if any question arose I never saw him do anything, and he never told me anything that he knew.

54748. Did he say that was the reason?—No; that is my opinion.

54749. Did he give you any reason?—He did not say he put me on.

54750. Did you know?—I never knew I was on until the election petition. I got a circular.

54751. Did you not know you were on it when you got the circular?—No.

54752. When you got the circular was it not as a member of the committee?—No; they went to voters and everybody, to attend the meeting in Dorset-street.

54753. Do you mean that everybody in Dublin was to go to Dorset-street?—No; everybody in the ward; they were sent out to every person. You would not infer from the circular that it went to a committee man.

54754. Mr. TANDY.—On the day of the polling did you meet Mr. Foster at any time until you met him in Capel-street after four o'clock?—Except in the office.

54755. Do you recollect whether you had any conversation with him in the office that day?—I had.

54756. Had you any conversation with him on that day in relation to the election?—Not a word.

54757. Not a word?—Not a word.

54758. Did you see him frequently in the office that day?—I did.

54759. At different periods of the day?—Yes.

54760. He appeared to be there, as far as you saw, all the day?—The greater part of it. The first time I saw him was when he came in in the middle of the day.

54761. You saw him frequently during that day in the office?—I did, after he came in in the middle of the day.

54762. Did he come in until the middle of the day—was he in at any earlier period?—He was signed before the book was ruled.

54763. What was the first time you saw him in the office that morning?—The first time was the middle of the day.

54764. If he had been there before the middle of the day would you have been likely to see him?—I might and might not; because unless I went to his room I would not see him.

54765. Did you not say that your business brought you up to his room every half hour?—Yes, occasionally.

54766. What do you mean by every half hour occasionally?—Because there are books kept up in that room that we are continually using.

54767. Were you continually in that room on the day of the polling?—I was in it once or twice after the middle of the day, to the best of my recollection.

54768. And you were speaking to Mr. Foster on each of those occasions?—Not upon each occasion.

54769. Were you speaking to him at all upon that day?—I was; he asked me to lend him a travelling bag and rug.

54770. Did he say what he wanted the travelling bag for?—He said he was going by the seven o'clock train; he did not say where. The people knew he was going to Derry; he made no secret of it.

54771. Was it the night before the day of the polling that you walked down with him to Capel-street?—No, I think it was Monday night.

54772. Was there any person with him while you were walking?—No; only the two.

54773. Did you wait for him when you went to 76, Capel-street?—I did.

54774. You waited until he came out?—I did.

54775. Did any person accompany him out?—No, not that I saw.

54776. When you came out of the house on that occasion, the night or two before the election, where did you go to?—We walked up to the corner of King's Inns-street, and I parted him. I asked him to come up with me, and he said "no," that he was busy, and he went towards his house.

54777. Had you any conversation in reference to 76, Capel-street during that walk back?—No.

54778. Or any reference to the city election?—No.

54779. Did he say at all what he wanted in that place?—No.

54780. And you did not ask him?—No.

54781. About what time was it you met him in Capel-street on the day of the polling?—I suppose about half-past four o'clock; from that to five o'clock.

54782. Which was it nearer to half-past four or five o'clock?—I should say nearer to five o'clock.

54783. When he went into the outer room you remained outside?—Yes.

54784. In the hall?—About the door.

54785. Where did you go to with him after he came out?—As far as the corner of Capel-street, and he crossed over and came round this way, and came down here, and I saw no more of him.

54786. Where did you dine that day?—At home.

54787. Are you certain of that?—I am.

54788. Do you recollect having asked Crampton if he would dine with you that day?—No.

54789. Did you or not?—I do not think I did.

54790. Will you swear that when you met Crampton in 76, Capel-street, you did not ask him to go and dine with you?—I will.

54791. You did not ask him to dine with you that day at all?—No, I have no recollection of it.

54792. Mr. LAW.—Did you ever hear who gave the names of the persons in the front room in Capel-street?—No.

54793. Did you ever hear that that information came from anybody connected with the Registry Office?—No.

54794. Not even by rumour?—No.

54795. How did you happen to forget all about seeing Crampton when first examined?—I was so confused, that is the reason; I became quite confused; I could not recollect myself.

54796. That is, you become confused when there is nothing to confuse you, and you become clear when you are cross-examined; what agitated you?—My physician will certify; I will produce a certificate from my physician for twelve months.

54797. I could understand a person becoming confused if he was angrily questioned; but you were taken with perfect quietness?—Certainly.

54798. You only became clear when you were examined sharply; you were confused and inaccurate when you had it all to yourself?—I forgot the circumstance of going over to Palmerston-place altogether. I could not tell until yesterday morning that I remembered it. I know nothing whatever about the parties that were in the room; but I would wish to make an observation. I was told by a gentleman that was reading the proceedings that there was a gentleman named, a nephew of Mr. Foster; and, as far as my opinion and belief go, if he has a nephew, that would be the man that he had inside, or some member of his family.

54799. Why do you say that?—Because he would not intrust such an important office to any other person, as they say he had these people there.

54800. Not even to the associates that he put upon the working committee?—He never told me, because if he did, I would not be here. He never told me that he put me on the working committee.

54801. Mr. MORRIS.—What is the nephew's name?—Irvine, I heard.

54802. Mr. LAW.—Who told you this?—Some of the gentlemen in the office. I would not like to mention his name.

54803. What is his name—you volunteered the statement?—He is not a Conservative.

54804. What is his name?—I think it is Lynne.

54805. When did he tell you; was it since you

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Thomas Williams.

were examined on Monday?—No, it was a long time before.

54806. It cannot be very long?—It was Mr. Saunders' evidence he spoke of.

54807. It was within a fortnight, when reading Saunders' evidence; what is his Christian name?—Jeremiah Lynne.

54808. Is he one of the clerks in the office?—Yes.

54809. Is he there to-day?—I did not see him to-day.

54810. Did you see him yesterday?—I did.

54811. You saw him in the office yesterday—you had a talk about the probabilities of the case?—No, there were three or four speaking, and he said he thought they had come at one of the people that were in the back office.

54812. Who said that?—This gentleman.

54813. Who were the others that were talking?—I do not remember.

54814. When was this conversation?—Perhaps a week ago.

54815. Was it since you were examined?—No, before it.

54816. Did you ever see Mr. Irvine, Mr. Foster's nephew?—I think not; I saw a child at his house about the time of the Exhibition; I called up and I saw a little fellow there.

54817. You did not know he had any relative with him about the time of the election?—No, I had no opportunity of knowing.

54818. Mr. TANDY.—What is Mr. Lynne's age?—About forty; I do not like to mention names, because I may get into trouble for this. I want to tell all I can; it is not my fault if I don't.

William Watkins.

William Watkins further examined.

54819. Mr. LAW.—You have heard of Crampton as the fourth man who was in the room in 76, Capel-street with you?—Yes.

54820. Have you any doubt about it now?—Not the slightest.

54821. Except these four, yourself, Noblett, Kemp, and Crampton, did anybody else come into the room that day while you were there?—There did.

54822. Who came in?—A person came in about one o'clock.

54823. Mr. Foster came in about that hour?—He did.

54824. Did he come in alone or did anybody else come in beside Mr. Foster?—There did come another in, but not with him.

54825. Did he come in before or after Mr. Foster?—I rather think it was before Mr. Foster.

53826. Who is that other person?—I did not know that time.

54827. Do you know now?—I think it was Mr. Williams.

54828. Is that the gentleman just gone down?—Yes.

54829. Is that your belief looking at him?—Yes, it is my belief.

54830. Was his appearance the same as now—did he wear a beard, for example?—He did.

54831. Looking at him, do you believe that he is the person who came in about one o'clock that day?—Yes, I do.

54832. Did you see him at any other time that day except at one o'clock? Did you see him when leaving at four o'clock, or half-past four o'clock?—Yes, at the parlour door as I was going out.

54833. Is that when you were all going out?—When we were on our feet going out. He was inside the parlour door.

54834. Did he come in with Mr. Foster?—He came in after Mr. Foster.

54835. Was Mr. Foster in the room with you putting you out?—He was; he said we might go home.

54836. That is the time you speak of?—Yes.

54837. And then did Mr. Williams come into the room after him?—Yes.

54838. Did you hear him or see him speak to Crampton?—No; the way that occurred was this—the two other men and I were going to the Ship Hotel to dine, and I think I asked Crampton would he come and dine with us, and Mr. Williams said not that he would go home and dine with him.

54839. Whereabouts was that—was it in the street?—Just at the parlour door going out.

54840. In the hall?—Yes.

54841. Why did you not mention to us before that you saw Mr. Williams or another person with Mr. Foster in the room that day?—That was when we were leaving.

54842. I know; but you never mentioned it. Did you tell us before that anybody came in with Mr. Foster, or after him?—No.

54843. Why did you not tell us? Were you told by anyone to withhold Mr. Williams' name?—No.

54844. Did Mr. Foster tell you not to mention having seen anybody in there with him?—No; from that day until now I never saw Mr. Foster, only the evening he paid me.

54845. Where was Mr. Williams on the evening you saw him when you were going away?—He was coming out of the hall into the parlour door.

54846. Did he appear to be coming in after Mr. Foster as if he was with him?—I could not say that. He appeared to be coming in from the front door.

54847. When he came into the room at one o'clock was he in it at any time whilst Mr. Foster was there, or did he come in alone and go away before Mr. Foster came?—He did.

54848. He did not meet Mr. Foster in the room?—No.

54849. Did you see where he went to at one o'clock?—He turned and went out again.

54850. Did he go out the front door?—He did, into the street.

54851. Do you remember, when he came into the room at one o'clock, did he come to speak to you?—I was sitting with my back towards him.

54852. Did he speak to Crampton?—I think he did, but I am not positive.

54853. I want to know what he did—what did he come in for?—I do not know. He stood with his hands in his pockets, and I cannot say whether he spoke to Crampton or not. I think he did.

54854. Did you see him leaving the front door at that time?—Yes.

54855. That would be about one o'clock?—Yes.

54856. Did he go behind the screen to speak to anybody there?—No.

54857. Mr. MORRIS.—See how much better it would be to tell the whole truth at first. Who were the two men behind that screen?—I could not tell that; if I knew I would tell.

Thomas Williams.

Thomas Williams further examined.

54858. Mr. LAW.—You have heard now what Watkins says; does that refresh your recollection at all?—Well, sir, I do not know how it happened that I was there; but I had no business there. I cannot recollect.

54859. You did not recollect being there at all at any time for the last ten years, until you saw Crampton, and when he swore that you were there, then you recollected it. Now, that Watkins swears you were there at the times he states, does that make you re-

collect that you were in the room?—Certainly I had no business there.

54860. Is that the only answer you can give us? Come now tell us honestly, on your oath, do you recollect (now when you have this to refresh your memory) that you were in that room about the middle of that day?—I certainly was not in that room—I might—I did not go out of the office until after two o'clock, or between two and three o'clock, at all.

54861. You were out that day?—I was not, sir.

54862. In the court-yard?—That was about two o'clock.

54863. Well, say two o'clock; do you recollect at about two o'clock, or between two and three o'clock, if you like, that you were in the parlour of 76, Capel-street?—Well, perhaps I was.

54864. Mr. TANDY.—Upon your oath, were you there twice that day?—

54865. Mr. LAW.—Come tell us; were you in the room between two and three o'clock, or between one o'clock and three o'clock?—I might have been there at three o'clock.

54866. When you say you might have been, do you mean to say you believe you were in the room with these four men?—I know this man's (Watkins') appearance for many years.

54867. Do you recollect being in the room with him sometime between one o'clock, two o'clock, and three o'clock on the day of the election?—I think the only thing I went ——

54868. Were you there first; do you remember that you were there?—I think I was.

54869. Do you mean you have no doubt?—I do not; I think I went in to ask them how the election was going on.

54870. They were good authorities upon that point; you thought they could give you very reliable information—was it about the county election?—No, the city election.

54871. Of whom did you ask the question?—I asked it generally.

54872. The state of the poll?—Yes.

54873. And did the whole four give you an answer, and say they were going on nicely?—No; they said they did not hear, I think.

54874. You knew Crampton very well; did you ask him?—No.

54875. Was it Watkins you asked?—Some of them—generally.

54876. Did you say—"How are you getting on?"—No—"How is the election going on?"

54877. Did you mean the election proceedings in that room?—No.

54878. Perhaps you knew very well how things were going on?—No.

54879. What did you mean by coming up here time after time, and swearing that except about four o'clock you were not in the house that day; what reliance can be placed on what you swear?—

54880. Mr. MORRIS.—It is really most painful to see the position in which you have placed yourself?—I really cannot account for this.

54881. Mr. LAW.—On your oath—you may as well have it out at once—were you at any time of that day in the back room of 76, Capel-street?—No.

54882. Have we any more assurance of the truth of that than what you have stated already; if someone else comes up to refresh your recollection, perhaps you will remember that?—They could not do it; I defy them.

54883. You draw a clear distinction between the front and back room?—I do.

54884. You remember that you were in the front room?—I do.

54885. How often were you in the front room?—Only once.

54886. Did you come into it after Mr. Foster at half-past four or five o'clock?—To the door—as far as the door.

54887. Were you in it alone, when Mr. Foster was not there?—Yes.

54888. At half-past four or five o'clock Foster was there?—He was.

54889. Were you there twice alone, and afterwards at half-past four or five o'clock with Mr. Foster?—I was in the hall with Mr. Foster.

54890. Were you in the room when the people were going away?—No; at the door of the parlour.

54891. Do you think that you came as far into the door of the parlour, as you said originally you came into the door of the hall?—No.

54892. Watkins swears you were in the room?—I just went in, now that I recollect, and I asked them the question.

54893. What did you ask?—How the election was going on.

54894. Did you come in after Mr. Foster when he was going in to turn them out?—Into the hall.

54895. Did you speak to Crampton—perhaps this would refresh your memory as to your saying, "Will you go to dine with me"?—That did not take place. I said to Crampton "Just wait a minute."

54896. Was that after Watkins asked him to go and dine with them?—I suppose it was.

54897. You told him to wait a minute?—Yes.

54898. Did you hear Watkins ask him to go and dine with him?—I do not remember.

54899. Whatever it was that Watkins asked him to do, did you hear him ask Crampton to go away; and then you said "wait a minute"; is that it?—I think so; I think he was going away.

54900. Did you walk up with Crampton that day?—No.

54901. What did you ask him to wait for?—I just asked him to wait.

54902. What was that for?—I have no recollection what it was for

54903. Mr. TANDY.—I understand you now to swear that you were in the parlour of 76, Capel-street by yourself between one o'clock and three o'clock on the day of the polling?—It must be about three o'clock.

54904. And that between four o'clock and five o'clock you were in the hall near the parlour door?—Yes.

54905. Then you were twice in 76, Capel-street that day?—I was.

54906. What did you go into the parlour for between one o'clock and three o'clock—what brought you there?—I had no business——

54907. What brought you there?—I just walked down at lunch time. I saw these men in the window—for you could see them through the glass—and I just walked in to ask about the election.

54908. Why did you think he was there about the election at all?—Because I always thought he was on the elections.

54909. What led you to believe there was anything connected with the city election going on at 76, Capel-street?—Nothing whatever. I did not think—I had no notion I would see these men; I just merely walked in.

54910. Mr. MORRIS.—Do you know Mr. and Mrs. Forrest?—I do not.

54911. Are you sure; will you take your oath you do not?—I will.

54912. I must say for one that I have been greatly pained to see a gentleman of your position giving such evidence. I will give you one chance more; because no three gentlemen could possibly be satisfied with the evidence you have given. It is really most painful to see you; on your oath did you go into that house that day between one o'clock and three o'clock from anything that was indicated to you, or suggested to you by Mr. Foster?—I went in there during——

54913. Answer that question?—No, nothing that Mr. Foster said induced me to go.

54914. Had you any conversation with him about that place in connexion with the election that induced you to go there?—No.

54915. You swear that positively?—I do.

54916. What brought you there?—I just went in to ask the question.

THIRTY-EIGHTH DAY.

January 22.

Thomas Williams.

54917. How did you know there was anything going on there about the city election?—I did not know there was anything about the city election going on.

54918. Mr. TANDY.—Did you ever know Watkins to be employed about the city election?—No.

54919. Mr. LAW.—Did you ever speak to Watkins before in your life?—I did when I was a little boy, out at Finglas; he was in the Constabulary.

54920. [*To William Watkins.*—How long is it since you were in the Constabulary?—*William Watkins.*—I am twenty-two years and two months out of them; but I was twelve years in charge of that station.]

54921. (*To Thomas Williams.*)—How did you, who are so ignorant about election matters, happen to know that Watkins had any taste for elections?—I always heard it.

54922. Whom did you hear it from?—I saw him up in the County Courthouse.

54923. So that you did take an interest in election matters?—I did not.

54924. When did you see him about the County Courthouse?—Some time my vote was objected to for the county, and I went up.

54925. Do you mean to swear that it was simply seeing Watkins through the window in that room, with the door shut, that induced you to knock and go in?—The door was open.

54926. Was it lying wide open?—It was.

54927. Was the door of the room open?—It was on the jar.

54928. The door of the room?—Yes.

54929. Did you see Hawkins in the hall?—No.

54930. Do not confuse yourself in trying to confuse us; do not be mixing up half-past four o'clock with three o'clock. On your oath, was the outer door open and the door of the parlour open at three o'clock?—It was; they were both open.

54931. [*To William Watkins.*—Was the parlour door open?—The parlour door was ajar most of the day.

54932. Was the outer door ajar?—I could not tell that; Hawkins knows that.]

54933. (*To Thomas Williams.*)—Did you see a boy in the hall as you came in?—No, the door was open.

54934. Mr. TANDY.—How long before you met Watkins that day was it that you had ever spoken to him before?—Not for a long time.

54935. About how long?—Some years. I think he was at my house about Poor-law Guardians some two or three years—three or four years.

54936. Mr. LAW.—How long are you living in Henrietta-street?—Four years.

54937. It was before that?—It was; it must be six or seven years. He was always (you can ask him) canvassing about these Poor-law Guardians. It was on that business I met him.

54938. Mr. LAW.—We must send forward your evidence to be dealt with elsewhere.

54939. Mr. MORRIS.—It is a most melancholy and a painful thing to see a gentleman of your position acting as you have acted?—If my death warrant is to be signed for anything that I know concerning it, you may sign it at once. Shame prevents me saying I was at this place or near it.

54940. Mr. LAW.—You should be much more ashamed not to tell the truth.

54941. Mr. MORRIS.—You are bound by your oath to tell the truth, and the whole truth?—As to matters connected with your inquiry.

54942. Do not talk any more?—I will answer any question or anything.

54943. Mr. LAW.—Go down?—All the evidence I can give would be against Mr. Foster; that I saw him in that place, and that I knew him to be there with these men; that is all.

54944. You are a most unfaithworthy witness.

54945. Mr. TANDY.—My impression is, and I feel that I should state it, that there is a great deal which you could tell us, and which you did not?—No, sir; produce Foster on the table.

54946. Mr. LAW.—If we could apply through him the process we have already tried with you so often, we would, perhaps, be able to refresh your memory still further?—I never heard of tickets or envelopes, or that anything was given out in that house.

54947. You have sworn frequently and confidently on Monday and to-day, to matters which you have contradicted when you have your memory refreshed.

54948. Mr. MORRIS.—It may be unpleasant, but you are bound to give true answers. If you do not, it is unjust, and worse to yourself.

54949. Mr. LAW (*to Watkins.*)—Did you know Mr. Williams to speak to him?—*William Watkins.*—I would not know him when I saw him first.

54950. You knew him when he came into the room in 76, Capel-street?—No.

54951. Did you know his name?—No; I knew him to be one of them, from the family likeness.

54952. You did know the family?—The brothers are pretty like each other, but I could not tell his name.

Robert Wheatley.

Robert Wheatley sworn and examined.

54953. Mr. LAW.—Where do you live?—At Hardwicke-place.

54954. I believe you voted at the last election?—I did.

54955. For Sir Arthur Guinness and Mr. Plunket?—Yes.

54956. And I suppose you voted also at the election of 1865 for the same party?—Yes.

54957. Were you employed in any way at the last election to canvass or otherwise?—As poll clerk, I think, I got an appointment.

54958. That was on the day of election?—Yes.

54959. You were paid, of course, for that?—I was not paid for it.

54960. Not paid at all?—Not a farthing.

54961. Who employed you?—I think a man in Sackville-street.

54962. Where were you employed?—Down in Sackville-street—at Cherry and Shields'.

54963. That was the committee-room; but on the day of election were you acting as poll clerk in one of the booths?—I went there, but I was not required.

54964. Were you in any actual employment on the day of the election?—I went about the town after I found I was not wanted in the booth.

54965. Do not answer me so wildly: you said that you were a poll clerk?—I said I was appointed.

54966. You were appointed, but did not serve?—I did not serve.

54967. Whom did you apply to for the appointment?—I think it was Mr. Williamson.

54968. Did you get any letter telling you that you were appointed?—Yes, there was a form I had to sign.

54969. You mean a gratuitous service paper?—Yes.

54970. You signed that, I suppose?—Yes, I signed it.

54971. Where did you sign it?—At Cherry and Shields.

54972. Who presented it to you for signature?—I don't know. Mr. Williamson was there, I know, but I did not know the other gentlemen.

54973. Was Mr. Williamson there when you signed it?—He was, but I did not know the other gentlemen.

54974. I believe you made a written application for employment?—I am not aware that I did.

54975. Did you write to Sir A. Guinness before the election?—I may have written to him.

54976. Did you in point of fact write to him?—I do not know that I wrote to him to be appointed.

54977. Did you write a letter to him before the election?—I wrote to him, but I cannot say whether it was before or after the election.

54978. Did you write to him both before and after the election?—I cannot say that.

54979. Could you say you did not?—I will not, because I am not sure.

54980. Would you let us know what you wrote to him for—was it for an appointment?—Well, I used to work for his father, and I wrote to him.

54981. What for?—Well, I cannot say exactly what it was for; but I do not think it was an appointment. I did not think I required to write to him for an appointment at all.

54982. Because you were so well known?—Yes.

54983. Did you write to him reminding him that you would like to have a share of the good things that were going?—Well, I don't think it was for that purpose.

54984. Did you write to him to say that sometimes after an election old friends were forgotten?—Well, I never saw Sir A. Guinness for many years, and was not personally acquainted with him myself; but I believe I did write to him about business matters, but not about the election.

54985. What do you mean by business matters?—Upholstery business.

54986. Do not you recollect writing to him within a week after the election, reminding him that those who had stood to him should not be forgotten?—I do not.

54987. (*Letter, Nov.* 13*th*, 1868, *produced.*) Is that your signature?—It is.

54988. Do you remember how long it was before the day of election that you signed the gratuitous service paper;—I think it was two or three days: I could not exactly tell.

54989. The election was on Wednesday: would it be the Monday before?—Yes, I think so.

54990. You wrote to him on the 13th of November—that was the Friday before the election?—I did not recollect it.

[Reads letter.]

"Dublin, November 13th, 1868,
"3, Hardwicke-place.

"HONER'D SIR,—As an old *freeman* of the city of Dublin, I take the liberty of writing to you. My object is simply this—to say that some of the *old* and *tried* friends of the Conservative cause are very often forgotten when these elections are pased. I do not write for the purpose of soliciting aid on my own account, but as I have a very LARGE FAMILY, and in after years when I am gone from this world the Might have to call on your assistance if an opertunity ocured in which you might *benefit* them. I had the Honer of working for your respected *futher* for about 10 years. I was in the cabinet making and upholstry in South Frederick-street, and was first introduced to him by a *respected member* of your Family, viz., Mrs. Doctor Darley of Kildare-street, who was then a staunch friend of mine. I also Fited up Mr. Henry Darley's new room he then built about 20 years ago, on which ocation I Fell from a *ladder* and was near losing *my life*; whowever, *Providence* has still spared me, and I hope will till *Wensday* next, when I will have the opertunity of recording my vote at an early Hour for Messrs. Guinness and Plunket, as also *two* of my *sons*, one unfortunately being in *America* entitled to the *Franchise*. I have in addition to my own family a large number of tenants in Marlbor'-street, South King, and elsewhere, and it usless for me to say that as far as Influence will go, I will lose no time to have these brought to the Poll on Wensday next. I have been at all your meetings and has canvased in the Rotundo Ward, and I am in favour of all the views you have advanced at all the meetings I have attended, and finally being an old member of the WESLAN body, I beg to subscribe my name. "ROBERT WHEATLEY.

"To Sir Arthur Guinness, M.P.

"P.S.—I forgot to say that I am Agent for Graham Lemon."

59991. Do you remember this letter?—I do now; perfectly.

54992. It was for your family you wanted help?—Yes.

54993. Then you say you had "the honour of working for his father"?—Yes; but that was not soliciting employment.

54994. And you say you had met with some accident while so engaged?—Yes.

54995. That letter was written on the 13th of November—is it your recollection that on the Monday after that you got the appointment as you call it, and signed the gratuitous service paper?—I got the appointment, but I could not say what day.

54996. Was it after you wrote the letter?—It must have been after, but I could not say the day.

54997. Did you write to Sir Arthur Guinness after that?—I wrote to him, or to his secretary.

54998. [*Letter handed to witness.*] Read that letter; is it yours?—It is.

"I beg to say that I understand you are settling the accounts of the late election. I wish to inform you I have given my time and trouble, and as I am sure you will give me compensation for the same, you may rely on the most perfect secresy"——

54999. What follows the word secresy?—I really cannot read it.

55000. [Mr. LAW reads]—

"You may rely on the most perfect secresy as far as I am concerned. Any letters to the above address will be sure to find me.

"Yours respectfully,
"ROBERT WHEATLEY."

You wrote that on the 8th of January—Yes.

55001. Did you receive any reply?—No.

55002. Did you make any further application?—No.

55003. You never called at the brewery?—No, never; I was often at it though.

55004. Since that?—No, but before it.

55005. Did Mr. Boughey recommend you? Did you get him to recommend you for an appointment?—Not at all.

55006. You say you went one evening to Cherry and Shields' in Sackville-street, and got the appointment, and signed one of the gratuitous service papers?—Yes.

55007. Did you understand when you signed that paper that no matter what you did you were never to receive a penny, or did you think notwithstanding that you were to get something?—I think it was the general impression that we were to get it for services, not for voting.

55008. I know—you thought you were to get it for your services?—Yes; I think that was the general impression.

55009. You thought that you would get some compensation?—I thought so.

55010. Did they read the paper to you, or did you read it before you signed it?—I don't think I did.

55011. I suppose it was looked on as a mere form?—Just so; a mere form.

55012. And therefore you signed it without reading it?—Well, there were great crowds of people there signed it.

55013. Did you afterwards write this letter, because you thought you were to be compensated for the trouble you had?—Decidedly.

55014. So far as you know was that the general impression among the people who signed the papers?—Yes.

55015. So far as you were aware did others as well as you regard the signature of the gratuitous service paper as in fact an appointment?—Yes, precisely. I think it was the general opinion that people would be paid for their trouble.

55016. So that in fact it was rather an advantage to get leave to sign the paper?—I think so.

55017. Did you think when signing the paper you were to get something, though not for your vote?—Yes, for the trouble.

55018. You thought you were engaged then in the service of the Conservative candidates, and would ultimately be paid?—Yes.

THIRTY-EIGHTH DAY.

January 22.

Samuel T. Bradburne.

Samuel T. Bradburne further examined.

55019. Mr. LAW.—[*Is handed letter written by last Witness, dated 8th January.*]—Do you see the words written there "How did he vote? For G. & P." Is that your writing?—It is; the way was this—when we received such letters as this, Sir Arthur Guinness would ask me "do you know how this man voted?" If I knew how the person had voted I told him at the time; but if I did not, I made that memorandum on the letter, and inquired how the party had voted, and noted it on the letter afterwards.

Robert Wheatley.

Robert Wheatley's examination resumed.

55020. Mr. LAW.—You got no reply to that letter?—No; I got no answer, nor any payment.

55021. Were you employed at the election of 1865?—I was in one of the booths as personation agent.

55022. Where was it, at the freemen's booth?—At the freemen's booth.

55023. Were you paid for that?—Yes.

55024. A guinea, I suppose?—Yes, I got a guinea.

55025. Were you employed at previous elections?—I never was employed before. I always voted; but latterly I have not been doing business, and that was the reason I got employed.

55026. Mr. TANDY.—You say Mr. Williamson appointed you to act as poll clerk?—He was one of the gentlemen sitting at the table, but there were others as well as him.

55027. Had you any conversation with the others?—Not at all.

55028. Had you any conversation with any of them?—No, sir, there were numbers of persons at the table—they were all putting their signature to the papers.

55029. What did you mean by saying that Mr. Williamson appointed you?—I did not mean that he appointed me in particular, but he was the only one I knew. There were two, three, or four other gentlemen there.

55030. Then, as I understand it, you went into the room and saw these papers on the table, there were a considerable number of gentlemen there, amongst whom was Mr. Williamson, and you simply signed one of the papers?—Yes, I did the same as I saw others doing.

55031. And you had no conversation with any of the gentlemen before you signed the papers?—None whatever.

55032. Did you then come away?—Yes.

55033. Why did you consider that was appointing you?—Because when you signed the gratuitous service paper you could not be paid for your vote, of course, but we considered it was intended that people should be paid for their work.

55034. You had no conversation with anyone on the subject?—No.

55035. Did you ask any of the persons there to give you employment for money?—Certainly not.

55036. Did you apply to any person to get you employment for money?—No.

55037. To no person at all?—No person whatever.

55038. It was simply a notion in your own mind that if you signed one of the papers you would have some claim to be paid afterwards for your time and trouble?—Yes, exactly.

55039. Had you any conversation with Mr. Williamson or with any other person about the letter you wrote to Sir Arthur Guinness before the election?—No; nothing at all about it.

55040. After you signed the paper did you ask any person what you were to do?—I got a paper appointing me to one of the booths here.

55041. Who gave you that paper?—That was at the table where the other papers were.

55042. Who drew that paper?—One of the gentlemen.

55043. What was in the paper?—It was a printed paper to come down here in the morning to the booth to be poll clerk—that was all.

55044. Before you got that paper had you any conversation with the gentleman who wrote it for you?—None whatever, neither before nor since.

55045. Was it before or after you signed the gratuitous service paper that you got the appointment from the gentleman?—I think it was at the same time.

55046. Did the gentleman who gave you that ask you to sign a gratuitous service paper?—I do not think he asked me at all. I just did what others were doing. Hundreds were there signing.

55047. What conversation had you with the gentleman before he wrote out the appointment for you?—None whatever. I saw others signing, and of course everyone got his appointment.

55048. You came forward, signed a gratuitous service paper without telling anyone, and then one of the gentlemen wrote out the appointment for you, and you went away without having had any conversation at all?—All that occurred was this—he had my name along with the rest, and got me to sign the paper; that was all, and I got the appointment then to come next morning.

55049. Mr. LAW.—And others got their appointment in the same way?—The same way.

55050. About how many got their appointments in the same way?—There could not be less than fifty or sixty in the room at the time.

55051. Did they all appear to be signing those papers?—Yes, the room was crowded.

55052. Was it a large room?—It was.

55053. Mr. MORRIS.—You first of all wrote to Sir A. Guinness, with the expectation on your mind that you were to get something?—That was not the object of the letter at all; but having known the family——

55054. I know that; but the letter speaks for itself?—Yes, sir.

55055. You understood, of course, that you could not get anything for your vote?—Exactly.

55056. But then, understanding that, you went looking for employment?—Precisely.

55057. And you went then with fifty or sixty others to sign those papers in Mr. Williamson's presence?—I did not go with anyone. I went into the room where they were.

55058. I know, but you were with them; was this in Mr. Williamson's presence?—Yes, he was there; I think one of the other gentlemen's name was Mr. Sutton, or Mr. Julian.

55059. You think Mr. Sutton and Mr. Julian were there too?—I think they were, but I don't know it.

55060. When you signed the paper you understood you were to get employment?—Yes.

55061. And that you were to be paid for it?—Yes, for the employment.

55062. What amount did you expect to get?—I could not form any idea.

55063. Did all the others, as far as you could judge, expect it the same way?—I believe so.

55064. Was it the impression on your mind, and (as far as you could judge) on the minds of the others that the signing of the papers was, in point of fact, to be a list of the persons that were employed?—I think so.

55065. You think it was a kind of list?—I think so.

55066. You were employed on the former election as a personation agent?—Yes.

55067. How much work did you actually do at the last election?—When I found I had no employment at Green-street, I went and looked about for voters.

Robert Wheatley.

55068. Did you do a day's work, or half a day's work?—I worked as hard as I could the whole day.

55069. One day was it?—Yes, the day of the election.

55070. How much remuneration did you expect?—I could not tell; I got a guinea the time before; but I could not tell whether I would get more for that day's work or not; but I expected to be paid.

55071. I believe you never got a farthing?—Never.

55072. You considered yourself badly treated?—I did not say a word about it. I would work and do my business as well on the cause I go on, if I never was paid.

55073. Mr. LAW.—You always voted the same way?—Yes, and I would do the best I could for Sir Arthur Guinness, Sir E. Grogan, Mr. Vance, or any of them.

55074. What were the fifty or sixty men who were in the room wanted for?—I could not tell.

55075. Was it to get employment?—They appeared to be walking about the room, coming in and going out; some going upstairs and some going down stairs, and some may be looking on; I could not tell exactly what business they all had, but I know some of them were employed about the papers.

55076. Was it from anything that occurred on Mr. Pim's side in 1865 you signed the papers in 1868?—In consequence of being employed in 1865 as a personation agent.

55077. You were employed for Sir Benjamin Guinness in 1865?—I was employed for Sir Benjamin Guinness.

55078. Did Mr. Sutton or Mr. Julian speak to you when you signed the papers?—Not one of them spoke to me at all.

55079. You signed as a matter of course?—Yes; I signed when I saw others signing.

55080. And you and all the others signed as a matter of course?—As a matter of course as far as I knew.

Edward F. Gillis further examined.

Edward F. Gillis.

55081. Mr. LAW.—Mr. Gillis, have you got all the papers you promised to produce?—Yes; be good enough to allow me to state that I have seen Mr. Riddick, my solicitor, and he has sent his young man over here with a brief and a number of papers, which we are prepared to submit to the Commissioners for their private information—not for publication. (*Documents handed to the Commissioners' secretary.*)

55082. Certainly not; we have no particular desire to see your brief?—I have not the slightest objection that you should see it. You have a brief and copies of all the papers as far as I am concerned.

55083. There are one or two documents of which we would wish to see the originals for the purpose of handwriting?—Certainly. I am prepared to give the Commissioners all the information in my possession except some original documents and letters connected with Mr. Fitzgerald. Here are the receipts for the moneys paid. (*Receipts produced.*)

55084. Have you got the letters?—I have got some of them. (*Produces letters.*) Here is a list.

55085. If you have a list made out we will take charge of them ourselves?—Some of them are very frail. (*Produces a document.*) I have had various declarations similar to that from the witnesses examined at the trial. I am afraid some of them you will scarcely be able to decipher.

55086. Show us the receipt of A. B. for £20?—(*Hands in document.*) I have received that from my solicitor, and slips of paper similar to that. I received many of them during the trial.

55087. Are these documents copied in the brief?—They are, with the exception of some memoranda—that list for instance. Here is the one that led me to the knowledge of everything relating to the house No. 76, Capel-street.

55088. These declarations were either written by the parties and left with you, or were taken down by yourself at the time from what they told you?—Quite so.

55089. Mr. LAW.—At present we would prefer not to keep any of the original documents of which there are copies in the brief?—These letters of Mr. Fitzgerald's were my authority for acting.

55090. None of these other documents are in the brief?—No, sir. It may be essential for me to get them back at the earliest period it is convenient for you to give them?—I do not think this other document relates to the case—it is merely a list of the parties who went to Drogheda?

55091. Mr. LAW.—No; we do not care for that at all.

Henry Butler sworn and examined.

Henry Butler.

55092. Mr. LAW.—I suppose you voted at the last election?—I did.

55093. For whom did you vote?—For Plunket and Guinness.

55094. Had you any employment before the election?—I had employment, but I was taken ill.

55095. What were you employed at?—As a compositor.

55096. Had you any employment in connexion with the election?—No, sir.

55097. Were you employed as a canvasser?—No, sir.

55098. Were you canvassed prior to the election; did anybody come to ask you for your vote?—Yes, several.

55099. Did anyone come on behalf of Sir Arthur Guinness and Mr. Plunket?—There did.

55100. What ward do you live in?—Wood-quay ward. I live in Castle-street.

55101. Were you in hospital at the time of the election?—I was, before the election.

55102. Were you in hospital on the day of the election?—No, sir.

55103. How long were you out of hospital before the election?—I should say about three or four weeks.

55104. Did anybody come for you on the day of the election to bring you up to the poll?—There did.

55105. Who was it?—I cannot say who they were, but two men came up between one and two o'clock on the day of the election.

55106. Came up for you?—Yes.

55107. You are a freeman, I believe?—I am.

55108. Where did they find you?—At home.

55109. Were you not disposed to come and vote?—I was not.

55110. Was it that you were not willing to vote, or that you did not like to lose your time?—I did not like to lose my time.

THIRTY-EIGHTH DAY. January 22.

Henry Butler.

55111. Did they intimate to you that you should be at no loss if you did come and vote?—They did.

55112. Did they bring you up to the poll?—They did.

55113. Did they bring you on a car?—They did.

55114. You came with them?—I went up with them.

55115. Did they tell you where you would be compensated for your loss of time after the election was over?—They did, sir.

55116. Where did they tell you?—They told me to call to some house in Bride-street after the declaration of the poll and I would be settled with.

55117. What house was it?—It is near Boileau's.

55118. Of course they did not tell you merely to call at a house in Bride-street—they told you the number of the house?—They told me to go to the committee-rooms.

55119. Did they tell you that if you would go to the committee-rooms after the election was over you would be settled with for your trouble and loss of time?—They did.

55120. Was it on those terms you went to vote?—Yes.

55121. Had you declined to go and vote until they told you that you would be settled with?—I had.

55122. Did you go to the committee-rooms after the poll was declared, to see whether you would be settled with?—I did.

55123. Did you find anybody there to receive you, or did you get any satisfaction?—No; the door was shut.

55124. Had you ever been asked to sign one of the gratuitous service papers?—No, sir.

55125. Of course you got nothing?—I got nothing.

55126. Did you make any application afterwards?—I wrote to Sir A. Guinness.

55127. Did you get any answer?—No, sir.

55128. Is this your letter written on 26th November, a week after election?—(*Witness is handed letter*). It is.

55129. You state in that letter your illness, and how you had voted, that you were brought to the poll by two of the Conservative agents of the Wood-quay ward, who, seeing how you were situated desired you to call at their committee-rooms next evening, but when you went the committee-rooms were closed, and not knowing the gentlemen's names you had not been able to see them since. From what those agents of the Wood-quay ward told you you expected you would get compensation?—Yes.

55130. And you had declined to go to the poll until they told you that you would be compensated for your time?—Yes.

55131. Did you ever make any application subsequent to this letter?—No.

55132. You say in the letter you do not know who the gentlemen were?—I do not.

55133. Do you know them?—I do not; I had no communication with either of them since.

55134. They represented to you of course that they were agents of the ward?—Yes.

55135. They drove you to the poll?—Yes.

55136. And back home again?—Yes.

55137. Did you get any reply to the letter?—No.

Mr. *George Stanley Murray* sworn and examined.

Mr. George Stanley Murray.

55138. Mr. LAW.—You voted at the last election I believe?—Yes.

55139. For Guinness and Plunket?—Yes.

55140. Were you engaged in any way in connexion with the election?—Yes, I was inspector.

55141. At one of the booths?—Yes, sir.

55142. Where?—In Green-street.

55143. Did you receive payment for that?—No, sir.

55144. You received nothing?—No, sir.

55145. Did you sign one of the gratuitous service papers?—Yes, along with the others; precisely as my brethren did.

55146. I suppose one of those printed forms?—Yes, I think it was a printed form.

55147. Where did you sign it?—In the committee-room in Sackville-street.

55148 How long before the election?—Two or three days.

55149. The election was on Wednesday; would it have been the Monday or Saturday before?—Possibly it may have been on the Monday.

55150. At all events it was not further back than Saturday?—No, it was quite close to the election.

55151. Had it at that time been arranged that you should act as inspector?—No, sir.

55152. In what way had you been acting before that; had you been doing anything for the candidates?—Never in my life; I had never acted professionally for them in my life until then.

55153. How did it come that you signed that paper that evening? Was it at Cherry and Shields's you signed it?—Yes; it was in a large room; I suppose there were about 100 solicitors there. It was greatly crowded.

55154. Were they all signing papers?—All those who were called.

55155. Was your name called out?—It was.

55156. If you had not been acting in any way before, how did your name come to be called?—I was very well known in the Conservative interest for the last forty years.

55157. But how did they happen to know you were there? I suppose all the Conservatives in Dublin were not there?—No.

55158. Was there any list of persons expected to be there?—I believe there was.

55159. Had you applied for employment before that?—No, sir.

55160. What I want to know is, did you happen to go by accident into the house, or how came your name to be called out?—No; a list was called. I fancy it was a list of freemen or of professional men.

55161. Had anybody intimated to you to go there that night?—No, I went there. I think it appeared in the papers.

55162. What! that there was to be a gratuitous service meeting there?—No, but a meeting; that there was a meeting to be held there

55163. How did it happen that 100 solicitors went to it?—There was a large number of voters there also who were not solicitors.

55164. How did you happen to be there that night?—It was not at night, it was in the day time.

55165. Did you receive a communication from any body to call there?—I think I received instructions.

55166. Who wrote to you?—I think some of the committee.

55167. Had you applied to them before in any direct way?—No, sir.

55168. Did you ever ask to get employment?—No, sir.

55169. Had you ever written to Sir Arthur Guinness before that?—Never. I would not know Sir Arthur Guinness if he were in this room.

55170. Did you write to him before the election?—No, sir.

55171. Are you certain of that?—I am sure of it.

55172. Are you certain you never wrote to Sir Arthur Guinness before this meeting that you attended at Cherry and Shields's?—I do not think I ever addressed a letter to him.

55173. Never at any time?—No, sir.

55174. Before or after the election?—No, sir.

55175. Where is your office?—On Ormond-quay.

55176. No 12, Ormond-quay?—Yes.

55177. (*Witness handed letter.*) Look at that letter, is it your hand-writing?—Yes, it is.

(*Mr. Law read the letter as follows*):—

["Private.]

"12, Lower Ormond-quay,
"7th November, 1868.

"SIR,—I trust you will pardon my intruding on you at this critical time, but I am encouraged to do so from the high estimation in which you are held. I am a freeman of this city. I always voted for the Conservatives, as well as used my influence for the cause for nearly forty years. I take the liberty of enclosing a few of my testimonials for over twenty years of my professional life. Few were held in the public opinion higher, but the losses I sustained in 1848 connected with the outbreak of Ballingarry, and the Incumbered Estates Act coming into operation, my clients in that locality were unable to pay me, which cramped my energies; and the recent loss of a beloved son, who was in my profession, has bowed me down in sorrow. Your relative Mr. Sutton knew me well as did the Rev. Alex. Leeper, and a large number of the citizens. I asked to be appointed to a post for you. What I am kept down in my business is the want of *a little* capital to enable me to proceed with cases which I have in hands. A small sum would, as a loan, be a great assistance and put me forward. I write in the fullest confidence to you as a gentleman who though possessed of every blessing will still feel for a man who though much afflicted has retained the good opinion of those who know him, and that this communication will be kept private.

"I have the honour to be, sir,
"Your faithful servant,
"GEORGE S. MURRAY.

"Sir Arthur Guinness, bart., M.P."

55178. Now, of course, you remember you did address a letter to him?—Yes.

55179. And in that letter you referred to Mr. Sutton as knowing you well?—Yes.

55180. Does that enable you to say whether you received any communication previous to the meeting at Cherry and Shields's?—I think I got a communication that I would be appointed agent.

55181. From whom did you receive that communication as well as you recollect?—I think from the committee.

55182. Do you mean from the central committee in Dame-street?—Yes.

55183. The reason I asked you was, that probably that letter may have been sent on by Sir A. Guinness to the central committee, and in consequence of that you may have received an intimation that you would be appointed?—The names were called out from a list.

55184. Do you recollect that you received a communication to attend that meeting?—Yes.

55185. And that you would get an appointment?—Yes, sir.

55186. The letter of course speaks for itself; you were anxious at that time to get some assistance from Sir Arthur Guinness as a loan or otherwise; did you ever get any answer to that part of your letter?—No, sir.

55187. After the election was over, did you ever apply for remuneration for your services?—Yes, I thought I was entitled to it.

55188. Did you apply to Sir Arthur Guinness, or to Mr. Sutton, or whom?—To Mr. Sutton.

55189. Verbally, or by letter?—Verbally.

55190. I asked you before and I think you told me you had been employed on the day of the election as inspector?—Yes, as inspector.

55191. Had you done anything previous to the election; did you act as canvasser in any way?—No, sir.

55192. You applied to Mr. Sutton for payment; what did he say?—Mr. Sutton said I could not get any payment, and I said I was perfectly satisfied.

55193. Did you remain quite satisfied?—Yes, I gave up the idea altogether.

55194. Did you ever address any further letter to Sir A. Guinness?—I think I did.

55195. Then I suppose you became dissatisfied again?—No, I thought there was an end of the matter.

55196. (*Another letter handed to witness.*)—Is that your writing?—Yes, that is my writing.

55197. Was anything said to you when you were signing the paper at Cherry and Shields's before the election as to the nature of it?—No, there was nothing said about it.

55198. Did you read it?—I glanced at it.

55199. Did you understand that though you were to be appointed, the paper you were signing was to preclude you from being paid for it?—I did, provided—

55200. Provided what?—Provided I voted.

55201. You did vote, you know?—I did.

55202. Was anything said to you as to whether you might possibly get something notwithstanding that?—No.

55203. When you wrote this letter of the 26th December, 1868, to Sir Arthur Guinness, did you then expect to be paid for your services?—I did, I thought I might get something.

55204. Notwithstanding you having signed the paper?—Yes; but not in the nature of payment.

(*The letter was then read by Mr. Law*):—

"12, Lower Ormond-quay,
"26th December, 1868.

"SIR,—About a fortnight before your election I took the liberty of enclosing you testimonials with a letter I fancy from the multiplicity of pressing matters you may not have read them. I beg to say I not only voted for you as well as acted as your inspector but used my best efforts with voters for you. If not too much to ask at your convenience I would feel much obliged for the letters I enclosed to you with your kind consideration of my case.

"I have the honour to be, sir, your obedient servant,
"GEORGE S. MURRAY.

"Sir Arthur Guinness, M.P."

55205. Did you receive any reply to that letter?—No, I just received my letters returned.

55206. Then as to the kind "consideration of your case" you got no reply?—No.

55207. When you wrote that letter did you think you ought to be paid for your trouble?—No, I had abandoned that idea at that time.

55208. What did you mean by asking for a kind consideration of your case? You ask for your letters to be returned to you, and also for a kind consideration of your case—what did you mean by that?—That referred to my first letter.

55209. Do you mean that you still thought Sir Arthur Guinness might advance you by way of gift or loan a sum of money?—Yes, I thought it possible he might.

55210. The ground of your application being that you had not only voted but acted as inspector and used efforts on his behalf?—Yes, there were some persons who knew me very well and were disposed to aid Sir Arthur Guinness on my account. That was all. I did not canvass, or do anything in that way.

55211. The grounds on which you asked for a kind consideration of your case were, not only that you voted for him as well as acted as inspector but that you had also used your best efforts for him with voters?—Yes.

55212. In other words, that you had voted and helped his cause?—Yes.

55213. You thought having regard to these facts that he might entertain your application for a loan or advance of money?—Something of that nature.

55214. Did you say there were a great number of solicitors in the room at this time when you signed the paper—I think you mentioned something about 100—were there so many?—I dare say there were.

55215. Did they all sign those papers?—A large number did.

55216. I suppose those who were not voters did not sign them?—I think not.

55217. Did you hear that the solicitors who acted professionally, and were not voters, got paid for their services?—I rather think they did not.

55218. You think they all gave their services gratuitously?—I did not say that.

55219. But they were not paid?—I think many of them were paid.

55220. Then was it only those who were voters were not paid?—I do not know, upon my word.

55221. Mr. TANDY.—Did any person ask you to sign a gratuitous service paper?—The paper was handed across to me when my name was called.

55222. Who handed it you?—Some one in the committee.

55223. You received no verbal communication on the subject?—No; nothing of the kind.

55224. Mr. LAW.—Was it intimated to you that you should take the post of inspector on the day of polling on that occasion?—I think it was.

55225. Who did that; was it the same person who handed you the paper?—No, sir.

55226. How was your appointment of inspector notified to you?—The books and other things were sent to my office.

55227. Were you told of it before you left Cherry and Shields's that day?—Yes; I received intimation of it.

55228. Who told you that—tell us who it was?—I could not say.

55229. Were you given any document then?—No, sir.

55230. Mr. MORRIS.—Do you remember who the members of the committee were when you attended at Cherry and Shields's?—No; that was the first time I was ever in the place, and the last.

55231. You did not know the names of any of the committee?—No.

55232. Had they, as it were, a great quantity of these gratuitous service papers ready for use?—There were a few papers on the table of that nature.

55233. They must have had a considerable number, for you say nearly 100 solicitors were present, and that a great number of them signed the papers?—Yes.

55234. Then they must have had a considerable number of those papers?—Just so.

55235. Of course, with a gentleman in your position it is quite intelligible that you would give your services in a political cause gratuitously; but were there many of the humbler classes present?—No, sir.

55236. None but solicitors?—I think so.

55237. Was it understood among the professional gentlemen present that those gratuitous papers were to be a mere cover or blind, or was it meant to be a *bona fide* gratuitous offer of your services?—Upon my word I could not say as to that. My own feeling was that when I had signed the paper and voted, I forfeited all claim to remuneration.

55238. No doubt it is quite possible that a gentleman might do that for the sake of a political cause; but you say you did apply to Sir Arthur Guinness?—Yes.

55239. Did you not feel you were as it were barred from making such an application?—I was informed that notwithstanding these papers persons had been paid.

55240. Just so—who informed you of that?—I could not tell at this moment.

55241. Charge your mind—who was it gave you that information?—I could not tell you indeed.

55242. Was he a professional gentleman?—I think so—I think he was.

55243. Were the professional gentlemen that were present at that meeting, men of some standing in their profession, or were they young men to whom a few pounds might be an object?—A large majority of them were very old men.

55244. Were the papers filled up in form?—I think the one I signed was a printed slip of paper.

55245. Mr. Julian was not there?—No.

55246. Nor Mr. Williamson?—I think not.

55247. Did any conversation go on about the papers and what they were for?—No; there was an immense crush—a frightful crowd—some hundreds of people.

55248. Mr. TANDY.—I understand you to say that after your letter to Sir A. Guinness of the 7th November, you received in reply a communication from the committee?—I think so.

55249. And that communication was to the effect that you would get employment?—No; it said that there would be a meeting at twelve o'clock on a certain day, for the purpose of making arrangements as to the election.

55250. And that you would get employment?—No, it requested my presence.

55251. I thought you said before that it was intimated that you would get employment?—I think there were a great many there who did not get employment.

55252. Was that the communication you got from the committee—that if you attended at Sackville-street on that day you would get employment?—I do not think so; I think it was merely an intimation to attend the meeting.

55253. What was the purport of the communication you received in reply to your first letter?—It stated that a meeting would take place at twelve o'clock on a certain day for the purpose of making arrangements as to the election.

55254. That was the entire of it?—Yes.

55255. Do you recollect by whom it was signed?—I do not. I am not sure whether it was by Mr. Sutton or the secretary.

55256. Do you recollect?—I do not. I really did not give it much or any attention at all.

55257. Mr. MORRIS.—You made an application to Sir Arthur Guinness before the election?—Yes.

55258. Did you, directly or indirectly, or through any means make any suggestion or hint to any of Sir A. Guinness's agents, or to anybody who was working for Sir Arthur Guinness, that an advance of money or something of that kind should be made to you?—No.

55259. Did you do so before you got the communication from the committee?—No.

55260. Therefore it must have been solely to Sir Arthur Guinness you made a communication of that kind?—Yes.

55261. It was after that you received the communication from the committee?—Yes.

55262. Can you take it on yourself to swear Mr. Sutton's name was to that communication?—I could not.

55263. Or, Mr. Julian's?—I could not.

55264. But to the best of your impression it was?—I really could not say.

55265. Mr. TANDY.—Did the communication which you received from the committee appear to be in the form of a circular?—Yes.

55266. Nothing on the face of it was intended for you in particular?—Nothing at all. It was a circular.

55267. Mr. MORRIS.—It was a circular sent, I suppose, to a great number of people?—Yes; being a freeman and a professional man I got a great many letters from both sides.

55268. You got no letter from Sir Arthur Guinness of any sort or kind?—No.

55269. Nor any verbal communication from him?—None. I would not know Sir Arthur Guinness if he was here.

55270. Mr. TANDY.—At that meeting at Cherry and Shields's was any verbal intimation given by the committee that those persons who were voters and signed the gratuitous service papers would not receive any remuneration?—I think so; it was a plainly-worded document, and spoke for itself.

55271. But was there in addition to the document any statement made by any of the committee?—No; there was no statement.

55272. Mr. MORRIS.—In fact, the documents were handed about in a general way?—Yes; whatever name was called, if the person answered to his name, if he were a professional man one of those papers was slided over to him, no matter where he was, and he signed it.

55273. And handed it back?—Yes.

John Williams sworn and examined.

55274. Mr. LAW.—Are you in any employment?—I am in the employment of Mr. Wade, solicitor, in Clare-street.

55275. Were you with him in November, 1868?—Yes. I have been with him for the last five or six years.

55276. Were you engaged in any way on the day of the last election?—I was. I acted voluntarily at the last election.

55277. What were you doing?—I remained all day bringing voters to the poll in Green-street.

55278. Who appointed you?—Mr. Campbell appointed me.

55279. When did he appoint you?—He appointed me that morning. I went to him the evening before, and in the morning I was appointed.

55280. Are you a voter yourself?—I am a freeman.

55281. I suppose you voted?—I did vote.

55282. When Mr. Campbell appointed you, did he tell you what to do?—He told me to see that every one polled that was to poll.

55283. What were you to do with them when they polled?—Nothing else.

55284. Did you see Mr. Foster that morning?—I did.

55285. What time was it when you saw him?—I saw him at eight o'clock.

55286. Was that when he came first?—Yes.

55287. I suppose you were here before that?—I was.

55288. Did you see him speaking to anybody?—I did. He held general conference with many round the place.

55289. What were the people he had the general conference with—did you know any of them?—I think they were those who were under him.

55290. Were they the young men?—Yes. Dr. Hall and many others.

55291. I dare say you knew Dr. Hall before by appearance?—I did; he and I were together in Dunbar's Academy.

55292. Were you speaking to him that day?—I was not.

55293. When you saw Mr. Foster with this particular staff of his together, did you join them?—I did not.

55294. I suppose you knew Mr. Foster?—Perfectly well.

55295. Were you speaking to him?—I was.

55296. What were you talking about?—Nothing in particular.

55297. I suppose you understood pretty well that he was not in Green-street for nothing that morning?—I cannot form an opinion.

55298. What opinion did you form at the time?—I believe he was acting in the election of course.

55299. What did you think Dr. Hall was doing?—I suppose he was giving his services.

55300. I am not asking what you suppose now, but what did you think at the time they were doing?—I could not form any idea.

55301. Do you mean to say you saw your old schoolfellow occupying a position there, and being in a particular spot for six or seven hours, and that it never occurred to you to go and speak to him, and ask what he was about?—No, I did not.

55302. You had a tolerably good suspicion, I suppose, of what he was about?—I could not form any opinion.

55303. Did you suspect?—I did not.

55304. At the time you saw him there in connexion with Mr. Foster and the seven other young men whom you noticed in the morning at eight o'clock, and when you found them pretty much together all day, did you not suspect what they were doing?—I did not.

55305. Did you suspect at all during the day that there was any money going?—I did not till after the election.

55306. Did you hear anything from Campbell about money?—I did not.

55307. Did you see any railway tickets?—I did not. I saw personation; that was all.

55308. Who did you see personate?—I saw a young man.

55309. Who was he?—I could not tell. I would know him again if I saw him.

55310. Was he one of the clerks?—No.

55311. Under whose charge was he?—I could not say. He came in while I was in the hall, and recorded a vote for another man, and then went out.

55312. Who was the young man that recorded the vote for another man?—I could not say.

55313. Who was the man for whom he recorded the vote?—I just heard it said the young man personated.

55314. Did you know at the time he voted that the name he gave was not his own?—A dispute arose with the sub-sheriff about him.

55315. Was that what called your attention to the matter?—Yes, that called my attention to it.

55316. Were you speaking to your brother that day?—I have not spoken to him this couple of years; we are not on speaking terms.

55317. Have you a younger brother?—I have.

55318. Was he engaged at the election?—No.

55319. Did you receive any payment for your services?—I did not.

55320. Did you ask for it?—I did not; I was willing to do the work without payment.

55321. For Campbell?—No, for myself and for the cause.

55322. Did you get leave of absence from your office?—I did, and also for the former election in 1865.

55323. How were you engaged then?—As canvasser.

55324. For whom?—For Guinness and Vance.

55325. Were you paid then?—I was.

55326. What were you paid for that?—One pound.

55327. Was that for canvassing?—Yes.

55328. How long were you canvassing?—From eight in the morning till five in the evening.

55329. Was that on the day of election?—Yes.

55330. Were you one of the fifty or fifty-two young men employed at two guineas each on the day of election to bring voters to the poll?—No.

55331. You never asked for that?—I never asked for it.

55332. Mr. TANDY.—Did you see your brother on the day of the election?—I did, in the morning.

55333. At what time?—About eight o'clock.

55334. Where did you see him?—My father and I and many others polled at the same time.

55335. Did your brother poll at that time?—He did

55336. Did you see him afterwards during the day?—I did not.

55337. Mr. LAW.—Did you see Mr. Foster again?—I did.

55338. At what time did you see him next after eight o'clock in the morning?—About the middle of the day.

55339. Did you see him speaking to anybody when he came back again?—He was speaking to the same parties.

55340. Did he speak to anybody in connexion with the election?—He had a group along with him in this neighbourhood, but I did not know what they were saying.

55341. Was he speaking to Dr. Hall and his friends or to Mr. White, or Mr. Alma, or Mr. Williamson?—I could not say; he had a group around him.

55342. Did you know any of the group?—I could not say.

55343. Did you see him a third time, about four or five o'clock?—I think I saw him three times that day, if I mistake not.

55344. And each time had he a group around him?—Yes.

55345. Could you not tell the names of any of the members of the group?—I could not.

55346. Did you see him speaking to Mr. Williamson in the morning or evening?—I think he spoke to Mr. Williamson that day.

55347. Did you see him introduce Dr. Hall to Mr. Williamson?—I did not.

THIRTY-EIGHTH DAY.

January 22.

William Kemp.

William Kemp further examined.

55348. Mr. LAW.—Do you remember being with Noblett and Watkins at 76, Capel-street?—Yes.

55349. Do you remember Mr. Foster being in the room?—Yes.

55350. Do you recollect any other gentleman coming there?—Yes, Mr. Williams came in.

55351. Do you know Mr. Williams' appearance?—Yes, I would know him.

55352. Did you know him by sight at the time, or did you know at the time who he was?—I heard them speaking about him, but I was not particularly acquainted with him.

55353. Did you understand from the others that he was Mr. Williams?—Yes.

55354. Was it Crampton or Watkins that knew him?—I don't say that they knew him particularly; it was Tom Noblett who mentioned the name.

55355. Did he live at Finglas at some time?—I don't know—he might have lived there when I was not living there. I don't recollect him being there in my time.

55356. Do you recollect was it early or late in the day that this gentleman you recollect as Mr. Williams came into the room?—I could not say what o'clock it was, but I remember he came in.

55357. How often did you see him in the room?—Twice or three times.

55358. Did he speak to some of you each time he came in?—He did.

55359. What sort of questions did he ask, or what did he come in about?—He said he thought to the best of his opinion they were going on well.

55360. Was that about the election?—I don't know what he meant.

55361. When he said that, what did you understand him to refer to—was it to what was going on in the house or elsewhere?—I could not say.

55362. Tell us as well as you recollect?—He was in the room with us, and did not go anywhere else until he walked out.

55363. What was it he said?—I could not tell his meaning.

55364. What did he say?—He said things were going on very well.

55365. Was that addressed to the whole of you?—To all who were sitting at the table.

55366. Did some of the others speak to him?—I did not hear them mention anything about it.

55367. What time did he come in first, if he was in two or three times?—I could not say; I was not out all day, and I could not tell.

55368. Were you there about eight or nine o'clock?—Yes.

55369. Was he there before twelve?—He was.

55370. Was he there before two or three hours were up?—He was there before twelve.

55371. Mr. Foster set you to work about half-past eight?—Yes.

55372. Did Mr. Williams come into the room before Mr. Foster came the second time?—Yes.

55373. Was Mr. Williams the next person to come in after Mr. Foster's first visit?—Yes.

55374. Was he long in the room?—No. To the best of my opinion he could not have stopped ten minutes.

55375. Did he go away then?—Yes.

55376. Did Mr. Foster come back about one o'clock, or about the middle of the day?—I could not say what time it was, but he came in again.

55377. When Mr. Foster came in the second time was Mr. Williams with him?—No, Mr. Williams was not with him.

55378. Was Mr. Williams by himself?—He was.

55379. Was Mr. Williams in between that time and the time you went away?—Yes. He was in before we left off.

55380. Then you saw him three times in the room?—Yes, two or three times, to the best of my opinion.

55381. Did he say what brought him there?—He did not.

55382. Did he ever meet Mr. Foster in the room at any time he came in?—No, he did not.

55383. Did you see him speaking to Crampton, the fourth man who was in the room?—I did not.

55384. Mr. MORRIS.—Why did not you tell about Mr. Williams when you were here before?—You did not ask me the question.

Jeremiah Leyne.

Jeremiah Leyne sworn and examined.

55385. Mr. LAW.—Your name was mentioned here about an hour ago by Mr. Thomas Williams; he said you had some conversation with him within the last fortnight about Mr. Foster having been in 76, Capel-street; he said you mentioned that this Commission had probably got the name of the person who was in the back room, or at least the name of Mr. Foster's nephew?—Yes; I had a conversation—I don't remember that I had one with Mr. Williams in particular—I had at the office—we were talking generally about the proceedings here. I mentioned to several persons that I had been here during the examination of Mr. Saunderson, and that I thought the purport of his examination was to point to Mr. Irwin as the person who was behind the screen in Capel-street. I thought that was the tone of the evidence.

55386. That is what Thomas Williams stated?—From what I heard of his evidence I was afraid I might be compromised.

55387. Have you ever heard anything else to lead you to form an opinion about the matter?—Oh, never.

55388. You happened to be here when Mr. Saunderson was under examination?—Yes.

55389. Was it because Mr. Irwin was Mr. Foster's nephew you said what you have stated?—No, it was because Mr. Saunderson in his examination accounted for all the gentlemen he met at Mr. Foster's except Mr. Irwin; it struck me as peculiar he was absent on the day of the election. I said that points to him.

55390. You had not heard from any other source he was the man?—Never.

55391. Do you remember the day of the election?—Yes.

55392. Were you in the office all that day?—I think I was. I may have come out. I don't remember.

55393. Mr. Matson states that on that day considerable latitude was allowed to all the employees, no particular business was doing?—Yes. There appeared to be general leave. I understood there was general leave to go in and out, particularly for voters.

55394. You understood there being that general leave it was not considered necessary to enter each time you went out?—I understood it was unnecessary to make an entry.

55395. There was a good deal of going in and out during the day?—Yes.

55396. There is no entry except by Mr. Foster?—Yes. I am not sure I went out at all. I cannot say.

55397. There was not much doing; the public did not make many searches that day?—I really don't remember.

55398. Are you generally engaged in the same room with Mr. Williams?—His business sometimes brings him into the room in which I am.

55399. You are not constantly in the same room with him?—No.

55400. Do you recollect whether or not Mr. Williams was in his office the whole of that day?—I cannot say.

55401. Was there considerable movement amongst the clerks?—I could not say. I cannot say even as to myself. I don't think I went out. I am almost certain I did not go out.

55402. Do you remember as to Mr. Foster that day?—I do not.

Francis Jones sworn and examined.

Francis Jones.

55403. Mr. LAW.—Are you a freeman?—I am.

55404. How long have you been a freeman?—About thirty years; that is as near as I can go.

55405. At what hour did you vote at the last election?—Twenty minutes past eight o'clock.

55406. Where did you go after that?—I went to the Great Southern and Western Railway to Portarlington. I was down on election business in Portarlington. I was down for about two days before that. I came up the night before the election for the purpose of voting. I had to get the thirty minutes past eight o'clock train that morning.

55407. Did you see Campbell that morning?—I I cannot say I did. I have no recollection of seeing him.

55408. Were you speaking to anyone here that morning?—Not that I recollect.

55409. How long were you here altogether?—Immediately when I went up some gentlemen told me to go before them, as I said I had to catch the train.

55410. You say you had been on business at Portarlington?—Yes, I was employed there. I was acting under a Dublin solicitor, Mr. Clarke. He has a house of Portarlington also. I am now in the employment of Hendrick and Company, of Clare-street. I occasionally do business for Mr. Clarke as a scrivener, and as a scrivener I went down with him likewise.

55411. Did you leave a message as to where you were going?—I did not, but my employers knew, and they sent word, Hendrick and Company.

55412. Had you communication from where you were to Portarlington?—I had not, but I asked leave from Mr. Clarke to come to vote, and he gave me leave. I returned. Our election did not take place till the day after. I was there from Monday.

55413. Did you intimate to any one, before you went to Portarlington, that you would come back to vote?—I did not. I am not aware whether they knew I would come or not. No matter where I was I intended to come to vote.

55414. Did you make any application for expenses?—I did, but I was not paid.

55415. To whom did you apply?—To Mr. Goodman, sometime after, but I was not paid.

55416. Did you apply to Mr. Wilson Johnston?—I did not.

55417. Did you know of him?—I read of him in the papers, but not at the time.

55418. How soon after the election did you apply to Mr. Goodman?—It might be a week. I am not sure, but it was after the election I asked for it. I came back after the election in Portarlington.

John Henry Wilson Shea sworn and examined.

John Henry Wilson Shea.

55419. Mr. LAW.—What is your trade?—A working engineer—a practical engineer.

55420. Are you a freeman?—I am.

55421. Have you been long a freeman?—Well, I voted at the last three elections.

55422. You became a freeman about 1858 or 1859?—In or about 1857 or 1858.

55423. Who looked after your admission?—I did myself.

55424. Did you go to one of the offices to get your beseech filled up?—I went, and I think it was to 28, College-green. I think Mr. Atkinson was there.

55425. I suppose they saw after it?—They did.

55426. Did they pay the admission fee?—I don't know.

55427. Did you pay it?—I did not. I paid nothing.

55428. Have you voted at each election since that?—Yes.

55429. You always voted for the Conservatives?—I did.

55430. Had you any employment at the last election?—Not the slightest.

55431. Did you receive any money at the last election?—Not the slightest.

55432. Are you a member of any society?—How do you mean?

55433. Are you a member of the Orange Society?—I am.

55434. Did you receive any money through the lodge?—I did not.

55435. Are you aware of any money having been paid to voters by the lodge you belong to?—I am not aware of anything of the sort.

55436. Did you ever hear it?—I did not.

55437. Do you know Mr. Foster?—I do not. I did not know him at all. I knew nothing in fact till I came down the morning of the election and voted, and I walked through town.

55438. How long were you here that morning?—I was about to state from the time I voted, about ten o'clock, I went as far as Sackville-street till about three o'clock, and then I went home.

55439. Did you hear any rumour that money was going?—I did not—I did not, indeed. I did not hear any rumour about it, good, bad, or indifferent. In fact, I wonder that I am brought up here at all, for every day I am here, I lose money.

55440. You have not been here before to-day?—No, I hope I won't be here any more either.

Henry Bouchier sworn and examined.

Henry Bouchier.

55441. Mr. LAW.—You are a shoemaker?—I was.

55442. What are you now?—I am sexton of Werburgh's church.

55443. What time did you vote at the last election?—Nine o'clock in the morning.

55444. Did you remain here long?—Not two moments. I came on a car, and went home on a car. Me and my brother, and two sons, and son-in-law, all voted together.

55445. Were you employed in any way before the election?—I was.

55446. As what?—As clerk in 47, Dame-street.

55447. Up to the time of the election?—Yes, and for seven weeks before it.

55448. What were you paid?—I was paid nothing for the last six weeks. For the two first weeks I went there, I received on a Saturday night for the fortnight—Mr. Hodson sent for me over to No. 3, Dame-street, and asked me—"Are you in want of money?" I said, "I am not in need of money." He said, "If I give you a couple of pounds, will you give me an I O U?" That is all I received. It was understood no voter could receive payment.

55449. Did you sign a gratuitous service paper?—No.

55450. Was it understood you would ultimately get something?—I was never given to understand by anyone about the election anything about it—I never asked, I was never told—nor I never heard.

55451. Did you ever hear talk amongst the other clerks of an expectation of receiving money when the whole thing was over?—I never did.

THIRTY-EIGHTH DAY.

January 22.

Mr. Edward L. Alma.

Mr. *Edward L. Alma*, further examined.

55452. Mr. LAW.—Do you remember the name of any person besides Bloxham to whom money was paid for alleged expenses?—I don't remember any other name whatever.

55453. Do you remember a person called Christian?—I do not.

55454. Or Kirwan?—I do not. I don't profess to remember the name of any single person. They were all taken down on a docket, and kept there. I never kept the docket.

55455. You do not think you could recognise any name?—I am quite satisfied I could not.

55456. You did remember the name of Bloxham?—Yes. The reason I remembered it was I objected altogether to that man getting payment. I thought he acted most unworthily.

55457. He did get payment?—He did, but it was under pressure from Mr. William Johnson. I met him in the street when I was going home, after Mr. Bloxham made his demand. I objected to Mr. Crosthwaite—he pressed it. I said, "I don't think he ought to be paid." He said, "he personated his brother, you got value for it, and he ought to get paid." "If you think so," I said, "you must take the responsibility of it." I believe it was paid.

55458. Do you not know it was paid?—I believe it was paid. I am quite sure it was paid.

55459. You cannot recollect the names of any other persons who got money?—I could not. They were all perfect strangers to me.

55460. Do you remember anyone named Leech?—I do not.

(Adjourned.)

THIRTY-NINTH DAY.

January 29.

Richard Atkinson.

THIRTY-NINTH DAY.

SATURDAY, 29TH JANUARY, 1870.

Richard Atkinson sworn and examined.

55461. Mr. LAW.—You live in Jervis-street, I think?—I do.

55462. You did at the time of the last election?—Yes, sir.

55463. No. 63?—Yes, sir.

55464. What is your trade?—Schoolmaster.

55465. Do you remember being canvassed by anybody before the last election?—No more than by myself.

55466. Did anyone call upon you to ask you for your vote?—There did, two, one from each party.

55467. Who was the person that called upon you from the Conservative party?—I really do not know.

55468. Where did he see you?—In 63, Jervis-street.

55469. Your own house; how long was it before the election?—I can't say.

55470. Was it a week or ten days?—About a week.

55471. Was there anybody present when he called?—No more than some children.

55472. Of the school?—Yes.

55473. That is where you had your school?—Yes, sir.

55474. Did he say that he was a canvasser, or had he a list of persons to call upon?—Yes.

55475. Had he what we call a canvassing card?—Yes, sir.

55476. And I suppose your name was on it?—Yes, sir.

55477. Did he ask you whom you would vote for?—He did, and I said I could not say—that perhaps I would lie neutral.

55478. Was this visit that you had from the Conservative canvasser, as I shall call him—you say you do not know his name?—I say from both parties.

55479. But this gentleman that came to you from the Conservative side, did you know his name?—No, sir.

55480. Do you know his name now?—No, sir.

55481. You do not know who he was?—No, sir neither seen him before nor since to my knowledge.

55482. I will call him the Conservative canvasser; now at the time this Conservative canvasser came to you had the Liberal canvasser been with you before—you say one came from each side?—Oh, I really could not say.

55483. Do you know who came first?—No, sir.

55484. You do not know his name either?—No, sir, neither.

55485. You told this gentleman who came to you from the Conservative side that you would remain neutral?—I said so to both parties.

54486. Do you live in this house, 63, Jervis-street, is that where you live?—Yes, sir.

55487. When you told the canvasser that you wished to remain neutral, did he endeavour to overcome your scruples, or did he endeavour to press you to vote?—No; I cannot say that he did.

55488. Just tell us as nearly as you can recollect what he said to you; you being a schoolmaster ought to be able to tell us exactly what happened?—Well, that I could not say.

55489. I mean the substance; you need not tell us the exact words, but the substance as nearly as you can recollect?—Only that he came from so and so to ask me for my vote, and would I give it; and I could not say.

55490. You said you could not say?—Yes; "I cannot say, perhaps I may lie neutral."

55491. Did anybody come to you from either side more than the once?—No, sir.

55492. You never had a visit from a canvasser but on the one occasion?—No.

55493. Are you a married man?—I was.

55494. I mean at that time; had you a wife and family at that time?—No.

55495. Had you your school in the room you live in?—Yes, sir.

55496. Had you any pet in the room—had you a bird or anything of that kind?—Oh, yes.

55497. What sort of a bird was it?—A canary, sir.

55498. Was it a nice bird?—Well, nice or not, I have him still.

55499. Did you intimate to either of those gentlemen that you would sell them the bird?—Certainly not.

55500. Did you say that?—Certainly not.

55501. Did the canvasser take a fancy to the bird?—No, sir.

55502. Did he say anything to you about the bird?—No, sir.

55503. You are certain of that?—He was not three minutes in the room.

55504. I suppose he could see the bird in that time; I will tell you the reason I ask you the question; there has been returned to us from among the papers of the Conservative candidates a list of voters who had promised to vote upon conditions, and your name, "R. Atkinson, 63, Jervis-street," is put down "G. and Plt.," that is "Guinness and Plunket;" but must buy a bird from him?—No such thing; I deny the cause.

55505. Did you vote?—Certainly.

55506. You did vote?—Certainly I did, at eight o'clock in the morning.

55507. You did not remain neutral?—Certainly not.

55508. You told the canvasser when he came that you would rather remain neutral?—I might.

55509. But did you tell him that you had not made up your mind?—I told him that I might lie neutral—that I was not inclined at present.

55510. What was it that ultimately induced you to vote at eight o'clock in the morning?—My conscience.

55511. Was your conscience not as active on the morning when the canvasser called on you?—Certainly not, it might be and it might not.

55512. You voted ultimately for Guinness and Plunket?—Yes, I did.

55513. Yet when Guinness and Plunket's canvasser called upon you a week before the election you intimated to him that it was very doubtful whether you would vote or not, but you thought you would remain neutral, is that so?—Yes.

55514. Had you at that time resolved to vote for Guinness and Plunket?—I was.

55515. And if you had determined at that time to vote for Guinness and Plunket, why did you tell the canvasser that you had not?—Many men have many minds.

55516. I want you to tell me what was in your mind when you resolved to vote as you ultimately did. You told the canvasser when he asked you that you had not made up your mind, and that you would be neutral?—I did not wish to be delayed from my business, and I wanted no conversation.

55517. Do you not think that if you told him at once that you would vote you would have had no delay?—No.

55518. Then it was not true that you would be neutral as you had made up your mind at the time—is that so?—Yes.

55519. Why did you tell this man that you would be neutral—was it to save time?—Yes.

55520. But I should have thought that you would have got rid of the man sooner by telling him at once that you would vote for him?—No.

55521. Now, can you give some intelligent reason why, being resolved to vote for Guinness and Plunket, you told their canvasser that you were not resolved, and that you would remain neutral—was it to invite discussion?—Certainly not. I wanted to get rid of the man altogether.

55522. Would you not have got rid of him sooner by saying that you would vote?—Perhaps not.

55523. But it was to get rid of him you said you had not made up your mind?—Yes.

55524. Did he then try to overcome your scruples?—I did not listen to him.

55525. Did he ask you?—Oh, as to the words I do not recollect.

55526. Of course when you told him you had not made up your mind everybody knows that was an invitation to further discussion. What did he say when you told him that you had not made up your mind?—He said nothing. I told him that would do, and I bid him good morning, and opened the door.

55527. And put him out?—Of course.

55528. Did he make any observation upon this canary that was singing?—Sure a hen canary would not sing.

55529. Did he say anything to you about buying the bird?—No, sir.

55530. After you stated that you had not made up your mind, did he say anything more to you then?—No, sir, not to my knowledge.

55531. How did he come to put your name in the return he made to his employers—"Richard Atkinson, vote for Guinness and Plunket, but must buy a bird from him?"—I know nothing at all about it, sir.

55532. Had that any connexion with your not having as yet made up your mind?—Which, sir?

55533. Had this return that he made any connexion with your not having made up your mind?—I know nothing at all about that, sir.

55534. How did you go to the poll that morning—did you walk up, or did anybody accompany you to the poll?—No, sir.

55535. When you came up here did you see anybody that showed you to your booth?—No, sir.

55536. Did anybody speak to you when you were up here at the court-house polling?—Only the gentlemen that were taking the votes.

55537. Did anybody escort you up to the poll?—No, sir.

55538. Did you see anybody that you knew here that morning?—No, sir, not one.

55539. How long did you remain here?—About two minutes.

55540. Did you go home immediately?—I did.

55541. Did anybody, from either side call upon you that day?—No, sir.

55542. How long have you been a freeman?—Since the year 1840—previous to that I voted as a householder. The time Mr. O'Connell was Lord Mayor.

55543. You were admitted then?—Yes, sir.

55544. What was your claim—by birth?—By birth.

55545. It was not by grand-birth. Was it by your father being a freeman?—I could take it any way, either by marriage or any way.

55546. Did you vote in 1865—that is the election before last?—I did.

55547. Whom did you vote for then—Mr. Pim was then against Mr. Vance and Sir Benjamin Guinness?—Well, it was Vance and Guinness.

55548. Did you know a house kept by a man called Powell in Little Denmark-street?—No, sir.

55549. Had you any employment at the election of 1865?—Yes.

55550. What were you?—I was check-taker for the day.

55551. Was it at the polling booth?—No, above in the room.

55552. The committee-room?—Yes, on Bachelor's-walk.

55553. I suppose that was one of the ward committee-rooms?—Yes.

55554. Who was in charge of it?—Mr. Tickell and Mr. Durham.

55555. The two cabinet makers?—Yes.

55556. I suppose you were paid for the day?—I got £1.

55557. Well that was not bad for one day's work; I suppose the work was not very heavy?—Oh, heavy enough.

55558. Were you employed at the election of 1859?—No.

55559. Had you any employment at any previous election?—No.

55560. Did you ever receive any money at any election before 1865?—No, sir.

55561. Anywhere?—No, sir.

55562. Did you get any money at the last election?—Sir?

55563. Did you get anything at the last election?—Anything! no.

55564. Now tell me how did you vote in 1859, when Mr. Brady and Mr. M'Carthy were up?—I voted for the Liberals.

55565. So I thought; you were living at that time in Strand-street?—Yes.

55566. You voted in 1859 for Brady and M'Carthy?—Yes.

55567. Well now, may I ask you was it your conscience induced you to vote that way on that occasion?—Well we may title it such.

55568. But was it in point of fact, for you may entitle a thing by any name—what induced you to vote for Mr. Brady and Mr. M'Carthy in 1859?—Fancy.

55569. Did you know either of the gentlemen?—No.

55570. Whom did you take a fancy to—was it to Mr. Dillon?—That I cannot say.

55571. Do you know Mr. Dillon the auctioneer?—I have seen him.

55572. Did you see him about that time?—No.

55573. On your oath what induced you to vote for Brady and M'Carthy in 1859?—I told you before, fancy.

THIRTY-NINTH DAY.

January 29.

Richard Atkinson.

55574. Nonsense; we cannot take such an answer as that from you; did you get money?—No, sir.

55575. Who canvassed you?—I do not know.

55576. Had you a promise of money?—No, sir.

55577. Whom did you vote for in 1857?—The Liberals.

55578. Whom did you vote for in 1852?—The Liberals.

55579. Did you vote always for the Liberals till 1865?—For the last two——— Yes.

55580. Now may I ask you what made you vote for the Conservatives in 1865?—I told you before—conscience.

55581. Oh no; conscience was only applicable to the last time; fancy induced you to vote for the Liberals at all the elections till the last two, but conscience then got the better of you; is that it?—I cannot say.

55582. Were you admitted on the Liberal side or the Conservative side when you were admitted a freeman in 1840?—The Liberal side.

55583. That was fancy too, I suppose?—And even in the year 1832 I voted for the Liberals.

55584. And it was all fancy up to that time, I suppose?—I suppose so.

55585. And what induced you to change your fancy which was of such considerable duration from 1832 to 1865—what induced you to change your politics in 1865?—As long as a man lives he can change his views.

55586. Answer the question, sir?—I can give you no more answer than that.

55587. Had you any reason for changing?—No, sir.

55588. No reason at all?—No.

55589. Then it was not conscience?—I do not know what it was; conscience may affect one's mind.

55590. Did you know Campbell the inspector of the freemen?—No.

55591. Do you know the man by sight?—No; I do not know any of those boys at all.

55592. Has he never called upon you—the man who had charge of the freemen?—I do not know any of the boys at all.

55593. What do you mean by "the boys?"—The men or gentlemen, or whatever they are; a man ninety years of age I would call him a boy.

55594. Did anyone canvass you prior to the election of 1865 and press you to vote for Mr. Guinness and Mr. Vance?—No more than the two; there was a gentleman, either one or two, came and I gave them the same answer, but I might lie neutral.

55595. Did you say that in 1865 also?—I suppose I did.

55596. You must tell us what you recollect; do you recollect that when you were canvassed in 1865 you told the canvassers you thought you would be neutral?—Yes.

55597. Did you tell anybody in 1865—(that is not the last election but the one before—I do not want to confuse you—but when Mr. Pim was up on one side and Mr. Guinness, Sir Benjamin as he was afterwards, and Mr. Vance on the other)—did you tell the people that canvassed you then that you thought you would lie neutral?—Yes; from the beginning, previous to 1832.

55598. Did you tell anyone previous to the election that you were going to vote for the Conservatives, different from any other occasion?—No.

55599. Did anyone know that you were going to vote that way?—No.

55600. You do not know the names, I suppose, of any of the people that canvassed you in 1865?—No, sir.

55601. Nor the name of the people that canvassed you in 1868?—No, sir; nor anyone of them from the year 1832 up to the present.

55602. Just answer the question that you are asked; did you ever see the man since the election that canvassed you in 1868?—If I did I would not know him.

55603. Did you get a voting card in 1868—at the last election?—I did; a pair of them.

55604. Who gave you the pair of them—were they sent to your house?—They were sent by postage.

55605. Were you ever up at the committee-rooms, at Cherry and Shields's?—No.

55606. Were you ever at any committee-room of the Conservative party, or of the Liberal party, at the last election?—No; no more than—the last?

55607. November, 1868?—No.

55608. You know Cherry and Shields's?—Oh I know that house, in Sackville-street.

55609. Were you ever in that house?—Oh, I have been often in the house, but not when they had it.

55610. There was also I believe a committee-room in Abbey-street, near you; were you in there?—No; but I know there was.

55611. Were you in any committee-room of the Conservative party—any ward committee-room?—No.

55612. At the last election?—No; nor before it.

55613. Did you see any railway tickets that morning—the morning of the election?—Any which?

55614. Any railway tickets; did anybody give you a ticket?—No.

55615. Were you in the house 76, Capel-street that day?—No, sir.

55616. Do you know Forrest's or Espy's printing-office?—I do.

55617. Were you there that day?—No.

55618. You were not?—No.

55619. Did you receive any money at the election of 1857?—No.

55620. You did not?—No.

55621. Did you at the election of 1859?—No; not from anyone.

55622. Now, Atkinson, I know very well that this is a question that you ought to be able to answer as an honest, candid man; having been a Liberal all your life—there is no objection to a man's changing his views of course, but why did you change them at the election of 1865?—That I cannot say.

55623. Can you give us any explanation?—No.

55624. Any reason?—No.

55625. Did you know Mr. Henry Foster, whose name has been so often mentioned here?—No.

55626. Was 1832 the first occasion on which you ever gave a vote?—Yes.

55627. That was as a householder I think you say?—Yes.

55628. Have you been voting at every election from that time to the present?—Yes.

55629. I suppose you did not miss one; did you vote at every election from 1832 down to 1865 on the Liberal side?—No.

55630. I thought you told me that you did?—There were three—I believe there were two elections from the time I dropped from being a householder till I took my freedom.

55631. Till you took your freedom in 1841?—When Mr. O'Connell was Lord Mayor; was that the year he was?

55632. And you voted in 1832?—Yes; and then I voted in 1837.

55633. Then you could not have missed many elections?—Oh, there were either one or two elections after that.

55634. Between that and 1840?—Yes.

55635. You voted in 1832?—Yes.

55636. And 1837?—Yes.

55637. And 1842?—Yes.

55638. And from that on?—Yes.

55639. May I ask you fairly what reason you had for voting for the Conservatives for the first time in 1865?—That I cannot say.

James Connor sworn and examined.

55640. Mr. LAW.—You live in Jervis-street too?—Yes, sir.

55641. Were did you live at the time of the last election?—I lived in 11, Jervis-street.

55642. Were you working at any other place at the time, or had you any place to which you used to go to work?—At Mr. Curtis's in Middle Abbey-street.

55643. That is No. 99?—Yes.

55644. That is where you were to be found?—Yes.

55645. Had you anybody coming to canvass you prior to the last election?—I had, sir.

55646. How often did people come?—Well, to my knowledge I think there were three men called during my absence, and two called up in my absence and my wife answered them.

55647. Do you mean that a party of three called, and then a party of two called?—Yes, sir.

55648. And your wife only saw them; you did not see them on either occasions?—I saw two of them.

55649. Did these two come together?—They did not.

55650. Was there a visit first to your house by these people separately one after the other?—Separately.

55651. That is three visits?—Yes, sir.

55652. On each of those occasions you were out?—Yes, sir.

55653. And then on two other occasions one man called upon you, and saw you?—Yes, sir.

55654. Was it the same person that called the second time as the first time?—It was not.

55655. Was it the same man that saw you twice?—No, sir; different men.

55656. Who was the man that called first?—Well, I did not know the man; he was a stranger to me.

55657. They did not always choose strangers to ask people to vote?—Well they were two strangers to me.

55658. Had you ever seen them before?—No.

55659. Or have you ever seen them since?—No.

55660. Now do you mean to say that you do not know who the person was that called upon you to ask you for your vote?—They asked me who I intended to vote for.

55661. What did you tell him?—I did not give him a positive answer, becasue he was standing at the door, and I did not wish the people of the house to know which way I would vote; but my intention was to vote for the Conservatives.

55662. Where was this man that called upon you standing when he spoke to you; was he standing in the street?—He came from the Conservative party.

55663. Where was he standing when he asked you the question?—He was standing outside the door.

55664. On the lobby?—On the lobby.

55665. You had lodgings I suppose?—Yes.

55666. And when he asked you whom you would vote for what did you tell him?—I told him I did not know exactly; just merely that I did not want the people to——

55667. I want to know what you told him; did you ask him into your room?—No.

55668. And what more passed, because it is absurd to suppose that a canvasser comes to the lobby, asks a question, and then walks away without getting any other answer?—Well, the answer I gave him was that I had not made up my mind as to who I would vote for; at the same time I did not want the people of the house to know.

55669. And do you mean to say that this canvasser, employed to get votes was so satisfied with your answer that you had not made up your mind, that he turned and walked away again without asking you any other question—did he try to get you to vote for him?—I do not understand.

55670. Did this canvasser ask you would you vote for the Conservative candidates?—He did, sir.

55671. When you said you had not made up your mind, do you mean to say that he did not put any other question?—He did not.

55672. He was quite satisfied with that?—He went away.

55673. Without asking any more questions?—He never asked me any more questions.

55674. How soon after that was it the second man came?—I gave the second one the same answer.

55675. How soon after the first visit did the second man come?—I believe it was three days after.

55676. How long was the second visit before the day of the election; was it a week, or was it a day?—Well, I believe to the best of my knowledge it was a week.

55677. Then there was a week intervening before the election, during which nobody called to you; is that so?—Yes.

55678. Do you mean to say that nobody called upon you for a week before the election?—No, sir.

55679. They were so satisfied with your answer that you had not made up your mind?—There was one came to the shop, and he came for the Conservatives, and he asked me who I would vote for, and when he was done I told him that I intended to vote for Messrs. Guinness and Plunket, and he walked away then and did not say any more.

55680. And who was that man?—Well, I do not know.

55681. According to your idea, they selected people to canvass others who did not know anything about them. One would think they were going to do something wrong?—Well, they were quite strangers to me.

55682. I suppose they selected them because they were strangers?—Well, I made up my mind.

55683. Now, of those three men that paid you three visits, do you mean to tell me that you did not know the name of anyone of them?—I did not.

55684. Do you know where any of them lives?—Where they live, sir?

55685. Where any of them live? (*The witness paused.*)

55686. (*Question repeated*)?—I do not.

55687. Could you not say that?—I am a little hard of hearing.

55688. Did you say anything to any of those canvassers about the loss of your time?—About the loss of my time?

55689. Now, do not be thinking so long about it, sir, you have heard the question perfectly well, you need not consider it; did you, or did you not?—I did not.

55690. Will you swear that?—I did not to my knowledge.

55691. Will you swear you did not tell any of those canvassers you did not like to lose your time going to vote?—I quite forget, sir.

55692. Will you swear you did not say that?—I will not, sir, I could not be sure.

55693. Is it very likely you did say it?—I do not believe I did, sir, to my knowledge.

55694. Were you inclined to lose your time going to vote?—I was.

55695. Did you say anything about losing your time to anyone of them?—I might have said that people lose their time, but I did not mention it myself.

55696. What is the meaning of that?—I might have said that people lose too much time at an election, or something like that.

55697. Do you believe you did?—No.

55698. Can you not give us a straight answer? What did you mean by saying that you might have said that people lose their time?—Many a person might say a thing.

55699. Do you not believe that you did say that I am not asking you the very words?—I do not recollect ever saying it of myself, sir, that I did not wish to lose any time.

55700. Do not repeat words and swear you did not use those words. Did you say anything to anyone of

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James Connor.

those gentlemen or people that called upon you to ask you for your vote, about the loss of your time?—I do not believe I did.

55701. And if the person that canvassed you stated in writing that you said you could not afford to lose your time to go to the poll, would that be true or false?—Well, I could not say, sir.

55702. If the man that canvassed you, and took down your answer in writing, returned that answer to the committee, would you say that answer was true or false?—I did not say that to my knowledge; I do not recollect.

55703. Do you believe it is true, or do you believe it is false?—I do not believe it is true, to my knowledge.

55704. What do you mean by "To your knowledge"? Whom did you vote for in 1865?—I voted at the election before the last for Messrs. Guinness and Vance.

55705. Did you pay a visit to Powell's public-house that day?—Sir?

55706. Were you at Powell's public-house in Denmark-street on the day of the election?—I was called on just in the same way, sir, as this election.

55707. Were you in Powell's public-house in Denmark-street on the day of the election in 1865?—No, sir, I was not.

55708. Whom did you vote for in 1859?—I voted for Messrs. Guinness and Vance.

55709. Sir Edward Grogan and Mr. Vance you mean?—For the Conservatives; that was the election before the last.

55710. Did you always vote for the Conservatives?—That was the first vote I had; the election before the last.

55711. You never voted before 1865?—No, sir.

55712. You were admitted I suppose in 1865 as a freeman?—It was in Mr. Lambert's time.

55713. Just in time to vote at the last election but one. What was your title? Birth, service, or marriage?—By birth.

55714. I suppose you got admitted through the Conservative Office in Dame-street or Church-lane, or wherever it was?—I often went down when I changed my residence, to tell them where I lived.

55715. Who was it that you got to fill up your beseech before the Lord Mayor's Court? Who was up with you before the Lord Mayor; was it Mr. Atkinson, or Campbell, or who?—I could not say.

55716. Did you pay anything when you were admitted?—I did, a pound.

55717. Whom did you pay it to?—I paid it to Mr. Atkinson, a man they called Atkinson, a young man.

55718. You paid him a pound?—Yes, sir.

55719. And did he give you any change out of it?—No.

55720. Well now, Connor, if this gentleman who called upon you and took down your answer, and canvassed you, returns your name to his superiors in this way: "James Connor, who lives in 11, Jervis-street; to be found in 99, Middle Abbey-street; cannot afford to lose his time to go to the poll;" and therefore puts you down as a man that promised to vote conditionally for Guinness and Plunket; what do you say to that?—Well, I gave my promise to Mr. Curtis, my employer; I told Mr. Curtis, my employer, brass founder, that it was my intention to vote for Messrs. Guinness and Plunket.

55721. Did Mr. Curtis ever say anything to you about your time—that you should not lose your day's work in going to vote?—He did not; no.

55722. Did you ever tell anyone of those people that came to ask you for your vote that you could not afford to lose your time going to the poll?—I do not remember ever saying it.

55723. Will you swear you did not say it as a matter of fact?—I could not.

55724. Did anyone that canvassed you lead you to believe that you would get something so as that you should not lose your time?—No.

55725. Were you employed in any way at the last election?—I was not, sir; but at the election before the last I took the office of personation agent, and I got a guinea for that.

55726. Did you apply at the last election to get any employment?—No, sir; because I heard there was none to be given, and I thought there was no use in going and asking about it.

55727. They did not ask you to sign any gratuitous service paper?—Sir?

55728. They did not ask you to sign any paper?—No, sir.

55729. Did you canvass any person at the last election?—No, sir.

55730. Were you ever up at Cherry and Shields'?—No, sir.

55731. Were you at any committee-room in the evening, after your hours?—No, sir.

55732. Did you know anything of Mr. Foster?—I did not—never seen him.

Thomas Barry.

Thomas Barry sworn and examined.

55733. Mr. LAW.—You live in Liffey-street, I believe?—Yes.

55734. What is your trade?—A saddle-tree riveter.

55735. Did you vote at the last election?—I did, sir.

55736. Do you remember being canvassed by anybody on the part of the Conservatives at the last election?—I do, sir.

55737. Do you know who it was that asked you for your vote?—I do not, sir; on the first occasion when I came to my dinner, my wife told me there were a couple of parties of young men that called on me for my vote, and she told them I was at work, and I never seen them afterwards.

55738. Did you never see any other person afterwards that asked you for your vote?—One man, sir; just at dinner hour he came.

55739. And who was he?—I do not know, sir; I never seen the man since or before.

55740. How long was this before the election?—Well, I think to the best of my knowledge it was a week or nine days.

55741. Where did he find you?—At my dinner, sir; he rapped at the door, and I was at my dinner.

55742. And did he ask you for your vote then?—He did, sir.

55743. And what did you tell him?—I told him I was not prepared for to give him a decided answer then; I had something else to think about.

55744. Well, people are generally very busy at election time; you did not give him a gruff answer at all events?—Well, I did not give him a gruff answer.

55745. I suppose you did not turn him out at once like the schoolmaster?—No, sir; I did not.

55746. Had you any other conversation?—Not a word more, sir; he said that he would call again, and with that he went away, and I sat down eating my dinner.

55747. And did he never come back again?—No, sir; I never seen him.

55748. Did anyone else come in place of him?—My wife told me there were three came after that again, and she told them that I was at work.

55749. And did you never see anybody that canvassed you yourself, except that one man that found you at your dinner?—Not to my knowledge, sir.

55750. Was he from the Conservative side, or from the Liberal side?—I think he was from the Conservative side.

55751. I suppose he told you he was?—I did not ask him; I do not think he did; I did not ask him what side he was from, because I was a little bit confused coming home at the time.

Thomas Barry.

55752. What was the matter with you?—Well, the dinner was not ready exactly at the time, and I began to say a word to my wife.

55753. I suppose that was the reason he went out so easy?—Well, I did not say an improper word to him.

55754. Well, did anybody from the other side ever ask you for your vote—the Liberal side?—Yes; I got a notice by post.

55755. Did anybody ever come to you to ask you for your vote?—Not to my knowledge; there might be one, begging your pardon, sir; there might be one called, but I was not at home.

55756. I am only asking you about anybody you saw; did you ever see anybody that canvassed you at the last election but this one that called when you were disturbed about your dinner?—I did not, sir, with the exception of one. I was just going to my bed of a Sunday night, when a man rapped at the door, and told me there was a gentleman wanted to see me, and I asked who was that party, and they told me it was Mr. Gillis.

55757. Who was the person that you asked who it was?—A man of the name of Smith, sir.

55758. Robert Smith?—Tom Smith.

55759. They seem to have had a knack of coming upon you at unseasonable hours. What hour of the night was this?—Well, I think if it was ten o'clock it was the most; between nine and ten. I cannot say exactly if it was ten.

55760. Would you not let Mr. Gillis in? Did you open the door?—Mr. Gillis was not there; it was a man called for to tell me that Mr. Gillis wanted to see me.

55761. And did you go to Mr. Gillis afterwards?—I did, sir.

55762. When?—On that night.

55763. On that night?—Yes.

55764. And what was it Mr. Gillis wanted with you?—Well, he only just asked me the question—was I willing to vote for my own side, and I said I voted once before, and consequently I would vote again.

55765. Was there anything said to you about the loss of your time?—Not a word.

55766. Not a word?—No, sir, I am my own master; I bear all expenses.

55767. But did you ever tell anybody that asked you for your vote that you would like to get anything for it?—No, sir, never to my knowledge.

55768. You could hardly do it without your knowledge. I do not like a witness to say not to my knowledge, because that makes a man suspect him?—Well, I do not think I did, sir.

55769. Would you swear you did not?—Well, I won't swear I did not. I might say it, but maybe I would forget it, but I won't swear it.

55770. But starting from the point that you might have said it though you might forget it, would you swear that you did not say it?—I will not.

55771. We find here that you are returned by the Conservative canvasser as willing to vote, but that you said you would vote for the best pay?—I never said such a thing.

55772. Will you swear that you never intimated to a Conservative canvasser that you would vote for whichever side you got the best terms from?—I will, sir; solemnly before God and man I did not.

55773. Will you swear you said nothing to anyone that asked you for your vote as to expecting anything for your vote?—No, sir.

55774. You swear that?—I will, sir.

55775. What did you mean by saying that you might have said something about money?—Well, I swear that in regard to my knowledge, because I have been always a person particularly cautious over a thing like that—in saying anything like that; and I would not have sworn it if I had known it.

55776. When I asked you a while ago did you ever ask for money in connexion with your vote, you said that you would not swear it, but you thought you did not, but you might forget it?—Well, I do not think I ever said the like to my knowledge.

55777. Did you ever say a word to anybody as to expecting anything for your vote?—I do not think I did; I won't swear it.

55778. Well, now, if you did say it who was it you said it to?—I did not say it to anyone.

55779. Do you think that this man put down here as his return to his superior that "Thomas Barry, of 34, Upper Liffey-street, was willing to vote for the best pay," out of his own head?—Well, he might put it down but he has not got the consent of me for it.

55780. Would you have taken any money if it was offered you at the last election?—Well, I won't say that, but I got no money, sir.

55781. Did anybody promise you?—No, sir.

55782. Are you sure of that?—I am, sir.

55783. Did you ask for any employment?—No, sir.

55784. Had you any employment at the last election?—I had, sir.

55785. I am not speaking of your trade, but had you any employment about the election?—No, sir.

55786. Had you any employment in 1865?—No, sir, I was in England in 1865.

55787. In England?—I think I was in England, but I did not vote, sir. I have been in England for about fourteen years, and I came home at the election, sir; and I was knocked off the register roll, and then I could not vote.

55788. How long was it you were off the register? Was 1868 the first vote you had given for a great many years?—Since I came home, sir. I am home about three years.

55789. There was no election?—No election. This is the last vote I gave since I was from home.

55790. How often did you vote altogether?—Only twice, sir.

55791. When were you admitted?—I was admitted, the second Liberal Lord Mayor after O'Connell.

55792. Did you vote in 1859?—I did not to my knowledge.

55793. That is, when Mr. Brady and Mr. M'Carthy were up. Did you not vote for them?—No, sir.

55794. Did you vote in 1857?—I think I voted for Mr. John Reynolds the next election after Mr. O'Connell being Lord Mayor; the next election after that.

55795. Did you vote in 1852?—I think that was the time I did vote, because I was in Scotland in 1856; I forget now.

55796. I suppose you did not vote at any election for some ten or fifteen years back, till 1868?—No, sir.

Daniel Leahy sworn and examined.

Daniel Leahy.

55797. Mr. LAW.—What is your trade?—Boot and shoe maker by trade, sir.

55798. You live in Stafford-street, I think?—Yes, sir, 22.

55799. Do you remember being canvassed before the last election?—I do.

55800. Maybe you could tell us the name of somebody that came to ask you for your vote?—Well, sir, they were strangers to me that came to me, and not much acquainted with them, sir; but there was one gentleman, Mr. Whyte, canvassed me, at the corner of Moore-street; a nephew of Mr. Whyte.

55801. What is Mr. Whyte?—A cutler, sir.

55802. On which side was he canvassing?—On the Conservative side.

55803. How soon before the election was it he came to you?—I think it was about a week, sir.

55804. Had other people been calling upon you before?—Oh, yes, sir.

55805. Often?—Yes, sir; for a fortnight, I think, sir.

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January 29.
Daniel Leahy.

55806. Had anybody been calling on you at that time from the Liberal side?—Oh, yes, sir.

55807. I suppose you were canvassed on both sides?—I was, sir, but mostly on the Conservative side.

55808. Do you know the persons that canvassed you on the Liberal side?—No, sir.

55809. The name of any one of them?—No, sir, not one of them.

55810. Was Mr. Whyte the only canvasser that you came across that you knew the name of?—There was a man in Abbey-street or Liffey-street—I do not know his name—who was connected with the elections very much.

55811. What is he?—He lives within one door of Liffey-street in Abbey-street.

55812. What is his trade?—He keeps a house, sir; a private house.

55813. Was it Copland?—Copland—yes, sir; those are the only two I know, sir.

55814. And Copland was canvassing you on the Conservative side as well as Whyte?—He was, sir.

55815. How long before the election did Copland call on you?—I think he called on me a few days before the election—I think four or five days.

55816. That was after Whyte?—Yes, sir; I think it was after Whyte; I am not sure.

55817. Was Copland the last person that called on you before the election?—No, sir; Mr. Whyte was the last person; Mr. Whyte called on the day of the election, the morning of the election, and before that, sir.

55818. Was Mr. Whyte going about canvassing?—I think he was, sir.

55819. Had he a list of voters, or did you see a list of voters in his hand?—I did not; he had a note-book in which he entered my name; he had a note-book——

55820. And pencil?—Yes, sir.

55821. Did he seem to be going about from place to place?—He was, sir, to the best of my belief, working hard for the Conservative side.

55822. Was Copland canvassing also—I believe he was a good deal employed in that sort of work?—Yes, sir, he was.

55823. Had you known Copland before in connexion with elections?—Oh, yes, sir; I knew him by sight.

55824. Can you give me the name of anybody that called upon you from the Liberal side?—I did not know one, sir, on the Liberal side.

55825. How many came from that side do you think?—Well, I think about half-a-dozen.

55826. One after the other?—Yes, sir. I beg pardon, sir, Mr. Gillis called; that was the only one on the Liberal side that I knew.

55827. What did you tell him?—I told him that I had not made up my mind which way I would vote, and he said if I had made up my mind to call upon him in Capel-street. I did not call on him.

55828. And what were you to call upon him for?—He told me if I had made up my mind for Mr. Pim to call on him.

55829. And tell us fairly what was the meaning of not having made up your mind?—Well, indeed, to tell the truth, sir, I was expecting something. I heard there was something going like other freemen, sir.

55830. You had heard rumours amongst the freemen of money going?—Yes, sir, of money stirring.

55831. Did you intimate to Mr. Gillis that you heard there was a rumour?—No, I did not, sir; he understood, I think, by me that I would expect something.

55832. Did you say anything of that kind to Copland or Whyte—did you ask them any question?—Yes, sir, I intimated that I would expect a something.

55833. To both of them?—Yes, sir, Mr. Whyte said he could not tell; he said that he would see about it.

55834. I suppose you said what many others said, "We hear there is money going?"—Yes, sir; he did not make me any decided answer; he did not promise anything.

55835. You asked him to ascertain about it, and he told you that he did not know, but would see?—Yes, sir, and he did not give me any decided answer.

55836. Did Copland ever say anything to you about it?—No, sir, he never intimated to me anything about anything going.

55837. Did you put any question to him?—Well, I think, to my knowledge I did not intimate to him that I wanted anything. I did not put the question to him, sir; but I think he understood that I might have taken it if I got it.

55838. In fact he knew that you were looking for something?—Yes, sir, he knew that I was a poor man.

55839. There is nothing peculiar in your case; you are telling the truth. On the day of the election Mr. Whyte came down for you to get you up to the poll?—Yes, sir.

55840. What hour was that?—I think it was about ten o'clock in the morning.

55841. Did you go with him?—I did not, indeed, sir.

55842. Did you vote at all at the last election?—I did, sir, vote at the last election.

55843. Which side did you vote on ultimately?—For Sir Arthur Guinness and the Honorable Mr. Plunket.

55844. Did you vote soon after ten?—No, sir, it was late in the day when I voted; it was half-past three, sir.

55845. Mr. Whyte did not succeed in getting you up—you did not go with Mr. Whyte?—No, sir, I did not go with him.

55846. Should we be wrong in assuming that you held over till late in the day in the hope of getting something?—Well, to tell the truth, I did, sir—an honest answer.

55847. An honest answer—you will suffer nothing for that?—But I received nothing.

55848. About what hour did you vote?—About half-past three, sir.

55849. Did you apply to anybody here for anything?—I was loitering about. I was with the Tucker brothers—there are two or three brothers of them—there are two or three brothers of them, and they were along with me when I gave my vote in, sir.

55850. Did they vote about the same time you did?—They did, sir.

55851. All about the same time?—Yes, sir, all about the same time.

55852. Was that a general understanding between you and the Tuckers—were you all holding on to see was there anything going?—We were all holding on to see was there anything going, and we were all expecting it when it was all over for some time.

55853. Did anybody tell you that?—Oh yes, sir, we were fully sure of that for so many days after the thing was all over.

55854. Did anybody ever tell you that—any of the canvassers or anybody?—Oh no, sir, the canvassers never proposed anything that way.

55855. Do you mean then a general rumour?—A rumour, sir, from one to the other; it was a general thing amongst the freemen.

55856. Are you able to state from the conversation that passed between you and the Tuckers that they like yourself were expecting?—Yes, sir, were expecting when all would be over.

55857. That was the reason you voted so late in the day, to see if there would be anything going?—Yes, sir, to see if there would be anything going.

55858. Do you know William John Campbell's appearance?—No, sir.

55859. You say you did not get anything?—No, sir, neither money, eating, nor drinking.

55860. And as far as you know did the Tuckers?—No, sir; they got nothing to my knowledge.

55861. Was it for the Conservatives or the Liberals you voted at the last election?—The last election I

Daniel Leahy.

voted for Sir Arthur Guinness, and the Hon. Mr. Plunket.

55862. In the hope, I suppose ultimately, of getting something?—Of getting something, sir; of course when it came far in the day, I of course made up my mind to vote on their side, but I was not in full hopes of getting anything.

55863. Had you voted always on the Liberal side or the Conservative side?—I am not many years a freeman.

55864. How many years?—I was in England a long time, but I took out my freedom when Mr. Lambert was Lord Mayor.

55865. You voted only on one occasion before?—Yes; I voted for Mr. Pim on the first time.

55866. You were late in 1859 to vote, and you voted in 1865 for Mr. Pim?—Yes, sir, I voted for Mr. Pim in 1865, and that is the only time I ever voted for Mr. Pim.

55867. However the last occasion you voted for Sir Arthur Guinness and Mr. Plunket?—Yes, sir.

55868. No doubt about that?—Yes, sir; no doubt about that.

55869. Had you at any time any idea of voting for Mr. Pim and Sir Dominic Corrigan?—Had I any idea of voting for them, sir?

55870. Had you any idea at any time of voting for the Liberal side at the last election?—Well, I was wavering a little, sir.

55871. Did you intimate that to Mr. Gillis, or do you think that he understood from whatever passed between you and Mr. Gillis——?—Oh, there was nothing passed, only what I stated.

55872. But did you give him, do you think, to understand, that if the Liberals gave you more than the Conservatives, you would vote for them—as you say that you have no doubt that he understood very well that you were looking for something—or did you tell him that you were willing to vote for him?—I told him that I had not made up my mind, and he said if I had made up my mind, for to call on him.

55873. Had you any employment in 1865 at Mr. Pim's election, or did you get a canvassing card?—I got a canvassing card.

55874. Whom from?—I forget the gentleman's name, sir; there were two gentlemen canvassed me, sir, and they said that I must not be losing my time.

55875. How much were you paid eventually do you remember?—15*s.*

55876. Fifteen shillings?—Yes, sir, for canvassing.

55877. Was that all?—That was all, sir.

55878. I suppose you got that on the day of the election?—No, sir; I was eight days looking for it.

55879. I do not mean the money, but the card?—Oh, I got it a few days before the election, sir.

55880. Who do you remember gave it to you?—I could not say the gentleman that gave it to me.

55881. Was it Connell?—I could not say, indeed; I was to canvass and to work for them.

55882. And I suppose you were to vote for them too?—Oh, yes, sir, when I worked for them.

55883. Did you understand that the persons that gave you the card, were people in Mr. Pim's employment in George's-street—in the large establishment there—or that he was a person employed by the party?—Oh, I understood that he was employed for the election of Mr. Pim; that was my own opinion on it.

55884. You do not know his name?—I do not know his name, and could form no opinion on it.

55885. Mr. Morris.—Do you read?—Oh, yes, sir.

55886. Would you be so good as to look at that there (*handing witness printed voting list*)?—Oh, that is right, sir.

55887. Just see whom you voted for?—Is this for the last election?

55888. You are put down as voting for Messrs. Pim and Corrigan?—Oh, it is a mistake, sir; I voted for Sir Arthur Guinness and the Hon. Mr. Plunket.

55889. Mr. Law.—At all events these were the people you intended to vote for?—Yes, sir.

55890. Mr. Morris.—Are you a Catholic or a Protestant?—I am a Protestant, sir.

55891. Mr. Law.—You say you got this card for canvassing in 1865?—Yes, sir.

55892. Did you canvass?—Oh, indeed, I canvassed a little.

55893. But was it really understood that you were to do any hard work?—Oh, I was certainly to assist them in getting votes.

55894. You were not expected to leave your work and go off and canvass?—Well, of course I was expected to do something, sir—just to do something.

55895. Not very much, I suppose?—Oh, indeed I was not hard worked.

55896. Mr. Tandy.—About how many do you suppose you canvassed?—Well, I could not say how many.

55897. Did you canvass half a dozen?—Well, I did not.

55898. Mr. Law.—Did you canvass two—did you canvass anybody but yourself?—(*No answer.*)

55899. What is the name of Mr. Whyte's nephew that you have spoken of?—I do not know his name, sir.

55900. Is his name Whyte?—Yes.

55901. Does he live with his uncle?—He carries on business for his uncle.

55902. In the shop?—Yes.

55903. Is he to be found in the shop generally?—Oh yes.

55904. Would you know him if you saw him again?—Oh yes, perfectly well.

55905. Is there any other nephew there but the one?—Oh no; he carries on business for his uncle.

55906. Is the uncle an old man?—Yes; he lives out in Clontarf.

John Maher sworn and examined.

John Maher.

55907. Mr. Law.—Where do you live?—Ormond-quay.

55908. Where did you live at the last election?—The same place, sir.

55909. Ormond-quay?—Yes, sir.

55910. Did you ever live in Mary-street?—I did.

55911. Were you living in 54, Mary-street?—No, sir; there are two Mary-streets—Little Mary-street and Mary-street. There is a John Maher living in Mary-street, though; not me.

55912. May I ask you are you a freeman at all?—Not at all, and never was.

John Anderson sworn and examined.

John Anderson.

55913. Mr. Law.—Where do you live?—In Abbey-street.

55914. Middle Abbey-street?—Yes, sir.

55915. How long have you been a freeman?—Since 1832.

55916. And I suppose you remember Mr. M'Cleary who used to be in the guild of tailors?—I remember the name.

55917. What guild were you in yourself?—The carpenters by service.

55918. Do you remember being canvassed some time in November, 1868, before the last election?—Yes, sir.

THIRTY-NINTH DAY.

January 29.

John Anderson.

55919. Who, do you remember, canvassed you?—I do not know the name of the person; never seen him before or since.

55920. Was he a young man?—He was a tall man.

55921. I asked you was he a young man; you do not know the person that called upon you?—No, sir.

55922. Did anyone call upon you more than once, or had you more than one visit?—No, sir; no one ever called upon me more than the once.

55923. How long was that before the election—was it a week?—Well, it might be a week, more or less.

55924. Where did your canvasser find you—I suppose in your room in Middle Abbey-street?—Yes, sir.

55925. I believe you are a married man?—I am a widower.

55926. Have you a large family?—I have four.

55927. I mean are they young children, living with you?—No; some of them are apprenticed.

55928. What did you tell the person that called upon you to ask you for your vote?—I told him that I had not made up my mind, and that from the manner in which I was treated at the former election that I would not lose any time going for them, and that when the time would come to vote I would please myself.

55929. You did not tell him then whom you would vote for?—No.

55930. What did you allude to when you spoke about the way you were treated on the former occasion?—I lost a good deal of time.

55931. On what occasion?—At the previous election.

55932. In 1865?—Yes.

55933. How did you lose time?—I got a card to go and canvass, and that caused loss of time.

55934. I suppose you got a card to canvass for Mr. Pim?—Yes.

55935. Whom did you get it from?—Well, I do not know; I was brought over to a house in Peter-street, and I got it there.

55936. How many days was that before the election, do you recollect?—I think it was six days.

55937. And this card was a regular canvassing card, I understand, like the rest?—Yes.

55938. And were you not paid?—I got a half a sovereign.

55939. After the election was over?—Yes, some time after.

55940. From Mr. Watson, I suppose?—I do not know.

55941. I mean from the regular office; you brought it to where other people were being paid?—Yes.

55942. In Suffolk-street?—Yes, in Suffolk-street.

55943. Were you given to understand when you were given this card in 1865, in Peter-street, that you would be paid better than that?—No, sir, they said I would be fairly remunerated.

55944. Did you understand from anything they said that you would be remunerated at so much a day?—Of course I did.

55945. Was anything said as to the rate you would be paid per day?—No, nothing.

55946. At all events you thought 10*s.* was not sufficient remuneration?—I did.

55947. And you were dissatisfied?—Yes.

55948. Did you vote at the election of 1859 when Brady and M'Carthy were up?—Who else was up?

55949. Sir Edward Grogan and Mr. Vance on one side, and Mr. Brady and Mr. M'Carthy on the other; that was 1859?—I doubt if I was in Dublin then.

55950. When did you get your freedom?—In 1832

55951. But you were not living in Dublin at that time?—No, I think not.

55952. Were you here at the election just before that, when Messrs. Brady and Reynolds were on one side, against Grogan and Vance on the other?—I was.

55953. Did you vote then?—Yes.

55954. Whom did you vote for then?—I voted for John Reynolds.

55955. Did you receive anything at that time?—No, never at any time, except the one I mentioned.

55956. I need not ask you to repeat what you have just mentioned to us; but were you leaving town at the time of this last election, in 1868?—Yes, I was about going down to the country to work.

55957. What is your trade?—Picture-framer and gilder.

55958. Whom were you going down to work with?—I was going down to work with a man of the name of Smith, in Navan.

55959. And did you go?—I did.

55960. And did you go before the election?—I did.

55961. And did you come back to vote?—I did.

55962. Did you tell the canvasser that called upon you that you were going to Navan?—I did not tell the canvasser who canvassed me.

55963. Whom did you tell?—I think it was a man that met me casually in the street.

55964. Who was he?—I do not know his name.

55965. Well, he knew you?—Well, many persons know me, that I do not know them.

55966. I believe that happens more at election than at other times?—Well, I do not know.

55967. How did this man in the street know you were John Anderson?—He might have known; I might have been pointed out in the neighbourhood.

55968. Tell us fairly, do you know who this person was?—I do not.

55969. Do you recollect that it was a person whom you met casually in the street that you told this to?—I did.

55970. Did you go with him to any committee-room?—No.

55971. Did you go to Cherry and Shields' committee-room?—I did when Mr. Plunket was speaking.

55972. Did you only go when Mr. Plunket was speaking?—I did twice; that was the day of the election, and that night.

55973. The night after the election?—No, sir, the day of the election, and the night Mr. Plunket spoke.

55974. How long was that before the election?—Well, I suppose three or four days.

55975. In Cherry and Shields' it was?—Yes.

55976. Now, did you tell anybody in Cherry and Shields' about where you were to be found?—Not to my knowledge.

55977. Did you come up from Navan the day of the election?—No, I came up the Sunday before the election.

55978. And then, I suppose this meeting in Cherry and Shields' was on Monday?—Well, I could not say.

55979. You came upon the Sunday before the election?—I think it was.

55980. As well as you recollect you did; the election was on Wednesday the 18th; you think you had been in Dublin just two or three days before that—up from Navan?—Well, I think I might have been a day or two before it longer than that; I am not positive.

55981. How long had you been in Navan before you came back?—I was in Navan three weeks.

55982. Then the time that you were canvassed was before that?—Oh, I was canvassed before I went down to Navan.

55983. And was it the person that canvassed you so long before the election as that that you told about your having been badly treated, and that you had not made up your mind, and all that?—Yes.

55984. That would be about a month before the election?—I dare say about that.

55985. Then, in the course of some day or two after that, I suppose you met this person casually in the street, whom you told that you were going to leave town?—Yes.

55986. You said where you were going to?—Yes.

55987. Did you tell him that if they wanted you up to vote they would have to send for you?—Well, I am not positive of that; I might have told it in a hurry in the street to get shut of the person.

55988. Did you come up at your own expense, and pay your own fare?—I did pay my own fare up; it was on a Sunday night I came up, and remained ever since; I was finished.

55989. Did you ever apply for your expenses?—No, sir.

55990. You had finished your work—you did not in fact come up to vote at all?—No, sir.

55991. The night of the election you say you were in Cherry and Shields'?—No, I did not say that.

55992. You say that you were on one occasion in Cherry and Shields' when Mr. Plunket was speaking?—Yes.

55993. When were you there again?—I was there on the day of the election.

55994. Was that on the morning of the election—before you voted or after it?—I think I was there before it.

55995. Whom did you see when you were there?—Not one that I knew.

55996. Do you know Mr. Tickell?—I do.

55997. Did you see him there?—I did not.

55998. Do you know Mr. Erson of Henry-street?—I do.

55999. Did you see him there?—No; I did not.

56000. Did you see any person whose name you knew?—Well, I could give you the name of the individual who was along with me; his name was Marchbank.

56001. What is his Christian name?—Thomas.

56002. Is he a freeman also?—He is.

56003. Did he and you go off to the poll together?—Yes, we did.

56004. What hour?—Well, I think it was between ten and eleven.

56005. Did anybody escort you in to the booth?—No, sir; we went in by ourselves, and had no conversation with anyone.

56006. Did you intimate to the canvasser who called upon you a month before the election, when you told him about being badly treated, or did you tell him anything to the effect that you would expect to be better treated this time?—I did not.

56007. Did you tell him that you would not lose your time going to vote unless you were indemnified, or anything of that sort?—I did not.

56008. Did you tell him you were poor?—Well, I might.

56009. But did you?—I cannot take upon me to say anything positive.

56010. Did you say anything about having a large family?—I said I had a large family—I had four—that is all I said; I did not make any allusion to anything else.

56011. Did you tell the person that canvassed you, and asked you for your vote, when you complained of the way you had been treated at the preceding election—did you tell him, as a matter of fact, that you had a large family, and were very poor?—I did not.

56012. I thought you told him you had a large family?—I told I had a family of four.

56013. What do you mean by that, or what did you allude to?—I think he asked me the word.

56014. What family you had?—Yes.

56015. Did you say anything about your circumstances not being strong or anything of that kind?—No, I do not think I did.

56016. But you said that you had been badly treated at the last election; did you say that you could not afford to lose your time, being a poor man?—What I meant by that was that I could not bother my head.

56017. Did you say that you could not afford to lose your time, being a poor man, to go to vote?—To the best of my recollection, I did not make use of those expressions.

56018. Did you say anything of the kind?—Well, I might have said something of the kind; but I would not take it upon myself to say that those were the identical words; that is the way I take it, but I would not be positive of it.

56019. Did you apply for any employment?—No.

56020. To be employed on the day of the election?—No.

56021. I asked you before about a man called M'Cleary—did you ever hear of Mr. M'Cleary's paying money to freemen for their votes?—No, never, to my knowledge, I never seen the man.

56022. Did you ever hear of M'Cleary's name in connexion with the elections?—No, never.

56023. Do you remember the time when there used to be an open house for all the freemen at the time of an election, to get as much to eat and drink as they chose?—Well, I do not remember anything about that since I became a freeman; but I remember when a boy, and I suppose some others in court remember it too, there being a few open houses for both town and county; I remember White's election for the county, and I remember Grattan's election for the city.

56024. Do you remember hearing years ago that at each election a certain number of freemen expected to be paid something?—No, sir, not to my knowledge.

56025. You never heard that?—Not to my knowledge.

56026. Did you ever hear it?—No, sir, I never heard.

56027. You did not hear that they expected a gratification?—Nothing further than what I have seen in the paper of late.

56028. I am asking you about twenty years ago?—Well, I never heard it.

56029. You never heard twenty years ago that freemen were paid?—No.

John Winterbottom sworn and examined.

John Winterbottom

56030. Mr. LAW.—You live in Jervis-street, too?—Yes, sir.

56031. What are you?—A brassfounder.

56032. Do you work in Mr. Curtis'?—No.

56033. Do you recollect being canvassed before the last election?—Yes.

56034. Who canvassed you?—I really do not know the parties.

56035. How many people canvassed you?—There were five parties.

56036. One after the other?—One after the other.

56037. Did they all come from the same party—were they all Conservatives?—One party came from the Liberals.

56038. And four from the other side?—Three from the Liberal party.

56039. And two from the Conservatives?—Yes, sir.

56040. Which of them got at you first?—The Liberal party first.

56041. What answer did you give to the Liberal man—the first fellow that came?—I told him that I should be left to follow my own inclination.

56042. Did he tell you that he was quite willing to allow you to do that if he could only get your inclinations to go with him?—He came soliciting me to vote for Mr. Pim, and I think that is the answer I gave him.

56043. Did he ask you which way your inclinations went?—Well, I do not think he did; he asked me to vote for Mr. Pim.

56044. Did you tell him your inclinations did not go with Mr. Pim?—No; I do not think I used that expression.

56045. Do you mean to say that that was the only answer you gave him—can you not answer fairly and honestly—did you tell him that you would not vote for Mr. Pim?—I did not.

56046. Did you tell him that you had not made up your mind?—Well, I might.

56047. Did you tell him that you had not made up

your mind?—The answer I gave him was that I had not made up my mind to vote either way.

56048. You told this first man that came to you that you had not made up your mind to vote either way, is that it?—At that time.

56049. Was the first man that canvassed you a Liberal or a Conservative?—Yes, sir.

56050. The first man that canvassed you, you said, was a Liberal; the next man was a Conservative?—Yes, sir.

56051. What did you tell the first Conservative canvasser?—I told him that if I went up to vote, of course I would vote for the Conservative party, and they said they hoped I would.

56052. That was a great "if" you put into it; you said that *if* you went up to vote, you would vote for the Conservative party?—Yes, sir.

56053. Did you tell him whether you would vote or not; or what did you give him to understand?—I think I gave him to understand that I would vote for the Conservative party.

56054. Did you tell him you would vote for the Conservatives?—I did, sir.

56055. Did you not tell us this moment that the answer you gave was that if you voted at all, you would vote for the Conservatives—did you tell him you would go up and vote?—Well, I did.

56056. What did you mean by telling us a while ago that the answer you gave him was that *if* you went to vote, you would vote for the Conservatives?—Well, that might be a mistake.

56057. But did you give him a certain answer—did you tell him at once you would vote for him?—I did.

56058. Who was the next man that came—was he a Conservative or a Liberal?—He came from the Liberals, sir.

56059. What did you tell him—No. 2 Liberal?—I told him—in fact, I forget what I said, or what the conversation was.

56060. What sort of an answer did you give to the second Liberal canvasser, sir?—The next person that called was, I think, the person that I told that I should be left to follow my own opinion.

56061. Did you tell him what your own opinion was, sir?—I did not.

56062. Did he ask you which way you were going to vote?—He solicited me to vote for Mr. Pim.

56063. And what did you say to that?—I gave him an answer—I think, to the best of my recollection I gave him no answer one way or the other; that is the last person that came.

56064. No; that is the second—you say three people canvassed you altogether on the part of the Liberals; now, we have got a distinct account, whether true or false, as to the first; and then comes a Conservative; and you swore now that you told him that you would vote for the Conservatives; and then the second Liberal came to you after that—did you tell him, "you are too late; I have promised to vote for the Conservatives"?—I did not.

56065. Why did you not—I thought it was no use.

56066. Why did you not tell him like a man that you were pledged to the other side, if it was true?—Well, I did not give him any direct answer.

56067. Why did you not give him any direct answer?—Well, I did not wish to be annoyed with anyone coming after me.

56068. And do you not think it would be much better and less annoying to you not to be bringing him or anybody else there a third time, but just to tell him at once, "I am pledged to the other side, and you need not trouble yourself,"—you know that would be honest and straight?—Well, I did not.

56069. And perhaps that is the reason. Why did you not tell the Liberal canvasser, that came to you as you have sworn, that you had pledged yourself to the Conservatives, that you were pledged?—Well, I was not exactly prepared to give such an answer as that; I was not thinking of it indeed at the time they came—of either party.

56070. Did you tell the Conservative canvasser that came to you that you hoped you would not be forgotten after the election?—I never mentioned such a thing—never, sir.

56071. Had you a card for Mr. Pim at the election before, in 1865?—I had, sir.

56072. How much did you get for it?—Me, sir.

56073. How much did you get for the card—had you a canvassing card?—I never had one, sir.

56074. At the election of 1865—had you any employment at the election of 1865?—No, sir, no appointment whatever.

56075. Did you get a canvassing card?—No, sir.

56076. Did you get any money?—1865—Never.

56077. Did you vote for Mr. Pim in 1865?—No, sir, I always voted for the Conservative party since I was admitted.

56078. When were you admitted?—In 1841.

56079. Who paid for your admission?—I paid for it myself.

56080. Now, we must go back again; the second man that came to you to canvass you was from the Conservatives; you have sworn that you told him that you would vote for the Conservatives?—Well, I all as one as promised.

56081. Can you not swear like a man—did you or did you not, sir—did you tell the second canvasser that you would vote for the Conservatives?—Well, I think, to the best of my belief, I did.

56082. Then came a Liberal canvasser to whom you gave no distinct answer at all?—Yes, sir, I think—(*unfinished*).

56083. And then came another Conservative canvasser—what did you say to him?—I think only one party came from the Liberals.

56084. You swore a little while ago that three came from the Liberals and two from the Conservatives?—Two came together.

56085. You swore some time ago that they came one after another?—Two Liberals came together, and one came by himself.

56086. On your oath did you say to the Conservative canvassers, when they came to you and saw you, anything to the effect—I do not profess to give your words, and do not pretend to ride off on that—did you say to those Conservative canvassers anything to the effect, that you were not to be forgotten?—Never mentioned it.

56087. Did you say anything about a rumour of money going?—No, sir, I did not say a word of it.

56088. Did you say anything about getting remuneration?—Not in the least, sir; there was no conversation about anything of the kind.

56089. Tell us if you can, sir, what it was that you said to the Conservative canvassers when they asked you for your vote?—I cannot give you the conversation, but there was certainly nothing——

56090. When they asked you the question, "Will you vote for Sir Arthur Guinness and Mr. Plunket," what did you say?—Well, I think I told them I would.

56091. Which is true—the answer you gave us first was that you would vote for them if you voted, and what you say now is that you said you would vote for them through thick and thin—which is true?—Well, I think I told them I would vote for Messrs. Guinness and Plunket.

56092. Do you know the names of either of the canvassers?—No, sir, I never seen the men before or since; in fact I did not know any of the parties that called.

56093. Then, I suppose, that the return that these gentlemen made to the committee-room, from which they came, that you expected to be remembered after the election is untrue—is that so?—I think that is not true, sir.

56094. Will you swear, sir, that you did not say to these gentlemen that called upon you, or to anybody that canvassed you on behalf of the Conservatives, that you were not to be forgotten after all was over, or anything to that effect?—No, sir.

56095. Will you swear you did not say so?—No, sir.

56096. That you did not give them to understand that you expected to be remembered after the election?—No, sir.

56097. Then this is untrue—"John Winterbottom, 13, Jervis-street, promises to vote for Guinness and Plunket conditionally—not to be forgotten,"—is that untrue?—It is, sir.

Jeremiah Bridgeman sworn and examined

Jeremiah Bridgeman.

56098. Mr. LAW.—You live in Denmark-street?—Yes.

56099. What is your business?—A turner.

56100. Do you recollect being canvassed prior to the last election?—Yes.

56101. Who came to you?—A man named Gillis.

56102. On behalf of the Liberals?—Yes.

56103. Who came to you on behalf of the Conservatives?—I don't know any of the gentlemen's names. Several of them together came.

56104. How many?—I suppose a dozen.

56105. Did the dozen come in rank and file, or on different occasions?—On several occasions.

56106. Did two come together?—Yes, two and three together, and one came.

56107. On many how occasions were you canvassed on behalf of the Conservatives? Four or five times?—It might be that or more.

56108. Were you canvassed six times by the Conservatives?—Yes; several parties came, about six or eight times.

56109. When was the last visit before the election by anyone to ask you for your vote?—The last was about the day before the election, to the best of my recollection.

56110. Were both parties with you the day before the election?—Yes.

56111. Was Mr. Gillis?—He never came to me at all. He canvassed me. He spoke to me and asked me was I going to vote.

56112. Where did you see him?—I saw him in his own house.

56113. He did not come to canvass you?—No.

56114. Besides that, which, I suppose, was a casual meeting with Gillis in his own place, did four or five people come to you on different occasions from the Liberals to ask you to vote for them?—Yes.

56115. And I suppose a dozen from the other side?—I don't suppose there were a dozen from the other side, I suppose six or eight.

56116. Was it the Conservatives or Liberals asked you before the election?—Both sides, to the best of my recollection.

56117. How was it that you remained doubtful to the last day?—There was no trouble. I am in the front of the street, working there. As they would be passing they would drop in and talk.

56118. I do not refer to casual conversation with friends—I do not call that canvassing—I ask as to the persons whose business it was to canvass?—Yes, there were some of these.

56119. Did any of these come the day before?—No, I don't think any of them came the day before the election; I don't suppose they did.

56120. What did you tell the first Conservative canvasser who came to you? Did he ask you to vote for Guinness and Plunket?—Yes; I said I would not. He said, "Perhaps your mind will change between this and the election, and I will call round again." "Very good, sir," said I, that way.

56121. Did you intimate your willingness to vote on terms or conditions?—Not a word.

56122. Did that man come back?—He came back in about three or four days after.

56123. What passed then?—He said, "Well, have you made up your mind yet?" "No," said I. "My mind is the same as it was before." As he was going away he said, "Perhaps before the time comes you will make up your mind."

56124. Did he come a third time?—He did; he said, "Have you made up your mind yet," I said I had not.

56125. You had three visits from him?—About that.

56126. You have sworn distinctly that this man came back twice to you after the first canvass—who was he?—I did not know one of them.

56127. You knew he was the same man who came to you the first time that came to you on the second and third occasion?—I did, but I did not know him.

56128. He was followed, I suppose, by somebody else, you being still doubtful?—Yes.

56129. What did you tell the first of the new men who came to No. 4?—Just something the same. I generally told them, according as they came, that I always voted on the Liberal side, and all the family, and that I generally went the same way.

56130. But that you were open to conviction?—I never said a word about it.

56131. You did not use that expression, but you left them under the impression you had not made up your mind?—I never said a word about it.

56132. Did you not tell the first man you were not sure how you would vote?—He asked me, "Mr. Bridgeman, are you going to give your interest to our party?" I said, "No, I never go that way."

56133. Did you not swear you said to the first Conservative canvasser who came to you that you had not made up your mind?—I told him I never went that way.

56134. Did you not by your first answer convey to him that you were doubtful?—Upon my truth I could not say.

56135. Did you tell the first man who called to you that you had not made up your mind?—I might have told him.

56136. Is it true what you swore?—Perhaps it is. I could not say, upon my truth, I gave him the answer or I did not, for I do not recollect the words. It is likely that is what I did say to him. It is likely what I would say.

56137. How did you vote?—For Pim and Corrigan.

56138. How many times altogether were you solicited for your vote by the Conservative canvasser?—I think about six or eight times from the Conservatives.

56139. Did you ever intimate to those canvassers you were willing to receive favours from them?—Not a word.

56140. Suppose a canvasser put down "J. Bridgeman of Denmark-street promised to vote conditionally for Guinness and Plunket, if satisfied"—would that be true or false?—I never said a word about it.

56141. Did you intimate to any of the canvassers you could be got to vote for Guinness and Plunket?—No, I never said a word about it.

56142. What did you mean by bringing them back, getting visits from eight or ten of them?—I did not bring them back at all. I had my mind made up all through to vote for the Liberals.

56143. If you had why did you not tell that to the Conservative canvassers?—I do not recollect telling them I had not made up my mind at all. I do not recollect what I said. I could not recollect.

56144. What hour did you vote in the day?—I think it was about one o'clock.

56145. Did you vote before four o'clock?—I did.

56146. What were you doing that day?—I was working.

56147. Did any one call upon you that day?—There were parties who were passing back and forward came in.

56148. Did any person call to bring you to poll

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January 29.

Jeremiah Bridgeman.

on the day of the election before you went?—No, no one came to me.

56149. Did anyone speak to you about it?—There was one man came to the shop.

56150. Who was he?—I don't know the man at all. He said, "Are you going to vote?" I said, "Yes."

56151. What hour was this?—I think it was about eleven o'clock; between eleven and twelve o'clock.

56152. Which side was he on?—He was on the Conservative side; he voted for the Conservatives.

56153. Who was he?—I don't know.

56154. You say you know he voted on the Conservative side?—I went along with him and he voted in one of the rooms.

56155. Did you leave your shop with a man going to vote for the Conservatives?—I left my shop with a man I did not know. I did not know what side he was going for. I did not ask him.

56156. Did you not swear he voted on the Conservative side?—But I did not know which side he was going on.

56157. Do you swear you did not know when coming to the court-house which side he would vote on?—Upon my truth I did not, I never asked him. He asked me, are you going up, and I said yes.

56158. Are you in the habit of walking about the town with strangers?—No, but he came in and said, "are you going to vote."

56159. Did he come to you to get you to vote on the Conservative side?—He did not; he did not ask me.

56160. How came you to leave your house with a stranger?—I did not know his name.

56161. Had he a car?—No, the two of us walked together.

56162. Did you vote at that time?—I did not vote for half an hour after.

56163. This was at eleven o'clock—you did not vote till after one o'clock, or probably after three o'clock. On your oath did you vote before three o'clock?—On my oath I think it was before three o'clock. I will not swear, because I don't know what time it was.

56164. How long were you about the court-house when you came up?—I was not half an hour.

56165. Was it eleven o'clock you left your house?—It was about eleven o'clock. I walked up here, and walked down Capel-street again. I took a walk.

56166. You could not have voted before four o'clock?—I think it was about two o'clock.

56167. Will you swear you voted before three o'clock?—I will not, because I don't know what time it was.

56168. Will you swear you left your own house before two o'clock?—I will, I left my own house I suppose about eleven o'clock.

56169. What were you doing from the time you left your own house till you voted?—Just walked about. I only walked from my own house up here, and I parted him here. I walked away by myself through Capel-street, back and forward, round Parliament-street, and to Castle-street.

56170. You left home at eleven o'clock, with this strange man to vote, and you left this without voting, and went through the town?—Yes.

56171. Why?—I went for a walk.

56172. Why did you not vote when you came up here with the strange man?—When I saw him voting at the Conservative side I left him.

56173. Do you know what letter he voted under?—I do not.

56174. What room did you vote in?—In the room behind this.

56175. Was that the room he voted in?—No, I knew it was not my place.

56176. Why did you go away?—I wanted to take a walk, I did not want to vote.

56177. Why did you not want to vote?—I had no particular reason.

56178. Why did you not vote when you came to the place for voting?—Well, I did not like to vote; I had no reason for not voting.

56179. Did you see anyone you knew when you came up here?—I saw no one I knew.

56180. Did you speak to anyone about the court-house?—I did not.

56181. Will you swear you did not?—Not to my recollection.

56182. Did you go with the strange man into the room where he voted?—Just at the door.

56183. Did he ask you to go up?—No; he did not ask me to go inside at all.

56184. Tell us what you came up with him for?—I had no reason for it.

56185. You must have had some reason for leaving your own house with a stranger you did not know. The only reason that can suggest itself is that he wanted you to vote with him?—He did not ask me.

56186. Did he ask you to come up here to vote?—He did not ask me to come up here to vote; he asked me, "are you coming up?"

56187. Do you think that meant "are you coming to the polling place?"—I suppose it did.

56188. This was a stranger to you?—I never saw the man at all since.

56189. When you did come up here you knew it was the polling place?—Yes.

56190. Could you not have taken a walk after voting?—Yes.

56191. You were on the spot to vote—why did you not vote and walk after?—Well, if I thought of it of course I would. It was all the one thing.

56192. What were you doing that day when this friend of yours came to you?—I was working.

56193. Do you usually take a walk every day in the streets?—Not every day; some days I do.

56194. You went down Capel-street?—Yes.

56195. Did you hear of Espy's printing-office?—No; I took a walk down Capel-street, and through Parliament-street, as far as the Castle-yard. I spoke to nobody before I came back.

56196. What took you down there at all?—Well, many a time I go out.

56197. You do not generally leave your house in the middle of the day and go for a walk?—Sometimes I do, if I had to go out.

56198. Had you to go out that day?—I came up as far as Green-street. I only just went with the man.

56199. Did you ever walk before or since from your house with a man you never saw before?—I did.

56200. Are you in the habit of doing that?—I am not.

56201. When did you do it on any other occasion?—I suppose I did it a fortnight ago; a strange man came to me and said there is work to be done in such a place.

56202. In the way of your business?—Yes.

56203. That was in the way of your business, but do you usually go out to walk for pleasure with a man you never saw before?—I did not go to walk with him; I came up here with him.

56204. It was not on business, for you did not vote?—Not that time.

56205. When you left your house with the strange man, did you mean to vote?—I did not.

56206. Why did you walk with the strange man?—I came along with him, just to take a walk here.

56207. Mr. TANDY.—What did you say to the Liberal canvasser on the first occasion he asked you to vote?—I said I was always in the habit of going on the Liberal side. I said, "I am in the habit of going that way—the Liberal way—and I will go the same way still."

56208. What did you say to Mr. Gillis?—I said to Mr. Gillis, "Well, I always voted that way, and I will go the same way still."

56209. Before the day of the election the Liberal side knew you would vote for the Liberals?—Yes.

56210. Did they ask you to vote early?—They said, "Come up as early as you can."

56211. If you had made up your mind to vote for

Jeremiah Bridgeman.

the Liberal party, and they requested you to vote as early as you could, why did you not do so?—I did not feel inclined to vote early; I had no particular reason for it at all.

56212. Did you think your vote would be more valuable at the end of the day?—I had no value at all on it.

56213. Mr. MORRIS.—Were you doing regular work that day?—Yes, I am working for myself.

56214. Can you give any reason why you lost the whole day of the election?—I did not lose the whole day; working men at election times don't generally work.

56215. How often did the Conservative canvassers come to you?—To the best of my recollection, about six or eight times. I told them I always voted for the Liberal side.

56216. Mr. LAW.—You voted for Mr. Pim in 1865?—Yes.

56217. Were you employed at that election?—I was employed as a canvasser.

56218. How much were you paid?—I was paid £1 10*s*.

56219. Yes, I see J. Bridgeman, £1 10*s*.—when did you get the card?—I suppose four or five days before the election.

56220. From whom?—From Mr. Gillis.

56221. How many persons did you canvass?—I could not rightly say.

56222. Did you canvass a dozen?—I don't think I did.

56223. Did you canvass three?—Three or four.

56224. Will you swear you canvassed three persons at that election?—I will not, because I disremember.

56225. Will you swear you canvassed one?—I cannot recollect.

56226. Will you swear you canvassed one man at the election of 1865?—I think I did.

56227. Who was he?—A man named Bridgeman.

56228. A brother of yours?—A cousin or a brother of mine.

56229. A brother or a cousin—which?—A brother.

56230. Does he live with you?—No.

56231. Is he a freeman?—He was; he is dead.

56232. Where did he live in 1865?—In Denmark-street.

56233. Did he live with you?—No, with his wife.

56234. Who is Frederick Bridgeman?—He is a cousin.

56235. He got a card?—I suppose he did.

56236. Can you give us the name of any man except your own brother you canvassed in 1865?—I cannot.

56237. Mr. TANDY.—About how many hours were you engaged in canvassing in 1865?—I suppose two and three hours every day.

56238. Will you swear you were canvassing two and three hours every day before the election of 1865?—Well, I was going from one place to another.

56239. Will you swear you were honestly employed canvassing two or three hours a day before the election?—I was some of the time—maybe an hour or two hours.

John Maher sworn and examined.

John Maher.

56240. Mr. LAW.—Where do you live?—At 54, Mary-street.

56241. What are you?—A tailor.

56242. Do you remember being canvassed before the last election?—I remember being canvassed at the last, and before the last.

56243. Who canvassed you?—I could not mention one of their names.

56244. How many visits were paid to you?—I suppose about half a dozen; that is, between Liberals and Conservatives.

56245. Were you working in your own house at that time, or elsewhere?—I was working in my own house.

56246. Were these visits paid in your own house?—Yes.

56247. Do you know any of the persons who canvassed you?—Not a single one of them.

56248. Which party came to you first?—I really could not say; but I had visits from both parties the same day.

56249. What did you tell the first Conservative canvasser?—I really believe I told the first Conservative canvasser that if they adopted O'Donovan Rossa as a member I would vote for them. I told them on another occasion that if they bought a couple of canaries I would vote for them. I gave none of them any clue as to how I would vote, but ultimately I voted for Jonathan Pim.

56250. You told the second Conservative canvasser you would vote for them if they would buy a couple of canaries?—Yes.

56251. Did you tell any of them you would vote for the side that gave the best pay?—I did. I told that to one of the Conservatives.

56252. Did you ever since see that man to whom you told that?—Never.

56253. Was he the first, second, or third?—I think he was the second Conservative—a man about six feet high. I never saw him since or before. That was the man I told that if he adopted O'Donovan Rossa I would vote for him.

56254. That was the second man who called?—No, I don't know which. I know it occurred.

56255. You told one you would vote for him if he bought a couple of canaries?—Yes.

56256. Did you put a price on the canaries?—I did not.

56257. Did you give a decided answer to the Liberal canvassers?—I did not. I told them I would not vote at all in any case.

56258. Did you ask them to buy the canaries?—I did not. It was more for banter than anything else I put them questions.

56259. Did you tell the Liberal canvassers you would expect anything, or that you would take it?—No.

56260. How long are you a freeman?—About seven years. I voted in 1865.

56261. Had you any appointment in 1865?—As a canvasser.

56262. How much did you get?—Two pounds.

56263. Do you remember from whom it was you got the £2?—I do not, but I got it in Suffolk-street in an office that was there.

56264. Do you remember how many days it was before the election that you got the card?—I think about four days.

56265. Did the £2 represent four days' canvassing, at 10*s*. a day?—Yes.

56266. It would not be doing you an injustice if we said you did not canvass many persons?—I did not canvass a single voter but one, and that one would have come up without me.

56267. Mr. MORRIS.—Who was that one?—A Mr. Hearn. He is dead since.

William Patteson sworn and examined.

William Patteson.

56268. Mr. LAW.—Where did you live at the last election?—I should say it was in Grenville-street, only I didn't stop there.

56269. Did you ever live at Lower Ormond-quay?—Yes; that is where I give my address. I sometimes stop there, and maybe for a week or a fortnight.

56270. You have been a freeman, I suppose for a good many years?—I have been since 1846.

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January 29.

William Patteson.

56271. Which side did you go up on—the Conservative or the Liberal?—The Conservative.

56272. Do you recollect being canvassed prior to the last election?—I do. I remember getting a good many circulars.

56273. I do not speak of circulars. Did anyone call upon you?—Not one. I gave my address.

56274. To whom did you give it?—Mr. Tank on Ormond-quay. That is where the orders I receive come. It is more convenient to me to receive letters on business there.

56275. Did you go to the committee-rooms before the election?—I did, to Cherry and Shields'.

56276. How long before the election did you pay your first visit there—a fortnight before?—Yes; I think it was in November, as well as I remember. I thought I might as well be employed as I saw others. I thought my freedom was my franchise—but I could not get it.

56277. You went there a fortnight before the election?—I think about six weeks before the election I went to Dame-street.

56278. To the central office?—No. It was on the right hand side as you come down from the police office.

56279. That was No. 3, near Barnardo's?—Just beside it.

56280. You went there to get employed?—Precisely.

56281. Did you write for employment?—I did not. I would not submit myself to such a thing.

56282. Did you go to Mr. Sutton or Mr. Julian at the opposite side of the street?—I did not.

56283. You went to the committee-rooms in Sackville-street before the election?—A few days before the election. I met many parties I knew there, Liberals as well as freemen.

56284. In those committee-rooms?—Yes.

56285. What were the Liberals doing there?—I suppose, like myself, looking for information.

56286. What sort of information were you looking for?—Well, indeed, to know more information for my part of it, so far as I was concerned, I was quite independent about receiving from them.

56287. You say you saw Liberal freemen there; it was not a natural place to find a Liberal freeman, in the Conservative committee-rooms; what did you understand they were doing there?—I think many of them were taking a very good heat at the fire, for there was a large fire in a large coffee-room there.

56288. Was there refreshment?—No.

56289. How many Liberal freemen did you see there?—I believe I don't know a dozen freemen in Dublin altogether, because my whole dealing is with the Liberal class of society.

56290. You have no doubt you did see Liberal freeman there?—I would say the same of myself. That is so as their opinions led them to be straight forward, but to keep to their opinions in the way of polling.

56291. That is what you mean by "Liberal"?—Yes.

56292. You mean by "Liberal" Conservative freemen?—Yes, I mean a man is a Liberal, and deal with his fellow-man, and so on.

56293. Did you hear any talk of employment at Cherry and Shields'?—I don't think I devoted my time in Cherry and Shields' altogether as long as I am sitting on this chair. I called in there on the evening of Sir Arthur Guinness's defeat.

56294. He was not defeated—you say you were in Cherry and Shields' some few days before the election, what were you doing there?—I tell you what I was doing—just the same as I would be doing in November, or any person in my business—doing nothing—I walked off.

56295. Did you speak to any person when you went in?—I did speak.

56296. Did you see a gentleman sitting at the table in the committee-rooms?—I did.

56297. Who was he?—I don't think there is anyone here I saw there.

56298. Did you see anyone in the committee-rooms in Cherry and Shields' when you went in?—I don't see any person now.

56299. I did not ask you that—did you see anyone there?—Yes, I did, I saw Mr. Davis, the present Lord Mayor, Mr. Harris, and sundry others.

56300. In Cherry and Shields'?—Yes.

56301. Did you see Mr. Tickell?—I did.

56302. Did you see Mr. Erson?—I don't know him.

56303. Did you address those gentlemen when you went in?—They knew me.

56304. Did you speak to them or they to you?—Yes.

56305. Did you say anything to them about employment?—I will consider that for a moment. No, I don't think I did. I might have said in a frank manner that I did not care which side I went.

56306. Ordinary people would understand by that you did not care which way you voted. What did you mean by saying in "a frank manner" you did not care which side you went?—I will tell you. What I meant by that was that on that very morning before they wrote out to me, a Liberal, a very intimate acquaintance of mine—a party I received some money from—he said, "if you go half way with me I will give you a job."

56307. That is if you split your vote?—Exactly.

56308. Was that the morning of the day you were at Cherry and Shields'?—No, the morning of the election.

56309. When you were at Cherry and Shields' before the election, and saw the gentlemen at the table you said, "in a frank manner," you did not care which side you went—is that so?—It is more than probable I did.

56310. You have stated yourself that you did say it?—More than probable.

56311. To whom did you say that?—I think I said it to a quantity of gentlemen sitting round when they asked me would I vote for Guinness and Plunket, I said, "I am careless of voting for any persons; it does not suit my business."

56312. Did you say you did not like to lose your time?—Yes, of course my time is my money.

56313. Did you tell the people about the table you did not want to lose your time going to vote?—I did.

56314. Did they say anything to that?—No, not at that time. I signed a form.

56315. What form?—Well, it was that I should get no gratuity for my services.

56316. What were the services to be?—Only for the one day, simply for the election matter.

56317. Tell us like an honest man what was the meaning of your signing that paper?—I suppose that it was for to get something—that is very straightforward—you cannot find fault with a man for telling you the truth.

56318. That was the meaning of it—you thought you would get something when the election would be over—that you would not be forgotten?—I did. Straightforward with every respect to you I did not care three half-pence whether they did or not, for I am quite independent of them—but I went on the Conservative side.

56319. You thought you would get something after?—Precisely.

56320. Did you see any others signing that paper?—I did not. It was by myself I went there that morning—the morning of the election, and I came down here and voted.

56321. Was it the morning of the election you signed the paper?—The very morning. I would not take any employment from them. I think it was about eleven o'clock when I signed; I think I voted here between eleven and twelve o'clock.

56322. You came up from the committee-rooms and voted?—Instant—direct.

56323. What did you do after voting?—I went on direct home.

56324. To your work?—Went about my business—never saw man, woman, or child.

56325. You did not go back to the committee-rooms?—I did not.

56326. Did you remain about the court-house any time?—No, not five minutes—went straight home.

56327. Did you hear any rumour amongst the freemen themselves while you were here, of any money going?—I pledge you my word—my oath is after passing—I walked in here—I think it was in Green-street—I walked in and voted, and when I voted, I was asked what business I was. I said I was a painter, and because I voted for Guinness and the other party, I was told I ought to be blackwashed instead of whitewashed in walking out.

56328. You did vote for Sir Arthur Guinness and Mr. Plunket?—Yes.

56329. And went straight home?—I did—never stopped a moment.

56330. Did you ever after go to any people connected with the election, to ask about the paper you signed?—I did. I went to Mr. Davis in Abbey-street, because me and him had a long transaction in dealing. I suppose of £5,000 in my business.

56331. Was he one of the gentlemen you saw in the room when you were there?—Yes, and Mr. Harris.

56332. What is Mr. Harris?—He is in the glass and painting trade. I asked Mr. Davis, it is very bad for me to go and torment my mind, and injure my business, because I get more business by the Liberal side than what I get by the Conservative side, and I think I have a right to be paid for my time. He said he could not do anything. I said, the fact of the matter is, it will teach me a lesson again, I will never vote for any person, whether Liberal or anyone else. I said I got myself a bad name by it.

56333. Did you ever go to Mr. Davis more than once?—I did, on different occasions.

56334. Was Mr. Davis in the committee-rooms when you signed the paper?—He was not.

56335. Do you remember who it was put the paper over to you to sign?—I think it was a young gentleman named Dr. Speedy.

56336. What were you asked before you signed it?—I think I was asked would I vote.

56337. Were you asked whether you voted?—Yes, I said not, so then the paper was put over to me, and I signed it. I said it is not the value of the time I care about—the value of what I will receive by it, but I will always keep to my principles.

56338. After you told them when asked the question, you had not voted, you intimated you were not much inclined to put yourself to inconvenience?—No, they took up that meaning.

56339. It was after you signed the paper you voted?—Yes, after I signed the paper, but I would have voted under any circumstances, and I would vote for Sir Arthur Guinness still.

56340. What passed?—He got a form—he drew it out with a heading to it.

56341. What service were you to render?—He did not ask me to render any service at all.

56342. Did you understand when you signed the paper, you were to do anything at all?—No.

56343. Did you understand you were to vote?—No, I voted before it.

56344. Then they put this paper before you, and asked you to sign it—what was the meaning of it?—The only meaning I could see in it was, if the paper never was in it, I would have gone that morning—but I went up to the committee-rooms for to see whether—— Now, the very first question I asked was, will you drive me down on a car to vote? I was told I could not get a car, so then I walked down after signing the paper.

56345. What was the meaning of signing the paper?—It was a form you know, that I suppose I was to get the remuneration after.

56346. Did you understand when signing the paper, it was to prevent you from asking for money?—I should say it was under the Act.

56347. Whatever passed, did you understand your signing the paper was to make a record of your—— that you were afterwards to be paid?—I should say it was. I thought I might have been paid for the day—nothing more.

56348. For loss of your time?—Precisely—that is exactly it.

56349. You say you don't remember any canvasser coming to your place of business—do you remember being asked anywhere to vote?—No, because they know I am too straightforward in voting as a Conservative.

56350. Did you vote in 1865 when the late Sir Benjamin Lee Guinness was up?—I did.

56351. Did you vote for the Conservatives then?—I did.

56352. Did you vote for Mr. Pim?—No.

56353. Did you always vote for the Conservatives?—I did.

56354. Did you ever receive anything for your voting?—I did; in 1865 I received ten shillings a day for canvassing.

56355. Paid by the expense agent in Westmoreland-street?—Yes; £3 for six days—ten shillings a day.

56356. In 1859?—No; but I was offered £3 if I would vote that day on the Liberal side.

56357. Who offered you the money?—Mr. Kenny the grocer, who is now dead; he lived at the corner of Abbey-street and Jervis-street.

56358. Did you hear of money going on the Liberal side?—I could not say; I did not interest myself in the matter.

56359. Did you get any appointment at the 1857 election?—Unless for canvassing.

56360. That was in 1865?—Yes.

56361. Did you never get anything before 1865?—Not a penny.

56362. I do not mean for your vote, but for your loss of time?—Not a penny. In fact, if I were to speak candidly, I made more money by the Liberal class of people than I made by the Conservatives.

56363. Mr. TANDY.—When you went to No. 3, Dame-street, about a fortnight before the election, to look for employment, whom did you see?—I think I was directed to a young gentleman named Byrne.

56364. Did you state you wanted employment?—Yes, I did.

56365. What answer did you get?—I was told that, according to the new Act on election matters, I could not be paid.

56366. Was that all that passed?—That was all—my name was entered in a book.

56367. You were told you could not be paid?—Could not get employment, as I had a vote.

56368. When you went to Cherry and Shields', did you ask for employment there again?—Only for one day. That was the day previous to the election, or the day of the election. I said I might as well receive 10*s.* as I saw other people getting money.

56369. To whom do you recollect you said that in Cherry and Shields'?—I think it was this young gentleman, Mr. Speedy—he seemed to be manager.

56370. Was that the occasion on which he gave you the paper to sign?—I think this was the day before what I spoke of.

56371. On the day before the election, when you said to him you might as well be employed and get paid for your work—on that day of the election, what answer did Mr. Speedy make to you?—I don't think he could give me a decided answer. As far as I believe, he told me he could not guarantee anything.

56372. That was all the conversation you had on that occasion?—Nothing more than that.

56373. What occurred when you went down there on the morning of the election?—That was the morning I signed the paper.

56374. I want to know, to the best of your recollection, what passed before you signed the paper?—I was

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January 29.

William Patteson.

asked, as well as I remember, would I canvass for the day. No, said I, I would not bother my head in getting myself the name in the city of Dublin for a petty sum of six or seven shillings, and maybe never get paid.

56375. Who asked you that?—I think it was this gentleman, as well as I remember—he seemed to be the acting party in the place.

56376. As well as you remember, it was Mr. Speedy asked you that?—I think it was.

56377. You said you would not canvass for the day?—Yes, something that way.

56378. Did anything else pass between you and him before you signed the paper?—Not a word; the form was given to me.

56379. By Mr. Speedy?—Yes, I think so; I cannot be very positive about that; I know he was the party that most interested himself in the case; he took out the paper and I signed it.

56380. Is it your recollection there was no further conversation than what you have mentioned passed between you and this gentleman?—I am confident that, as well as my memory brings it to me, I was told to return back.

56381. When you signed the paper were you told that?—Yes, if I canvassed; I said I would not bother my head for the petty sum of a few shillings—so with that I returned back—never went into there after until the election evening. I voted at eleven o'clock.

56382. As well as I understand, you state you came up with the full intention of voting whether you got employment or not?—Of course I did, and I would do it to-morrow morning again.

56383. Mr. LAW.—You signed the paper?—Yes, the morning of the election.

56384. As well as you recollect, were there many of those papers lying about at the time?—I could not say because in Cherry and Shields' there was a large drawing-room I went into. I made up my mind before that.

56385. Were there many papers lying about?—There might have been a good deal of papers, but this was brought over to me and I signed it.

56386. Mr. Speedy asked you were you prepared to canvass, and you said you would not bother yourself for five or six shillings?—Precisely.

56387. Was it after you said that he offered you the gratuitous service paper to sign?—No.

56388. When was it?—It was after that. Yes, it was after that.

56389. Was it after you had said you would not bother yourself canvassing for five or six shillings he handed you the gratuitous service paper to sign?—No, previous to that. It was after I went back that I was wanted to go look for voters—after voting here.

56390. When did you sign the gratuitous service paper?—I think about ten o'clock.

56391. Was that before or after you said you would not be bothered canvassing?—It was before that. I suppose an hour and a half before it—for I was after writing when I was asked to go and canvass. "No," said I, "I won't pester myself with you."

56392. Why did you say to Mr. Law you understood the gratuitous service paper you signed was to be a kind of voucher for payment?—Well, I thought that under such circumstances it would have been of some advantage to me after.

56393. I suspect you thought it would be a voucher for more than six or seven shillings?—Well, I did take it to be that. I tell you the straightforward truth.

56394. You went to Mr. Davis after the election?—Yes.

56395. You told him, I think, after having been refused payment you would never vote again on either side?—I think what I am after mentioning was that after voting I went back and they wanted me to go and canvass.

56396. I refer to your going to Mr. Davis long after the election?—Yes; that occurred in a business transaction conversation.

56397. You said you applied to him?—I don't think I did, but I told him I had a right to get some remuneration.

56398. You said you would not vote for anyone again as you got nothing?—Yes, I think I did.

56399. You swore you did?—Yes, that I would never trouble my head again about an election.

56400. Who is Mr. Davis?—A glass manufacturer and colour merchant in Abbey-street.

56401. Did you ever say anything of that kind to anyone connected with Sir Arthur Guinness or Mr. Plunket?—I could not say more than I am after stating to you; I had long dealings with Mr. Davis, I knew him.

56402. When you signed the gratuitous service papers, did you tell anyone or lead them to suppose you were to be paid?—I did.

56403. Can you recollect what you said to Doctor Speedy when you signed—did you say "I expect to be paid"?—I think I did.

56404. Did you?—Yes.

56405. What did he say?—I think I was to return back after voting, and I did return back—my memory brings me back—and when I was asked to go canvass, I said I would not do any such thing.

56406. Mr. LAW.—You signed the gratuitous service paper before voting?—Yes.

56407. And after voting you came back, and they asked you to canvass, and you refused?—Yes.

56408. You spoke to Doctor Speedy?—I think he is the young gentleman.

56409. The day before the election also you were in Cherry and Shields'?—Yes; I think I was.

56410. And you said you spoke to Doctor Speedy about work, and he said he could not guarantee anything?—Yes.

56411. Was there any emphasis on guarantee?—I should say not.

56412. Did he lead you to think you probably would be paid, though he could not say for certain?—I think in my asking for the matter, it was merely when I thought such a thing was going in the election.

56413. Did he lead you to think that, though he could not guarantee or promise it as an absolute certainty, yet, in all probability, you would be paid?—Precisely; after a time, when it was over.

56414. Did he say anything about your being paid—did he give you to understand?—When the time was over—before the petition would be entered, I thought I would have been settled with.

56415. Mr. MORRIS.—So far as you know, did this kind of thing go on amongst many freemen?—I don't know a freeman in Dublin who voted, though I was born and reared in it.

James Doyle.

James Doyle further examined.

56416. Mr. LAW.—You were examined before, here?—I was.

56417. You had a car at the election?—Yes.

56418. Do you remember being canvassed by somebody on behalf of the Conservatives a few days before the last election?—Yes; by two young lads from Mr. Erson's.

56419. Did you ever tell any of the people who canvassed you, that you could influence as many as thirty votes?—No.

56420. You did say that you could not afford to lose your time?—Yes.

56421. So I understood you to say before, and we will not trouble you any more about that, and the reason we ask you the other question about the thirty votes is that you are returned here as by one of those canvassers as promising to vote conditionally—"James Doyle, 5, Mary's-lane, says he has thirty votes; cannot lose his time to vote"?—I said no such thing; I

said I would not be bothering losing my time, but I did not say I had thirty votes.

56422. You do not know who either of these young gentlemen were?—No.

Edward Fagan sworn and examined.

Edward Fagan

56423. Mr. LAW.—You live at 7, Upper Abbey-street?—Yes.

56424. What is your trade or business?—A brass-founder.

56425. Do you work at anybody's establishment?—Not these fifteen months. I was with Mr. Daniel in Mary-street.

56426. Do you remember any one coming to ask you for your vote before the last election?—I do; several came.

56427. I may take it that people did call and solicited you?—I will tell you the circumstance. There was a man named Maher, a barber in Abbey-street. I was there one evening before the election getting shaved, and a conversation came on and he asked me what side I was going to. I said I would go at whichever side the wind blew best. Of course he understood what I meant. "I will tell you what you will do," says he. "Will you come with me and I will engage you £3 in your hand?" "What side do you want me to vote at?" said I. "For Guinness," said he. "Very well," said I. "And any freemen you can get them," said he, "and I will get them £3 each." I spoke to one or two but I do not know whether he got them or not.

56428. Whom did you speak to?—A man named Daly, working in Mr. Daniel's, but he did not come with me any way. So it came on to a few days before the election, and he says to me (I was sick at the time) "I will get you a car, and I will call for you, and we will vote early." I stopped in bed up to ten o'clock, and he never called, and I got up and intended to go down to the shop. A young man who is lodging with me, and who knew the circumstance between me and Maher, met two men in Abbey-street.

56429. What is his name?—Maguire, a printer. He met two men in Abbey-street—Landy, and another he did not know. They both came in and they said, "It is right enough. Come with us. It is all the same." They put me up on a car and brought me up here, and I voted for Guinness and Plunket. Landy took me by the arm, and pushed me down the stairs, and walked as far as the corner of Britain-street, and left me in Capel-street, and encouraged me all along that I should not be at any loss. I went home and went to bed again, and I had to go to Jervis-street Hospital the Monday after the election, and I was there for nine weeks. I went to Maher the day of the election and asked him was there any chance. "All right," says he, "but nothing will be done for twenty-one days." When I came out of the hospital I called over to him. He brought me into a grocer's shop and gave me a glass of hot punch, and said it was all right. He had a penny-piece in his hand. "Do you see that," says he, "as sure as that is in my hand it will be in your hand, if it was to be paid out of my own pocket." When I first spoke to him he said he had a brother-in-law on the committee.

56430. Do you know his brother-in-law's name?—I do not, but to confirm the thing he pulled out a letter to show that he was authorized to act.

56431. Did he show you the letter?—He showed it to me in his hand.

56432. You did not read it yourself?—I did not, and he did not read it to me, but he took it out "There is proof," said he, that I have a brother-in-law on the committee. I never got a penny.

56433. They never paid you?—No, from any side.

56434. Did you hear, when you were up here to vote on the morning of the election, of any money going?—Indeed I did, but I was not fortunate enough to get a railway ticket.

56435. You did not get one?—No, never got anything at all.

56436. Do you know of any others getting railway tickets?—Only what I saw in the papers.

56437. Did you know that the tickets were going that morning?—No.

56438. Was Landy on the committee of the North City Ward up at Cherry and Shields'?—I do not know.

56439. What is Maher's Christian name?—Thomas Maher, a barber.

56440. Of Abbey-street?—Yes. I do not know his number.

56441. Is he a freeman?—No; a householder.

56442. Did you vote in 1865 when Mr. Pim was up alone against Mr. Vance and Mr. Guinness—have you voted at every election?—Yes.

56443. For whom did you vote at that election?—I think for Mr. Pim.

56444. Did you get any employment; did you get a canvassing card in 1865?—Oh, yes.

56445. Were you paid any money in 1865?—Not a farthing in my life, only the time when Reynolds and M'Carthy stood, and then I got three sovereigns on Alderman Reynolds' side.

56446. Is your name Edward?—Yes.

56447. Did you get a canvassing card for Mr. Pim in 1865?—No.

56448. At the last election but one?—I voted.

56449. Do you not recollect getting a canvassing card, and getting £1 when it was all over?—No; I never got a penny there.

56450. Edward Fagan is down here for £1; is that you?—I never got anything but the time Alderman Reynolds was up.

56451. That was when he stood with Mr. Brady in 1857?—Yes. I got three sovereigns that time. I was brought into a stable yard, and it was given to me.

56452. Where were you living in 1865—were you living in Stafford-street?—Upon my word I did live in Stafford-street.

56453. "Edward Fagan voted for Mr. Pim in 1865?"—You are right enough.

56454. Did you not get a canvassing card that entitled you to get £1 when it was all over?—I disremember.

56455. Who gave you the three sovereigns in 1857?—A young man.

56456. Do you know who he was?—I do not know anything about it. That was the first time ever I voted too. I was admitted by service when O'Connell was Lord Mayor.

56457. Did you pay for your admission?—No.

56458. It was paid by the office, I suppose?—I suppose by the office—by the Liberals.

56459. Did you always vote for the Liberals up to the last time?—I never voted but three times—for Alderman Reynolds, for Mr. Pim, and this last time for Sir Arthur Guinness.

56460. I suppose it was Maher's promise that made you vote?—It was, indeed, to tell the truth; and another thing, Maher canvassed all he could for Sir Arthur Guinness' side, and he voted against him afterwards.

56461. You are a married man?—I am.

56462. Did you ever say to any of these people—Maher or anybody else, that your wife should be made a present?—No.

56463. Did you say to Landy, or to the other man who with him called on you, that your wife should be made a present?—No.

56464. The reason I ask you is, that the canvassers in the North City Ward sent no returns of the result of their canvass, and opposite your name—Edward Fagan—there is this note—"His wife to be made a present." You did not know she was to receive a present?—No; and she never got it, nor I neither.

THIRTY-NINTH DAY.

January 29.

Frederick Cantrell.

Frederick Cantrell sworn and examined.

56465. Mr. LAW.—Where were you at the time of the last election in 1868?—In the Old Men's Asylum.

56466. Do you remember making any application prior to the last election to the conducting agents of the Conservative candidates?—I do.

56467. I believe you wished to get some employment?—Yes, that is what I wanted.

56468. Had you ever been employed at former elections?—I had.

56469. What way were you employed in 1865, for example?—I think I was a personation agent.

56470. For the Conservatives?—Yes.

56471. What payment did you receive for that?—One guinea for the day of the election, after the election.

56472. Did you get any further payment that time?—No.

56473. Had you been employed in 1859?—Yes.

56474. In what way?—I was either a polling clerk or a personation agent.

56475. How much did you get?—Either a guinea or 16*s.* 9*d.*, as the case might be.

56476. Had you been employed at previous elections?—I daresay I was.

56477. I suppose it was because you were employed in that way at several elections before that you sent in your name at the last election?—Distinctly.

56478. Do you recollect how early it was when you made your first application?—I cannot say the date.

56479. Three weeks or so before the election?—Before the election.

56480. That is your writing, I believe—that is the note you sent in with your card to Mr. Sutton and Mr. Julian?—That is my writing.

56481. "Frederick Cantrell waits the reply of Messrs. Sutton and Julian to his card, forwarded this day, 26/10/68. What difficulty presents itself to the conducting agents?" What is the meaning of that?—I cannot say why I wrote that.

56482. I suppose it had some meaning?—It had, no doubt of it.

56483. Had you sent in your card at an early hour of that day?—I sent it in about half-past three o'clock.

56484. Not getting an immediate answer you put this at the foot of your card, "What difficulty presents itself to the conducting agents?"—I imagine so.

56485. Did you get any answer to that?—I rather think not.

56486. You did not see any of the heads of the departments?—No.

56487. Did you write letters to them after that?—Very likely.

56488. But do you remember that you did?—I do not.

56489. Look at these three letters and tell me if they are in your handwriting?—(*Letters handed to witness*). They are my writing.

56490. Do you recollect, after you sent in your card and subsequently this note on a piece of paper, calling their attention to the card on the 26th October, seeing Mr. Julian a day or two afterwards?—I do.

56491. Had Mr. Julian sent for you?—No.

56492. Had he not in some way solicited the interview?—No.

56493. Are you certain of that?—I think not.

56494. The reason I ask you is that in your first letter of 3rd November addressed to Messrs. Sutton and Julian you begin—"Since my interview with Mr. Julian on 28th ult., which was solicited;" do you mean by that that Mr. Julian solicited the interview?—Yes.

56495. And did he?—Yes.

56496. Did he ask for an interview with you?—Yes; through a circular.

56497. The circular only asked you for your vote?—No; an interview.

56498. Did it ask you to call upon him?—Yes.

56499. Was it lithographed?—I think it was lithographed or printed.

56500. Asking you to call at the central office and see him?—Yes.

56501. In accordance with that circular you called and saw him on the 28th?—Yes.

56502. That is what you refer to here:—

"Since my interview with Mr. Julian upon the 28th ult. (which was solicited), I have only received a circular, which is valueless, as being well acquainted with the routine of elections, I having solicited to be placed in a position wherein my services would be more or less valuable to the candidates, I was first put off and refused, stating that I would be written to on the subject; but silence seems rather ominous and strange. And if you have not any capacity to offer me, then an equivalent is expected; for I well know from experience of the past twenty-five years that when a vote is recorded it cannot be rescinded, and although I may regret the opposition in the field, self is a consideration I cannot overlook. Upon occasions such as this, rarely occurring, all are looking for gain; and I know several in the same position who will remain silent if there is no response. I only speak for myself and let others speak for themselves. Your reply is expected before it is too late.

"Yours very respectfully,

"FREDERICK CANTRELL.

"Although promised on various occasions a situation I never procured one through any candidate after election."

What did you mean by saying "Upon occasions such as this (rarely occurring) all are looking for gain, and I know several in the same position who will remain silent if there is no response?"—I meant by that, as you may well imagine, that I expected some position to render them a service.

56503. Did you not mean that you wanted employment for which you were to receive remuneration; or if you did not get such employment you wanted money; is that the plain English of it?—You may judge that.

56504. Was not that the meaning of it?—No.

56505. What did you mean by saying, "If you have not any capacity to offer me, then an equivalent is expected;" what was the "equivalent" you expected?—A situation afterwards.

56506. Did you want to get an engagement for a future situation?—Yes.

56507. You wanted a situation at the election for payment, or a valuable situation after the election?—Yes.

56508. And that is what you referred to when you wrote "upon occasions such as this—(rarely occurring)—all are looking for gain"; in other words you wanted valuable consideration for your vote?—Precisely.

56509. Did you get any answer to that letter?—I do not remember that I did; I rather think I did.

56510. On 12th November you wrote:—

"GENTLEMEN,—Though I have not received any reply to my note of the 3rd instant, you may depend upon my vote being recorded for Guinness and Plunket on the day of the election; but I did expect to have earned by my exertions in the cause that you espouse, the price of an outside coat for the winter, of which I am much in need; and this institution does not supply the inmates with clothing of any description; however, from the reasons you assign, I learn that it will be injurious to your cause, and therefore, could not be complied with."

Do you remember writing that?—I do, I think.

56511. Did you get an answer to it?—I think not.

56512. Did you write this letter—(it is not dated, but it appears to have been subsequently written)—addressed to the same parties, Messrs. Sutton and Julian?

"GENTLEMEN,—Having applied frequently through various mediums for an appointment on your staff during the forthcoming election for the city, without avail, this shall be my last application, so please state is it to be or not to be. In either case you will please let me know at the above address, as it is no doubt disagreeable for me to be waiting for a decided reply personally."

Did they give you any answer?—They did.

56513. What was the answer. (*Hands in document.*)

56514. This is a circular; this could not be the answer?—That is the circular after the letter.

56515. You got this after the third letter I read?—Yes.

"DEAR SIR,—We are now making out the list of check and poll clerks. We shall be glad of the advantage of your services. Meet us on Saturday, 14th instant, at 40, Upper Sackville-street."

You got that as an answer?—I did.

56516. Did you get any other written or printed communication from them?—No, I got the appointment. (*Produces document*):—

"City of Dublin Election.—Frederick Cantrell, poll clerk. Attended the booth all day, and came early.

"JOHN TEW ARMSTRONG, Inspector."

He countersigns, to show that you had done your duty?—Yes.

56517. You were asked to come on Saturday, 14th?—Precisely.

56518. And I suppose it was at the committee-rooms in Sackville-street you received the appointment?—Yes.

56519. Did you sign any document at the time?—Yes, a gratuitous service paper.

56520. Did you understand after all this pressure for an appointment, and your getting this circular in answer to your peremptory application, that you were never to get anything for your services?—Distinctly; although I applied I was repeatedly refused, and told it was contrary to the Act of Parliament.

56521. May I ask, considering the nature of your three pressing applications (as gain was the object of all), asking first for a valuable employment at the election or after the election, next asking for the price of an outside coat, and finally requiring a distinct answer one way or the other, when you got this, saying you should get nothing at all, did you look upon it as a valuable appointment?—I did not.

56522. What did you think was the meaning of it? Did you expect that when all was over you would receive it?—I did not expect it, but I would take it if I got it.

56523. Did you believe that this document which you signed was only a matter of form?—I could not see it distinctly when I signed it. They told me what it was, but I did not see it distinctly at the time.

56524. Did you write it?—I believe I wrote it. That is my writing, but I did not read it at all. They told me what it was.

56525. What did they say it was?—They told me it was a letter offering my services gratuitously.

56526. Who told you that?—I cannot say who he was. He was sitting at the table. I did not know him.

56527. Where was this?—At Cherry and Shields'.

56528. Did you know anybody there at the time?—Not an individual. I was there early in the day, and I went away as my name was not called, and a person who knew me said to me in Sackville-street or Carlisle Bridge, "Your name was called, go back again," and I went back again.

56529. Were you pressing all this time for the liberty of working gratuitously; was that what you wanted?—That is what I wanted, of course.

56530. To get leave to work for nothing?—To get leave to work for nothing for the Conservative cause.

56531. That does not appear to be exactly what you wrote for on the 3rd November?—I did not write for that gratuitous letter.

56532. I am sure it was not gratuitous service you wanted. Could you not have worked for the Conservative cause without going to the office at all?—Decidedly I could.

56533. If you were to get nothing for your labour what was the meaning of your moving appeals?—To be candid with you, I expected when all the turmoil would be over that I would get something.

56534. I am sure that is the fact?—I will be candid in everything I say.

56535. You do not remember who it was that handed you the gratuitous service paper to sign?—I have no idea.

56536. Had you any conversation about the time you signed this paper with anybody in the room as to what you might expect?—I did not know until it was placed before me that there was such a thing to be signed.

56537. Tell us the conversation you had with the person, whoever he was, that asked you to sign this gratuitous service paper?—He handed it to me and said, "You will have to sign this paper." I asked, "What is the nature of the paper?" "That you give your services gratuitously." "Oh, well," said I, "as it is gone so far as this I will do so," and I signed it, but I did not read the paper.

56538. Did you say you hoped you would be remembered afterwards though you signed the paper?—No, I took the appointment from him and I went away.

56539. You brought this circular to show that you went on a letter of invitation?—No. I had it with me, but I did not exhibit it.

56540. Did he give you this appointment after or before you signed the gratuitous service paper?—I am not sure whether it was before or after.

56541. When your name was called, the person whoever he was, said, "You will have to sign this?"—Yes, and I did not know what it was. I asked him and he said, "To give your services gratuitously."

56542. It was not read to you, he only told you the nature of it?—He just told me the nature of it.

56543. Could you tell from his manner. if not from his language, whether he looked upon it as a matter of form, or of substance?—It seemed to me that anyone that went forward had to sign a paper of that sort; whether they knew what they were signing I don't know, but they said, "You won't get the appointment if you don't sign."

56544. Mr. TANDY.—Did you hear anybody say that you should sign it?—The person that handed it to me.

56545. Mr. LAW.—The gentleman said "You will have to sign one of these?—I believe he gave me the appointment, and then he said "You will have to sign this."

56546. Did anything pass to leave the impression upon your mind, that the signing of this paper was a matter of form or of substance—did you think that notwithstanding you would be paid ultimately?—I looked upon it as a matter of form, nothing else.

56547. Do you remember how long before the Saturday the 14th, when you went to the rooms in Upper Sackville-street, was it that you got this circular?—It was after I was at the rooms.

56548. I read your third letter, peremptorily requiring that they should deal with you; that is not dated, but it appears to be subsequent to the other two; and you say in answer to that you got a circular?—That is my impression.

56549. The circular asks you to come to the committee-rooms on Saturday, the 14th?—Yes.

56550. The last dated letter we have is the 12th—only two days before—and this third letter must have been written upon the Friday; unless perhaps, this letter came in the interval?—That might be.

56551. I do not think it did: because your letter of the 12th, says—"Though I have not received any reply to my note of the 3rd"; so that it came after the 3rd evidently. That letter was written on the 12th; you must have written again on the 13th, and then, probably on the morning of the 14th, you got the circular?—No doubt.

56552. Before you got the circular asking you to come to Cherry and Shields', had you got any other intimation or communication from anybody in relation to this?—No.

56553. What passed at the interview you had with Mr. Julian on the 28th?—He said that according to the Act of Parliament (and he pointed to some labels hanging up in the room) any person employed could not be paid if they voted. I did vote and I acted for them as well.

56554. Whatever the words were did he leave you

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January 29.

Frederick Cantrell.

under the impression that you would be gratified in some way?—Yes, I gleaned that from him.

56555. But after your third letter (which we will say was written upon Friday) did you get any intimation until you got the circular next day?—No.

56556. You said that after being in the committee-room for some time, you went away down Sackville-street, and that some friend told you that your name had been called out?—Yes.

56557. You were there twice that day?—Yes.

56558. When you went first what took place; did you speak to anybody?—No, for when my name was not called, I would not stay any longer.

56559. Were there many there when you went in first?—A great many.

56560. What were they doing?—Calling names, and sitting at the table, and getting their appointments; and as my name was not called out I went away.

56561. Would you say that all these persons had come on business similar to your own, and were receiving appointments and signing papers?—I cannot think what they were there for.

56562. You heard names called out, and as yours was not called, you went away, and you met some friend in the street, who said that your name had been called—who was he?—I think it was a person from Irishtown.

56563. What is his name?—I forget.

56564. Some gentleman you knew?—Some person who is acquainted with me.

56565. Who do you think it was?—I know that a party met me on Carlisle-bridge, and said, "Go down to Sackville-street, your name is called."

56566. Who was that?—I could not name him.

56567. Do you remember seeing anyone you knew that day after leaving Cherry and Shields'?—I think I met only the one; but I cannot name who it was. I would cheerfully give the name if I knew it; but I do not recollect it.

56568. At all events it was clear that these people in charge at Cherry and Shields' had the names of the parties who were to receive the appointments?—No doubt. This was ready written for me.

56569. After the election was over you remained at the booth in the Temperance Hall until four or five o'clock?—I was there until the election was over.

56570. Where did you go after that?—Directly home.

56571. You did not go back to Cherry and Shields'?—No.

56572. Did you ever after that go to the committee-rooms?—No.

56573. Did you make an application to Mr. Julian or to Mr. Sutton?—I did to Mr. Sutton, and he told me that as the law was nothing could be given.

56574. You asked him to be paid?—For my day's services.

56575. Did you make that application by letter or verbally?—Verbally.

56576. In the office in Dame-street?—No, in his house in Harcourt-street.

56577. How soon after the election did you go to him; was it a week or ten days?—A week or a fortnight, or three weeks.

56578. Within a month?—Within about a month.

56579. Was it before the filing of the petition on 15th December?—I could not say.

56580. He said you could not be paid?—Yes.

56581. Did you ever apply to anybody else?—No.

56582. Did you ever apply to Sir Arthur Guinness—No.

56583. Did you ever apply to anyone connected with the election; did you ever apply to Mr. Julian?—No, to no one but Mr. Sutton.

56584. How long are you a freeman?—Since the mayoralty of Daniel O'Connell; I do not know when that was.

56585. You were not in the old Corporation?—No.

56586. Mr. TANDY.—When you went to Cherry and Shields' and heard them calling out names, did you see them writing the names in any book?—No, I was a good distance from them. I was a good distance from them, and there was a great crowd of people between me and the persons sitting at the table, and I believe there was somebody keeping them back until their names would be called.

56587. Did you see any book or list before them with names on it?—I could not say. In fact, the moment I heard my name called I went forward, and they made a passage for me to go in.

56588. Do you know who it was that was calling out the names?—I have no idea.

56589. Was it whilst you were there that the "C" was put in with red ink?—Yes, for I said that my name was wrongly spelled; that it should be a "C" instead of a "K."

56590. Mr. MORRIS.—Was it explained to you at the time you signed this paper that you were to get nothing?—Distinctly.

56591. What was said exactly?—They did not say anything with regard to that.

56592. You took it to be a mere form, and you have said you expected that you would get something when the election was over?—Just so.

William Magrath.

William Magrath sworn and examined.

56593. Mr. LAW.—I believe you are employed about the Four Courts?—Yes, in the Chief Examiner's Office.

56594. You have been there a long time?—For close on thirty years.

56595. Are you a long time a freeman?—Since Mr. Arabin's mayoralty; about 1844 or 1845.

56596. Do you recollect applying for employment before the last election?—I do.

56597. I suppose you were in the habit of being employed at elections?—I was since I was a small boy.

56598. How were you employed in 1865?—I was not employed at all.

56599. Had you no post that time?—No.

56600. Were you employed in 1859?—I was.

56601. What were you?—I think I was a personation agent for the Conservatives, or a deputy-sheriff's clerk; either of them.

56602. You were generally employed at elections before that in some way?—I was.

56603. Whom did you apply to prior to the last election of 1868?—To Mr. Fell White.

56604. How long was that before the election?—Three or four days.

56605. Did you apply to anybody else?—I applied to Mr. Sutton first.

56606. What did he say?—He said I could not be paid.

56607. Having heard that did you apply to Mr. Fell White?—Yes; and I did sign a letter.

56608. Where did you see Mr. Fell White?—In the committee-rooms in Dame-street.

56609. Was it the same day you saw Mr. Sutton, or afterwards?—The day afterwards as well as I recollect.

56610. About how many days was that before the election?—Three or four days.

56611. Was it on the occasion when you saw Mr. Fell White that you signed the gratuitous service paper?—Yes.

56612. In Dame-street?—Yes.

56613. Had you previous to that got anyone to write a letter in your favour?—Yes, the Examiner wrote a letter. That was before I saw Mr. Sutton. I think it was a week before I saw him.

56614. You know Mr. Quinan's handwriting. Is that his signature (*produced*)?—Yes, I ought to know it.

56615. This is dated 12th November, and the election was upon the 18th November?—I brought this letter from Mr. Quinan to Mr. Sutton.

56616. And he said you could not be paid?—Yes.

56617. Did he say you could not be employed?—No.

56618. Did he say you could be employed if you worked for nothing?—He said something to that effect.

56619. What did you say?—I said nothing about it.

56620. Having heard that you could not get payment, you applied to Mr. White on or about the next day?—I did.

56621. You brought this letter of Mr. Quinan to Mr. Sutton, on the day it was written, 12th?—Yes.

56622. You called again in Dame-street?—I saw Mr. Sutton in Harcourt-street.

56623. You saw Mr. Fell White next day?—I did.

56624. I find the gratuitous service paper you signed on the 13th. What did Mr. White tell you?—That I could not be paid a fraction.

56625. Did you say that you did not like that?—No; I signed the paper, and never went near them since.

56626. What was the object of signing it?—Whether I signed or not I would have voted.

56627. I am aware of that. Did you go to the office to get employment, as you were always in the habit of getting it?—No doubt of it.

56628. And you expected, until you knew the rule, that you would be paid for your services—I do not mean as a bribe, but for the work you might do?—No doubt.

56629. Did you think, notwithstanding the signing of this paper, that when all was over you would be paid for your trouble?—I had a faint expectation of it; if it was offered I would take it.

56630. Did you think—as most other people seem to have thought—that the signature of this document was a mere form?—I could not say; I thought it was a form, and I did not think it was a form.

56631. You had some notion that if all kept quiet, you would be paid something?—Yes; no doubt.

56632. And I suppose it was in that belief you signed the paper?—It was; but I never went near them afterwards.

56633. This is the letter:—

"My Dear Sir,—I am requested by Mr. William Magrath, a clerk in my office, to apply to you for an inspectorship in the approaching election. His claims are that he himself, and his three sons, are all freemen of the city of Dublin, and all "good men and true," and supporters personally and through interest of Sir Arthur Guinness and Mr. Plunket. I hope it will be considered that his claims are valid and deserving of attention.

"I remain, yours faithfully,

"H. Quinan."

56634. You would have voted in any case?—I would; from the year 1823 or 1824 I never voted any other way.

56635. But you did expect that you would get something if all went straight?—I had only a faint expectation.

56636. Did you ever ask any of them after the election?—No, nor would not.

56637. Mr. Tandy.—When Mr. White said you could not be employed for payment, did you make him any answer?—Not the slightest.

56638. Was it upon that occasion you signed the paper?—Yes; in the presence of Mr. White and Mr. Williamson.

56639. Was there a conversation about payment before you signed it?—No, nor after it; I walked away.

56640. Did anybody ask you to sign the paper?—Nobody but Mr. White, he said I should sign it.

56641. Mr. Law.—Were you appointed?—I got an appointment, and I was told off to go to a booth in Brunswick-street; I was not well, and I did not stop there.

56642. You were appointed an inspector?—A supernumerary.

56643. Supernumerary what?—I do not know exactly; I do not understand what it was.

56644. Did you not get a document?—I did, by post.

56645. Do you know what they called you?—I think it was a supernumerary.

56646. Supernumerary what?—Supernumerary inspector.

56647. Mr. Tandy.—Mr. White said you could not be employed for payment?—Yes.

56648. Was the next thing that was said Mr. White's stating—"You must sign this paper?"—Yes.

56649. Was there no other conversation?—No, not the slightest.

56650. Did you say that notwithstanding that you would wish to act?—No; I thought it would be imprudent to say anything about it.

56651. Mr. Morris.—You always received appointments before?—Except in 1865 and 1868.

56652. Mr. Law.—You got an appointment at the last election?—I did.

56653. You had the honour of being a supernumerary inspector?—I had.

Thomas Henry Mulholland sworn and examined.

56654. Mr. Law.—What is your profession?—A solicitor.

56655. Were you in business in 1868?—I was; acting for others.

56656. In whose office?—Mr. Ramsay's, on Bachelor's-walk.

56657. Have you been for many years a freeman?—Since I was twenty-one—I suppose twenty years ago.

56658. Had you been employed on elections?—In 1865 I was an inspector; and a personation agent in 1859.

56659. On behalf of the Conservatives?—I always voted for the Conservatives.

56660. Do you remember applying for an engagement at the last election?—I do.

56661. Did you apply verbally or by letter?—By letter.

56662. Did you make any verbal application?—I do not think I did.

56663. To whom did you apply by letter?—To Mr. Sutton.

56664. Was that long before the election?—I think I applied twice; long before and subsequently.

56665. This is your letter, which you wrote so far back as August (*produced*)?—That is my letter.

56666. It is as follows:—

"Sir,—I solicit employment at the ensuing election for the city of Dublin. My father for more than forty years supported the Conservative cause, both at the husting, and in the old and former corporation of the city, in which he, for nearly that same period, represented the Guild of Merchants. I am myself a registered freeman, and was inspector for Messrs. Guinness and Vance at the last election. At the revision about four years ago I came up from the county of Longford to sustain my vote on the registry. I came up at my own expense. I am an admitted attorney, having served my apprenticeship to Mr. Moore, formerly of Lower Gardiner-street, and refer to J. J. Butler, esq., who was in the former corporation with my father. I need not say that since attaining the franchise, I followed my father's course, and beg in making selections for the coming election, I may not be passed over.

"Your obedient servant,

"Thos. H. Mulholland."

Did you get an answer to that?—No; I wrote another letter.

56667. Had you applied verbally in the interim?—No; nor got anybody to do so. I intended to speak to Mr. Butler; but his health did not allow him much out.

56668. Had you spoken to Mr. Alex. M'Neill?—I do not know him at all, and could get no satisfaction from him.

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January 29.

Thomas Henry Mulholland.

56669. Before you sent your second letter, had you called at the committee-room?—Probably.

56670. Did they get you to put your name in a book?—Yes; I did not know the gentleman who asked me to do so; but I understood it was Mr. M'Neill.

56671. Your next letter is dated 10th November.

"Sir,—As I find by Act of Parliament that paid agents cannot be employed at the election and vote, I beg to offer my services gratuitously. I was with Mr. Pierce Power, of Blessington-street, inspector at the last general election for Messrs. Vance and Guinness, and am willing to act in a similar capacity free of expense, if appointed at the approaching contest. I submitted a note to you sometime since from Mr. H. Ferguson, of Master Murphy's office. Mr. M'Neill has my name and address in his book.

"Your obedient servant,

"THOS. H. MULHOLLAND.

"F. Sutton, esq."

Mr. Ferguson was conducting clerk to Mr. Sutton before he went into Master Murphy's office?—Yes.

56672. You say you had submitted to Mr. Sutton a note from Mr. Ferguson?—That is recommending me.

56673. When was that?—It was a few days before. The reason was that Mr. Ferguson had been Mr. Sutton's conducting clerk before he went into Master Murphy's office.

56674. Who informed you that you were to offer your services gratuitously?—I heard it generally remarked.

56675. Did you hear that was the way it was to be done?—Not any particular way, more than that nobody would be appointed that would not offer gratuitously; and I did not care much, for I was determined to act gratuitously, as I always acted, and my father before me.

56676. That is intelligible; but when a man does so he does not want an appointment to enable him to do so?—You should have an appointment at an election.

56677. What appointment did you get?—Supernumerary inspector.

56678. What are the duties of that office?—At former elections there were two inspectors of each booth. In the late election there was only one, and I was an inspector.

56679. You say you were a supernumerary inspector?—There was only one to each booth.

56680. What are the duties of a supernumerary inspector?—The same as other inspectors.

56681. How many supernumeraries were there?—Myself and another were in one booth for the two candidates.

56682. Who was the other inspector?—Thomas Meyers.

56683. Did you get a letter appointing you?—I did not; I got a printed circular to attend in Dame-street, which I did.

56684. Did you bring that letter to Mr. Sutton, or send it by post?—I rather think I sent it by post; I had no personal interview with Mr. Sutton. I got a circular to attend, and I attended on the 13th.

56685. And on that day, not satisfied with this written offer of your gratuitous services, they got you to sign this paper (*produced*)?—I remember signing that; that is my signature.

56686. I suppose you have not got the circular?—I have not; I sent it up at the time I went to the office, as my card.

56687. It asked you to come to the committee-rooms?—Yes; nothing more.

56688. Did you find many people there?—Not anyone but the messenger who showed me up.

56689. No others on the same errand as yourself?—Not at the time I was there. It was on my way to the office, about ten o'clock.

56690. Into whose room were you shown?—Into the room where Mr. Sutton and Mr. Williamson were. I was handed a document and I signed it. On that evening I got a letter directing me to attend in Sackville-street to get my instructions. I went and got my appointment.

56691. A regular appointment?—Mr. Meyers got a book, and I was to attend with him as his co-inspector.

56692. When you signed this gratuitous service paper, what took place when you went into the room?—Nothing more than that my name was read out, and Mr. Williamson said, "Here is Mulholland; you will sign this paper." I read it and signed it. "You will get your instructions by post," said he, and that was all that passed between us.

56693. Did nothing more pass?—Nothing more; and on the evening of the day of the election, when all was over, Mr. Meyers and I went and delivered our papers in Dame-street.

56694. Did you ever make any application to Mr. Sutton or Mr. Williamson?—No; I spoke to Mr. Williamson, and he said there was no such thing as payment. He said it was preposterous for people to be saying such things.

56695. What did you say to him?—I asked how matters were going on.

56696. Did you ask for payment?—I did not.

56697. But still the matters had reference to what was going on?—It was long after the petition was over. I said it merely as conversation, having just met him.

56698. The first time you saw him after the election did you say anything to him about your services on the day of the election?—No.

56699. When Mr. Williamson gave you that remarkable answer that it was preposterous, what did you ask him?—I had heard several people talking, saying that everyone was looking for money; I asked him was it the case, and he said it was preposterous for people to be talking that way.

56700. Did you say anything about your own services?—No.

56701. Did I understand you to say that this pressure on Mr. Sutton was to get leave to act for nothing?—Merely so.

56702. When you wrote that letter of the 13th, did you intend to act for nothing?—I did not. I would act as I acted before, and I thought I would get the statutable payment.

56703. Did you hear it said that the signing of these papers was only a form?—No; for I had not many minutes to spare.

56704. At the time this paper was being signed before the election did you hear that it was only a form?—I did not belong to any committee or ward club. I had no connexion with elections, and I never interfered except to vote.

56705. When you wrote the letter of the 16th November, telling Mr. Sutton, "As I find by Act of Parliament that paid agents cannot be employed at the election and vote, I beg to offer my services gratuitously," did you hear that the signing of these gratuitous service papers was only a form?—I was told by several that it was useless for me to be wasting my time, and I said, "Paid or not paid I will act as my father did forty years before."

56706. Did I understand you rightly to say that when you signed that paper you had no idea or expectation at any time that you would be paid?—I had not.

Robert Johnston.

Robert Johnston sworn and examined.

56707. Mr. LAW.—Where do you live?—At No. 5, Greek-street.

56708. You are a freeman, I believe?—I am.

56709. How long have you been a freeman?—I think I was admitted in 1863 or 1864.

56710. I suppose the election of 1865 was the first time you voted?—Yes.

56711. You voted at that election?—I did.

56712. For whom did you vote then?—For Vance and Guinness.

56713. Had you any employment at that election?—I had.

56714. In what way were you employed?—As personating agent.

56715. Where? Was it in Green-street or in one of the booths in the town?—In Halston-street.

56716. In the Temperance Hall, I suppose?—Yes, sir.

56717. I suppose you got the ordinary payment for that?—I did.

56718. A guinea?—Yes.

56719. At the last election did you make any application for employment?—I did.

56720. Whom did you apply to?—To Mr. Sutton.

56721. Was that application verbal, or by letter?—By letter.

56722. Did you also apply verbally?—No.

56723. Did you speak to anybody on the subject?—No.

56724. To nobody at all?—Not to man or mortal.

56725. Did you get an answer to the letter you wrote?—I did.

56726. Was it a written answer?—It came by post.

56727. A letter came to you?—Yes.

56728. Was it a printed or written letter?—Written.

56729. Have you got it still?—No. I burned it.

56730. Why did you burn it?—Just because I thought it was no use.

56731. What was the purport of it?—To attend at Halston-street early in the morning, and vote as I thought proper.

56732. That was not the sort of employment you were looking for?—It was not, indeed, to tell you the truth.

56733. (*Hands letter to witness.*) Is that your writing?—It is.

56734. It is as follows:—

"November 10th, 1868,
"Dublin, No. 5, Greek-street.

"SIR,—I hope you will excuse me for taking this liberty of writing to you these few lines, asking a favour of you in this present struggle. I have made several applications to the different wards for an appointment of some kind at the election day, and I have been told to call and spoken to on the subject, and still I cannot get any satisfaction."

I suppose from that letter you will now recollect that you did make an application for employment to some of the wards?—I had been noticed by a gentleman called Mr. Lawlor to attend those ward meetings, which I did not.

56735. In Dorset-street, I suppose?—Yes, in Dorset-street, to attend those meetings.

56736. Did you attend there?—I attended on three or four occasions only, and not till he had sent for me on two or three occasions.

56737. Was that before you wrote this letter?—No; after, I think.

56738. This letter was written on the 10th of November, that was eight days before the election. Was it before or after you had been in the committee-rooms in Dorset-street?—I was sent for. It was after.

56739. Did Mr. Lawlor put you on the committee?—He did.

56740. Did you do any work?—I was to call in to listen to what was going on.

56741. Did you happen on any occasion to see Mr. Foster there?—I did.

56742. Did you know him?—Not personally; I know him by name; but I have seen him there, and I knew him by being told he was Mr. Foster.

56743. Do you remember who else were there any evenings you attended?—There was Mr. Lawlor, Mr. Barlow, and Mr. Norman.

56744. Was there a Mr. Hall there—Mr. Henry G. Hall?—No, sir. I never saw the man.

56745. Do you know Hassett—was he there?—He had been there one night previously, and was put out.

56746. Do you know Beckett?—I know Beckett from a schoolboy.

56747. Was he there?—He was not.

56748. Had you been asking Mr. Lawlor for an appointment?—No. Mr. Lawlor gave me to understand I was appointed previously, but I didn't want the appointment.

56749. In this letter you say, "I have made several applications to the different wards for an appointment of some kind at the election day, and I have been told to call and spoken to on the matter, and still I cannot get any satisfaction"?—The mistake was, my name was on the list, but a wrong return was given in.

56750. But at all events you had made applications?—Yes.

[*Mr. Law read the rest of the letter as follows:*—]

"So as a working man I cannot lose more time on the matter. I write to you at head quarters to see if you will be so kind as to do something for me. I am a freeman, and had an appointment on the last occasion, and did not spare myself then, as it can be proved, and supported the Conservative party then also. Hoping you will be so kind as to do this kind favour for me in this present crisis. I shall not spare myself in any way whatever. My last appointment was bringing the voters to the poll, which I received a check clerk's pay for. I am aware how things stand at present, so if you will give me some tack I will feel ever thankful to you. I wait your kind answer,

"I am, Sir, your obedient servant,
"ROBERT JOHNSON, Freeman,
"No. 5, Greek-street, Dublin.

"Mr. Sutton."

56751. What did you mean by "give me some tack"?—Of course to give me something to do for my day; it is not likely a working man would lose his day for nothing.

56752. Did you get any answer to that letter?—I did.

56753. You got a circular?—No.

56754. What was the answer you got?—I got a written letter.

56755. What was the purport of that letter—was it what you have already mentioned?—Yes, sir.

56756. Telling you to come early?—Yes, sir, to come and vote early as I thought proper.

56757. Was that the only answer you received?—Yes, that was all.

56758. This letter was written on the 10th of November, which was Tuesday I think; that was a week and a day before the election, do you remember on the next day, Wednesday, going to any committee-room to get an appointment—the day after you wrote the letter?—No, sir.

56759. You do not remember that?—No.

56760. Did you ever sign one of those gratuitous service papers?—I did.

56761. Where?—In Dorset-street.

56762. Was not that after you wrote this letter?—Yes, sir.

56763. Was it not the next day?—I could not say that.

56764. Who got you to sign it?—Mr. Lawlor and Mr. Barlow.

56765. Is not that it?—[*witness is handed paper.*] That is it. It is my handwriting.

56766. It is dated the 11th November you see?—Yes, sir.

56767. I suppose you went up there the day after you wrote the letter, and you must have applied to Mr. Barlow or Mr. Lawlor for an appointment?—I did not, sir.

56768. What then is the meaning of this gratuitous service paper?—The meaning is, I was sent for by Mr. Lawlor to attend the meeting, and when I went, Mr. Lawlor presented one of the papers to me and I signed it.

56769. What was the meaning of signing it—you had no appointment at this time at all?—No.

56770. Then what was the sense of it—at this time you were not to do any work at all, for according to your letter you had asked for an appointment, and did not get it?—Mr. Lawlor handed one of these papers to me, and I signed it.

56771. Did he tell you what he wanted you to sign

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January 29.

Robert Johnston.

it for?—He never mentioned a word—only handed it to me, and I signed it.

56772. Did he give you to understand when you signed it that you were to get any appointment?—He mentioned nothing of the sort.

56773. What did you think when you signed it?—I really imagined I was going to lose my day.

56774. Did you think when they put this paper before you to sign that you would be paid for your loss of time?—No doubt.

56775. Did they read it to you?—No; I could read it myself.

56776. Did you read it?—I did.

56777. (*Mr. Law read the gratuitous service paper.*) This paper says you offered your services gratuitously; did you understand that such was the meaning of the paper you were signing?—I tell you candidly that without that paper at all I would stand by the cause; because all our posterity is the same, and always supported the cause.

56778. I do not doubt that at all; I only want to come at the meaning of this paper?—The meaning of that was to guarantee of course, but then if anything was going I would expect to get it as well as any other man.

56779. You did not think you debarred yourself by signing the paper from getting remuneration; did you not think you were better off after signing it than before?—No.

56780. Why?—Because my principles were the same if I never signed it.

56781. You misunderstand me. I do not say this had the least effect on your vote. We are perfectly aware you would have voted whether you got the paper or not; but so far as you were looking for an appointment did you not think you were better off?—I imagined I was just as well off, and am as well off as if I never signed it. It gained me nothing either before or after.

56782. That is not what I asked you?—Perhaps I do not understand the question, sir.

56783. I do not suggest for one instant that this had the least effect or influence on your vote?—That is right enough, sir.

56784. But you had been employed at former elections and were paid for your time and exertions?—I was.

56785. You looked for an appointment at the last election, and hoped to be paid for your services as before?—I did.

56786. Now when you were asked to sign this gratuitous service paper, did you understand that by signing it you were putting it out of your power to get payment for your services, if you worked at the elec—I believe I did.

56787. You believe so now; but did you believe so at the time you signed it, did you know you were preventing yourself from being paid?—I did, sir. I understood I could not vote without signing that gratuitous service paper.

56788. You understood that?—I did. I understood when I had to vote I could not be employed unless I signed the gratuitous service paper.

56789. Did you get an appointment at all?—I did, as personation agent.

56790. Where?—In the freemen's booth.

56791. Were you paid for it?—No, sir, I lost my time, and I am very sorry for it.

56792. I dare say that was exactly what you did not want to do?—It is what I never will do again if I get the chance.

56793. Did you after the election apply to anybody for compensation?—No.

56794. Never spoke to anyone?—No.

56795. Did Mr. Lawlor say you should sign the paper?—No.

56796. What we are in a difficulty about at this time is to understand why you signed it—you had not at the time got an appointment?—No.

56797. How soon after it did you get an appointment?—Somewhere about Friday or Saturday.

56798. In what rooms did you get it—where did you go for it?—I was noticed to attend at Dorset-street.

56799. In the same place you were in before?—Yes.

56800. Did any other people get appointments there at the same time?—There did, several.

56801. Did you see any people getting their appointments and signing those papers at the time?—I did.

56802. It was not then you signed it?—No, sir, I signed it on a previous meeting.

56803. I suppose it was Mr. Lawlor filled it up?—I could not say who filled it up. Mr. Lawlor put it into my hand.

56804. What did he say when he handed it to you?—Mr. Lawlor handed the paper to me, and asked me "Would I sign that;" and I said "I would."

56805. What did he say before that?—Not a haporth at all.

56806. Do you mean that the first thing that passed was his handing you the paper and asking you to sign it?—I am on my oath, and I say I was not two minutes in the room until he handed me the paper and asked me would I sign it, and I did so.

56807. Had you any conversation with him after you signed it?—Neither before nor after; because Mr. Lawlor sent specially to my house for myself.

56808. Was there any conversation after it at all—what took place?—Well, there was some conversation, and some canvassing returns came in, and one thing or another until there was a bit of a row there, and the meeting was upset.

56809. What was the row about?—Some fellows came in with beer in their heads, and the meeting had to be suppressed; they were demanding money and one thing or another, when there was no such thing in question.

56810. Who were these persons?—I could not tell you that, for I was not in the habit of resorting to the meetings.

56811. When you say "A number of fellows," how many fellows were there? Might there be thirty or forty?—Only about two persons made the row.

56812. Tell us who they were?—I could not tell—I did not know them; but I know I helped to put one of them out myself.

56813. Did you not hear who the men were that disturbed the meeting?—I did not hear; I would not know their names. I think they came in for information more than for anything else.

56814. Do you know a man called Cowan on that committee?—I do.

56815. Was he there?—He was. I should state that I am not personally acquainted with Cowan.

56816. But you know he was there?—Yes, he was there.

56817. Mr. MORRIS.—I think you stated Mr. Lawlor said nothing, but simply handed you the paper?—Yes, sir.

56818. That was after you wrote the letter?—Yes.

56819. You had no conversation at all—he just put it into your hand, and you had no conversation?—No,

56820. Did not you expect an appointment when you signed it?—No.

56821. The letter speaks for itself, you know?—Oh, I looked for the appointment, but not when Mr. Lawlor handed me the paper to sign.

56822. Did not you understand perfectly well that the letter was to be a kind of voucher or proof that you were to get an appointment when the day of polling came?—Well, sir, I will answer you fair and plump—if the same thing was done to-morrow I would act on the same principle, and vote for the same parties, whether I got anything or not.

56823. That is not the point—when you signed that paper did not you understand you were to do some service or other for the candidates?—Not to be paid for.

56824. I am not talking of that—did not you under-

stand that you were to do some service or other for Sir Arthur Guinness and Mr. Plunket?—Undoubtedly.

56825. Having written that letter asking for an appointment, did not you expect that your services were to be paid for?—At that time I did—at the time I signed the letter.

56826. No, but when you signed the gratuitous service paper?—Well, I signed the paper without expecting anything.

56827. You having already written the letter?—Yes, I had already written that letter.

56828. Mr. Lawlor said nothing to you at all?—He did not, indeed; I assure you he put that into my hand and I signed it.

Wellington Wellesley Barton sworn and examined.

Wellington Wellesley Barton.

56829. Mr. LAW.—Are you a freeman?—No.

56830. Have you a vote for the city?—I was a householder, but I have left Dublin since the election.

56831. You had a vote?—Yes; I was a lodger at the time of the election.

56832. You were put on as a lodger?—Yes.

56833. Where?—14, Henrietta-street.

56834. How long had you been lodging there?—Seven years.

56835. Do you know Mr. Foster?—I saw him three or four times. It was from seeing him in the committee-rooms in Dorset-street that I knew him.

56836. How did you come to be connected with that committee?—Mr. Lawlor sent me the usual circular, but I did not attend for two or three nights till he sent me a second one, when I went up there one night, and he put me on the committee.

56837. How long was that before the election?—Well, I think it was about a month.

56838. You were put on the committee, I believe, with Mr. Henry George Hall and some others?—Yes.

56839. You were not upon the original committee? No, sir.

56840. Do you know any of the other members of the committee?—Well, I have heard their names, sir.

56841. I believe you knew some of them?—Yes, I knew Mr. Lawlor.

56842. Did you know Mr. Williams?—I did not; if I saw the gentleman I would know him.

56843. He lives beside you in Henrietta-street in the Registry office—did you not know him?—No, sir, I was in the militia at the time—the County Dublin militia; I was Paymaster-serjeant.

56844. At that time?—Yes; I was Paymaster-serjeant, and lived at their house 14, Henrietta-street.

56845. Was that the house that was occupied as offices for the militia?—Yes.

56846. How long had you known Mr. Lawlor?—Only from that time—I never saw the gentleman to my knowledge before, until I got the circular. Then he introduced himself to me.

56847. When you went to the committee-rooms, whom did you see—had you known any of them previously?—Yes, I saw Mr. Stevenson, who owned the house. He used to go past our place very often. I knew him by sight, but not by name.

56848. You knew him by sight?—Yes, from his passing by our offices so often.

56849. Did you find on the committee any person whom you had known before—were there any friends of yours upon it?—There were not.

56850. They were all strangers to you?—Yes, all strangers till I met them there and became acquainted with them.

56851. Did you often see Mr. Stevenson there?—Yes, he was there mostly every night.

56852. And, I suppose, you saw Mr. Herbert Moore there sometimes?—Yes, I did.

56853. Did you often see Mr. Foster?—Yes, sir—I do not think I saw him more than four times.

56854. Did you know Mr. Henry G. Hall?—I did.

56855. Had you known him before?—No, I had not, nor one of them till I went there.

56856. Did you go there frequently?—I did—nearly every night until the election; I think I missed only two nights.

56857. Then you were a constant attendant?—Yes; when I went into the business I said I would go heart and soul into it.

56858. Did you apply at any of the committee-rooms for employment?—I did.

56859. Where?—At 3, Dame-street; and I then went to the other room at the opposite side of the street.

56860. Was that application verbal or written?—Written; I gave it in myself at 3, Dame-street, and they sent me over to the other side of the street.

56861. I suppose you brought the same letter over to the other side?—Yes.

56862. Whom did you give it to?—To a stout gentleman—I don't know his name. He had grey hair, and grey whiskers.

56863. It was not Mr. Williamson?—No, sir; some gentleman come out to me and asked me had I a vote, and I said I had. "Well," he said, "look at that;" I looked and saw a printed form. "Read that," said he; I read it. I saw then that by voting the result was I could not get any remuneration. "Well," said I, "that is very hard, whoever made that Act—that a man is to give his time and trouble, because he has a vote, gratuitously." That was just the remark I made, "Well," said he, "we cannot give anything. "Well," said I, "no matter—I will give my work gratuitously, and I will help you all I can."

56864. Did you know Mr. Bradburne?—I never saw Mr. Bradburne only one evening when going up Henrietta-street, I met him with Mr. Stewart Baskin. Mr. Baskin introduced me to Mr. Bradburne, and said, "Here is a true man."

56865. Was this before you made the application in Dame-street?—I think it was after—but I am not sure.

56866. The time you made the application in Dame-street, was it before or after you joined the committee of the Inns-quay ward in Dorset-street?—It was before I joined it.

56867. You say you were placed on the committee about a month before the election?—About that—I think.

56868. I have here (*referring to book*) a list of the working committee, and I find you were chairman of it?—I beg your pardon, sir, I never worked there but one night; when we were all assembled, Mr. Lawlor said—"I vote Mr. Barton to the chair," and so I took the chair that night; but as for a working-men's committee I never knew anything of it.

56869. I did not say working-men's committee—I said working committee?—Oh, yes, we were a working committee. We did "staff work."

56870. There were two committees connected with the Inns-quay ward—firstly, the general committee, with a chairman, deputy chairman, honorary secretary, and solicitors, like the committees in the other wards; secondly, the Inns-quay ward had a working committee, of which Mr. H. G. Hall was the superintendent and Mr. W. W. Barton was the chairman of it, as shown by this book?—Well, sir, I read that in the paper and I said "that must be wrong," for I never was chairman, if they made me chairman I knew nothing of it, and I never sat in the chair but the one evening.

56871. You attended there pretty regularly—what was your usual work there?—Writing and making out lists.

56872. Making out returns?—Yes; after the business was done in my own office.

56873. Did you take any part in the canvassing duty?—At the first I did. I went down to Jervis-street, and North King-street, but I found that from not being known, and from my name being in the Militia I could not be of any service, and I told Mr.

Lawlor I would rather not continue it. I went one evening and canvassed, I dare say about half a dozen.

56874. Do you remember did you canvass any freemen?—I did.

56875. Whereabouts?—They were in their own places. Hassett was one.

56876. What did Hassett say to you?—He said of course he was all right; says he, "You may depend upon me."

56877. Had you any misgivings about Hassett at any time?—Indeed I had—that is the fact, from some proceedings in the committee-room.

56878. I believe he made some statements which were considered very indiscreet?—He did.

56879. What was it he said?—I forget now. He created three or four rows, and upset the meeting two or three times.

56880. Did you know he was a favourite of Mr. Lawlor's?—At first I believe he was. I heard Mr. Lawlor would have depended anything on him; but I believed he changed his opinion afterwards.

56881. No—I believe he is of the same opinion still?—Well, I don't know. I have not seen Mr. Lawlor latterly.

56882. Of the freemen whom you canvassed either in the committee-rooms or in the street did any of them give you uncertain answers?—There was one man, but I do not think he was a freeman, he keeps a green grocer's shop. I went and solicited his vote. He was the first man I went to.

56883. Do you know his name?—I forget his name. But he told me—says he, "I won't promise my vote to anyone." "Well," says I, "can't you promise?" The wife spoke up then, "We will give our vote to the man that will buy the biggest head of cabbage from us." I went away after that. I thought that was my answer. I said, "As for buying cabbages I can promise you nothing of that."

56884. You do not think that man is a freeman?—I don't think he is a freeman. I think he is a householder.

56885. Do you remember any freeman giving you an uncertain answer?—I do not. It was only the one evening I canvassed. I got another man to relieve me and I stopped in the room.

56886. Do you remember Mr. Foster being in the committee-room a night or two before the election?—I do.

56887. Do you remember having any conversation with him?—One night I had a conversation. He came in, we were at work hard writing and making out lists, and he said, "I don't see the reason why you should not have some refreshment, gentlemen." "Well," said I, "Mr. Foster there shall be no refreshment here only what we pay for, and there is my shilling." I got a bottle of ginger beer, and others got porter, but we paid for it—we subscribed among ourselves.

56888. Had you any conversation with Mr. Foster as to any arrangement he was making for the day of the election?—No, sir, that was unknown to me.

56889. Did you not know anything of the arrangements at 76, Capel-street?—No, I never heard of it, until I saw it in the papers.

56890. Did you hear Walker, who sometimes attended the committee, or Beckett, say anything about their expectations?—I met Beckett on the morning of the election at the corner of the street. I went to the poll early and voted, and when I came out I saw Beckett standing at the corner—"Why don't you go in and vote?" said I. "Oh," said he, "I am waiting." "Waiting," said I; "why don't you go in and vote and go home to your work?" But he said, "I will wait a while until I see how things are going." That is all I know about Beckett.

56891. You say you remember Mr. Lawlor moving you to the chair one night?—Yes, sir.

56892. Do you mean that you never sat in the chair any other night?—I might have been moved to it, but I did not take it.

56893. Every committee has a chairman, of course?—Yes.

56894. Who was in the chair, if you were not?—I never signed anything as chairman of the working committee. I did not know of it, and never knew of it till I saw it in the paper.

56895. Here is the book in which your name appears as chairman?—Oh, I have no doubt of it, sir.

56896. (*Book handed to witness*). Do you see your name as chairman, and Mr. Lawlor's as honorary secretary?—I do. I don't know on earth who wrote that.

56897. That is the book which was handed to us as the committee book?—Well, sir, I don't think there was a man in our ward wrote so bad a hand as that. I never saw a man write like that in the Inns-quay ward.

56898. Did you ever hear any discussion in your committee whether the freemen would be paid anything for their votes?—Well, I heard some reports, just—some persons said, "Well, now, depend upon it some of those fellows will hang back if they don't get something.

56899. Who would say that?—I can't recollect—it was said in such a way you would not notice the person who made the remark. They spoke of it as a thing that was to be expected. It was a general thing I understood from what they were saying.

56900. Did you understand about how many freemen it was supposed would hold back?—They expected all the freemen of the ward would vote with the exception of a few.

56901. Did they say how many?—No.

56902. They were only speaking of the freemen of that particular ward?—Of that particular ward.

56903. Did you ever hear Walker or Beckett say anything about a visit from Mr. Foster?—No; I did not hear that.

56904. You had no appointment of any kind?—Only assisting in writing out the returns—making out the lists.

56905. Did you ever see the returns the canvassers used to bring in. I suppose they brought them in every evening?—They did.

56906. Did not those returns frequently contain observations opposite the names of the voters, such as "doubtful," and so on?—Yes, sir, they did—such as being doubtful, "will vote if satisfied"—and the like of that.

56907. "Will vote if satisfied"?—Yes, sir, or "if paid for his vote." Something like that.

56908. You often saw that?—Yes, I often saw it.

56909. (*Return handed to witness*). Do you know that writing?—No, I can't say whose writing it is.

56910. I suppose that was the sort of thing you speak of?—No, it was a long list.

56911. Was it a printed list?—Yes. I cannot say I ever saw this handwriting in particular. I could not swear to it.

56912. But you frequently did see those observations?—Oh, yes, I did.

56913. Do you know was the return from your ward copied out, including the remarks of this kind, or doubtful votes, and sent to the central rooms in Dame-street?—It was.

56914. Was it made out on sheets of paper?—It was.

56915. It was considered the duty of the different wards to send returns to the central committee?—Yes, every day.

56916. To the central committee?—Yes.

56917. Was that done every day?—Very nearly.

56918. Four or five times a week I suppose?—Yes, they were called for.

56919. I suppose you sent to Dame-street a copy of the canvassers' report?—Yes, exactly.

56920. How many of those went from your committee to Dame-street in the course of the month you were there?—A good many.

56921. Would there be five a week on the average?—Not so many; say three or four a week.

56922. Then, I suppose, for the whole time these would be twenty-five or so?—About that.

56923. Mr. TANDY.—I believe the freemen were canvassed separately from the others?—Yes; there were canvassers told off for the freemen.

56924. I believe Mr. Henry G. Hall and Mr. Cowan were appointed for that duty?—Exactly.

56925. I suppose they sent in returns of the result of their canvass?—Yes, they were sent on to the central committee.

56926. Any doubtful ones, I presume, were so marked in the returns?—Yes, sir.

George Hawkins further examined.

George Hawkins.

56927. Mr. LAW.—Do you recollect the day of the election when you were in the hall of your master's house in Capel-street?—Yes.

56928. Do you recollect a person coming a few days afterwards to measure the panel of the door that was broken?—I was out at the time that he came; but Mr. Forrest was in the house at the time, and he told me there was a man there.

56929. Mr. Forrest told you there was a man there?—Yes.

56930. Did Mr. Forrest tell you he was with the man when he was measuring the panel of the door?—Yes. He said that he was with him when he was doing it; that he saw him.

56931. How long was that before it was replaced?—Well, I think, altogether, the door lay so for nearly three weeks.

56932. Was it soon after the election, or soon before it was replaced, that the measurement took place?—It was after the election.

56933. But how long was it before it was replaced?—I think it was two days.

56934. It remained as it was from the time of the election?—It did.

56935. Then you say it was measured by the man Mr. Forrest saw there, and that the man came two days afterwards to put it in.—Yes.

56936. You have had an opportunity of refreshing your memory by seeing that man, Crampton, here two or three days. Have you anything to tell us about his appearance?—I swear positively that I never saw the man in the house that day; he couldn't be there unknown to me.

56937. And is it your statement that this man, Crampton, comes forward to swear he was there, and that he was not there?—He does. He swore I spoke to him, and I swear I never spoke to the man.

56938. You still swear that there were only three men in the room?—I do; in the front room.

56939. Was this man in the back room?—No, sir; not that I saw. He couldn't be in the back room.

56940. Why not?—Because I saw the two gentlemen going into the back room.

56941. And did you see them coming out of the back room?—I did.

56942. Did you see Mr. Williams there that day?—No.

56943. You are aware that he said himself he was there that day—in the middle of the day, in the morning, and in the evening—three times?—He couldn't come in unknown to me.

56944. Very well, he swears he was there, and two men who were in the room say he was there. Did you see him?—I have no recollection of seeing him.

56945. Did you see Mr. Foster after four o'clock?—I did, a little after four.

56946. Did you see Williams then in the hall?—I did not. Mrs. Forrest, another woman and myself, were standing at the hall door the time Mr. Foster came into it. They went over the way to the other side of the street, and Mr. Foster came in, but there was no other gentleman along with him.

56947. But Watkins and Kemp say they saw Williams, and Williams himself admits he was there?—I did not see him. I really believe the man is confused so much, he does not know where he was.

56948. And do you believe Watkins and Kemp are swearing falsely?—I don't know.

56949. Had you known Williams before?—No, I never saw the man to my knowledge.

56950. Did you see him on the day of the election at all?—I have no recollection of him at all whatsoever. There was a gentleman with Mr. Foster, that came up to the door, but he did not come in through the door at all.

56951. What sort of gentleman was he?—Well, I don't know.

56952. Was Mr. Williams like the gentleman that you saw with Mr. Foster?—No; he was a more neat gentleman, but I didn't take much notice of him.

56953. Will you swear that the gentleman that came up to the door with Mr. Foster was not Mr. Williams?—I don't know. I didn't take any particular notice of him.

56954. Did Mr. Foster come up after the three men went into the room?—Yes.

56955. Did you see Williams coming into the room within an hour or two after that?—I did not to my recollection.

56956. Did you see Williams about your master's house that day?—I have no recollection of Mr. Williams. I saw him here on the table, and I was trying to call him to my mind, but I don't recollect.

56957. Did you see Crampton there?—I did not.

56958. Then Williams is mistaken?—I don't know. I swear positively I did not see the man Crampton.

56959. Is Crampton his name?—I don't know. I never saw the man before.

56960. You saw him examined here?—Yes.

56961. You heard him swear he was there?—I did.

56962. Will you still swear he was not there?—I swear he could not be there unknown to me. I swear I never saw the man there.

56963. Do you swear he was not there?—I do swear he was not there.

56964. And Williams is telling what is false, also, in saying he was there?—I believe none of them told the truth. The men swore that Foster went into the house at one o'clock that day. I swear he did not go into the house at one o'clock that day, nor two—not till after four.

56965. How do you account for Williams not coming in?—I know every gentleman that came in.

56966. Is not it possible that Williams might have gone into the front room, and you might have thought it was a man going in about the "Marcus' Office" business?—Well, I don't think there was so respectable a man came in there that day. They were all the poorer class of people.

56967. Is Mrs. Forrest at home?—She is. She is lying four months.

56968. Has she a daughter?—She is after her confinement—a son.

56969. Is there a grown up daughter?—Yes.

56970. Was her daughter attending the door or attending to the house on the day of the last election?—No.

56971. Who was the little girl that opened the door for persons that called?—No little girl opened the door.

56972. I am not speaking of the day of the election but the day before or so?—The daughter might attend to the door the day before or the day after.

56973. What age is she?—About twelve.

56974. Is she alive?—She is.

56975. When is it expected Mrs. Forrest will be able to get up?—I can't say. I didn't see her these two months.

THIRTY-NINTH DAY.

January 29.

George Hawkins.

56976. Mr. TANDY.—Did you see the tall gentleman that you described as being in the door—did you see him since you were examined here before?—No, sir.

56977. Mr. LAW.—I think you said you saw him once in Liffey-street, or some of those places?—At Charles-street, sir.

56978. What kind of man was he?—He was a tall man. He had a very slight beard on the jaws. I told you there was a low-sized gentleman had a beard.

56979. Mr. TANDY.—Have you ever seen that low-sized gentleman since?—No.

56980. Was the panel of the door between the front and back rooms broken at the time that Watkins, Kemp, and Noblett went into the front room?—Well, now, I couldn't swear positively whether it was or not, because I was in the back drawing-room about ten minutes before these men came in, and it was not broken.

56981. How long were the two gentlemen in the back room before Watkins, Kemp, and Noblett went into the front room?—I think the three men in the front room were first.

56982. Are you quite sure of that?—To the best of my recollection, they were first. After I left the back room, I remember going to the printing office, so that anyone might come in before these three men came in, and go into the back room.

56983. Mr. Forrest swore that the two men came in while he was there?—They might come in and go out again.

56984. Did you see any female going into that room that day?—No, sir; not one.

56985. Mr. LAW.—When you left the back room or the front room to go into the printing office, was the press out in the middle of the floor?—It was not.

56986. Did you come back in a few minutes?—Well, I think, in the course of five or ten minutes.

56987. You were back, at all events, before the three men came into the front room?—Yes.

56988. Before the three men went into the front room, was the press out on the floor?—I can't tell that, because the moment the knock came, I opened the door, and didn't see.

56989. When you went up to the printing office, in the interval before you came back, was the poster of "Marcus's office" put up on the door?—It was.

56990. Then the poster was put on the door while you were up in the printing office?—Yes.

56991. On your oath, did you ever hear that Mr. Forrest, while you were up in the printing office, put up the poster on the door, and pulled the press into that place to make all things square?—On my oath, I never heard it.

56992. Who do you believe it was that placed those things?—I don't know that it was anyone in the house.

56993. Do you believe it was Mr. Forrest?—I don't know; I saw him putting up the bills on the wall.

56994. Mr. TANDY.—Were you in the front parlour that day?—I was; and I heard these men swearing that the gas was lit when they went in that morning. Three or four days before that, there was something wrong with the gas, and it couldn't be lit. I also swear that I brought in candles that day.

56995. About how often were you in?—About twice.

56996. And upon neither of those occasions, did you see four men there?—No, sir; but three men, positively, and no more. The very next morning I told Mr. Forrest about the three men.

56997. Did you see the three men, Watkins, Kemp, and Noblett, leaving the house that afternoon?—I did.

56998. Where were you at the time?—I was standing in the hall.

56999. Did you remain in the hall for any length of time after they went away?—Yes; and then, just as soon as they left, the two gentlemen in the back parlour came out, and went out the back way, and I entered the room on the moment.

56700. You saw Mr. Foster there at four o'clock?—I did.

57001. Did he go away with the three men?—No, the three men went out, and he came out immediately after. He turned into the back room in the course of two or three minutes, and then came out.

57002. Was there anybody with him?—Not that I saw.

57003. Mr. LAW.—Was there anybody else in the hall the same time that he was?—Well, I think the time that the three men were going out, Mrs. Forrest was standing at the hall door.

57004. Were there any men in the hall?—No; I swear positively that there was no man in the hall at the time, but myself.

57005. Was Williams in the hall at the same time with Foster?—He was not, sir.

57006. Mr. TANDY.—Was there anybody in the front room with Watkins, Kemp, and Noblett?—No, except the three men.

57007. Did you see anybody coming out of that room after Mr. Foster?—No, sir, I did not.

57008. How long after Mr. Foster had left, did you remain in the hall?—I remained, after the three gentlemen and Mr. Foster left, about five minutes, and then entered the room. Mrs. Forrest came in then, and we put the press where it should be.

57009. And do you positively swear that no person went out of that, except Watkins, Kemp, and Noblett, and the two persons that were in the back room, and Mr. Foster?—I do. I would be very happy to say that there was a fourth man in the front room if I saw him; but if I swore to you that there was a fourth man, I should be swearing false.

57010. You heard Crampton swear he was there? Yes.

57011. Do you swear that is false?—I swear it is false. I swear I saw them going in, and I swear I saw them coming out. I was in the room twice, and I saw only three men in that front room.

(Adjourned.)

FORTIETH DAY.

February 5.

FORTIETH DAY.

SATURDAY, FEBRUARY 5, 1870.

Mr. *John Julian* further examined.

Mr. John Julian.

57012. Mr. LAW.—I think you told us before, that before the last election some men called upon you with reference to appointments?—Yes.

57013. Do you recollect a man called Cantrell applying to you?—I think I do. I am not quite certain.

57014. I believe he is from the Old Men's Asylum?—Then, I do not recollect that man. I mistook the man you mean.

57015. There is a letter here from him directed to yourself and Mr Sutton, dated the 3rd November, in which he says—"Gentlemen, since my interview with Mr. Julian on the 28th ultimo, which was solicited?"—I don't remember the receipt of this letter.

57016. Do you remember that you met this person?—I had probably thirty or forty personal interviews every day for six weeks at that time, and I can speak only as to the general subject.

57017. Can you say anything with regard to this particular case?—No. I could tell what I would have done. One of the letters (*produced*) I certainly received. The words in the margin—"peremptory

demand for employment" are in my handwriting. The course we adopted generally was not to take notice of letters of this sort.

57018. Did you put a mark on this letter to show that the man was getting urgent?—In every demand of this sort I put a mark on it, and sent it up stairs to Mr Sutton's office. I cannot call to mind a single instance in which I myself made an appointment. There were peculiar reasons, which I have no objection to state to the Commissioners, why I adopted that course.

57019. Your recollection is that you made a note on the margin of the letter, and sent it up stairs?—Just so.

57020. I presume you do not remember having any personal interview with the writer of the letter?—I have not the slightest remembrance.

57021. In the course of business in the office, did you or others return to another department the applications for employment? Are you aware whether a list was made of those persons whom it was thought fitting to employ?—I cannot speak positively on that point, but I think there was a list. The fact is that I sent all the applications up stairs, except sometimes in cases requiring explanation from myself as to the introductions that people got, and the object for employing them. I did not much interfere, but in cases of that sort deserving attention, I did go up stairs generally, and I have no doubt that the names were taken down.

57022. You have no doubt then, that there was a list made out of the names of the persons to be employed?—It is hard to conceive that there was not some memorandum.

57023. From what Cantrell stated, it would appear that after the third, and somewhat peremptory letter he wrote, he got a circular asking him to attend at Cherry and Shields' on the following day, Saturday, the 4th, and when he went there he found a great number of persons waiting apparently for their appointments—so many in fact that he went away, and when he got to Carlisle Bridge he met a friend who told him that while absent his name was called out. He thereupon returned to Cherry and Shields', and went forward to get his appointment, which he produced to us, and it appears that a gratuitous service paper was pushed over to him. It would seem from that that there must have been a list of names?—That is the first I heard of that matter. There was no meeting of that kind at which I was present in Cherry and Shields', and no proceedings such as are stated.

57024. In answer to the peremptory demand, as you properly called it, he said he got a circular?—Yes.

57025. Then, as he stated, he went to Cherry and Shields', and finding too many before him, he went away, but on going back his appointment was handed to him regularly filled up. On the same occasion he signed a gratuitous service paper. It was filled up in black ink, but it was altered in his presence in red ink. It is clear that there must have been some record of the names?—It is the natural inference that there must have been.

57026. Do I understand you to say that you did not see the list?—Never.

57027. You understood, however, that there was something of the kind?—It appears to me that it was necessary, because where there were so many persons who were applicants for employment, and some of them offering their gratuitous service, I don't see how it was possible to inquire into their fitness, or make a selection amongst them unless there was some record.

57028. You think that as there was a selection to be made there must have been a note of the names?—The applicants were more numerous than those employed. It is a matter of inference that there was a list, as it appears necessary.

57029. Do you remember this man, Cantrell, coming to you after the election?—No. I have not the slightest recollection of it.

57030. Do you remember anyone coming to you before the election asking for employment, and your telling the applicant, or giving him to understand, that he would ultimately be paid?—Never. I never gave anyone to understand that. It could not be within my province to do so, or promise payment to anyone after appointing him, for I never appointed anyone.

57031. You see by the letter that he refers to an interview he had with you by solicitation?—Yes.

57032. Mr. MORRIS.—His evidence is that he gleaned from Mr. Julian that he would be paid?—He could have very little gleaning from me in any way. Any interviews that took place with me of that sort were remarkably brief; there were perhaps a dozen people waiting at the door, and everyone speaking to me. The only thing I can say is this—that all through the election the word "payment" was one that I shrunk from, and not only the word "payment," but the fact itself. I remember overtures being made to me on the subject. I do not know by whom they were made, but my answer always was—"Do you want to have us put in the dock charged with a criminal offence?"

57033. Mr. LAW.—Have you no recollection of this applicant at all?—Not the slightest.

57034. Have you any recollection of the interview on the 28th?—No.

57035. Do you remember soliciting any interview with any person?—No, never.

Frederick Cantrell further examined.

Frederick Cantrell.

57036. Mr. LAW.—Is that the gentleman (Mr. Julian) you had the interview with?—Yes.

57037. You wrote to Messrs. Sutton and Julian the letter of the 3rd November, speaking of the interview you had with Mr. Julian on the 28th October, which was solicited?—Yes.

57038. Did we rightly understand you to say on this day week that that solicitation had proceeded from Mr. Julian?—Yes; I solicited Mr. Julian.

57039. You refer in the letter of the 3rd November to an interview with Mr. Julian, which interview you said had been solicited. We asked by whom, and you said by Mr. Julian?—Yes.

57040. Where did that solicitation take place?—I went to the committee-rooms in Dame-street, and had an interview with Mr. Julian in an upper room. Mr. Julian pointed to the labels on the wall and stated that the Act of Parliament prevented him at that time making any appointment, but that he would write to me, or that the conducting agent would write to me.

57041. The interview was probably on the 26th October, when you sent in the card. There was a slip of paper in your handwriting dated the 26th, in which you stated that you waited a reply?—I did not get any reply until the one inviting me to Cherry and Shields'.

57042. What did you mean in your letter of the 3rd November by referring to an interview on the 28th October which had been solicited as you told us, not by you, but by Mr. Julian?—It was not by Mr. Julian for he did not do it.

57043. Who solicited the interview?—Cherry and Shields'. (*Letter of 3rd November handed to witness.*)

57044. Did you state on the last day you were here that that interview was solicited by Mr. Julian?—I cannot recollect that I said so.

57045. Was it solicited by him?—No, I think not. I never had a letter from Mr. Julian at all.

57046. What did you mean by that expression in your letter?—It might have been solicited by the conducting agent. I don't know.

57047. What did you mean when you wrote the words that the interview was solicited? Who do you mean solicited the interview?—It must have been solicited by some party or other.

57048. Did you mean to state that Mr. Julian had

FORTIETH DAY. *February* 5.

Frederick Cantrell.

solicited the interview when you wrote those words?—My interview was solicited.

57049. By whom?—Since my interview with Mr. Julian upon the 28th, when he stated that he would write to me.

57050. Did you mean when you wrote these words—stating that the interview had been solicited—that Mr. Julian had asked you to meet him?—No, but that he would write to me.

57051. Who did you mean to state had solicited the interview?—It might have been the conducting agent.

57052. Who did you mean?—I could not mean anybody.

57053. Was the interview solicited at all?—I stated that I had only received a circular.

57054. What did you mean when you wrote—"Since the interview on the 28th which was solicited"?—That should not have been in it.

57055. Then it was not true?—It should not have been in it.

57056. Do you mean that it was not the fact, and that the interview was not solicited?—Decidedly.

57057. Mr. MORRIS.—You must have had some reason for writing that?—I cannot imagine why that was put in it at all, for I am certain I was not solicited only by a circular.

57058. What you wrote at the time must express what was in your mind?—I really cannot call to mind why I did write that, or whether I should have written it at all.

57059. Mr. LAW.—Do we understand you to say that Mr. Julian did not solicit the interview?—Decidedly.

57060. Nor anybody else?—Nobody else that I know of. The only thing was the circular that was sent to me.

57061. When you stated that the interview was solicited, did you state what was not the fact?—It is not the fact, because I was not solicited.

57062. Do you recollect stating to us on the last day that at the interview with Mr. Julian on the 28th you gleaned from him that you would be paid something or get something from him?—Decidedly not.

57063. Do you mean to say you did not swear that?—I rather think not.

57064. Mr. MORRIS.—I have it down on my notes in this way—"I gleaned from Mr. Julian that I would be paid;" and I have it marked with four crosses as rather important. Did you say that, or words to that effect?—I recollect stating that I had an interview with Mr. Julian.

57065. Was that on the 28th October?—I don't know the date. He directed my attention to some labels on the wall.

57066. Mr. LAW.—Do you remember telling us that at an interview with Mr. Julian you gleaned that you would be paid?—There was no payment.

57067. Do you remember swearing that?—There was no payment spoken of at the time.

57068. Do you recollect swearing on this day week that at the interview with Mr. Julian you gleaned that you would be paid?—I cannot say I did, or that I did not. I don't recollect having said so.

57069. If you did swear that, was it true? You swore that you had gleaned from him that you would be paid?—Certainly not.

57070. Is that not true?—It is certainly quite untrue if I said so.

57071. Why did you say so?—I cannot tell. I might have been confused at the time by your examination. Mr. Julian never told me any such thing. He said he would write to me.

57072. Mr. MORRIS.—Whatever the words were, did Mr. Julian leave you under the impression that you would be gratified in some way?—Gratified?

57073. Mr. LAW.—Did you glean that from him?—I gleaned from him that he would write to me on the subject.

57074. Did you glean from him that you would be gratified?—That I would be gratified by a letter, or by his writing to me. I gleaned from him that he would write to me, as he positively said he would.

Mr. *John Julian* further examined.

Mr. John Julian.

57075. Mr. TANDY.—It appears that Cantrell wrote three pressing letters, the object evidently being that he should get some compensation for his services. There is no ambiguity in their language at all, and you thought they were of such a character that on the last you wrote "peremptory demand for employment." As I recollect the evidence, he stated that after he wrote these three letters the only answer he got was a circular calling upon him to attend at Cherry and Shields'. He attended there in pursuance of the circular. Several names were called out—his own amongst the number, and the parties were handed gratuitous service papers. Cantrell signed a paper, and immediately without further explanation he was handed up an appointment that had been ready filled up. What I want to know is whether that was the course adopted in reference to persons applying for employment in the way he did?—I can afford no information whatever on the subject of appointments. I had nothing to do with appointments. Certain reasons influenced me in having nothing to do with them. Others wished to have them, and I wished to be free, so that we were of one accord. The reason I put the memorandum on the corner of the letter was this. Many of the letters were mere rubbish, and not worth looking at. Some of them had to be considered, and it is likely I told him that he would get a letter when I wrote the memorandum on the corner. My functions never exceeded that.

57076. Are you aware of the course pursued in reference to appointments?—Except what appears I have no peculiar knowledge growing out of the position I held at the election.

57077. From the knowledge you possess of what took place can you give any explanation whether or not that was the course adopted in similar cases?—I have no knowledge except what is derived from the reports I have read.

57078. Who would be the person most competent to give us any explanation?—I should fancy that Mr. Sutton, Mr. Williamson, or Mr. White could give it. It is possible that the ward inspectors may have been intrusted by them with the duty of appointing persons in very subordinate capacities. I have explained my reason for not doing it.

57079. Mr. MORRIS.—Had you ever been conducting agent in a Dublin election before?—Never.

57080. I suppose you had heard that there had been a good deal of employment given in 1865, and a good deal of very curious employment at Mr. Pim's election?—I heard so.

57081. When was the notion of the gratuitous service papers first thought of by you or Mr. Sutton?—It appears to me that it originated in this way. If I remember rightly the statute which prevented agents voting was enacted subsequent to the election of 1865, then the difficulty arose. A great number of gentlemen—highly respectable men—who had been in the habit of assisting at elections, and whose services were very useful, would have been debarred as voters from acting unless they offered their services gratuitously. I was aware that these gentlemen did so offer their gratuitous services, and I always understood it as not unreasonable that if it was impossible for us to give payment that they should act gratuitously. I suppose when the thin edge of the wedge was let in it was extended to what are called the gratuitous service papers.

57082. Were you aware that these gratuitous service papers, to the extent of about 400, were signed?—Not at all.

57083. Were you aware that they were signed, broadcast, not only by respectable persons, but by very poor persons who would be likely to look for payment?—Not at all.

57084. Am I to understand that you purposely did not know it?—Certainly not. I did not know of it as I had nothing to say to the employment of the people.

57085. Of course during the election you had it brought under your notice that a great number of people were looking for employment?—Repeatedly. I had no notice of the people employed in a subordinate capacity being paid. For instance, a person wanting a day's work as poll clerk would not, I think, come to solicit it. My inclination is, that they were solicited rather than soliciting.

57086. Are you aware that these gratuitous service papers were distributed over the town in the different wards?—I am not. If you mean to ask me whether that class of men who did a day's or a week's work were to sign gratuitous service papers, I answer I did not know.

57087. Are you aware whether these papers were scattered about in different parts of the town, and in point of fact were signed by the voters on the supposition that they were to get employment?—Beyond a very limited extent I was not aware of them being signed.

57088. I believe it was sworn that 400 of them were signed?—I never heard that until now.

57089. Did those papers all come back to the head office to Mr. Sutton and you?—I never saw them. I collected from what has passed here, perhaps erroneously, that they were referential to employment on the day before the election. If so I had no opportunity of seeing them.

57090. So far as your personal knowledge is concerned you knew that there were demands for employment, but you believed that the gratuitous service papers were confined to a class of persons who would give their services gratuitously?—Yes, decidedly.

57091. Could Mr. Sutton, Mr. Williamson, or Mr. White give the best information on that point?—That is my inference from the fact that with them rested the making of payments and giving employments.

Simon Scott sworn and examined.

Simon Scott.

57092. Mr. Law.—Where do you live?—At 18, Newmarket.

57093. How long have you been a freeman?—Twenty years; I have my certificate here. (*Produced*).

57094. "October, 1841." I see, nearly thirty years ago. Do you remember the last election of 1868?—I remember very little about any of them, for I take very little notice; I just go and give my vote and that is all I do.

57095. Did anybody ask you for your vote before the last election?—No, only I got two circulars; that is all.

57096. From whom did you get them?—From the committee, I suppose.

57097. Which side—Liberal or Conservative?—From the Conservatives.

57098. Were they both from the Conservatives?—Yes.

57099. Have you got them?—I handed them in.

57100. You have kept these safely ever since?—Yes.

57101. One is an address from Sir Arthur Guinness and Mr. Plunket, dated 9th October; and the other is dated 5th October, from the secretary of the Usher's-quay and Wood-quay wards. What ward are you living in?—I live in Thomas-court.

57102. I see that you are asked by the circular of the 5th November to attend an aggregate meeting of the electors of these wards in the court-house, Thomas-court?—I was twice there.

57103. Were there two meetings?—I think there were.

57104. If you were twice there was there a meeting each time you were there; were there other people there too?—I don't get my health, and I don't be bothering much about it.

57105. Were you twice at the court-house in Thomas-court?—Yes.

57106. Were there other people there as well as you on each occasion?—Yes; a public meeting.

57107. Did anybody on either of these occasions ask you for your vote?—No one at all; just only them circulars.

57108. Do you remember ever signing any paper?—I do not think I did.

57109. Did you ever ask for any appointment?—Oh, yes; I did.

57110. Where did you go to ask for it?—I asked a man who belongs to Catherine's church.

57111. Where did you see him?—In Thomas-court court-house.

57112. What is his name?—He is the sexton of the church.

57113. Is his name Reilly?—No.

57114. Andrew Hamilton?—Yes.

57115. Was it one of these evenings on which you went to the meetings that you asked for the appointment?—Yes.

57116. What did you ask for?—A polling agent.

57117. What did he tell you?—I was late when I went, and when I did go he said if I went earlier he could give me a better berth.

57118. What did he give you?—He gave me a polling agent.

57119. A poll-clerk?—Yes.

57120. Have you got the paper appointing you?—I do not know where it is, nor any of them; they do be burned one way or another.

57121. Did he say how much you were to get?—No.

57122. Did you ask him how much you were to get?—No.

57123. But he said if you had been there earlier he would have given you a better berth?—Yes.

57124. What did you understand him to mean by that, whatever it was he said; did you understand him to mean that if you were earlier you would have got a place for which you would receive a little more money?—Yes; but I would have to earn it.

57125. Of course; but you understood that if you had been earlier you would have got a place a little more valuable?—Yes.

57126. Did you ask him how much you were to get?—No.

57127. Did you ask him whether you were to get anything?—I did not know until I got it. There was an office held in the city, and we were paid there.

57128. Where was this office?—In Westmoreland-street.

57129. Are you sure you are talking of the last election?—Yes.

57130. Was it Hamilton told you to go to this place in Westmoreland-street?—Yes.

57131. What house was that?—A house taken for the purpose, I suppose.

57132. Did you ever go there?—I only went once.

57133. Did you go to be paid?—I did.

57134. Whereabouts was it?—The corner of the street.

57135. What street?—I don't know what street.

57136. Was it the corner of Fleet-street, or of D'Olier-street, or off the quay?—It was below the Bank.

57137. Was it on the same side as the Bank of Ireland?—It was in Westmoreland-street, on the left side as you go from the Bank.

57138. Was it between the Bank and Fleet-street?

FORTIETH DAY. *February* 5. SIMON SCOTT.

—Very little of the city I know; very seldom I do be in it, I am never out; I am not able to be out.

57139. You know the Bank anyway?—I know this much, that I never got a farthing.

57140. Answer the question; what house did you go to for payment?—I cannot tell you any more than that it was a very large house.

57141. Hamilton must have told you the house you were to go to; and you went to it?—I could not tell.

57142. Did you see anybody there?—I saw men there.

57143. Who were they?—I don't know no more than the dead.

57144. When did you go there?—Nearly a week after the election was over.

57145. What did they tell you?—They told nothing at all.

57146. Did you ask to be paid?—Everyone in their turn went up and got it.

57147. Did you see other people going forward and getting anything?—No, I did not see them; but they went up and came down, and when they came down I went up.

57148. When you went upstairs you spoke to somebody, I suppose?—No; I did not speak to anybody.

57149. Did anybody speak to you?—No; only I got a little trifle of money.

57150. How much did you get?—A sovereign for my two days, and, in fact, for many a day; but I would give up the freedom before I would be bothered with it—for it is no gain to me but a great loss, for I lost my health.

57151. Do you remember writing a letter to anybody before the election?—No; no correspondence at all.

57152. Did you ever get a letter written?—Never.

57153. Do you live in Newmarket-street, No. 18?—I do.

57154. Look at that letter (*produced*)?—I cannot read it.

57155. Can you not read at all?—No; not writing.

57156. Have you anybody with you in the house that can read or write?—I have.

57157. Who are they?—One of my children.

57158. You told us that you did sign a paper at Thomas-court court-house?—I said I thought I did.

57159. Look at that paper (*produced*), do you think is that the paper you signed—is that your name at the foot of it?—Yes.

57160. Did you write that?—That is not my writing, because I cannot write; I cannot write good, bad, or indifferent.

57161. You did, however, sign some paper?—I think I did sign some paper.

57162. What was the paper about that you signed?—I offered myself as a volunteer—I did not come to look for anything.

57163. But you did get it?—I did get it.

57164. You did not get as good a place as you thought you would have got?—I did not say that; I might have got a better place if I went earlier.

57165. Would not this be like what you signed?—"Gentlemen, we beg to place at your disposal our gratuitous services before and on the day of the election in any way you may desire, to secure the return of Sir Arthur Guinness and the Honorable Mr. Plunket." Do you swear you did not sign that paper?—I do not think I did.

57166. Mr. MORRIS.—Look at it?—Sure I can see no more than is in it.

57167. Mr. LAW.—But you did sign a paper like that?—I cannot say.

57168. Did you sign a paper saying you would look for nothing, or something to that effect?—I did.

57169. Do you recollect receiving a circular about a week before the election, asking you to come to the poll early next week?—I do recollect something that way.

57170. Listen to this—

"12th November, 1868.

"To the Freemen.

"DEAR SIR,—The sheriff has fixed Wednesday, the 18th, as the polling day; and the election will last but one day, commencing at eight o'clock and terminating at five o'clock. The polling for all freemen will be taken at Green-street. We earnestly entreat you to record your vote as early as possible on the appointed day."

Do you remember receiving that circular a few days before the last election, asking you to come to the poll early on the day of election?—I think I do recollect it, and I did so.

57171. Did you write the letter I now hand you (*letter shown to witness*)?—You are putting questions to me—my memory is bad.

57172. Did you write that letter, or get it written?—No; I never saw it before to my knowledge.

57173. Were you told by any of your family that that letter was written?—Yes; my family can read and write a little—but my family never writes for me any of them things.

57174. Were you told by anybody that a letter was written in your house, asking for anything after the election?—No.

57175. Were you confined to your house or ill about the time of the election?—I was, on the last election; I have been in three hospitals within this year.

57176. Were you not complaining of being ill about the time of the last election?—Yes.

57177. Were you in bed, and had you to get out of bed to vote?—I had to go in a cab to vote, and if I am called here again I won't come without I get a cab.

57178. Do you recollect you had to get up out of your sick bed to vote at the last election?—I do not think I did get up out of bed; I think I was up, but not able to go out hardly.

57179. Were you confined to the house after the election?—I was; not at that election, but another.

57180. Were you confined to the house some time after you voted at the last election?—Yes, I believe so, for some time.

57181. What family have you got living with you?—Five in family.

57182. Are they grown up?—They are; but I am nothing the better of them.

57183. Do they live with you?—All but one girl.

57184. Did you ever hear from any of your family that any of them had written to Sir Arthur Guinness after the election, asking for anything for the trouble you had been at in voting for him?—I knew there was no use. I knew they dare not do such a thing. If I had taken it I would have convicted myself.

57185. But did you not get £1?—I considered that I earned that.

57186. Now listen to this note, and tell me if you wrote it:—

"November 22nd, 1868.

"DEAR SIR,—As I am most happy to address you as Member of Parliament, as I am going to tell you I got up out of my bed to give you my vote, and never got up since, and I would be very much obliged to you if you could give me some little relief, as I never troubled any of those gentlemen before.

"I remain, your humble servant,

"SIMON SCOTT.

"18, Newmarket-street."

Did you ever hear of that letter before?—I don't know; I cannot say.

57187. Did you ever hear of that letter before?—I can tell you I did not get anything.

57188. Did you ever hear that that letter was sent to Sir Arthur Guinness in your name?—I do not know; I know that I did not gain anything.

57189. Did you know that that application for relief for you had been sent to Sir Arthur Guinness?—I do not know.

57190. Did any of your family tell you they had written to him?—I think she did.

57191. Your wife?—She is dead.

57192. Is it your daughter; did she tell you that she had written in your name for relief?—No, she did not tell me in them terms.

57193. What did she tell you?—I do not know;

she might have told me many things, but I do not recollect these things.

57194. You remember very well; did your daughter tell you that she had written in your name to Sir Arthur Guinness?—No, I do not think she did.

57195. Not in these words, perhaps; did you know that your daughter, from anything she told you, had written to Sir Arthur Guinness?—No, I do not recollect anything that way.

57196. What did you mean by referring a while ago to your daughter, and saying that maybe she wrote; did you not say that maybe your daughter wrote?—I think I told you that they could all read and write a little.

57197. You are not so stupid as you pretend to be?—I wished I was not, and I would be better off than I am. I wish I could bring your words out true.

57198. Did you ever hear that any of your family wrote a letter to Sir Arthur Guinness?—You are asking me three or four times, and I am answering as well as I can.

57199. Did you ever hear that any of them wrote to Sir Arthur Guinness?—I could not tell rightly; if she did, I got nothing.

57200. Do you believe she did write to Sir Arthur Guinness?—I do not believe that she did; I do not think she would be qualified to write.

57201. I thought you said she could write?—You are only delaying me, trying to confuse me.

57202. Listen, sir—Sir Arthur Guinness has given us that letter, signed with your name, and dated from "18, Newmarket-street," applying to him for relief. That is written upon a form addressed to you, that you say you think you saw; did you ever hear that a letter was sent to him, asking for anything in your name?—No, I do not think I ever did, because I know it would be useless. I think the man has too good sense.

57203. Were you employed in any way at the election of 1865?—Is that the last.

57204. No, the one before?—No, I was not, nor never at any election before; nor never at any election did I get what would go on my finger.

57205. Did you never go to look for employment, except at the last election?—Never until the last time. That was the only time that ever I went. Only I was ill myself I would not do it.

57206. For whom did you vote at the election before the last?—For Vance and Guinness.

57207. Did you vote early on the day of the last election?—In the morning, as soon as it was open, to get away out of the crowd, and come home and have no more bother about it.

57208. If you came home straight when did you go to Westmoreland-street to get paid?—That was the election before this.

57209. But you said already that it was not?—My mind is confused.

57210. I asked you that question before; because I thought you alluded to the election before the last?—Yes.

57211. You were not paid anything for what you did at the last election?—I never got a farthing.

57212. Did you not swear that you got £1?—Yes, I did not look for it; not on the last election; that was the election before that—Vance and Guinness' election.

57213. I suppose you forget that you swore it was at the last election you got the £1?—I got no money at all at the last election. I did not say that.

57214. Indeed you did?—I do not recollect.

57215. Was it at the last election, or at the election before the last, that you saw Hamilton in Thomas-court court-house?—At the last election, and at the one before that, I saw him there too.

57216. You saw him in 1865, as well as in 1868?—Yes.

57217. Did you go to him on both occasions to get employment?—Yes, at the last election; but not at the one before that. Oh, I don't know what I am saying.

57218. When you signed the paper that we showed you, offering your services gratuitously, was not that at the last election?—Yes, but I got nothing at the last election.

57219. But did you not go there to ask for some appointment, and was not that what made you sign the paper; was it not when you asked Hamilton for an appointment that he made you sign it—why did you sign the paper?—I do not know about that.

57220. We do not want to confuse you, if you can only keep yourself clear; you remember signing some paper in Thomas-court court-house at the last election, when you said you were to work as a volunteer?—Yes, I recollect that.

57221. How did you come to sign it?—I did do it and got nothing.

57222. How did it come that you signed it?—I heard that there would be nothing done any way, because it would be all bribery, and that if men would come and offer their services as volunteers, and give their votes, and I signed the paper on these terms.

57223. Who told you this?—Mr. Hamilton told us if we gave our votes as volunteers there could be nothing more done.

57224. Was this told to you all at a meeting?—No, it was not a public meeting.

57225. How many were there?—Forty or fifty.

57226. Just tell us what it was he told you? Had you all been asking for appointments?—No.

57227. Had you been asking for an appointment at that time?—No.

57228. How did it come that you were asked to sign the paper at all?—I do not know. They were all there to come and give their votes as volunteers, and to look for nothing, for that nothing would be given.

57229. That is, for their votes?—Yes.

57230. I believe you were not well enough to go canvassing at the last election?—No, I was not able for that work.

57231. If you had done any work at the last election would you have thought you would be paid for it? No, I did not expect anything.

57232. But if you had done work would you have thought you would be paid for it?—I do not know. I went and gave my vote and came away, and got nothing, and expected nothing; but in the other election I did, because I considered that I earned it.

57233. If you earned it at the last election—if you were a poll-clerk—would you have asked to be paid?—No, because the thing was too strict on me.

57234. Did you think you would be paid something when it was all over?—I do not think I could. I know very well how it is; that if a man is sworn, he must keep within bounds. If not, he will only injure himself.

James Whyte sworn and examined. James Whyte.

57235. Mr. Law.—You were connected with the North City ward at the last election?—I was.

57236. Were you one of the secretaries?—No.

57237. Did you take any part in canvassing?—Very small.

57238. Had you any defined sphere of canvassing?—No.

57239. Merely casually?—Casually.

57240. Do you remember Daniel Leahy, a boot-maker?—I do.

57241. Do you remember canvassing him?—I do? on the day of the election.

57242. Do you remember seeing him before the day of election?—No.

57243. What passed on the day of election?—I went to him. On the day of election I took a card with the

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names on it of a number of freemen in the North City ward, and on it was Leahy's name. I called on them and asked them if they had voted; and if not, whether they would vote and whether they would have cards.

57244. I suppose you were often in the North City Ward committee-rooms. Look at that paper (*produced*). That is a list of freemen who promised to vote conditionally. Do you know that handwriting?—I do not. I never saw it before to my knowledge.

57245. We find it returned to us by Mr. Sutton from your ward?—I know the names on it.

57246. Do you see Daniel Leahy's name there?—I do, and "doubtful" written under it, and "P.C."

57247. All we can find out is that they are all in your ward?—I know every name in it.

57248. That is the only one of these returns forthcoming. Returns of that character were sent into the central committee from the various wards?—I heard they were from the newspapers, but not otherwise.

57249. What passed between you and Daniel Leahy on the day of the election?—He says I brought him up to vote at half past three o'clock.

57250. When did you first see him on that day?—About half-past nine o'clock.

57251. What did you do or say?—I asked him to vote, and he hesitated. He stated that some other persons had asked him to vote on the other side, and that he was a very poor man.

57252. I suppose he gave you to understand that he wanted something?—No doubt about it.

57253. What answer did you give him?—I said I was not authorized to give anything, or to promise anything in the North City ward, as we were cautioned by Mr. White not to promise anything to anyone.

57254. Did you say you would make inquiries elsewhere?—No.

57255. When he made you this suggestive response did you say anything to lead him to think that his proposition would be entertained?—No.

57256. Were you alone at the time?—I was.

57257. No other gentleman with you?—No. All the men in that list, except two, voted before half-past nine o'clock. He says I went up with him at half-past three o'clock; that is simply untrue.

57258. He did not go with you at half-past nine o'clock?—No.

57259. When did you see him next?—I saw him, but not to speak to him, from that time to this.

57260. Where did you see him?—Outside the shop where I do business.

57261. Can you say whether he was looking out for you, or watching you; was that your impression?—I could not say he was; he was walking past the house. He stopped at the corner and turned up Moore-street; casually passing by.

57262. Would you say he was merely passing by like anybody else?—Exactly.

57263. Did you see Mr. Copeland on the day of election?—I might have seen him or not.

57264. Leahy says that you and Mr. Copeland were together?—No doubt I saw Mr. Copeland on the day of election.

57265. But were you together on that occasion when Leahy was present?—Certainly not.

57266. Do you remember seeing Leahy some few days before the election?—Not to my recollection.

57267. Did you see him about his vote before the election?—I may have seen him, but not to my recollection.

57268. Did Leahy intimate to you that he heard there was money going?—He did; on the opposite side; he said he was promised.

57269. Did he say how much was going?—No, not to my knowledge.

57270. Did he mention the name of anyone who made him the offer?—Some gentlemen from Pim and Corrigan's side; not naming them.

57271. Did he not name the agent who made the offer to him?—No.

57272. Did he mention any sum that was offered?—No.

57273. Do you know Tucker, a freeman?—I do, by eyesight. There are two or three Tuckers; I know one, but I do not know the others. I did not canvass them at all.

57274. From your knowledge of the North City ward, who was engaged in making these returns?—Mr. Copeland was one, I would think. Anything I did, and it was not much, for my time was limited, was amongst the freemen.

57275. That document and its fellow, a return of the rated occupiers, are the only two preserved (*rated occupiers' list handed to witness*)?—I think this is in Mr. Arthur Speedy's writing. It is not my writing.

57276. Do you see any writing on that paper which you recognise?—No. I think the entire of the freemen of the North City ward, except four or five, voted before half-past nine o'clock.

57277. Who were these four or five?—Leahy was one of them.

57278. Do you know whose handwriting that note is on the margin of the rated occupiers' list?—No.

57279. Mr. TANDY.—Did you attend the committee?—Frequently.

57280. Did you see any of these gratuitous service papers?—I did.

57281. Can you say how long before the election was it that you saw any of these papers?—I could not answer as to that; it was some time previous to it.

57282. Do you know whether there were any directions sent to the committee-room as to the use to be made of these papers?—I do, directly.

57283. What were they?—The first time I saw them was with Mr. Fell White. They were in the hands of the secretary of the ward, and any person who wished to give gratuitous service was to sign them.

57284. Who was the secretary?—I should say it was Dr. Speedy. I asked could there be any condition by which those who signed these papers could get payment, as if there was I would have nothing whatever to say to them. Mr. White said that under no pretence could any person be paid who signed these papers.

57285. Did you get any instructions as to the particular class of persons by whom they were to be signed, or did you understand that they should be signed by anyone, no matter what his position?—I did not understand that any person who asked for employment would be asked to sign them at all. I understood that it was gentlemen who volunteered their services in the critical state of the law.

57286. Did you see them signed by persons in humble circumstances?—I think I am as poor a man as any that signed them.

57287. That is a very exceptional word; but what I want to know is, when any of these papers were signed by any person in your presence, do you recollect that the person who signed them, prior to signing asked for employment?—Not to my knowledge. I should say six would be as large a number as I ever saw, and they were signed by respectable persons who wished to assist at the election.

57288. Was it the custom that when a person came in he signed one of these papers without any explanation?—Certainly not.

57289. What used to happen, as far as you know?—If a gentleman went in and said he was willing to work at the election we would say, "We cannot accept your services if you are to be paid—it would be illegal; and to prevent that these papers are ready, and you must sign one of them."

57290. Do you recollect was that explanation given to the different parties that did sign?—I could not answer that.

57291. In all cases was an explanation of that kind given before they signed?—Not to my knowledge. I never saw any party sign. I saw the papers when they were signed.

57292. Mr. MORRIS.—Was six the only number you saw?—I could not state six to be the specific number, but it was a small number.

57293. These papers came from the central rooms, and were distributed amongst the wards, and the agents or canvassers got them and saw them signed; you only

know with reference to the small number you speak of?—That is all.

57294. Mr. LAW.—You did not sign one yourself?—I could not say whether I did or not. I know I had one in my hand to sign, but whether I signed it I cannot say.

57295. I suppose the committee did not sign?—Not that I know.

57296. You say that if a person came to seek for employment, particularly a poor man, you do not think he was to sign a gratuitous service paper; and that it was signed only by those who came to volunteer their services?—Certainly.

57297. Whom did you understand that from?—From Mr. Fell White. That is the general understanding of the committee as far as I could know.

57298. Are you aware that four hundred of these papers were signed?—Not until I heard it stated here.

57299. Mr. LAW.—You thought it a very limited thing?—I did.

Mr. Arthur Speedy sworn and examined.

Mr. Arthur Speedy.

57300. Mr. LAW.—You were one of the honorary secretaries of the North City ward at the last election?—No; I was paid secretary. Mr. Erson was the honorary secretary.

57301. I suppose the greater part of the labour fell to you?—Yes.

57302. It was your duty to remain in the office the greater part of the day?—Yes.

57303. Are those entries in the book marked "North City ward," in your handwriting (*produced*)?—That is my writing, at least portion of it.

57304. Do you remember that returns were sent from your ward, almost daily, to the central committee, of the names of voters whose cases were doubtful, or required consideration, so that they might be called upon or influenced in some other way?—There were.

57305. It was part of the instructions to the different wards that the names of doubtful voters should be returned to the central office every day?—Every doubtful name was sent to the head office.

57306. We have got only two of these lists—a rated occupiers' list and a freemen's list. Can you say in whose handwriting they are. That is the rated occupiers' list in your hand. Is that your handwriting on the margin of it?—No.

57307. Do you, as a matter of belief, know whose writing it is?—I do not think I could exactly swear positively, because there were two or three in the place, and sometimes I did not see the writing at all.

57308. Can you form an opinion as to whose writing that is?—It may be Mr. Charles Thorpe's writing.

57309. Do you think it is?—I am not perfectly certain, but I think it might be, or the writing of Mr. Mason, who was one of the inspectors.

57310. Is Mr. Charles Thorpe a young man?—He is. He lives in Kildare-street. He is a solicitor now, but he was not then.

57311. Is he a son of the gentleman who was a solicitor?—He is.

57312. Who would you say is the more likely person to have written it?—I think it is more likely it is Mr. Thorpe.

57313. Was he one of the committee?—No; that was Mr. George Thorpe of Gloucester-street.

57314. You see "C. Thorpe," at the end there?—That is because he was present at the committee that night. He is the man I mean.

57315. His name is Charles?—Yes.

57316. I presume you recollect that papers of this kind were prepared and sent in to the central office?—Yes, as the canvassers brought in their returns.

57317. Do you remember having seen that return before (*list of freemen handed to witness*). There are two rather remarkable entries in it about a bird, and a present to a man's wife. Do you remember having seen that return before, or anything like it?—I saw so many returns like this that I would not like to swear to seeing this.

57318. Do you remember the circumstance of returns coming in as to a freeman who wanted birds bought from him, and a freeman who wanted to have a present made to his wife?—I never heard of anything like that. I heard of voting conditionally, and for whoever would pay best.

57319. I suppose these returns were written out by somebody in your office?—Yes.

57320. Were they made up on paper like that?—Yes.

57321. Whose duty was it to make them out?—There were some canvassers in an office upstairs with Mr. Thorpe; these papers came down to me, they were sent over to the head office, and I had nothing more to do with them.

57322. I gather from you that Mr. Thorpe was sitting upstairs with persons to assist him in making up these lists?—He was.

57323 I see an entry that on 15th October, the following resolution was passed by the committee:—"The canvassers will proceed to morrow morning to canvass the several electors of the ward, and the committee will select from their staff and poll-clerks, personation agents, &c. Mr. John Mason and his assistant, Mr. Charles Thorpe, were in attendance on the part of the candidates."—I suppose these are the two gentlemen who you think had something to do with these returns?—Yes.

57324. On the 19th October, I find this entry in your handwriting—"The chairman read over the canvassers' remarks, attached to voters' names, and the exertions of the canvassers were approved of."—I suppose that referred to the exertions they made in carrying out the order of the 15th—is not that in your handwriting?—It is.

57325. On the 15th they were directed to go out canvassing next day, and this approves of their exertions—would you say that list we have got is of as old a date as that?—I do not think so, because the freemen in our ward were not canvassed until about ten days before the election. We did not get the list of freemen from Mr. White until a very short time previous to the election, therefore it must be some time in November.

57326. Do you remember a man named Patteson?—I think his name is on the top of the list in pencil.

57327. What is the note to his name?—Promised to vote conditionally for Guinness and Plunket.

57328. Is there no other observation?—Not that I see.

57329. Do you remember a man of that name?—I remember the name.

57330. Do you remember his coming to the office at Cherry and Shields'?—If I remember the name he must have been there.

57331. Do you remember his applying for any appointment?—Well, there were so many applying for appointments that I could not exactly say, but I have no doubt he did.

57332. When people came to you before the election, asking for appointments, employment, and the like, did you make any note of their applications—had you a book for the purpose?—Yes, I had; but it all depended on the class of person that came in, whether I entered it or not.

57333. The class of people who were looking for polling clerkships, personation agencies, and such appointments as that?—Oh, I had nothing to do with that at all—that was not in my department.

57334. But if a voter came to you asking to have his name submitted for an appointment, did you not

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make a note of it in your book?—I think so—yes, I did; it is so long ago I cannot exactly remember.

57335. (*Minute book produced.*) Was it in this book you entered the names?—No.

57336. Had you another book?—Yes, I had another book in which I entered some of the names of those persons who applied for appointments—I remember it now.

57337. The reason I asked you about the poll-clerkships and such things was that in this minute-book, under date of 15th October, you will see in another handwriting this memorandum—"That the committee do select from their own staff poll-clerks, tally-men, and personation agents,"—whose handwriting is that?—That is Mr. Mason's writing.

57338. Now, in that list, if you look to the name of William Patteson, Ormond-quay, Lower, do you not see the words—"Not to be forgotten," under his name?—I do.

57339. That is a special observation you know?—Yes.

57340. Well, now, do you remember any man of that name coming to your office, and asking for employment?—I remember the name distinctly, but I cannot remember as to whether he asked for employment or not.

57341. Do you remember getting him to sign, or letting him sign a gratuitous service paper?—I do not remember it, because there were several people signed gratuitous service papers, and I cannot remember whether Patteson did or not. When they came in and signed gratuitous service papers I never saw them afterwards.

57342. Were those papers lying on the table for anyone to sign them that liked?—They were not.

57343. What preliminaries were gone through before a person signed a gratuitous service paper?—The preliminaries were—when a person came in asking for employment, he was told to write a note to the committee, offering his services gratuitously, and then if the committee accepted him, he would sign one of those papers, but I always told them whenever I saw them signing a paper, that they were not to expect the slightest remuneration.

57344. Were they to write first to the committee, offering to work gratuitously, and then afterwards to sign another paper, offering to do the same thing?—Yes, I remember that was done in two or three cases.

57345. Two or three cases—surely there were a great many persons who signed gratuitous service papers—was the same course adopted with all?—Yes, that was what they did.

57346. Mr. TANDY.—It is only fair to mention to you what Patteson stated in his evidence—he said that when he came to Cherry and Shields', you gave him a gratuitous service paper, and told him to sign it; that you said nothing to him by way of explanation before he signed it?—I never did anything of the sort to any man; on the contrary, I always directed his attention to the Act of Parliament, a copy of which was on the wall, and told him distinctly he could not hope to get any remuneration whatever.

57347. You are certain of that?—I am certain of it; I can swear it positively.

57348. Mr. LAW.—Do you remember the man Patteson particularly—you remember the name you say?—I remember the name.

57349. In what connexion does the name remain in your memory—what fixes it in your recollection?—I remember the name of anyone that I saw there.

37350. But I suppose you saw a great many persons?—Anyone that came in I saw.

57351. In what way do you recollect Patteson—what idea is associated in your mind in connexion with his name?—His signing a gratuitous service paper, made me remember his name.

57352. Then do you remember that he did sign a gratuitous service paper?—I cannot exactly swear whether he did or not. I am not going to say I remember a thing when I do not.

57353. I do not ask you to do anything of the sort, I assure you?—I am sure you do not, sir, and I beg pardon for making use of that expression.

57354. The only reason I ask you is this—there must be some reason for you remembering his name out of the immense number of persons whom you have seen—what I want to know is, is the name associated in your mind with any circumstance that happened?—Not that I remember. There is no circumstance that I can think of brought the name into my mind any more than any other name.

57355. I will read you an extract from Patteson's evidence:—"Mr. Speedy asked me would I canvass. I refused. He then handed me a gratuitous service paper, which I signed. It was after I signed the paper I was asked to canvass. Mr. Speedy gave me to understand that after all was over, I might get something"?—I distinctly contradict that, I never promised any man, nor did I ever give any man the slightest hopes of remuneration.

57356. I suppose, Mr. Speedy, we may take it that many of those who came in, and probably this man among the rest, intimated that they would like to get something?—Yes. I heard several make that statement.

57357. But you are distinct that you did not promise them any remuneration?—Most certainly. I was distinctly instructed by the people who gave me my appointment, not to promise anything to anyone. I had the Act of Parliament there, and I always directed anyone who came asking for anything, to the Act of Parliament, and told them they could get nothing.

57358. Can you call to recollection as to Patteson any circumstance at all?—No—nothing more than that I remember the name. There is no circumstance that I remember.

57359. But you say you did not give him to understand directly or indirectly that he might expect to get anything?—I did not.

57360. Mr. MORRIS.—In fact you gave him to understand the reverse?—Yes, I always told them the very reverse.

57361. Mr. LAW.—Do you remember on the Saturday before the election a great number of persons coming to Cherry and Shields' to get their different appointments?—I do.

57362. There were printed circulars, I believe, sent out a day or two before to the persons who were selected, asking them to come and attend, is not that so?—Yes, sir.

57363. (*Circular produced.*) This is not issued from your office, it is issued from Dame-street, but I suppose you saw it?—Yes.

57364. Do you remember seeing these circulars, asking the persons to whom they were directed to come to the North City ward committee-room on that Saturday?—Yes, to 40, Upper Sackville-street.

57365. That was where you were?—Yes.

57366. Cantrell here was the man who got that circular—he went and got an appointment—do you remember anything in reference to the filling up of that circular?—No, sir, I never put my hand to it, nor never saw it.

57367. Do you know in whose handwriting it is?—No; I do not.

57368. You see that it was written first in black ink—do you know any circumstance about it?—No.

57369. But you do remember that on that day there were a great many people about the office?—Oh, yes, I saw a great number there.

57370. Were there a great number of gratuitous service papers signed there that day?—I cannot exactly say, for Saturday was a day I had a great deal to do making out the lists to pay the clerks under me, therefore I was not much in the place on Saturday, as on that day I had to go to the office to get the money to pay the clerks.

57371. But while you were away—this was very close on the election, and you will probably remember it better than you would circumstances that occurred further back—now, on the Saturday before the election, do you remember who took your post to act as secretary while you were away?—Who was in charge?

—I think there was one of the clerks left in the office to mind it, and to say I would be back in an hour or two.

57372. This was a peculiar day; according to Cantrell's evidence the room was crowded, so that he could not get near enough at first, and went away; and while he was away he found his name was called, he went back, and got an appointment ultimately; that was not a day like any other day; circulars had been sent out, and a great number of people came there. I wish to know do you remember who had charge of the office, and gave those appointments on that day?—Mr. White had.

57373. Was Mr. White in attendance on that Saturday?—I think he was. To the best of my recollection Mr. White was there, and Mr. Sutton and Mr. Williamson. They had some business upstairs. I was not present, nor did I know anything about what business they had. I merely heard there were some appointments of poll clerks, tally clerks, and so on.

57374. Then I gather from you that this business was transacted in a room over your office?—Yes. It was done in a room over my office. I had nothing whatever to do with it.

57375. Was that the office in which Mr. Thorpe and Mr. Mason were?—No. That was the room adjoining it.

57376. Is it your recollection and belief that upon that day those appointments were given by Mr. Sutton and Mr. White upstairs?—Yes. That is my belief.

57377. You had nothing to do with it?—I had nothing whatever to do with it.

57378. Was there ever transmitted to you, as secretary, a list of the persons who had been selected for appointments?—Oh, yes, I saw some lists.

57379. I do not mean the notes you made yourself—did any list come from the central office of persons to be appointed?—I do not remember. All I remember is, there were some names which I saw sent to the committee, but whom they were sent by I did not know anything about. I did not know anything more than merely to see the list on the table.

57380. Did the list of names you saw purport to come from the central office?—I do not remember anything more than seeing a paper.

57381. How many names do you suppose were on it? Were there twenty or thirty?—I could not say.

57382. Were there more than half a dozen names on it? I want to know was it a formal list of a number of names?—I think it was a sheet like that before you, but I could not say how many names it contained.

57383. Was the page full of names?—Really I could not say. There was so much business doing, and one thing or another going on, that I did not pay much attention. I had to sit down and take a note of every word the committee said.

57384. They could not have said much if you took down every word of it?—I mean if there was a resolution passed I had to take a note of it. They were conversing with one another more than anything else, but then when at the end they came to a resolution I had to take it down.

57385. Was it, as you recollect, before the day the appointments were made that you saw this list that you speak of?—To the best of my recollection, I really cannot say whether it was on that day or whether it was two or three days before.

57386. It was not after that day at all events?—Oh, no.

57387. What opinion would you form—was it before or on that day—do you remember seeing the list on that day at all?—I remember seeing the list, but what day I saw it on I cannot say. I really never thought of the thing before. This is the first intimation I ever had that it was of any importance whatever. I remember seeing the list, but on what day I could not tell.

57388. I see a name down here as having attended your committee from time to time—Mr. White. Was that the Mr. White who was examined here a short time since, or was it Mr. T. Fell White?—No, I think it was either the Mr. White who was examined here to-day or Mr. Whyte the cutler in Sackville-street.

57389. Mr. Morris.—Did those gratuitous service papers come regularly from the central office to Cherry and Shields'—did bundles of them come?—Well, I remember receiving, I suppose about ten, to have signed on two occasions; I think I received first of all six or seven, and then eight or nine.

57390. Was it in consequence of any application made by you that those papers were sent to you from the central office?—It was not in consequence of any application made by me, because I never knew there was such a thing until I saw them brought in.

57391. Did those persons who applied for employment often intimate that they expected some gratification or payment after the election was over?—Do you mean that when a person had signed a paper?

57392. No, before that; before they signed the gratuitous service paper, did they tell you they expected something?—Generally. When persons came to me looking for employment in connexion with the election, I always asked them were they voters. If the person was a voter, I told him that he must write to the committee, and that if the committee approved of the application he would then be allowed to sign a gratuitous service paper; but that they were not to expect, or have the slightest hope of remuneration, and then I directed them to the Act of Parliament.

57393. I understand you perfectly so far as you yourself was concerned, but as far as they were concerned did they still intimate to you, notwithstanding your intimation, that they wanted money?—Sometimes they did, and when they did I always answered them in the negative.

57394. Mr. Tandy.—Was the impression on your mind that after signing the paper they still expected something?—The impression on my mind was that I did not believe there would be anything going.

57395. I was not asking that—of course you did not believe it. What I want to know is, what the voters who had asked for employment believed? Do you think that after giving them that notice they still thought they would get something?—I certainly did not think they would get anything.

57396. Because Patteson, so far as his evidence goes, says in the most positive manner that he looked on the gratuitous service papers as a sham, and that he still expected to get remuneration, and he rather intimated that the signing of the paper was an evidence that he was to get something?—I gave them full notice that they could not get anything.

57397. Mr. Law.—Do you know how many papers were signed in the North City ward altogether—were there fifty?—Certainly not.

57398. Were there twenty?—There may have been twenty. I do not know exactly.

57399. If Cantrell's evidence be correct, every man that got an appointment signed a paper?—I don't know anything about it; I was not upstairs at all.

57400. Did those gratuitous service papers when signed in your ward, remain with you in the office?—They remained locked up.

57401. Till after the election?—Yes; till after the election.

57402. After that I suppose they were returned to Mr. Sutton?—Yes; they were returned with all the papers.

57403. Were there a large supply of those papers sent in from your ward?—No; not very many.

57404. How many?—I could not tell how many exactly.

57405. About how many; approximate to it as closely as you can?—I do not think there were more than fifteen or twenty.

57406. Were there thirty?—I do not think so.

57407. Do you remember whether when those papers

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were supplied to you from the central office, there were any instructions sent to you, as secretary of the ward, as to the class of persons by whom they were to be signed, or the use that was to be made of them?—No; I got no instructions.

57408. Mr. MORRIS.—You say there were no orders sent as to the class of persons who were to be asked to sign the papers?—I got no orders any more than what I tell you—that is, that I was to tell everyone who applied for employment to write a letter to the committee applying for it. It was the committee who were to take the letters into consideration. I had nothing to do with it.

57409. Then I understand you to say in answer to my question that you got no instuctions whatever as to the class of persons by whom the gratuitous service papers were to be signed?—None, more than I have stated before; that when a man would apply for employment I was to tell him to write a letter to the committee, and if the committee approved of the application, then he was to sign one of these papers—that is, if he was a voter. That was all the instructions I got on the subject, and I knew nothing more about it whatever.

57410. Before any person signed a paper, he was first of all to write a letter to the central committee?—No, to the North City ward committee.

57411. Was it an account of the applications for employment, which was made to you as secretary of the ward, that you sent to the central office for the gratuitous service papers?—I never sent for anything.

57412. Then how was it they were sent to you?—As well as I recollect Mr. White left them with Mr. Erson who was the honorary secretary. I do not know whether they were left with him or not, but I think they were brought to the office by Mr. White.

57413. You were given full discretion as to who were to sign those papers?—No, I was not given full discretion. There was Mr. Erson and the committee to decide upon that. I had only to follow their directions.

57414. At all events the committee acting with you had full discretion?—Yes.

57415. Are you able to say that Mr. Erson and the members of the committee all took the same proper precaution you did, to put those parties on their guard?—I think they did.

57416. Because, if they did; it is a very odd thing how the idea was spread amongst all those people that they were still to get something—at least a great many of them thought so?—Well, I do not know: I cannot answer for them. I can only answer for what I did myself.

57417. Were you aware of what took place in the election of 1865 on Mr. Pim's part?—No; I do not know anything about the election of 1865.

57418. I suppose those notes about the doubtful voters, conditional services, and the results of the canvass generally, were they communicated to the head office from your ward?—I am not quite sure whether they were communicated or not to the head office. I think as well as I remember Mr. White got them all.

57419. Are you aware whether after this communication was made to the central office, those gratuitous service papers were sent to your ward?—I think so; but I could not say positively as to that.

Mr. Stephen O'Shaughnessy.

Mr. *Stephen O'Shaughnessy*, further examined.

57420. Mr. LAW.—You have some considerable knowledge, I believe, of the freemen as well as the other portions of the constituency?—Yes, I attended the registry for two years, and in that way I have gained some knowledge of them.

57421. Have you made any investigation, with the object of ascertaining as nearly as possible how many persons would lose the rightof voting altogether if the freeman franchise were abolished?—Well, I think something like 1,600 or 1,700 would lose it in the first instance.

57422. Would disappear from the freemen's list?—Yes, and from the town clerk's list.

57423. Of course a good many of the freemen's names would appear in the rated occupiers' list and in the lodgers' list?—Yes. As to the lodgers' list it is hard to form an estimate; but I think there are 1,000 freemen who could qualify as rated occupiers in the first instance. If the freemen were disfranchised tomorrow, I think 1,000 of them would appear on the town clerk's list in the first instance.

57424. Then that would leave a balance of 1,600 or 1,700 who would be disfranchised in the first instance?—Yes.

57425. Now, how many of those 1,600 or 1,700 would ultimately come on the lists by joint occupation, property qualification, or in other ways?—A great number; nearly all could get on as lodgers I think. I think except 300 or 400, they could all get on as lodgers, but it is very unlikely they would.

57426. Without going through the entire, how many do you think of the 2,700 or 2,800 that are on the list would in the end lose the power of voting?—That is a hard question to answer; I will explain it in this way—I think 1,000 could qualify as rated occupiers—would appear on the town clerk's list at once.

57427. That would leave 1,700?—Yes. Of that 1,700 perhaps 1,200 could qualify as lodgers if they came forward to prove their claims. But from my experience of the lodger franchise, I do not think that if you had 1,200 claimants you would ever put on more than about 400, as they will not attend to prove their qualification.

57428. We are not talking of what they "would" do, but of what they might do if they chose to exercise their right. Then do you believe there would not be more than 500 or 600 who would be ultimately disfranchised, without the power of getting on again?—About 800, I think.

57429. Mr. MORRIS.—I understand you to say it would not exceed 300 or 400?—No. A good many would come off for non-residence, as they live outside the city boundary.

57430. Mr. LAW.—Mr. Goodman has given us a return, in which he estimates the number who would come off altogether and lose the right of voting, at 900?—I do not think that there would be so many.

57431. You say about 800?—About 800.

57432. Of course the estimate is a speculative one to a considerable extent on both sides?—Yes.

57433. Mr. Goodman has sent us a return classifying those 900 persons who would be disfranchised, according to their occupation; have you seen that return?—I have, sir.

57434. That is a printed list?—Yes, it gives the names of those whom he considers would lose the franchise. I have gone over the names, and I find 500 of those persons whom he gives as losing the franchise, lose it solely in consequence of residing outside the city. They have property in the country, reside in the country, and vote for the country, and they have no residence in the city. Then there are 150 who are classified as "sons of freemen"; that is, young men who reside with their fathers, and have not as yet acquired any property.

57435. What I want to know from you is this—can you say whether Mr. Goodman is correct in stating that so many as twenty-six clergymen, 124 esquires, and so on, would lose their franchise; is that classification correct?—It is substantially correct, I think.

57436. You have no reason to think any of those persons could come on again as property voters?—Yes. I think some of those whom he strikes off

would come on. For instance, there is Mr. Mansfield of Grafton-street—I think he could qualify as a rated occupier. He also strikes out Mr. T. C. Meredith, who, I think, could come on.

57437. That is what I want to know. We have to rely altogether on the statement Mr. Goodman makes, that these persons would come off. Of course they would disappear in the first instance, but can you give any instances in which he has made a mistake?—I can give you these. Mr. Mansfield is one. Mr. Meredith is another. There is also the Rev. Mr. Wolseley, who has a house in Leeson-street, whom he strikes off. He lives in town, and was on the town clerk's list last year, so that unless he has changed his residence since, he ought to be able to qualify.

57438. Can you give us any other instances?—Yes. There is Mr. Riddick, a solicitor, whom he strikes off. I am sure he could qualify as a rated occupier.

57439. You would put down the number that would be disfranchised as 800?—I think so. I think the 100 difference between Mr. Goodman's estimate and mine, would be those who could qualify, and whom Mr. Goodman has struck off in mistake.

57440. You think Mr. Goodman has struck off too many?—Yes; I think he has struck off too many.

57441. And you explain the difference in that way?—Yes.

57442. But is he correct in the classification he makes of the people who would come off?—Yes.

57443. You think 124 esquires would come off?—Yes.

57444. And forty merchants?—Yes.

57445. Some of the instances you mention would come in among them?—They would.

57446. I see he classifies them—"one right honorable—magistrates, esquires, officers holding commissions in the army, navy, or militia," &c. I suppose these persons would be disfranchised?—I think they would.

57447. Then there are some fellows and scholars of Trinity College—I suppose they would come off, as they have no residence in Dublin?—No residence sufficient to give them the qualification.

57448. Then he gives twenty-nine doctors and surgeons—are they non-residents?—Yes; non-residents.

57449. Mr. MORRIS.—Living outside the city boundary?—Yes.

57450. Mr. LAW.—Such a man for instance as Dr. Murray of Belfast?—Yes; and such a man as Dr. Plant of Blackrock, who has no connexion with the city at all.

57451. Then there are "two stock-brokers"—I suppose they live outside the city too?—Yes.

57452. And forty merchants; what does "merchant" mean?—Well, we are obliged to give some description when a claimant comes up to qualify, and it does not matter very much what description you give. No one minds the description. You may give them any description you like.

57453. Then there are 107 mercantile clerks. I want to know what sort of persons are they?—They are put down as such from the statement they give of themselves.

57454. I see according to Mr. Goodman's classification forty-five of those who would come off are called "commercial clerks"—what is the distinction?—I do not know.

57455. Is it that one class are employed in shops and the other in offices?—No; I do not think so.

57456. I suppose they are classed by the designation they give themselves?—Yes. When a man comes up to prove his claim he is asked what he is; and he is classified according to the description he gives of himself.

57457. Now of these "107 mercantile clerks," and "forty-five commercial clerks," what class do you consider them as belonging to?—Clerks in offices.

57458. Merchants' offices?—All sorts of offices.

57459. Would an ordinary shop boy be so described?—Yes, certainly.

57460. Would they give that description of themselves?—Certainly.

57461. I find "seventy yeomen"—what are they?—I think they are mostly men residing outside the boundary—farmers and one thing or other.

57462. The descriptions, I suppose, are taken from the printed list?—Yes.

57463. How does that description come on the roll?—Well, when a person comes up to prove his claim he may be asked himself what he is, or the Inspector may give a description.

57464. Is there any proof required of what status in life a person has before his description is put on the list?—No. If anyone in court states that a person is a yeoman, he is put down as a yeoman.

57465. What are we to regard these seventy yeomen as?—I should say they are farmers residing outside the boundary. That is the idea I have.

57466. Have you seen any of the names that are so described?—Yes; I have looked at them, and I find most of the addresses are outside the city.

57467. That makes you think they are farmers?—Yes.

57468. Mr. MORRIS.—Are any of them labourers?—I think very few labourers.

57469. Mr. LAW.—I find a great many tradesmen mentioned—such as trunkmakers, watchmakers, plumbers, gasfitters, locksmiths, and housesmiths—would we be right in assuming that those meant masters?—Oh, not at all; it means working tradesmen.

57470. I find "four bookbinders"—it does not mean masters?—No; workmen.

57471. There are five coachmakers?—I think they are the five Mr. Huttons.

57472. They live in town—do they not?—Well, any workman in a coachbuilder's employment would call himself a coachmaker. That is the description he gives of himself.

57473. The result is, you put the number that would eventually come off as about 800, and Mr. Goodman as about 900?—Yes.

57474. The persons of superior class whom he enumerates here—esquires, clergymen, and soforth—you say would disappear because they live outside Dublin altogether?—Yes.

57475. They live out in the country—outside the city—but within the seven miles which is necessary to qualify a freeman?—Yes; there are 700 freemen who live outside the city, but within the seven miles.

57476. Then, of the whole number, there are 700 who live outside the city boundary, but within the circuit of seven miles?—Yes; I think nearly 500 of them would come off.

57477. The others would get on for property qualification, or as rated occupiers?—Yes, mostly as rated occupiers. It is very hard to trace out freeholders.

57478. There is no way of finding them out till they come forward to claim?—There is not.

57479. We were told by Mr. Goodman there were about 20 per cent. of the freemen Catholics—does that agree with your estimate?—I think there are not nearly so many.

57480. Twenty per cent. is equal to one-fifth of the whole, which would be 600, I think?—I don't think there are 200 Catholics on the list.

57481. You do not think there are as many as 200?—I am sure there are not.

57482. You probably know as well as anybody—can you say to the best of your belief that there are not 200 Catholics on the roll of freemen?—That is my belief, and my very strong belief too. Only 285 freemen voted for Corrigan, I think, at the last election.

57483. Were those 285 all Catholics?—No; certainly not.

57484. Would you say 100 out of the 285 were Protestants?—I think so.

57485. You say not more than 200 out of the whole number are Catholics?—Not more than 200. In fact there is very little trouble taken by the Liberals to get on freemen.

57486. They can only claim by marriage or by birth—from both of which of course they are to a

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Mr. Stephen O'Shaughnessy.

great extent practically excluded?—Well, I think latterly some might get on that way; a great many more freemen could be made if the Liberals took more trouble about it.

57487. Would you be able to form an opinion what the cost last year of the Liberal Registration amounted to?—The cost last year was £700.

57488. You told us very plainly that that must not be taken as a fair test?—Oh, you are talking of 1868. I was speaking of 1869. There are however some things due, and including them it would be a fair average.

57489. Would that run so high as £100?—Do you mean the year before?

57490. No, but last year?—No, there is not more than £50 due.

57491. Then you may put it down at £800 at the outside?—Yes.

57492. What was the maximum of the Liberal expenditure in 1868?—Well, we have no way of getting at it except I went to the bank. The bank-book is lost. I went to the bank and I found the bank account was close on £700 for that year.

57493. I suppose that did not represent the entire expenditure. I think you mentioned before that a good deal of the necessary expenditure was borne by the local committees?—Yes, when I say £700, I mean the expenditure that took place in the central office.

57494. Can you give us any idea of what ought to be added to that for the expenditure of the different local committees?—It would be very hard to do so.

57495. Would you say it was £700 more?—I should say it was about £700, but it is almost impossible to say as it is mixed up with municipal matters and things of that sort.

57496. Then do you think the maximum expenditure for 1868 would be at the outside £1,500?—Yes.

57497. I want to get at the parliamentary part of it. How much was expended on the parliamentary revision by the Liberal party in 1868?—I would say £1,500.

57498. Would that be the outside?—That would be the outside, but municipal and parliamentary are so mixed up together that it would be hard to divide them.

57499. I am speaking of the actual payments you made?—Yes, one of the chief expenses is the payment of inspectors for going about and getting evidence—now the very same evidence which is requisite for the purposes of the parliamentary revision would also do for the municipal. If brought down a month the evidence which was used in one revision would apply just as well as to the other.

57500. You think the entire thing, parliamentary and municipal, would be under £1,500?—I think so. £1,500 would be about the thing. I know the expenditure in the office was £700, besides about £100 of debts.

57501. The £1,500 includes the local committee's expenses as well as the central?—Yes.

57502. The last year's was under £800?—I gave the accounts to Mr. Todd. I said the amount was £600, to which £50 should be added for debts not yet paid. I may state with regard to the books that I would have given you all the books for 1868—bank book and everything; but really after the revision the society were so much in debt, and there was so much trouble and everything of the sort that the place is locked up altogether for six months, and when we come back the things have disappeared.

57503. You mean the committee do not meet?—Not only that but the whole place is locked up. We are only delighted to get rid of it.

57504. Can you tell us, from your experience as head of the Registration Society, is there any greater difficulty in keeping a check on the non-residence of the freemen—of course a freeman does not lose his franchise if he changes his residence within the seven miles limit—what I want to know is are you aware whether there is more difficulty in keeping a check upon non-residence of freemen than upon the other classes of voters?—Oh yes, it is very difficult.

57505. The rated occupiers are of course disposed of by the Town Clerk's list and by the rate collector?—Yes.

57506. Explain what the difficulty is as regards the freemen?—Well, the process we have to go through with regard to freemen is this, the inspectors are sent out and call at the residences of the freemen who are suspected to have left their residences, and they ask if the freeman resides there. If they are told he does not, that freeman is objected to. The case then comes on before the Court and is inquired into.

57507. In doing that I suppose you take the last place he is registered for?—Yes. The freeman then is objected to, and the case comes before the Court. The other side are asked if they propose to sustain the case. Probably they will say yes—that the freeman has left his last residence, but has gone somewhere else within the necessary limits. The new address is supplied; but whenever we send to inquire at this last address we generally find it very faulty indeed. We send to know whether the freeman is there or not, and very often we find he is not.

57508. But if in most instances you find that they are not there, there ought to be no difficulty?—The difficulty is to find money and men to send out to make those inquiries. For instance, in 1868, after the freemen's addresses were supplied—you get up to the very last week of the revision to supply the addresses of those who have changed—you get them in the very last week, and then you have to send out inspectors in every direction to see whether they are correct or not.

57509. You have only a week to make the inquiry?—Yes; and it often causes great inconvenience and expense. For example, a freeman may have been on the list as residing in Green-street. He changes his address, and instead of Green-street you perhaps get an address out beyond the Park. Then you must send a man on a car to try and inquire about him. All this causes great expense and trouble.

57510. There are one or two instances which have come before us. Dr. Murray, for example, resides at Belfast. Do you remember under what circumstances he was put on the list?—Yes. I think last year he was on the list, and they supplied an address in Blessington-street for him. He had been on the list previously for Ball's-bridge.

57511. Did you make an objection to him on the ground of not residing at Ball's-bridge?—Yes; but when the case was called on they examined a witness who said he resided at 10, Blessington-street.

57512. When a man is objected to, is he not bound to appear himself and prove his case?—No. That is a thing we have been always trying to get; but we have never been able to do so. The way it is done is this: when a person—say Dr. Murray—is objected to as not residing at Ball's-bridge, and when the parties supporting the case allege that he resides elsewhere—say in Blessington-street—an inspector is called and sworn for the purpose of proving that the freeman resides in Blessington-street. The inspector is sworn, and states that he called at Blessington-street and was told by some one who opened the door for him that Dr. Murray lived there.

57513. Is that evidence accepted—merely the statement, not on oath, made to the inspector that Dr. Murray resides at a place?—It is taken as evidence. An answer given to the inspector by a person on the premises is admitted, though not on oath.

57514. An inspector calls at a house, knocks at the door, and asks the servant, "Does Dr. Murray live here?" Is the servant's answer not on oath taken as evidence?—It is. Of course the same rule applies to both parties. The whole revision is carried on upon that system.

57515. Mr. MORRIS.—How can you prove that the man the servant was talking of was Dr. Murray at all—how can you prove the identity?—Unless the identity is contradicted, no inquiry is made into that. Generally

the opposite party will send up an inspector to the place to inquire whether he is there, and when you get there you very often find he never was there at all.

57516. Mr. LAW.—Have you ever found, as a matter of experience, that the answer given by the servant to the inspector was an untrue answer—because one can imagine it would be very easy to arrange that an answer should be given?—We find very often when our inspectors make inquiry, that, as in Dr. Murray's case, when we sent up to 10, Blessington-street to inquire, we found he did not reside there at all.

57517. Did that happen in that particular case?—That happened in that particular case.

57518. Dr. Murray was struck off, of course?—Yes.

57519. What happens when there is such a conflict of testimony?—When there is a conflict, the barrister allows the case to stand, and then if the gentleman comes up himself there is no more about it. Generally when there is a contradiction in the evidence on a case, the court desires that the party shall come forward himself.

57520. We had a case here of a young man named Wharton, who lives in London, yet he is on the roll as a freeman, and comes over here at intervals and for elections—how is that managed?—That is one of those cases where a gentleman who lives in Dublin has a son who is a freeman. The sons may reside away in London or elsewhere, but their address is always supplied as at their father's house, though they may not really reside there at all. It is very hard to get at the truth in those cases.

57521. Because they do occasionally come over?—They do occasionally come over.

57522. And their father's house is their home in one sense?—It is. They can go there whenever they like; it is their home when in Dublin, though they have not a residence there within the meaning of the Act.

57523. There is a Mr. Leech of Bristol—did you make any inquiry about him?—Does he appear on the list as of Bristol?

57524. I do not know; but we have found a letter from him, stating that he came across with great difficulty to vote, and asking for expenses?—No; I don't remember that. If you have the court book here, the note would be in it.

57525. Here is the letter, dated 6, Redcross-street, Bristol, January 9th, 1867. (*Reads letter asking for expenses.*) I suppose that sort of thing might go on if this man had an address in Dublin, as Dr. Murray seems to have had?—Yes. If he gave a house in Dublin as his address, and that the servant there was told, if anyone called and asked where he lived, to say "he resides here."

57526. In that case, I suppose you never would get at the truth of it at all?—No.

57527. In fact is there no machinery for getting at the truth. Is the revising barrister always satisfied with the statement of an inspector, who on his oath repeats something that he has been told by another person not upon oath?—Yes, that is received as evidence, unless you can contradict it by the statement of some one else, also on the premises.

57528. Then if you can show that anybody on the premises stated that the party resided there, that will be received as evidence of the fact in the absence of proof of pre-arrangement?—Yes. I should mention, however, that that only applies to the case of a person whose name is already on the list. When a man is coming on for the first time, it is not so.

57529. Mr. MORRIS.—In fact, a man may be dead, and yet his name kept on the list?—Certainly. I have reason to believe there are a number of dead leaseholders on the list.

57530. Mr. TANDY.—The same or greater difficulties exist in the case of leaseholders in regard to making inquiry?—Yes. It is impossible to get at the facts in the case of leaseholders unless the parties are well known.

57531. Mr. LAW.—I suppose they generally are well known?—Not at all. The great majority of leaseholders are not well known.

57532. Mr. TANDY.—Have you formed any estimate as to the number of the very poor class of freemen who would lose their votes altogether if the freemen were disfranchised?—I think 400 or 500.

57533. Of the very poor class?—Yes, about 400.

57534. Who could not register as lodgers?—I think about that number could not. That is, probably, from moving about from place to place they could not register. They occupy lodgings of sufficient value to give them the qualification, but owing to their moving about and not remaining in occupation a sufficient time, they could not register.

57535. That would be a mere optional matter with them, which of course they could get over; what I want to know is, supposing they remained in the same lodgings a sufficient time to qualify, how many do you suppose would be disfranchised ultimately of the poor class of freemen?—Oh, very few.

57536. Scarcely any, I suppose, live in lodgings of less than the required value?—Very few. But lodgers do not remain in occupation of the same rooms long. At the last revision, amongst the freemen's list, we had 300 objections for change of residence. I think as a rule lodgers do not stay a long time in one place. In the rated occupier class you will often find a man remaining twenty or thirty years in one house.

57537. Why do they not occupy the same lodgings?—Well, they change about from place to place. The vast majority of course would continue to occupy the same places. There are 1,500 freemen could qualify as lodgers. I believe only about 300 would be disqualified for change of residence. The other 1,200 would reside permanently, and would come on the list.

57538. You think 300 would come off, not because of occupying premises of insufficient value, but because they are of such migratory habits that they would not stay in their lodgings?—Yes.

57539. Is that on account of their business?—Yes, in many cases it is.

57540. Mr. LAW.—Then are we to understand that firstly those freemen who would be most likely to lose their franchise altogether are those of the better class of life?—Yes; young men.

57541. The great majority of whom would belong to the better class?—Yes; non-residents who reside outside the city, and sons of freemen who have no residences of their own.

57542. The majority of the freemen who would lose their votes would be persons in the better class of life, who would lose their votes in consequence of their non-connexion with the city?—Yes.

57543. The residue would be those who would lose their votes on account of their migratory habits?—Yes.

57544. The first class must lose their votes absolutely—for of course the defect in their case is incurable, but the others might come on the list if they chose by remaining in the same premises a sufficient time to qualify?—Yes. There are about 700 freemen who reside outside the city.

57545. I thought it was 500?—500 of those could not qualify.

57546. Mr. TANDY.—Would not the large majority of the upper class of freemen who would lose their votes be persons who have no connexion with the city at all?—Yes. They are not what you could call city men.

57547. Might not some of them be clerks of merchants carrying on business in the city?—I think very few.

57548. There are 124 esquires who would lose their votes according to Mr. Goodman?—Yes.

57549. One Right Honorable and one Deputy Lieutenant?—That Deputy Lieutenant—Mr. Casy—I think has property in Dublin; but if not he has no connexion in the world with the city—he is to all intents and purposes a county man.

57550. Then the ten magistrates and 124 esquires—I suppose they have no connexion whatever with the city by way of property or business?—I think not.

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Mr. Stephen O'Shaughnessy.

For example there is Mr. Law. He lives at Raheny and has no business in the city.

57551. Except that he is a Bank Director and a Railway Director?—Well, he has no business in the city practically. There are two or three other magistrates in a similar position. Mr. Barton is not one; he has two sons would go off.

57552. Mr. MORRIS.—Take the case of a merchant living at Blackrock, but having offices in town, would not he have to come off the list?—Merchants generally have stores or something or other in the city that would give them a qualification.

57553. Mr. Goodman says forty merchants would be disfranchised?—Well, they must be persons in a small way of business.

57554. Persons whose merchandise is very limited?—Yes. In fact, almost the only persons who would be disfranchised in that way would be solicitors who live outside the city, and have merely rooms in the city.

57555. I see Mr. Goodman enumerates fifty-one attorneys and solicitors. I suppose they could not qualify at all?—No, I should say not.

57556. Offices do not qualify?—Not unless the party sleeps in them.

57557. Mr. LAW.—There are fifteen students of Trinity College who would come off?—Yes. Mr. William Thomas Adair is one. I should observe, however, that these persons who would be struck off on the ground of non-residence, as they live in the county, of course they have votes for the county. They live for the sake of their health at Rathmines, Kingstown, or Bray, and they have votes for the county.

57558. Mr. TANDY.—But don't you think they have just as much interest, and substantial interest too, in the city as the lodger class?—Oh, certainly. The only thing is they have themselves selected the county as their place of residence. One man says I will reside in the county; he goes there, and has a vote for the county. Another man says he will reside in Dublin; he does so, and has a vote for the city. If a man chooses to reside in one place, it is not fair for him to expect a vote in another. He has a vote for the place where he resides, though he may have more interest probably somewhere else.

57559. Mr. LAW.—Is there any other information that you can give us that occurs to you would be useful on this subject?—No. As I said before the majority of those who would lose the franchise would be persons who reside outside the city.

57560. Practically you agree with Mr. Goodman, or nearly so as to the numbers?—Yes.

57561. You think, however, that he has struck off too many?—Yes. I think he has struck off about 100 who could qualify. Of those who would be disfranchised there are 150 or 200 young men, sons of freemen, who have not yet acquired property and live with their fathers; they would, of course, be struck off for the present.

57562. Principally very young men I suppose?—Yes; and they seem to be more anxious for votes than any others.

57563. The question of grand-birth, how has it been settled? Are claimants by right of grand-birth admitted?—Yes.

57564. Were any admitted by right of grand-birth last year?—There was one.

Mr. Joseph Crawford.

Mr. *Joseph Crawford*, sworn and examined.

57565. Mr. LAW.—You are an officer of the Royal Bank?—Yes.

57566. Have you got Mr. Henry Foster's account in the Royal Bank for some time in 1868 and last year?—Yes (*hands in some documents*).

57567. Are those papers you have given in transcripts of his account?—Yes.

57568. What is your office in the Bank?—I am in the deposit department.

57569. Are those documents accurate?—They are.

57570. Do you remember whether, prior to the commencement of this account current, the first date of which is the 18th January, 1869, whether you had any account of Mr. Foster's previous to that?—He had a very small account.

57571. Was there an account on which he drew cheques prior to this?—Yes. The account was newly opened in 1869. The private transactions had ceased for a long time, and it was newly opened at that time.

57572. I see here by cash, 18th January, 1869?—That is right.

57573. There was no account current in the year 1868?—There was not.

57574. The first entry in the deposit-receipt account is that Mr. Foster lodged with you on deposit receipt, 26th December, 1868, £2,000?—Yes.

57575. And on the 2nd of January, 1869, a further sum of £500?—Yes.

57576. I presume these two sums remain still to his credit, on deposit-receipt?—Yes.

57577. Look at that deposit-receipt for £2,000—was that filled in by one of the clerks in your bank?—That is by himself.

57578. The £2,000 is there described as notes of other banks?—Yes.

57579. When large sums like that are deposited in your bank, is there a record kept of the sort of notes?—No, not of notes.

57580. Suppose they were English notes, have you no record of it?—No.

57581. Have you any means of tracing it?—If they were English notes they would not be represented here as English notes.

57582. What is the meaning of that entry?—That means they were notes.

57583. Notes of some Irish bank?—It would be hard to tell. They are not English notes; they might be Bank of Ireland notes. That is Mr. Foster's own writing.

57584. You are more familiar with it than I am. Would you say these were Bank of Ireland notes, or notes of other banks?—I would say they were notes of other banks.

57585. You could not discover what bank they belonged to?—No.

57586. Here are two lodgment dockets—one is 18th January, 1869, lodged to his credit, on an account current, £100, lodged by himself in notes of other banks?—It would be hard to say whether they were notes of other banks or not.

57587. That is his own writing?—Yes, I would say so—"By whom lodged—self."

57588. And here is one of the 12th of February, for a sum of £300, lodged by his sister, Miss Mary Foster?—Yes, that would be notes. There are no particulars there.

57589. Here again she lodges a sum of £200 to his credit, in notes of other banks, on the 5th May?—Yes.

57590. I presume that entry is not very reliable, as to whether they were Bank of Ireland notes?—Not at all.

57591. It merely means they were notes and not cheques?—Yes.

57592. I presume the deposit-receipt for the £2,000 was in Mr. Foster's own name?—Yes.

57593. Was there any other name joined in it?—No, only his name, and for the £500 the same.

57594. You kept a duplicate or block of the deposit receipts?—There is an entry in the books.

57595. With the exception of the entry in the books, is that the only separate record you have?—Yes.

57596. Have you examined the books to see whether it is entered in his own name?—Yes.

57597. Do you say there was no transaction or no cheques in the ordinary way in 1868, at all?—No, it began in January, 1869.

57598. Previous to December, 1868, when he lodged the £2,000, was he in the habit of making lodgments of sums of money on deposit receipts?—Not for a year or two previously.

57599. Had he done so some years before 1865, for example?—I am not sure. I think he had.

57600. In turning over the deposit receipts, can you say whether he ever before lodged to his own credit so large a sum as £2,000?—No.

57601. Is that the largest sum he ever lodged?—I should say so.

57602. What was the largest sum he ever before lodged?—I do not really recollect.

57603. Would you say £1,000?—I would say he did not lodge so much.

57604. When you spoke of his having deposit dealings in 1868, prior to that—were they small?—Not in 1868.

57605. The year before that?—I think I remember one three or four years previously.

57606. What was the amount of that?—I do not remember the amount.

57607. Was it £100?—It was not £1,000.

57608. Was it £500, speaking from recollection?—I do not recollect. It was not large. I would call £500 large.

57609. You will please to communicate to the secretary the amount of it?—I will.

57610. Can you say from recollection or belief whether he ever had as large a money dealing with you before as that £2,000, and the £500?—I would say not.

57611. Or even anything like it?—I would say nothing as large.

57612. I see his account is balanced up to the 25th January?—Yes, the last transaction.

57613. How does it happen the bank-book came back to you?—It may have been sent by post.

57614. Have you anything to do with that department?—No.

57615. You do not know how the account-book came to be transmitted?—No. I do not know whether it was ever transmitted or not.

57616. I see on the 24th December, an entry of 1*s.* 4*d.* postage to Paris—what is the meaning of that?—They may have been papers.

57617. What do you mean by papers?—Cheques or vouchers.

57618. Were the vouchers returned?—Yes.

57619. Did he write for them?—I should say so. We do not usually return the vouchers unless they are asked for.

57620. Do you remember whether he did write for them?—Yes; his cheques were returned to him.

57621. I suppose it would be about the time of the entry of the 1*s.* 4*d.* postage on the 24th December?—Yes; I was told his cheques were handed back to him by his request.

57622. 1st January, 1870, postage again 1*s.*—what was that for, do you remember?—They may not have been all sent at one time.

57623. Do you know whether anyone was in the habit of calling at the bank to look after his monetary affairs since he went?—I do not. Two of these purported to be lodged by Miss Foster.

57624. Has anyone lately called?—I do not know really anything about that.

57625. There is no record in the bank of the persons on whom those different cheques were drawn?—Not at all. They speak for themselves.

Mr. *George Richard Grice* sworn and examined.

Mr. George Richard Grice

57626. Mr. LAW.—You are an assistant of Mr. Henry's the town clerk?—I am second assistant.

57627. How long are you connected with the office?—Since May, 1864.

57628. I suppose you do not know anything of the original constitution of the freeman body?—I am aware that the books go back to the time of Queen Elizabeth.

57629. The freemen books?—Yes, there is a complete roll from previous to that. There are some very old books.

57630. How far do the Acts of Assembly go back?—I think some time in 1400, between 1400 and 1500.

57631. Is there a perfect record of the admission of the freemen from that time to the present?—Quite so. There is no break between them. The books are perfect from Elizabeth's time—from 1500. The books do go back perhaps farther than that. We seldom have occasion to refer to them.

57632. Do they refer to the charges?—Yes.

57633. Were you present at admissions since 1864?—Yes, I preserve the rolls from being torn, and assist in anything that is wanted. The town clerk generally acted as secretary to the Lord Mayor.

57634. Have there been many admissions by grandbirth?—Only in one year—Sir John Barrington's year, 1865.

57635. Were there many then admitted?—A good many were admitted that year by grandbirth. It is a sort of understanding with Liberal Lord Mayors that they will not admit by grandbirth in consequence of a question raised respecting it not being decided. It is an understanding that they will not admit them, and there have been no grandbirth beseeches lodged since.

57636. Do you know, as a matter of practice how the moneys are paid for the admission of the freemen—are they paid for at once?—I find that out of 536 admitted since I came into office 101 were not lodged by the Conservative agents. From 50 to 60 were lodged by Mr. M'Sheehy in 1864. The rest were lodged by the parties themselves, and from the names I would judge they were Catholics.

57637. Were the fees paid by the agents?—Yes; with the exception of 101 they were all paid by the agents. Sixty were paid by the Liberal agents, and the rest paid for themselves.

57638. Would you say a proportion pay for themselves?—A great many, to save themselves trouble, would give the money to the different agents to lodge it.

57639. What takes place when a freeman is objected to on the ground of changing his residence?—He does not disappear from the list, but the objection is lodged and printed, and comes before the revising barrister.

57640. What amount of evidence is generally regarded as sufficient?—The general course is an inspector who is sworn during the revision states he made inquiry at the house, and that the man was not there.

57641. How is that met on the other side?—I don't recollect that exactly.

57642. If a freeman's residence is changed, it commonly happens I suppose that he is objected to, and the answer is given that he is residing in another street?—That would be evidence to say that he is living in such and such a place.

57643. If a man called and said he changed his residence, you would make an entry of that?—Yes.

57644. Is it sufficient objection in the first instance to a man to say that inquiry was made, and that it was found he was not resident there?—Yes, and if a residence is not supplied he is struck off.

57645. Mr. MORRIS.—You receive the statement if it is not contradicted?—Yes; the inspector swears he went to the house.

57646. The person from whom the inspector made the inquiry is not sworn?—No.

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Mr. John Fox Goodman.

Mr. *John Fox Goodman*, further examined.

57647. Mr. LAW.—You stated you thought that about twenty per cent. of the freemen are Catholics; Mr. O'Shaughnessy says that in the whole body there are not 200 Catholics?—I had no means then of forming an accurate opinion, but I have looked into the matter since, and I differ from Mr. O'Shaughnessy. I think that more than 300, between 300 and 400 freemen are Roman Catholics.

57648. You state that now?—I do most positively. As I have been in the habit of attending the Revision Courts perhaps, you would permit me to state what is the practice there. As to the residences of freemen, so far as they were concerned, the revising barristers made a rule (I do not know whether it would stand strict investigation) to act upon evidence that other courts would not act upon, owing to the large constituency they must do it; but that rule is not confined to freemen, it is a mere matter of loose procedure. But as to the freemen they have added this safeguard: either side objects to the names of parties whom they believe have changed their residences. These objections are heard, and it is sufficient to say that the party has left the abode he was in, and he goes off. The other side find out where the person has gone to, and the evidence as to his change of residence must be given by an inspector, but he is cross-examined as to the source from which he derived his information, and unless he satisfies the barrister that it is correct, the name will not be restored. But that is done at an early period of the revision, and the agents on the opposite side go to the address supplied and make inquiries, to see that the information given is correct. He says, "I have been to where John Smith was stated to live, and he is not there." If the party is not there, unless he appears himself, his name goes off the list.

57649. For example, a young man who lived in London, but whose family lived here, if the inspector went to the house, he would be told, "Oh, yes; this is his house;" as in the case of Mr. Wharton, who lives in London?—Rated occupiers would be open to the same objection. When I was examined before, I said that about 800 would lose the franchise. I have since sent in what I believe to be an accurate list of the names—935, I think.

57650. Mr. O'Shaughnessy thinks you are mistaken in particular people not being able to qualify—such as Mr. Mansfield and Mr. Creed Meredith. He thinks you have been too liberal in your allowance?—I believe my list is accurate.

57651. Mr. TANDY.—He mentioned Mr. Mansfield, Mr. Meredith, Mr. Riddick, solicitor, and Mr. Wolsley, by way of illustration; he thought you were too liberal and said 800?—I will inquire about those names.

57652. I understood Mr. O'Shaughnessy to say that there were very few of the poorer class of freemen who could not come in as lodgers—do you concur in that?—I think there are few who could not come in as lodgers. Some do occupy rooms under four shillings, but I would say not many. My opinion is 135. My opinion is that 800 of them would be highly respectable men.

57653. Mr. LAW.—The people, Mr. O'Shaughnessy says, who would go off incurably would be respectable persons in the county, because they have no local connexion with the city?—There is one side of a street in the county and another in the city. A merchant in extensive business, or a solicitor, if he was on the county side, he would have no vote. Another having business in Belfast or Cork would come up and reside here for a few years, and he would have a vote.

57654. But your man would have a vote in the county?—I suppose he would.

57655. Mr. MORRIS.—As a matter of fact a good many of these very poor freemen would not care to go on as lodgers?—Oh, I believe if we ceased to look after the lodgers a very small number would be on the list.

57656. I understood you to say, that about 150 young men such as the sons of Mr. Adair, would go off?—The calculation I gave in would show that.

57657. Mr. LAW.—You take their designations from the way they appear upon the list?—Few of them are designated on the list.

57658. How did you get forty-five "commercial clerks," and 147 "mercantile clerks;" what is the distinction between them, for it seems rather arbitrary?—Commercial travellers.

57659. Is there a book in which the designations are given?—Some of them are designated in these.

57660. Did you take the designations from the printed list or from your own book?—I gave instructions to take it from the inspection book. Here is "F. W. Bashford;" there is no designation, and therefore they had to find out what he was.

57661. Is not his description opposite to his name on the roll?—I think not.

57662. What do you mean by "yeomen?" Where did you get that?—That is from themselves. I do not exactly know what they are.

57663. Mr. O'Shaughnessy seems to think they might be farmers living out in the country?—Very probably. I think the "commercial clerks" and the "mercantile clerks" are the same.

James Copeland.

James Copeland sworn and examined.

57664. Mr. LAW.—I believe you had a good deal to do with elections from to time?—I had something to do with the last election.

57665. Had you anything to do with the election of 1865?—No.

57666. I believe you live in the North City ward?—Yes.

57667. You used to be at Cherry and Shields'?—Yes.

57668. You know Mr. White of Henry-street?—Yes.

57669. Do you remember ever going canvassing with him?—No.

57670. Do you know Daniel Leahy, a basket-maker, in Stafford-street?—I have some recollection of canvassing him.

57671. You live in Middle Abbey-street?—I do.

57672. Do you remember canvassing him?—I have some recollection.

57673. What is your recollection?—I have a recollection of going in and asking him how he would vote.

57674. What did he say?—I have no positive recollection.

57675. Tell us the substance of it—did he give you a doubtful answer?—I cannot recollect exactly.

57676. Did he say he would vote?—I cannot say whether he said he would vote or not. I have no certain recollection.

57677. What sort of answer did he give you?—I could not say.

57678. What impression did he leave on your mind by his answer?—I could not say one way or the other; whatever the answer was I returned it in my book.

57679. But you remember canvassing him?—I have some recollection of it.

57680. If you have you must have some recollection of what answer he gave you?—I have not the slightest recollection.

57681. Did he give you to understand that he heard there was money going, and that he would get it if he could?—I do not recollect anything about money.

57682. Did you canvass a man called Wm. Beckett?—No.

57683. Or Connor, of Jervis-street?—I think I did.

57684. What did he say?—I think he was at work in Middle Abbey-street, and I asked where I would see him.

57685. What sort of an answer did he give you?—He did not give me an answer himself; but Mr. Curtis

(whom I did not know at the time) was passing through the shop and he said, "All right; he will vote for us." I did not get any answer from himself.

57686. Did he say he could not afford to lose his time?—No.

57687. Do you remember any answer you got from anyone?—I do not; I am not positive.

57688. To the best of your knowledge and belief, what answer did you get from Connor?—I have no recollection of what the answer was.

57689. Did you get any answer from Leahy?—I cannot recollect.

57690. Do you recollect any answer you got from any person?—No; any answer I got I inserted in the book.

57691. And let it out of your head immediately?—Not immediately; but I have no recollection of what anybody said.

57692. Do you recollect calling on a man named Winterbottom?—I do not recollect.

57693. Do you know Fogarty of Middle Abbey-street?—I did know the man on one occasion; but I do not remember him at the time of the election. I remember a man of that name that lived opposite to me in Upper Abbey-street.

57694. Do you know a man named George Byrne in Upper Abbey-street, a corkcutter?—I did canvass him. He intimated that he would require to be paid; that he could not give up his time without compensation.

57695. Did you understand that he wanted compensation for going to vote?—I did.

57696. That is George Byrne?—Yes.

57697. Did you return that to the committee?—I did.

57698. Did you return, "George Byrne wants to be treated better than last time?"—I do not recollect.

57699. But you remember that he wanted to be paid?—His intimation was tending that way.

57700. He did not say bribery, but he said he wanted money, or gave you to understand that he wanted it?—He gave me to understand that he wanted some remuneration for his trouble.

57701. What did you say?—I said I should represent his case to the committee. He would not give me a definite answer.

57702. Did you tell him you would tell the committee what sort of answer he gave you?—I did.

57703. That you would report the case to them?—Yes.

57704. Did you see him afterwards?—No.

57705. Do you know a man named Willis?—I think I did canvass that man in East Arran-street.

57706. What did he say?—He said whoever would give the best present to his daughter.

57707. What did you say to that?—I said I could not promise him anything of the kind; it was not my place.

57708. Did you say you would report it to the committee?—I said I would report it.

57709. Did you canvass John Sweeny of Jervis-street?—I did not. I know the man.

57710. Did you ever speak to him about his vote prior to the last election?—I did not.

57711. Do you know a man named Atkinson of Jervis-street?—No.

57712. Do you know Thomas Barry of Upper Liffey-street?—No.

57713. Did you canvass a man named Fagan of Upper Abbey-street?—No.

57714. Did you canvass a man named John Maher of Mary-street?—No.

57715. Or Daniel Leahy of Stafford-street?—That is the man I did speak to.

57716. Did he not give you to understand that he wanted money for his vote—did he say so himself?—I do not recollect, but it is possible that his conversation went in that direction.

57717. Is it your belief that he gave you to understand that he wanted money for his vote?—I have no belief in the matter with regard to that. He may have done it; it is possible he did.

57718. How many did you canvass altogether?—I could not say; a great many.

57719. Had you a canvassing book?—Yes.

57720. Were they all freemen you canvassed?—Everybody.

57721. Have you that book still?—I returned it to the persons having charge of the canvassing department.

Mr. *John Mason* sworn and examined.

57722. Mr. Law.—We find that you were assisting in the North City ward at the last election?—I was.

57723. You were assistant to Mr. Thorpe, who, we understand, is not very well now?—Yes.

57724. It was part of your charge to make out these returns that were sent from your committee-rooms to the central office?—It was Mr. Thorpe's duty to do that. I cannot say that I had anything to say to it. The committee took it all upon themselves.

57725. What were your duties?—I was an inspector; I think that is what they called us.

57726. Had you outdoor duty?—No, inside entirely. In fact I had nothing to do in consequence of the committee having taken the whole burden of the work on themselves. I remember when a number of young men came there, I signed a book showing that they had attended. They were clerks.

57727. Were there many clerks employed?—That book will tell you.

57728. We have not got any book of your ward but one?—I think there was some book of the kind.

57729. There was a book in which there was a list, made by Mr. Speedy, of persons applying for employment?—I had nothing to say to it.

57730. Was there also another book in which the clerks entered their attendance?—There was; that continued for some short time.

57731. It was not continued to the end?—No; for a very short time.

57732. Do you remember the fact that these returns of doubtful voters, &c., were prepared by Mr. Thorpe for transmission to Dame-street?—I believe they were.

57733. We gathered that they were prepared in an upper room, where you were?—I had a private room to myself and I had nothing to say to the returns, they were made out by the secretary and Mr. Thorpe.

57734. Is that in Mr. Thorpe's handwriting (*List handed to witness*)?—I am not acquainted with his handwriting.

57735. Did you ever see his writing?—I did; but I have no recollection of it.

57736. You were not much at the desk work?—I was not at it at all.

57737. Were you a general superintendent?—I was a mere looker on; because the committee took the whole burden upon themselves, and I was desired not to interfere with them.

57738. Were you in the habit of attending constantly?—Almost every day; I did not remain more than an hour or two each day.

57739. What was your duty when you were there?—I cannot say, I did anything during the time I was there. Questions were asked of me, and any information I could I gave.

57740. Receiving people who called?—Anyone that came to ask questions were referred to the head office.

57741. Did you ever canvass any of the electors?—No.

57742. Do you recollect on the Saturday before the election a considerable number of persons coming down to the office in Sackville-street and getting appointments?—Yes.

57743. There were circulars issued from Dame-street asking the applicants to go to No. 40, Upper Sackville-

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Mr. John Mason.

street?—The inspectors, poll clerks, and others were appointed on that day.

57744. Were you in the house when the people were getting these appointments that day?—I was in the room.

57745. It was an upper room?—It was.

57746. Who were present?—I think Mr. White and the conducting agent, Mr. Sutton.

57747. They had come over from Dame-street?—They came over from Dame-street and made the appointments.

57748. Had they a list with the persons to be appointed?—I fancy they had; they had a number of papers, but I was not concerned.

57749. Were you assisting in any way in the appointments?—No; I had no right to appoint.

57750. While they were giving out the appointments were you assisting?—I saw them doing it; but I took no part in it.

57751. There must have been a list?—I fancy there was.

57752. Because one witness says his name was called out and the appointment handed to him?—I know Mr. White was there and Mr. Sutton, but the rest I do not know.

57753. How long was it going on?—Several hours.

57754. What time did the people begin to come—twelve o'clock?—I declare I do not know. I did not remain the whole time.

57755. You left before it was concluded?—I did; because I had no business there? it was merely curiosity that brought me in.

57756. I see here in a circular produced by one of the witnesses, that he is requested to come to the office at eleven o'clock on Saturday?—I remember that very well.

57757. The business began at eleven o'clock, and went on up to what hour?—I cannot say.

57758. Did you leave before two or three o'clock?—Somewhere about that.

57759. It was not over at that time?—I am satisfied it was not over at that time.

57760. It was a large room?—It was.

57761. How many people were in it?—About 100.

57762. Did you see whilst you were there the different people as they were called up, get their appointments handed to them?—I did.

57763. Did you see any of them signing the gratuitous service papers?—I did.

57764. Had you anything to do with the signing of them?—No.

57765. Was what took place something in this way—A man named Cantrell has produced this paper to us. He wrote for employment, he got a circular asking him to go to 40, Upper Sackville-street. He went, and ultimately, after other names had been called out, his name was called out, and he had a gratuitous service paper placed before him, and was told to sign it; and he was then handed another paper, namely, his formal appointment?—I think that was the course. That is my impression.

57766. Is it your recollection that, as the name was called out, the man came forward, and had a gratuitous service paper placed before him, and when he signed it, he got his appointment?—That is my impression.

57767. Was any statement made to the applicant before he signed the paper, or before he got the appointment?—My impression is that they were told they could not be paid.

57768. Could not be paid at that time?—Could not be paid at all.

57769. That was the general instruction or proclamation made on all occasions; but do you remember whether, as each came forward to sign the paper, he was then told he was not to be paid?—I do not know. The poll clerks were all very young men, and a great many of them had no votes.

57770. Of course nothing could be said to them at all?—No.

57771. You had nothing to do with the filling up of the appointments?—No.

57772. Who took charge of the gratuitous service paper when it was signed?—I believe Mr. White.

57773. You did not take charge of it?—No.

57774. These papers, signed, were taken away to Dame-street, and were not left in your ward?—That is what I believe.

57775. Do you know anything about the names on the paper I put into your hands just now?—I did not read the names.

57776. They are all in your ward, and are returned as voting conditionally; do you remember having heard anything of these people?—I have no recollection whatever of any of them. I do not know any of them.

57777. Have you seen Mr. Thorpe lately?—No, not for some time.

Mr. Frederick Sutton.

Mr. *Frederick Sutton*, further examined.

57778. Mr. LAW.—I suppose the usual course was that you and your assistants had the most to do with the appointments?—Yes, more than Mr. Julian. We made most of the appointments. I think he made a few—very few. Practically we made the appointments, Mr. Williamson, Mr. Fell White, and I.

57779. There is a man named Cantrell, connected with the Old Men's Asylum—do you know him?—I think I remember a man of that name, Frederick Cantrell—he is an inmate of the establishment.

57780. He produced these documents to us—the first is a sort of card, dated 26th October. He does not appear to have seen anybody that day; but he appears to have seen Mr. Julian on the 28th—you will see a letter of 3rd November, in which he refers to an interview with Mr. Julian—the last letter is a peremptory demand?—Yes, I see that; he appears to have had an interview with Mr. Julian.

57781. You see the nature of the letters?—Yes.

57782. The last letter is a peremptory demand that he shall have an answer, or that he will look out for his interest elsewhere?—I am not aware that he ever got an answer.

57783. What he says is, that to the last of the letters he got this circular as answer?—That is the form that went to people whom we thought would be suitable for these different appointments.

57784. Did you make a list of selections from the different parties of the persons you thought would be suitable for the employments?—We had a book in which we had a number of their names recorded, and I think we made our selections very much from that book, and also from personal knowledge.

57785. But, before you sent out the circulars to the persons intended to be appointed, had you not a list of the persons you meant to appoint?—We had a book in which were entered the applicants' names; but you will see on a sheet which I lodged the names as they were appointed, and we had in a book a list of the names as they applied.

57786. Where is that?—It is lodged here.

57787. Cantrell says that, having got that circular in answer to his pressing demand for money—for it comes to that, or employment as good as money—he went to Cherry and Shields' on the 14th, and that you and Mr. White were there to meet these people; that he waited for a while and, as his name was not called, he went away; that, when on Carlisle-bridge, a friend told him that his name had been called whilst he was away; that he returned; that his name was called again; that he went forward, and that a gratuitous service paper was put before him; that he signed it, and that then this document (his appointment) was put into his hand, and that it was ready filled up for him,

but that his name was wrongly spelled with a "K" instead of with a "C"?—I think it was Mr. Williamson and myself who were making the appointments.

57788. As it is clear that the names were called out, it is manifest that there must have been a list of names?—The list is here.

57789. Do you mean that book you have lodged?—You will find paper lists also with the different booths, and the names set opposite to each of inspectors, poll clerks, and check clerks.

57790. Had you these lists with you that day at 40, Upper Sackville-street?—We had.

57791. And who filled up these different appointments?—The name was called out, and the party came up and got his appointment, and signed the gratuitous service paper. It was a very large room, and that is the reason we selected that place, because we knew there would be a crowd. We had eighty-three booths to provide for.

57792. You began at eleven o'clock?—I think it was a long time after that.

57793. When did you begin to issue the appointments?—Not until about twelve o'clock.

57794. When were you done?—I am sure it was after four o'clock.

57795. How many appointments did you issue that day?—What we were entitled to would be an inspector, a poll clerk, a check clerk, and a personation agent for each candidate in each booth.

57796. How many people were there in the room that day—a couple of hundred?—I am sure we appointed 300 at least that day.

57797. Would you say more—400?—I should not like to say it without reference. The number we would be entitled to appoint for the two candidates is considerable; but we did not appoint near the full number to which we were entitled. We had to appoint an inspector for Sir Arthur Guinness, and another for Mr. Plunket in each booth; because we could not ask a man to stand in an open room, in severe weather, all day without being relieved.

57798. Had you supernumeraries?—They were in reality inspectors for Mr. Plunket; but we did not appoint the full number for Mr. Plunket.

57799. You gave Cantrell an appointment?—Yes.

57800. What was his appointment?—Poll clerk. I think he wrote a fair hand, and that was the reason we appointed him.

57801. We find that some persons were appointed supernumerary inspectors?—That was the way it was, that they should relieve each other, so as to let them get away to get refreshments. It is hard work on a winter's morning, standing in a cold room from eight o'clock to five o'clock.

57802. But it pays well?—We find it difficult to get gentlemen to act for 13*s.* 10*d.* It is hard work in the winter season, especially in an open booth.

57803. You found no difficulty last time in getting them?—It is not always easy to get them at a general election.

57804. Did you find it difficult in 1868?—It was not so simple to get suitable persons that we thought were up to the business.

57805. Cantrell says his name was called out and that he came forward and was handed the document; you knew before the parties came up who were voters, and who were not: were the papers filled up and ready to sign?—He signed it at the time.

57806. He says that his name was called out, that the paper was passed over to him and that nothing more was said?—I cannot say whether he was asked if he was a voter; I know we did ask persons if they were voters.

57807. You knew before hand in this particular instance. He wrote four pressing letters, stating that he was a freeman and asking for employment. He says he came forward and signed the paper, and that that was all there was about it?—I would not be positive. That may have been all that passed—it is quite possible. There was a very great crowd; others were asked if they were voters, and were told if they did not sign the paper we could not employ them.

57808. Had you these letters of Cantrell before you, do you think?—I do not remember ever reading them.

57809. I suppose you just looked at the marginal note?—I never read the letters, or troubled my head about them. I never intended to answer one of them.

57810. When you were dealing with this man in this way had you present to your mind that the man wanted money?—No, indeed.

57811. In fact you took over the list of people to be employed, and got through the work?—Very hard work it is; few have an idea what hard work it is. We were generally telling them what they were to do. We always told the inspectors; the poll-clerks, and tally-clerks, their duties; and it took a long time. I do not think we were done that evening until after five o'clock. It was quite dark when we left the room.

57812. Mr. TANDY.—Would the usual course of business when you received such letters as those from Cantrell, be to have the names of those persons writing them put into a book as persons applying for employment?—Most likely his name went in without any letter.

57813. But there were letters from him?—He wrote these letters afterwards.

57814. The letters began on 26th October?—It was after that we made the appointments; but we were taking the names of parties in the book previous to that, that we might know where to find them.

57815. Would it be your general course to enter the name of the writer in a book as a person seeking employment?—Not in consequence of such a letter as that.

57816. What happened in his case is: he writes these letters, the purport of which cannot be mistaken, and his name is entered for employment?—I will not say that his name was not entered down as a suitable person long before he wrote these letters. I think it is more than probable it was.

57817. Have you any reason for that suspicion?—I think the fact of a person writing letters of that kind would be a reason for not putting his name down.

57818. Do you not know that if his name was accidentally put down it would be struck out when he wrote these letters?—It is quite possible that it would not.

57819. In his case, have you any reason for supposing that his name was written down as that of a person for employment before these letters were written?—I cannot say positively, but I think it was. It was not I wrote the names down; and though these letters came to me I rarely read one of them.

57820. What did you do with them?—Threw them aside.

57821. Would you send them up to any other person to be entered?—Letters of that kind certainly not. We would have an endless job if we did.

57822. What was done with them?—Thrown into a box or drawer, and left there. I do not suppose they ever saw daylight from the time they came to the committee-room until they came here.

57823. When you saw a letter from a party asking for employment, in such unmistakeable terms, what would you do?—If I knew that his name was down for employment I would direct it to be struck out.

57824. You do not recollect doing that in his case?—I do not.

57825. Mr. LAW.—Did you not see the note upon the fourth letter by Mr. Julian—"Peremptory demand for employment?"—Yes; I would imagine that he was wanting to be employed as a canvasser or have constant employment during the election.

57826. Mr. TANDY.—Was not that for remuneration?—We would not employ him for money.

57827. The difficulty I feel is this, that there are letters which, beyond doubt, require remuneration for employment. His case is that he got a circular. That he went to Upper Sackville-street. That his name was called out as if it was written down, and that then he got this appointment, without any explanation, ready made out?—He certainly was told, as every one of them was told, that if he chose to act it should be gratuitously.

57828. Mr. LAW.—He says that probably Mr. Julian did call his attention to the Act of Parliament?—We could not really know what was moving in the man's mind.

57829. What presses upon us is this—he was told by Mr. Julian on the 28th October that he could not get paid, but he writes these letters after that demanding money (for that is what it came to) or remunerative employment. To the last of these letters he gets an answer, namely, a circular inviting him to come to Cherry and Shields'. He goes next morning, and without a word being said, his name is called out, a gratuitous service paper is placed before him; he signs it, and his appointment is handed to him. The difficulty is, that no matter what he was told, when he wrote these three letters he wanted money, and the answer he gets is an appointment cut and dry?—When he answered to his name it was filled in.

57830. Mr. TANDY.—The difficulty I feel is that express notice is brought home, not to you, I will say, but so far as the man himself is concerned, he brought home express notice to the agents that he was looking for remunerative employment, and the next communication he receives is a ready filled-up letter of appointment. It is of that I want some explanation?—It was not ready filled up at the time. As they came in the names were filled in. The papers were all printed, and as anyone came in and answered to his name it was filled in.

57831. In the room?—In the room—not until the name was answered to.

57832. The moment he answered the clerk filled it in?—If he chose to take it and act gratuitously we would fill in the name.

57833. But the misfortune in his case is that before there was any conversation with him warning him that notwithstanding these letters he could not get a farthing, he gets the gratuitous service paper, and then his appointment?—I do not suppose that any of us had the slightest recollection of these letters.

57834. Mr. LAW.—That very likely explains the whole thing?—As a matter of fact it was as the parties came in that their names were filled in, because we had all the papers printed in order that we might have nothing to do but fill in the names.

57835. Mr. MORRIS.—You got a good number of letters of this class asking remuneration. Could you undertake to swear that you excluded from your list the names of any persons who had given you hints of that kind?—I would not, indeed, but we fully explained to everyone who had a vote that he could not be paid.

57836. In this case the point of it is that all your agents had express notice that he wanted to be bribed, and he is found on your list getting an appointment and signing a gratuitous service paper. If you guarded yourself in these kind of cases do you think you guarded yourself in this instance?—As far as we could, but it would be impossible, in the enormous mass of business, to say positively. Besides, I need not say 13*s.* 10*d.* is no great remuneration. That is evidently not what he wanted.

57837. Mr. LAW.—He wanted the price of a great coat?—Thirteen and ten pence would go a short way for that—it was over and over again explained; and in the very room where he was appointed, and all through the house, was a large placard of the Act of Parliament, stating that remuneration could not be paid.

57838. Mr. MORRIS.—It is very odd, if that be so, that a great number thought these gratuitous service papers were mere matters of form?—We could not answer for their getting that idea into their heads.

57839. Mr. LAW.—Did you think that any of these who signed the gratuitous service papers felt gratified at being taken upon the staff, and allowed to work for nothing?—Perhaps none of us would be gratified at having to work for nothing, but we do it from various motives—I worked for nothing because I worked for my friend and relative, and also for the cause.

57840. The difficulty is that there was nothing to prevent a man from giving his services gratuitously without an appointment at all—do you think they looked upon it as an honour?—No, but it was a question whether it was not a very great protection to us to have them.

57841. I can understand perfectly well a man like yourself giving valuable services for nothing, for a relative or for the cause, but if a man wanted to work for nothing for the sake of the cause, would you not say, "Work away if you like, but we will not employ you,"—yet, a man signs a paper constituting him an honorary officer—what was the reason for signing that—did they look upon the appointment as an honour?—I do not know whether they did or not—but I know that we would not have them at all without it.

57842. But you were not getting them to do anything?—They were appointed and they professed to do something.

57843. There are many instances of one class of volunteers—you are one yourself; there are other cases, of which Cantrell is an instance, in which a man who is appointed to a definite duty says, "I will work for nothing;" but there is another class—where a man is not appointed to anything, and yet he signs his name to one of these papers?—I never got a man to sign a paper unless on his being assigned a special department. I imagine the cases you refer to occurred more in the wards where they appointed canvassers, and where it was thought safe to get them signed.

57844. Mr. TANDY.—Are you aware what number of those gratuitous service papers were distributed through the wards?—I would be afraid to say, but something about 400 signatures are to the papers.

57845. You do not know the number distributed through the wards?—No.

57846. When they were distributed were there any special instructions given as to the use that should be made of them?—Simply that any gentleman getting an appointment, and having a vote, should sign one of these papers, and to let the parties understand that their services were to be gratuitous.

57847. Mr. MORRIS.—You told the ward committees to let the parties know that?—Yes; I explained to the ward agents that we would not pay any gentleman who had a vote.

57848. Did you understand at any time before the election that the gratuitous service papers were signed by the poorer class of people, who ordinarily look for payment; were you aware that they were being signed by a class who ordinarly looked for payment?—I did not know what class of people were signing them at all; I did not know who signed them.

57849. Mr. Julian says his understanding of the gratuitous service papers was, that they were only intended for the better class of people who were willing to give their services for nothing?—Not at all; they were intended for any person.

57850. Were they intended for poor men?—If they were going to work they were intended for poor as well as the more independent, if they had votes.

57851. What was it you told the parties about not being paid?—I told them that if they had votes they could not be paid. We told them they could not be paid for their services—we could not have them at all if they required payment.

57852. Whether did you tell them that if they had votes they could not be paid for their services, or that if paid for their services they could not vote?—We told them that if they had votes, if they required to be paid we would not employ them at all, because they could not vote for us, therefore we could not employ them; their votes would be struck off on scrutiny.

57853. I fear the way in which it was put by your agents was, that they could not be paid if they had votes. There was nothing to prevent your paying them if you choose to do without their votes?—I must say every precaution was taken to prevent its being misunderstood.

57854. It is curious it was put in that way by agents, that they could not be paid if they had votes. That would not convey the true meaning to most people?—That they could not have their services at all.

57855. Mr. LAW.—I suppose you know of the large extent to which the freemen voters were influenced

in favour of Mr. Pim in 1865, by employing them as canvassers?—I know nothing about it but what I saw in the newspapers. I heard at the time that there was a great deal of money went on Mr. Pim's side. I did not hear of the cards. I made no inquiry at the time.

57856. Mr. Vance seemed to hear of them?—He canvassed—we did not.

57857. Did you not hear it at the time?—I have not the smallest recollection. I heard a great deal of money was spent, and that it was openly paid.

57858. Where did you hear it was paid?—On the day of the election I heard it was paid openly in the streets. I don't know whether it was true or not.

57859. Could you tell who told you that?—I could not tell you. It made no impression on my mind at all.

57860. Do you mean you heard it was paid in the streets on behalf of Mr. Pim?—I did.

57861. When?—At the time, or immediately after the election. It made no impression on me because I think there is always an enormous amount of exaggeration about these things.

57862. Now that you have mentioned that matter, can you give us any clue to enable us to find whether there is any truth in the statement?—I could not give you any clue at all because I made no inquiry about it; a petition was not even spoken of.

57863. Did you ever after hear whether there was any truth in the rumour?—I did not. I never made the smallest inquiry about it.

FORTIETH DAY.
February 5.
Mr. Frederick Sutton.

57864. We know that a very large sum of money was spent in paying on canvassing cards, and that that influenced the freeman vote largely; but did you ever hear that money was paid on the day of the election?—I heard at the time, and immediately after, that money was paid by Mr. Pim on the day of the election, or by his party. I do not say by himself.

57865. Did you hear any name mentioned?—I did not. It made no impression upon me.

57866. Have you reason now to believe, calmly looking back, that that statement was made with or without foundation?—I would imagine from the mode of giving out canvassing cards and paying money on them it was more likely it was done in that way.

57867. Probably that is what was alluded to by the statement?—It may be, because I was very well satisfied as to my own friend; I knew no human being would trouble himself to give sixpence for him.

Mr. Law said they proposed closing the inquiry, but if anyone made an application to be heard they would sit on the next Saturday and hear him. And if anyone wished to send them a statement they would be happy to receive it.

(Adjourned.)

FORTY-FIRST DAY.

FORTY-FIRST DAY.
February 12.

SATURDAY, 12TH OF FEBRUARY, 1870.

Mr. *Robert L. Hodson* further examined.

Mr. Robert L. Hodson.

57868. Mr. LAW.—We understand you have some statement to make?—Yes; it is in reference to what Mr. O'Shaughnessy stated the other day about those gentlemen whom Mr. Goodman gave you a list of; he mentioned three names that were put down in that list of gentlemen that could not qualify; and he said they could—Mr. Mansfield of Grafton-street, the Rev. Mr. Wolseley of Leeson-street, and Mr. Meredith. Well, these three cannot qualify. He just took these three names, and they are the very three cannot. Mr. Mansfield of Grafton-street is not a partner with his father at all; he only occupies a photographic gallery, and he could not qualify as a lodger, as he lives in Rathgar. Mr. Meredith has no house as Mr. O'Shaughnessy stated, for he lives with his father-in-law, Dr. Hargrave in Upper Mount-street.

57869. I thought he was only married a couple of weeks ago again?—He was married to the daughter of Dr. Hargrave, and he always lived with him; and he must be a sole occupier of a house for twelve months in order to qualify.

57870. But this estimate is all prospective, and he will not always live with his father-in-law?—Mr. O'Shaughnessy also stated that the Rev. Mr. Wolseley could register, who lives at 23, Leeson-street, upper; but that is in the county; it is in the barony of Uppercross; and Mr. Wolseley is a registered voter for the county of Dublin at present.

57871. Mr. MORRIS.—Do you agree with him as to the number who would be disfranchised?—Yes.

57872. About 800?—Oh, yes; I made out that under Mr. Goodman.

57873. Mr. LAW.—The Donnybrook ward appears to be a very peculiar one?—Yes; that is a very peculiar district; it runs all along by Wellington-road, and Waterloo-road—all along there. There is one side of Leeson-street which is in the city for Parliamentary purposes, and one side in the county. Now Mr. Wolseley lives in 23; that is in the county; it is in the barony of Uppercross, and he is registered for the county. If he lived two doors higher up, he would be in the city.

57874. One side of the street is in the county?—Yes; one side is in the county, and one side in the city.

Thomas Clare sworn and examined.

Thomas Clare.

57875. Mr. LAW.—What are you?—An occupying ratepayer.

57876. You are not a freeman, are you?—No, sir.

57877. Mr. MORRIS.—Were you in 1868?—Yes, sir, I was in 1868.

57878. You were a freeman in 1868?—No, sir.

57879. Mr. LAW.—Did you see the statement made by Mr. Robinson?—I did, sir.

57880. We do not ask you any questions about it; but do you wish to make a statement?—I have no statement at all to make about it.

Mr. *George R. Grice* further examined.

Mr. George R. Grice.

57881. Mr. LAW.—You hold an office, I believe, under the Corporation?—Yes; I am Assistant Town Clerk.

57882. You have, I presume, the means of ascertaining by what rights the several freemen now on the roll were admitted?—We have, sir; our books will show that.

57883. Would you be good enough to take the list of registered freemen for the present year, and mark it so as to make out a return for us of the right by which each freeman appearing there was originally admitted, and so far as practicable the date of such admission?—I will, sir; but I shall require a few days to make out such a return.

57884. Well, when you have it made out, pray sign it and send it to our secretary?—I shall, sir. I shall try to have it ready by Thursday next.

FORTY-FIRST DAY.

February 12.

Mr. William Patrickson Pike.

Mr. *William Patrickson Pike* sworn and examined.

57885. Mr. LAW.—What are you?—I am a freeman and a solicitor.

57886. How long have you been a freeman?—Forty-eight years.

57887. Were you here in Dublin at the time of the last election?—I was, sir.

57888. Did you spend much of the day at Green-street?—Not a great deal; I was not very well; I came down a little before nine to vote.

57889. Did you remain here long after voting?—About an hour, I think.

57890. Did you see anything remarkable while you were here?—No; and if I did I would have remained. I saw the freemen pouring into the booths as freely as the waters of the Bay of Dublin pass into the river Liffey.

57891. I suppose after spending that hour here you went home again?—I went home.

57892. Did you hear anything during the hour you were there about bribery?—Not a word; not anything of bribery till the commission sat before Judge Keogh.

57893. Were you in Dublin at the time of the election of 1865?—I was, sir, and voted.

57894. Were you aware of any money, or did you hear of any money going at that time among the freemen?—I did not, sir, and I wish to add, that I do not believe that at the last election there was any bribery on either side as to the freemen, beyond what was proved before Mr. Justice Keogh, and some additional ones by yourselves; because about twelve o'clock almost all the freemen had voted; and at the election of 1865 there were 650 freemen who voted for Mr. Pim, and I say that out of that 650, 500 of the voters were men beyond anything like the imputation of bribery; they were the most respectable men in the City of Dublin.

57895. Five hundred out of the 650?—Out of the 650.

57896. Are you aware that a great number of those 650 who voted for Mr. Pim in 1865 had got canvassing cards on his behalf?—No, I was not aware of it.

57897. I suppose you are aware of it now?—So I hear from his agents. I say 500 of the 650 were men of such respectability that they would not require any such thing.

57898. Have you examined the names, or do you know the names of the 650 freemen that voted for Mr. Pim?—No.

57899. Then how do you know to what class they belong?—Because I went through the list and marked them off.

57900. Were you in Dublin at the election of 1859?—Oh, I have been at all the elections since the time of Sir Michael O'Loghlen.

57901. Were you aware of any bribery taking place among the freemen at the election of 1859?—No.

57902. Have you heard it sworn here, that there was a considerable sum of money disbursed to the freemen at the election of 1859?—I have no doubt that at every election there had been a certain number of persons who have placed themselves in the position of managers, and that they have got large sums of money, and I believe have kept it. They disbursed a small quantity of it, no doubt, to give it a colour, and they kept the rest. I think I can give you an instance of it. There is the instance of that Mr. Foster whom I do not know at all; never saw him to my knowledge. It appears here from the examination, that he had £2,500 in bank, and that he never had so much before. Now, wherever that man got the money, the £2,500, it must have been for the purposes of bribery, as he represented. He distributed, it would appear from the evidence, about £150 of it, and he keeps the rest; and I think that has been the custom among these managers from time immemorial.

57903. But you do not know that of your own knowledge?—No.

57904. At the election of 1859 did you hear any allegation that there was bribery on the part of the Liberals?—No; I never heard anything of it.

57905. Did you hear there was in 1857?—No; I never mixed myself up.

57906. Of course we understand that?—But Mr. Dillon comes forward here, and he got £2,000 for which he was not accountable to anybody. I wish also to state to you that when I was admitted in the year 1822 I was admitted in right of grandbirth, though I was entitled by my father; and I afterwards took out my freedom by right of birth from my father.

57907. Are you speaking now of your admission to the freedom of the city or of the guild?—Of the city and guild, both together.

57908. In what guild were you?—In the guild of carpenters.

57909. In the year 1822?—In the year 1822—November, 1822.

57910. Were you admitted into the guild of carpenters by right of grandbirth?—By right of grandbirth.

57911. When were you admitted to the freedom of the city?—Immediately on that—in November.

57912. And how were you admitted then?—By right of grandbirth.

57913. Were you admitted by grace especial?—Not at all; it was an undoubted right at that time; and I heard my father say—and this is good evidence, because he was giving evidence against himself—he was seventy-four or seventy-five when he died, and I heard him repeatedly, in speaking of the elective franchise, mention that the right of grandbirth was an undoubted right. My admission at that time cost me £4 or £5. I afterwards, in about fifteen years, took out my freedom in another guild; and I passed the city twice, which is very unusual.

57914. Were you admitted to the freedom of the city twice?—Yes; in 1835, I think.

57915. In what right were you admitted the second time?—In right of my father, I think.

57916. What was the meaning of your being admitted to the freedom of the city twice? I did not think that a man could be admitted twice to the same franchise?—I chose to do so; and I did not mind at that time the expense; I would now. It cost me £4 or £5. I was three years master of the guild of carpenters, immediately before the Reform Bill, and in that capacity I sent forward a great number of beseeches for freedoms; and I say that there never was a beseech sent up for freedom upon a fraudulent foundation. No such thing as that ever happened, nor could it happen, because in the guild there were great differences of opinion; we were Radicals, and Conservatives, and Tories, and soforth; and no one party could carry on fraud, even if they were inclined to do it; but I say there never was a man admitted who had not the right.

57917. We are not going into that question here?—Oh, but I have heard about Mr. Campbell here, that he was admitted by fraudulent means. He might have concocted that, but that was since the Reform Bill. I have now to state that although I interfered as a volunteer often, I never accepted any employment at the election; the first vote ever I gave was for Mr. Henry Grattan. I afterwards voted for Perrin and Harty, and they were unseated, and Sir Colman O'Loghlen's committee then applied to me; I was down in the county of Meath, and I wrote them up word to say that as long as I lived in future I would never vote for a reformer; and I never did.

57918. What was the bribery alleged against Perrin and Harty—whom did they bribe?—General bribery as I understood.

57919. Were any of the freemen bribed at that time?—Not that I am aware of. I never knew a freeman to ask for a bribe.

57920. Did you ever hear of a freeman taking a bribe?—No; I have no doubt, however, that these men whom I have mentioned to you as managers gave out for their own purposes—for the purpose of getting a sum of money into their hands—that it was neces-

sary to bribe; and I have no doubt that they did bribe to a certain extent a few men to give a colour; but they told the people whose money they got that they had dispensed it.

57921. Mr. MORRIS.—How far does your farthest memory go back?—Now, there are 2,700 registered freemen, and I suppose there are 600 not registered on account of absence, outside the jurisdiction. I myself have four sons, and three of them are freemen. One of them is gone to reside in London, and is therefore disqualified; another is disqualified because he is gone to reside in Canada. There are 150 solicitors——

57922. Mr. LAW.—Oh, we know all that. Mr. Goodman has given us a list of all the freemen?—Every freeman here that proved that he was bribed at 76, Capel-street, had to admit on questions put to him by yourselves that he got £25 from Mr. Fitzgerald. Now, £25 is as much as a mechanic would earn in six months; and some of the men who have come up here, and admitted that they were bribed, were always looked upon with suspicion by everybody in the guilds —looked upon as men who were open to bribery; but they were always very few. I believe I mentioned that by twelve o'clock almost all the freemen of Dublin had voted, and out of 650 that voted for Mr. Pim in 1865, he had only 300 at the last election; and the way I account for that is, that Mr. Pim threw himself into the arms of the Radical party on that occasion, that went in for the disfranchisement, and disendowment of the Church; and then the 300 who voted for him are Roman Catholics.

57923. Can you state as a matter of fact that the 300 freemen who voted for Mr. Pim were Roman Catholics?—No; but I understand that there were about 300 Roman Catholics.

57924. Then do not tell us what you understand if you do not know it yourself?—No; I don't know it.

57925. Of course you do not. Do not tell us anything that you do not know yourself?—Very well, sir. I have also to mention to you that one of the freemen here, a man of the name of Moy, mentioned that he used to get dinners formerly; but those were dinners given to the officers of the guild; for instance, when I was myself elected master I gave them a dinner, but it was not for the purpose of bribery, it was for the purpose of good fellowship. It was not given by the member of Parliament, nor the candidates for the members of Parliament. Of course you know the Right Hon. Henry Grattan would not sit down with a parcel of mechanics that he gave a dinner to. They were dinners given by the masters of guilds, stated dinners; and besides that, everyone we met at the guild, every decent freeman that came in, would subscribe something towards the poorer brethren, and we had alms-houses. And if the freemen had been left alone at the elections they would have come up freely here to vote, and they were kept back —as it is part and parcel of human nature to believe that they were kept back by people giving out word that there would be something going.

APPENDIX.

No. 1.

SPECIMEN of GRATUITOUS SERVICE PAPER used at the ELECTION of 1868.

14th November, 1868.

GENTLEMEN,

I beg to place at your disposal *my* Gratuitous Services, before and on the day of the Election, in any way you may desire, in order to secure the return of Messrs. Guinness and Plunket.

Yours obediently,

Fredk. Cantrell.

No. 2.

DOCUMENT referred to in the Report as "Mr. Eames' List."

VOTERS who undertook to render GRATUITOUS SERVICES.

Royal Exchange Ward.

Date of Employment.	Name.	Address.	Recommended by	Employed as	Observations.
From Oct. 17th to Nov. 18.	Forrest, W. R. N.B.—I have already *lent* this man £8 0 0 which please retain for R. Eames.	29, William-st.	Mr. Power,	Canvasser and Messenger.	This man was most useful.
Oct. 17th to Nov. 18.	Johnson, Richd.	8, Mercer-st.		Canvasser,	Do.
Oct. 29th to Nov. 18.	Warren, J. F.	18, Whitefriar-st.	Committee,	Canvasser,	Worked well among the Freemen.
Oct. 21st to Nov. 18th	Hall, Thomas,	59, Ranelagh-rd.	Mr. O'Neill, of 47, Dame-st.	Canvasser.	
18th Nov.	Mahon, Thomas,	2, Coppinger's-row,	,,	Personation Agent.	
18th Nov.	E. Bates, jun.	11, Sth. Ann-st.	,,	Personation Agent.	
18th Nov.	White, Peter,	24, Sth. Ann-st.	Mr. Power,	Tally Agent.	
18th Nov.	Cruikshank, George	28, Nassau-st.	Mr. Wilson,	Tally Agent.	
18th Nov.	W. Dixon,	8, Moore-st.	Mr. Sexton,	Tally Agent.	
18th Nov.	Jordan, George,	35, Grafton-st.	One of Committee,	Tally Agent.	
18th Nov.	Smith, James,	3, Temple-bar,	Mr. Dockrell,	Personation Agent.	
18th Nov.	G. J. Campbell,	30, South Frederick-st.	,,	Tally Agent.	
18th Nov.	William Moy,	40, George's-st. South,	,,	Tally Agent.	
18th Nov.	Francis, Wm.	32, Charlottee-st.	One of Committee,	Tally Agent.	
18th Nov.	Teare, Henry,	16, Bride-st.	One of Committee,	Tally Agent.	
18th Nov.	Johnson, J.	8, Mercer-st.	,,	Tally Agent.	
18th Nov.	Mat Grier,	8, Mt. Pleasant-avn.	,,	Tally Agent.	
18th Nov.	Richd. Grier,	,,	,,	Tally Agent.	

List of Voters who undertook to render Gratuitous Services.

Date of Employment.	Name.	Address.	Recommended by	Employed as	Observations.
18th Nov.	Griffith, Wm. .	29, Lr. Stephen-st. .	One of Committee,	Tally Agent.	
18th Nov.	Martin, F. . .	50, Charlemont-st. .	,,	Tally Agent.	
18th Nov.	Glynn, A. . .	18, Up. Kevin-st. .	,,	Tally Agent.	
18th Nov.	Clarke, Lawrence,	8, Fade-st. . .	Mr. Cattiford, .	Tally Agent.	
18th Nov.	Brodie, Robt. .	31, Peter-st. . .	Mr. Power, .	Tally Agent.	
18th Nov.	Lyster, G. . .	9, Aungier-st. .	One of Committee,	Tally Agent.	
18th Nov.	Sharp, W. . .	1, Lemon-st. . .	Mr. Power, .	Tally Agent.	~~Mr. Power gave 4os. this man 2os.~~
16th Nov. to 18th.	Leitch, Richard, . this ~~man a Post~~	From Bristol, . . ~~office order for 8os.~~	Mr. Power, .	Tally Agent.	~~Mr. Power sent~~
Nov. 3rd to 18th.	Wade, George, .	41, Golden-lane, .	Committee, .	Canvasser, . .	He worked among Freemen.
Nov. 16th to 18th.	Wilson, John W.	6, Pitt-st. . .	,,	Canvasser, . .	Worked among Freemen.
Nov. 16th to 18th.	Barns, Francis, .	25, Ship-st. Little, .	Mr. Power, .	Canvasser, . .	Among Freemen.
Nov. 16th to 18th.	Palmer, Paul, .	5, Clarendon-st. .	,,	Canvasser.	
Nov. 9th to 18th.	Cummins, Saml. .	3, Harry-st. . .	One of Committee,	Canvasser.	
Nov. 5th to 18th.	Tremble, James, .	8, Molesworth-st. .	,,	Canvasser, . . tion agent on 18th;	And was persona- he worked well.
Nov. 10th to 18th.	N. Maguinness, .	19, Christchurch-place	,,	Canvasser.	
Oct. 29th to Nov. 18th.	Barlow, Richd. .	Drury-lane, . .	,,	Canvasser, . .	Among Freemen.
Oct. 29th to Nov. 18th.	Warren, James, .	9, Longford-st. .	,,	Canvasser, . .	Among Freemen.
Nov. 9th to 18th.	Meally, S. . .	32, Sth. King-st. .	,,	Canvasser.	
13th Nov. to 18th Nov.	Ferns, Henry, .	53, Bishop-st. .	,,	Canvasser.	
16th Nov. to 18th.	Larkin, L. . .	9, Aungier-st. .	,,	Canvasser.	
17th & 18th Nov.	R. Finnemore, .	39, Lr. Stephen-st. .	,,	Tally Agent.	
9th Nov. to 18th.	M'Intosh, W. .	4, Nassau-st. . .	,,	Canvasser.	
	Bull, J. . .	Dawson-court, off Stephen-st.	~~Mr. Power was obliged to give this man 2os. to get him clothes to go to poll.~~		
	Bull, William, .	1, Pitt-street, . .	Mr. Power, .	Tally Agent.	
	Clements, Edwrd.	4, Sth. Ann-st. .	Mr. Eames, .	Canvasser for	3 days and day of election.
18th Nov.	Saunders, J. .	14, Aungier-st. .	One of Committee,	Tally Agent.	

A great many of these men positively stated to our Committee that they would not vote for us unless employed.

R. Eames.

Joseph Valentine Rathborne was engaged by me on 12th of October, as Secretary, and worked continuously and hard until the 21st inst. He is a Freeman, and I have lent him £10; I think he deserves £20.

R. Eames.

No. 3.

List found among Papers furnished by Agents of the Conservative Candidates at the Election of 1868.

FREEMEN.

No.	Name.	Street.	Promised to Vote for (conditionally)
42	Patteson, William, . . Not to be forgotten,	Ormond-quay, lower.	G. & Plt. *G. & Plt.*
28	Beckett, William, . . Can bring up 16 others if made worth his while.	Liffey-street, upper.	G. & Plt. *G. & Plt.*
52	Smith, Robert, . . Would not as yet promise, but he is to be had for us.	Strand-street, great.	*G. & Plt.*
12	Connor, James, . . Now lives in 11, Jervis-st. Cannot afford to lose his time to come to poll.	Jervis-street, To be found at 99, Middle Abbey-st.	G. & Plt. *G. & Plt.*
13	Winterbottom, John, . Not to be forgotten.	Jervis-street, .	G. & Plt. *G. & Plt.*
5	Doyle, James, . . Says he has 30 votes. Cannot lose his time to vote.	Moore-lane, .	G. & Plt. *G. & Plt.*
107	Fogarty, James, . . Just come out of Poorhouse. A Protestant.	Abbey-street, middle.	G. & Plt. *Did not vote.*
107	Anderson, John, . . Large family; very poor; is about leaving town. Send to "Care of Mr. Smith, painter, Navan."	Abbey-street, middle.	G. & Plt. *G. & Plt.*
31	Bridgeman, J. . . Will vote for us if satisfied.	Denmark-st. .	G. & Plt. *Pim & C.*
54	Maher, John, . . Will vote for best pay.	Mary-street, .	*P. & C.*
22	Leahy, Daniel, . . Doubtful.	Stafford-st. . .	*P. & C.*
29	Burne, George, . . Wants to be treated better than last time.	Abbey-street, .	*G. & Plt.*
5	Willis, Anthony, . . A poor man.	Arran-street, east.	*G. & Plt.*
20	Sweeny, John, . . To be remembered.	Jervis-street, . To be seen at 15, Mary-street.	G. & Plt. *G. & Plt.*
63	Atkinson, R. . . . Must buy a bird from him.	Jervis-street, .	G. & Plt. *G. & Plt.*
34	Barry, Thomas, . . Will vote for best pay.	Liffey-street, upper.	*P. & C.*
7	Fagan, Edward, . . His wife to be made a present.	Abbey-street, upper.	*G. & Plt.*

The italics represent what is written in pencil in the original.

Endorsed,
"1868, *Nov.* 9,
Freemen."

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